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Floor Debate  
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SENATOR GLOOR PRESIDING

SENATOR GLOOR: GOOD MORNING, LADIES AND GENTLEMEN AND WELCOME TO THE GEORGE W. NORRIS LEGISLATIVE CHAMBER FOR THE SEVENTY-NINTH DAY OF THE ONE HUNDRED FOURTH LEGISLATURE, FIRST SESSION. OUR CHAPLAIN FOR TODAY IS SENATOR SCHEER. PLEASE RISE.

SENATOR SCHEER: (PRAYER OFFERED.)

SENATOR GLOOR: THANK YOU, SENATOR SCHEER. I CALL TO ORDER THE SEVENTY-NINTH DAY OF THE ONE HUNDRED FOURTH LEGISLATURE, FIRST SESSION. SENATORS, PLEASE RECORD YOUR PRESENCE. ROLL CALL. MR. CLERK, PLEASE RECORD.

ASSISTANT CLERK: THERE IS A QUORUM PRESENT, MR. PRESIDENT.

SENATOR GLOOR: THANK YOU, MR. CLERK. ARE THERE ANY CORRECTIONS FOR THE JOURNAL?

ASSISTANT CLERK: NO CORRECTIONS THIS MORNING.

SENATOR GLOOR: ARE THERE ANY MESSAGES, REPORTS, OR ANNOUNCEMENTS?

ASSISTANT CLERK: ONE ITEM, MR. PRESIDENT. I HAVE AN APPOINTMENT LETTER FROM THE GOVERNOR REGARDING APPOINTS AND REAPPOINTMENTS TO THE ENVIRONMENTAL QUALITY COUNCIL. (LEGISLATIVE JOURNAL PAGE 1543-1544.)

SENATOR GLOOR: THANK YOU, MR. CLERK. THE CHAIR RECOGNIZES THE SPEAKER, SENATOR HADLEY.

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SPEAKER HADLEY: MR. PRESIDENT, MEMBERS OF THE BODY, I'D LIKE TO GIVE YOU A LITTLE PREVIEW OF THE REST OF THE WEEK TO TELL YOU, BASICALLY, WHAT WE'RE GOING TO BE DOING BETWEEN NOW AND FRIDAY. TODAY, WE WILL DEVOTE TO GENERAL FILE DEBATE OF PRIORITY BILLS. IF YOU'LL TAKE A LOOK AT YOUR AGENDA, I HAVE LISTED EVERY PRIORITY BILL ON THERE IN THE ORDER THAT WE WILL BE TAKING THEM UP. BASICALLY, THERE ARE SPEAKER PRIORITY BILLS...I'M SORRY, SENATOR PRIORITY BILLS, COMMITTEE PRIORITY BILLS, THEN FINALLY SPEAKER PRIORITY BILLS. I NEED YOU TO KEEP IN MIND THAT WE STILL HAVE A LOT OF BILLS ON SELECT FILE AND SOME FINAL READING TO DO THAT WILL HAVE TO BE MOVED IN THERE. AND ALSO WHEN THESE BILLS MOVE TO SELECT, WE WILL HAVE TO SCHEDULE THOSE AND THEN FINAL READINGS. SO THE AGENDA WILL NOT BE JUST GENERAL FILE AS WE MOVE FORWARD. I AM, RIGHT NOW, I AM LOOKING AT SCHEDULING THE SPEAKER PRIORITY BILLS AT 6:00 AT NIGHT TO GIVE AN HOUR EVERY DAY TO THE SPEAKER PRIORITY BILLS, BECAUSE IN THEORY THEY SHOULD MOVE FAIRLY QUICKLY. TOMORROW, WE WILL TAKE UP THE FINAL READING OF THE BUDGET BILLS AND THE STATE CLAIMS BILL FIRST THING IN THE MORNING. ADDITIONALLY, WE WILL HAVE THREE BILLS THAT HAVE NO FISCAL IMPACT THAT WE WILL ALSO READ ON FINAL READING TOMORROW. AT 1:30 TOMORROW AFTERNOON, THURSDAY, WE WILL TAKE UP SENATOR SMITH'S MOTION TO OVERRIDE THE VETO ON LB610 AND LB610A, THE GAS TAX BILL AND ITS A BILL. THE REMAINDER OF THE DAY WILL BE DEVOTED TO CONTINUING GENERAL DEBATE. AT 5:00, WE WILL TAKE UP THE SELECT FILE DEBATE OF LB268, SENATOR CHAMBERS' BILL, TO REPEAL THE DEATH PENALTY. FOLLOWING THE DEBATE, WE WILL TAKE UP LB599, SENATOR EBKE'S MINIMUM WAGE FOR STUDENT WORKERS. THE BILL IS ON FINAL READING, BUT THERE ARE NO AMENDMENTS PENDING. ANY TIME REMAINING ON FRIDAY WILL BE DEVOTED TO OTHER FINAL READING BILLS WITH AMENDMENTS AND GENERAL FILE. WE WILL BE WORKING THROUGH LUNCH ON FRIDAY AND NO LUNCH WILL BE PROVIDED. ADJOURNMENT TIME FOR FRIDAY IS MID TO LATER AFTERNOON, DEPENDING ON HOW WE MOVE THROUGH THE BILLS ON FRIDAY. THANK YOU, MR. PRESIDENT. [LB610 LB610A LB268 LB599]

SENATOR GLOOR: THANK YOU, MR. SPEAKER. MR. CLERK, WE'LL NOW MOVE TO THE FIRST ITEM ON THE AGENDA.

ASSISTANT CLERK: MR. PRESIDENT, LB605A INTRODUCED BY SENATOR MELLO. (READ TITLE.) [LB605A]

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SENATOR GLOOR: SENATOR MELLO, YOU'RE RECOGNIZED TO OPEN ON LB605A.  
[LB605A]

SENATOR MELLO: THANK YOU, MR. PRESIDENT, MEMBERS OF THE LEGISLATURE. LB605A IS THE TRAILING A BILL TO THE MAIN PRISON REFORM BILL OF THE SESSION, LB605, THE BILL DEVELOPED IN CONJUNCTION WITH THE COUNCIL OF STATE GOVERNMENT JUSTICE CENTER. AS YOU LOOK AT THE A BILL, IT IS STILL IN THE PRELIMINARY STAGE IN THE SENSE THAT THERE ARE SOME CHANGES THAT ARE BEING REEVALUATED IN RESPECTS TO THE GENERAL FUND IMPACT ON LB605 BASED ON WHAT WAS DONE ON GENERAL FILE WITH THE COMMITTEE AMENDMENT AND, YESTERDAY, ESSENTIALLY, THE NEW AMENDMENT WHICH REWROTE THE ENTIRE BILL TO BRING IT BACK TO, MOSTLY, THE ORIGINAL GREEN COPY OF THE VERSION OF BILL. I WILL LIKELY BE BRINGING A SELECT FILE AMENDMENT ON LB605A TO FULLY INCORPORATE THE FISCAL IMPACTS OF THIS PRISON REFORM BILL. THANK YOU, MR. PRESIDENT.  
[LB605A LB605]

SENATOR GLOOR: THANK YOU, SENATOR MELLO. MEMBERS, YOU'VE HEARD THE OPENING ON LB605A. ARE THERE SENATORS WISHING TO SPEAK? SEEING NONE, SENATOR MELLO WAIVES. MEMBERS, THE QUESTION IS THE ADVANCEMENT OF LB605A TO E&R INITIAL. THOSE IN FAVOR VOTE AYE, THOSE OPPOSED VOTE NAY. HAVE ALL VOTED WHO CARE TO? RECORD, MR. CLERK. [LB605A]

ASSISTANT CLERK: 32 AYES, 0 NAYS ON THE ADVANCEMENT OF THE BILL, MR. PRESIDENT. [LB605A]

SENATOR GLOOR: THE BILL ADVANCES. MR. CLERK. [LB605A]

ASSISTANT CLERK: LB598A, INTRODUCED BY SENATOR SCHUMACHER. (READ TITLE.) [LB598A]

SENATOR GLOOR: SENATOR SCHUMACHER, YOU'RE RECOGNIZED TO OPEN ON LB598A. [LB598A]

SENATOR SCHUMACHER: THANK YOU, MR. PRESIDENT, MEMBERS OF THE BODY. LB598A IS A TRAILING A BILL FOR LB598, WHICH WE MOVED YESTERDAY. IT DOES THREE THINGS: IT APPROPRIATES FUNDS TO CREATE THE OFFICE INSPECTOR GENERAL OF THE NEBRASKA CORRECTIONAL SYSTEM WITHIN THE

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OFFICE OF PUBLIC COUNCIL; IT APPROPRIATES FUNDS TOWARD THE PAROLE BOARD TO MOVE THE PAROLE ADMINISTRATION FROM THE DEPARTMENT OF CORRECTIONAL SERVICES TO THE PAROLE BOARD AND ADD CERTAIN POSITIONS TO THE PAROLE BOARD; AND IT ALSO APPROPRIATES FUNDS TO DCS TO REFLECT MOVING PAROLE ADMINISTRATION TO THE PAROLE BOARD AND ADDS CERTAIN POSITIONS TO DCS. THE APPROPRIATION TO DCS IS ACCORDINGLY REDUCED. LIKE LB605A, THAT WE JUST MOVED, THERE WILL BE ADJUSTMENTS ON SELECT FILE TO REFLECT THE CHANGES IN THE BILL THAT OCCURRED YESTERDAY. I ENCOURAGE YOUR SUPPORT OF LB598A FOR FINANCING WHAT WE DID YESTERDAY. THANK YOU. [LB598A LB598 LB605A]

SENATOR GLOOR: THANK YOU, SENATOR SCHUMACHER. MEMBERS, YOU'VE HEARD THE OPENING ON LB598A. ARE THERE SENATORS WISHING TO BE RECOGNIZED? SEEING NONE, SENATOR SCHUMACHER, YOU'RE RECOGNIZED TO CLOSE. SENATOR SCHUMACHER WAIVES. MEMBERS, THE QUESTION IS THE ADVANCEMENT OF LB598A TO E&R INITIAL. THOSE IN FAVOR VOTE AYE; THOSE OPPOSED VOTE NAY. HAVE ALL VOTED WHO CARE TO? RECORD, MR. CLERK. [LB598A]

ASSISTANT CLERK: 33 AYES, 0 NAYS ON THE ADVANCEMENT OF THE BILL, MR. PRESIDENT. [LB598A]

SENATOR GLOOR: THE BILL ADVANCES. MR. CLERK. [LB598A]

ASSISTANT CLERK: NEXT BILL, MR. PRESIDENT, LB173A BY SENATOR CHAMBERS. (READ TITLE.) [LB173A]

SENATOR GLOOR: SENATOR CHAMBERS, YOU'RE RECOGNIZED TO OPEN ON LB173A. [LB173A]

SENATOR CHAMBERS: THANK YOU, MR. PRESIDENT, MEMBERS OF THE LEGISLATURE. THANK YOU, MR. CLERK, FOR REMINDING ME I HAVE THIS BILL. I DON'T THINK ATTENTION WAS PAID TO A VERY SIGNIFICANT WORD IN WHAT THE CLERK WROTE, "READ." I DON'T THINK EVEN SENATOR MELLO PAID ATTENTION TO IT. THIS IS ONE OF THE FEW, IF THERE ARE ANY OTHERS, A BILLS WHICH WILL REDUCE APPROPRIATIONS. IT IS ATTACHED TO LB173 WHICH DEALT WITH MANDATORY MINIMUMS AND THE OTHER ITEM, WHICH SHALL REMAIN NAMELESS AT THIS TIME, SOME SUGGESTING THAT THIS BILL BE ADVANCED. THANK YOU, MR. PRESIDENT. [LB173A LB173]

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SENATOR GLOOR: THANK YOU, SENATOR CHAMBERS. MEMBERS, YOU'VE HEARD THE OPENING ON LB173A. WE NOW MOVE TO FLOOR DEBATE. SENATOR KINTNER, YOU'RE RECOGNIZED. [LB173A]

SENATOR KINTNER: WELL, THANK YOU, MR. PRESIDENT. WE KNOW IF WE REALLY WANT TO SAVE MONEY, WE JUST SHUT DOWN OUR JAILS. THAT WOULD HAVE A HUGE FISCAL IMPACT AND WE COULD JUST SAVE ALL THAT MONEY. I GOT TO TELL YOU, I THINK BEING SOFT ON CRIME, LETTING BAD GUYS OUT OF PRISON IS NOT THE WAY I WANT TO SAVE MONEY, NOT AT ALL. THERE ARE SMART THINGS WE'RE DOING. I THINK LB605 WAS VERY SMART. I THINK PROGRAMMING, I THINK MENTAL HEALTH HELP, I THINK MONITORING PEOPLE WHEN THEY GET OUT, BUT I CERTAINLY DON'T THINK THAT TAKING A BILL LIKE THIS AND USING IT TO NOT PUNISH AS HARSHLY PEOPLE WHO COMMIT FELONIES IS THE WAY TO SAVE MONEY. PEOPLE DEMAND THAT WE LOCK UP THE BAD GUYS. THEY DEMAND THREE THINGS IN OUR STATE REALLY. THEY WANT GOOD SCHOOLS, THEY WANT GOOD ROADS, AND THEY WANT THE BAD GUYS LOCKED UP. AND AS SENATOR GROENE SAID YESTERDAY, WE HAVE A MUCH LOWER CRIME RATE BECAUSE THE BAD GUYS ARE IN JAIL, AND I CAN'T IMAGINE KEEPING OUR CRIME RATE DOWN IF WE'RE LETTING BAD GUYS OUT. SO AS MUCH AS I APPRECIATE FISCAL NOTES TO SAVE MONEY, I DON'T THINK WE SHOULD BE SAVING MONEY AT THE EXPENSE OF, POTENTIALLY, LETTING BAD GUYS OUT. THANK YOU, MR. PRESIDENT. [LB173A LB605]

SENATOR GLOOR: THANK YOU, SENATOR KINTNER. (VISITORS INTRODUCED.) SEEING NO ADDITIONAL SENATORS WISHING TO BE RECOGNIZED, SENATOR CHAMBERS, YOU'RE RECOGNIZED TO CLOSE. SENATOR CHAMBERS WAIVES CLOSING. THE QUESTION BEFORE US, MEMBERS, IS THE ADVANCEMENT OF LB173A TO E&R INITIAL. THOSE IN FAVOR VOTE AYE; THOSE OPPOSED VOTE NAY. HAVE ALL VOTED WHO WISH TO? RECORD, MR. CLERK. [LB173A]

ASSISTANT CLERK: 26 AYES, 8 NAYS ON THE ADVANCEMENT OF THE BILL, MR. PRESIDENT. [LB173A]

SENATOR GLOOR: LB173A ADVANCES. MR. CLERK. [LB173A]

ASSISTANT CLERK: NEXT BILL, MR. PRESIDENT, LB629A BY SENATOR MELLO. (READ TITLE.) [LB629A]

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SENATOR GLOOR: SENATOR MELLO, YOU'RE RECOGNIZED TO OPEN ON LB629A.  
[LB629A]

SENATOR MELLO: THANK YOU, MR. PRESIDENT, MEMBERS OF THE LEGISLATURE. LB629A IS THE TRAILING A BILL TO THE UNDERLYING BILL WHICH CREATES A REGULATORY FRAMEWORK FOR TRANSPORTATION NETWORK COMPANIES. THIS IS A CASH-FUNDED A BILL. IT DOES NOT HAVE A GENERAL FUND IMPACT AND, ESSENTIALLY, ALLOWS THE PUBLIC SERVICE COMMISSION TO UTILIZE THE CASH-FUNDED FEES THAT THEY WILL GENERATE FROM THE NEW LICENSING FEES FROM TRANSPORTATION NETWORK COMPANIES. WITH THAT I WOULD URGE THE BODY TO ADOPT LB629A. THANK YOU, MR. PRESIDENT.  
[LB629A]

SENATOR GLOOR: THANK YOU, SENATOR MELLO. ARE THERE SENATORS WISHING TO BE RECOGNIZED? SEEING NO ONE IN THE QUEUE, SENATOR MELLO WAIVES. MEMBERS, THE QUESTION IS THE ADVANCEMENT OF LB629A TO E&R INITIAL. ALL THOSE IN FAVOR VOTE AYE, THOSE OPPOSED VOTE NAY. HAVE ALL VOTED WHO CARE TO? RECORD, MR. CLERK. [LB629A]

ASSISTANT CLERK: 31 AYES, 1 NAY ON THE ADVANCEMENT OF THE BILL, MR. PRESIDENT. [LB629A]

SENATOR GLOOR: THE BILL ADVANCES. CONTINUING WITH GENERAL FILE APPROPRIATIONS BILLS, MR. CLERK. [LB629A]

ASSISTANT CLERK: LB525A BY SENATOR SULLIVAN. (READ TITLE.) [LB525A]

SENATOR GLOOR: SENATOR SULLIVAN, YOU'RE RECOGNIZED TO OPEN ON LB525A. [LB525A]

SENATOR SULLIVAN: THANK YOU, MR. PRESIDENT, AND GOOD MORNING, COLLEAGUES. AS WAS STATED, LB525A IS NOW THE APPROPRIATION TO SUPPORT LB525 AS AMENDED. I WOULD REMIND YOU OF THE CONVERSATION WE HAD ON THIS BILL ON GENERAL FILE. AS IT ORIGINALLY EXISTED WITH THE COMMITTEE AMENDMENTS, IT HAD NO FISCAL IMPACT. BUT PER ACTION THAT WAS TAKEN ON THE FLOOR, LB343 WAS ADDED, AND THAT RESULTS IN THIS FISCAL NOTE BEING ADDED TO THIS BILL, SO TO THAT END I WOULD LIKE TO, AT THIS TIME, YIELD MY INTRODUCTORY TIME TO SENATOR KOLOWSKI WHO WOULD

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INTRODUCE THAT BILL FOR HIS REMARKS CONCERNING THE NEED FOR THIS APPROPRIATION. [LB525A LB525 LB343]

SENATOR GLOOR: SENATOR KOLOWSKI, 9 MINUTES. [LB525A]

SENATOR KOLOWSKI: THANK YOU, MR. PRESIDENT. THANK YOU, SENATOR SULLIVAN. I HAVE PASSED AROUND A LETTER THAT'S BEFORE YOU FROM A MR. ROGER LEWIS. HE'S A GENTLEMAN IN THE SOUTHWEST AREA OF OMAHA, IN MY DISTRICT, AND HE DID AN EXCELLENT JOB OUTLINING AND BRINGING YOU UP TO DATE WITH LB343, WHAT WE ARE DOING WITH THIS BILL AND THE DIRECTION IT'S HEADING. WE'RE VERY HAPPY WITH THE SUMMARY THAT HE'S PROVIDED ON THAT LETTER. IT STRIKES ALL THE MAJOR CHORDS OF WHAT WE TRIED TO DO IN THIS PARTICULAR BILL. AND I WILL EMPHASIZE WHY THIS IS NOT IN TEEOSA, BECAUSE TWO-THIRDS OF THE DISTRICTS IN THE STATE WOULD NOT QUALIFY BEING NONEQUALIZED FOR THE FUNDING THAT WE WOULD MAKE AVAILABLE--THROUGH THIS PARTICULAR BILL-- AVAILABLE TO ALL DISTRICTS. IT MAKES A WORLD OF DIFFERENCE. AND I HOPE THAT WOULD BE SOMETHING THAT WOULD BE MAXIMIZED AND APPEALING TO ALL DISTRICTS AS THEY LOOK AT WHAT THEY MIGHT BE ABLE TO DO IN THE FUTURE, WORKING ON THE RESULTS OF LB343. WORKED IN DEPTH WITH SENATOR MELLO OVER THE MONTHS ON THIS PARTICULAR BILL, AND I WONDER IF I COULD ASK SENATOR MELLO TO ANSWER A QUESTION, PLEASE. [LB525A LB343]

SENATOR GLOOR: SENATOR MELLO, WOULD YOU YIELD? [LB525A]

SENATOR MELLO: YES. [LB525A]

SENATOR KOLOWSKI: SENATOR MELLO, WE HAD DISCUSSIONS ON THE ORIGINAL ASPECT OF THIS BILL AS WE PARED IT DOWN TO A FINAL \$2 MILLION TOTAL. COULD YOU REVIEW THAT PROCESS, PLEASE? [LB525A]

SENATOR MELLO: SENATOR KOLOWSKI, I BELIEVE YOUR ORIGINAL PROPOSAL, LB433, ORIGINALLY HAD MOVED TO TAKE JUST GENERAL FUND APPROPRIATION, AS WELL AS MONEY FROM THE LOTTERY TO COVER THE COSTS OF REIMBURSING SCHOOL DISTRICTS ACROSS THE STATE, EQUALIZED AND UNEQUALIZED FOR CAREER READINESS AND COLLEGE READINESS, CERTIFICATIONS AND PROGRAMMING COSTS. IN REGARDS TO TRYING TO ADDRESS THE FISCAL NOTE, WE CAME UP WITH KIND OF A SOLUTION TO STAIRSTEP THAT APPROPRIATION IN REGARDS TO A \$2 MILLION; THE SECOND

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YEAR OF THE BIENNIUM STAIRSTEP IT UP THEN TO \$5 MILLION AND TO \$7.5 MILLION THE NEXT BIENNIUM SO THAT IT FULLY GETS IMPLEMENTED OVER A FOUR-YEAR PERIOD. THE BILL I BELIEVE WE HAVE IN FRONT OF US, LB525A, COVERS THE \$2 MILLION AMOUNT IN THIS BIENNIUM. AND I JUST WANT TO MAKE SURE, BECAUSE IT WAS MENTIONED DURING THE LB525 REGULAR DEBATE, WHILE IT'S THE INTENT, I KNOW, IN THE LEGISLATION LB525 TO STAIRSTEP THAT APPROPRIATION UP IN THE FOLLOWING BIENNIUMS, THAT IS NOT SOMETHING THAT IS GOING TO BE IN STATUTE. THAT'S STILL LEFT UP TO THE LEGISLATURE, THROUGH THE APPROPRIATIONS PROCESS, TO MAKE THAT DETERMINATION IN COMING YEARS. SO, REALLY, ALL WE CAN DO IS TIE THE LEGISLATURE, THIS BIENNIUM, TO LB525, WHICH IS THE \$2 MILLION APPROPRIATION THIS BIENNIUM. BUT IT IS SLATED TO INCREASE IN THE FOLLOWING BIENNIUMS. [LB525A LB433 LB525]

SENATOR KOLOWSKI: THANK YOU, SENATOR MELLO, APPRECIATE THAT BACKGROUND INFORMATION. AND IT IS AT A \$2 MILLION BASIS RIGHT NOW. BASICALLY, LOOKING AT IT AS A PILOT TO SEE WHAT KIND OF...THE ASPECT OF INTEREST AND ON THE PART OF DISTRICTS THROUGHOUT THE STATE FOR THIS PARTICULAR DIRECTION. I ALSO WANTED TO TAKE A MINUTE WITHIN THIS CONTEXT BECAUSE IT FITS VERY NICELY FOR THIS PAST WEEKEND. I HOPE, SENATORS, YOU HAD A CHANCE TO EXAMINE SOMETHING IN THE WORLD-HERALD ON SUNDAY CONCERNING OUR BEST AND BRIGHTEST. AND THAT'S THE WORLD-HERALD YEARLY SCHOLARS SECTION DEALING WITH THE ALL-STATE ACADEMIC TEAMS. THIRTY-SIX REGIONAL STUDENTS AND TOP NINE ALL-STATERS WERE CHOSEN FROM THE THREE REGIONS OF THE STATE. AND THAT IS A POWERFUL STATEMENT TO THE EXCELLENCE OF EDUCATION IN OUR STATE AND THE RESULTS THAT WERE FORTHCOMING FROM OUR SCHOOL DISTRICTS. OF THOSE TOP NINE STUDENTS THAT WERE CHOSEN FROM THE METRO AREAS AND OUTSTATE...LINCOLN AND OUTSTATE REGIONS, EIGHT OF THOSE NINE STUDENTS HAD A PERFECT 36 ACT. ONE OTHER STUDENT HAD A PERFECT 2400 ON THE SAT. THESE ARE SOME OF THE BEST AND BRIGHTEST. THEY ARE MAXIMIZERS, AND I HOPE WE'LL BE ABLE TO HOLD THEM AND DRAW THEM BACK TO STAY IN NEBRASKA IN THEIR FUTURE AS WE LOOK AT THE INTELLECTUAL POWER THAT THEY HAVE GAINED AND WILL CONTINUE TO DISPLAY AS THEY GO ONTO THEIR COLLEGES OF CHOICE. THE DISTRICTS...AS WE LOOK AT THE QUESTIONS OF WHY THIS PARTICULAR BILL AGAIN, THE DISTRICTS ARE VERY HEAVILY PRESSED, AS WE KNOW, BY ISSUES OF POVERTY AND ELL LANGUAGE PRESSURE. THE DUAL ENROLLMENT, AP PROGRAMS, IB, AND CAREER ACADEMY; THE TRADES, BE IT WELDING, TECHNOLOGY, CENTER PIVOTS, ELECTRICIANS, CARPENTERS, PLUMBERS, SEED HYBRID SPECIALISTS, ALL THE

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REST, WORKING WITH THE COMMUNITY COLLEGES AND COLLEGES AND UNIVERSITIES HAVE TREMENDOUS IMPACT UPON WHAT WE'RE TRYING TO DO WITH THIS BILL, LB343, ACROSS THE ENTIRE STATE. I WOULD GREATLY APPRECIATE YOUR SUPPORT FOR THE CONTINUATION OF THIS MONEY FOR THE WORK THAT WE HAVE BEFORE US. IT'S A SMALL STEP IN THE RIGHT DIRECTION, OVER TIME, AS WE CONTINUE TO DEFINE THE LANDSCAPE OF EDUCATIONAL SYSTEM IN OUR STATE. THIS IS A STEP IN THE RIGHT DIRECTION THAT I HOPE YOU'LL BE ABLE TO PRESS GREEN. THANK YOU VERY MUCH. [LB525A LB343]

SENATOR GLOOR: THANK YOU, SENATOR KOLOWSKI. THANK YOU, SENATOR SULLIVAN. WE NOW MOVE TO FLOOR DEBATE. SENATOR SULLIVAN, YOU'RE RECOGNIZED. [LB525A]

SENATOR SULLIVAN: THANK YOU, MR. PRESIDENT. I RISE IN OPPOSITION TO THIS A BILL. I KNOW THAT THAT DEPARTS FROM TRADITION A LITTLE BIT, BUT I THINK IF YOU RECALL YOU WOULD ALSO REMEMBER THAT I SPOKE IN OPPOSITION ON LB343 WHEN IT CAME HERE TO THE FLOOR, AND ALSO THEN WHEN IT WAS AMENDED ONTO LB525. I DON'T NECESSARILY LIKE DOING THAT, BUT IT'S WHERE I AM WITH THIS BILL, AND FOR TWO MAIN REASONS. ONE IS THAT I BELIEVE THAT THESE WERE THINGS THAT WERE ALREADY BEING DONE IN SCHOOL DISTRICTS ALL ACROSS THE STATE. AND ALSO I MADE A CASE FOR THE FACT THAT THIS SHOULD, IN FACT, BE PART OF TEEOSA TO PROVIDE SUSTAINABILITY. AND WHEN THIS BILL WAS IN COMMITTEE, TRIED TO WORK WITH THE BILL AND ADDING ON WHAT I WAS CALLING AN ENHANCED ACADEMIC ALLOWANCE THAT WOULD HAVE MADE THIS POTENTIALLY AVAILABLE TO SCHOOL DISTRICTS ALL ACROSS THE STATE. BUT THIS GIVES ME A LITTLE OPPORTUNITY TO EXPAND ON WHY I CONTINUE TO BE OPPOSED TO THIS BILL, TO THIS A BILL, AND ALSO TO ADDING LB343 TO LB525. OVERALL, THE PHILOSOPHY IS GREAT. WE WANT OUR STUDENTS TO SUCCEED AND EXCEL AND BE SUCCESSFUL. I'VE HANDED OUT TWO HANDOUTS. ONE SHOWS A GRAPH AND IT SPEAKS TO THE POINT THAT I HAD INDICATED THAT THIS IS ALREADY BEING DONE ALL ACROSS THE STATE. THE GRAPH SHOWS ENROLLMENT IN 9 THROUGH 12 SCHOOL DISTRICTS, ALL ACROSS THE STATE, OUR SMALLEST TO OUR LARGEST. AND IF YOU LOOK CAREFULLY YOU WILL SEE THAT WITH...IN VERY FEW EXCEPTIONS DUAL CREDIT, AP, ARE BEING OFFERED IN THE VAST MAJORITY OF OUR SCHOOL DISTRICTS. IF YOU LOOK ON THE ATTACHED PAGES TO THAT GRAPH, YOU CAN FIND YOUR OWN SCHOOL DISTRICTS THAT ARE IN YOUR RESPECTIVE DISTRICTS AND FIND OUT WHAT'S GOING ON. AND AS I SAID, IN MANY CASES, IN MOST CASES, IN THE MAJORITY OF CASES, WE ARE SEEING THIS ALREADY BEING DONE IN SCHOOL DISTRICTS. WE ARE SEEING LOCAL

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BOARDS MAKE THE DECISIONS BASED ON WHAT THEY FEEL, NOT AN INCENTIVE, NOT A MONETARY GIFT, BUT WHAT IS RIGHT FOR THE STUDENTS IN THEIR RESPECTIVE DISTRICTS. THE COMMENT WAS MADE THAT, AS DEVELOPED, LB343 MAKES IT POSSIBLE TO HAVE THESE DOLLARS GO OUT TO EQUALIZED AND NONEQUALIZED SCHOOL DISTRICTS. WHILE I WOULD STEP BACK AND REMIND YOU THAT WE COULD HAVE DONE THIS IN TEEOSA, HAD WE GONE THAT ROUTE. BUT ALSO A SECOND HANDOUT THAT I GAVE TO YOU HIGHLIGHTS...I'M VERY PROUD OF A SCHOOL DISTRICT, THAT IT'S IN DISTRICT 41, BOONE CENTRAL, WHO WAS HERE JUST A COUPLE WEEKS AGO GIVING A PRESENTATION TO THE GOVERNOR ON THEIR VERY SUCCESSFUL CAREER ACADEMY THAT THEY'VE BEEN WORKING ON FOR TWO YEARS. AND THIS IS JUST AN EXAMPLE OF NOT ONLY WHAT'S BEING DONE IN RURAL AREAS, BUT IF YOU READ THE ARTICLE IT'S A TEMPLATE, IF YOU WILL, THAT IS GOING TO BE REPLICATED IN MANY RURAL SCHOOL DISTRICTS ALL ACROSS OUR STATE. SO, AGAIN, THESE ARE DECISIONS, THESE ARE THINGS ALREADY BEING DONE WITHOUT THE INCENTIVE, WITHOUT THE NEED TO PROVIDE MORE DOLLARS FOR IT. SPEAKING SPECIFICALLY TO THE \$2 MILLION THAT IS PROPOSED WITH LB525A, I REMAIN UNCLEAR ON HOW THE DOLLARS--WITHOUT THE CERTAIN AMOUNT GOING TO THE ADMINISTRATIVE FEES AND ALSO THE POSITION IN NDE THAT WILL ADMINISTER THIS PROGRAM-- BUT I'M STILL UNCLEAR ABOUT HOW THESE DOLLARS WILL BE ADMINISTERED ACROSS THE STATE. ARE THEY ON A FIRST-COME, FIRST-SERVE BASIS? DOES A CERTAIN AMOUNT GO TO DUAL CREDIT? DOES A CERTAIN AMOUNT GO TO AP? AND HOW DO YOU DETERMINE COMPLETION, PARTICULARLY... [LB525A LB343 LB525]

SENATOR GLOOR: ONE MINUTE. [LB525A]

SENATOR SULLIVAN: ...WITH RESPECT TO A CAREER ACADEMY? SO AT THE END OF THE DAY, WHILE AS I SAID, I DON'T LIKE TO BUCK TRADITION, BUT I STAND WITH SOME CONCERNS ABOUT LB343 BEING PART OF LB525A. I THINK THAT THIS IS A NOBLE CONCEPT TO PURSUE, BUT I DON'T THINK THIS IS THE RIGHT WAY TO DO IT. THANK YOU, MR. PRESIDENT. [LB525A LB343]

SENATOR GLOOR: THANK YOU, SENATOR SULLIVAN. SENATORS IN THE QUEUE: GROENE, SCHNOOR, SCHEER, KRIST, FRIESEN AND BAKER. SENATOR GROENE, YOU'RE RECOGNIZED. [LB525A]

SENATOR GROENE: THANK YOU, MR. PRESIDENT. AS YOU KNOW, I FOUGHT LB343 AS A BILL, AND SENATOR SULLIVAN PRETTY MUCH SUMMED IT UP. I AM ON THE

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EDUCATION COMMITTEE ALSO. THE BILL WAS DEFEATED...LET'S SAY NOT DEFEATED, IT WAS NOT ADVANCED AS LB343. AS A ROOKIE SENATOR, WE WERE TOLD THERE ARE CERTAIN RULES OF CONGENIALITY THAT WE FOLLOW. I HAVE TRIED TO DO THAT, AS MY FELLOW FRESHMEN HAVE. WE ALSO, IN EDUCATION COMMITTEE, HAD LB525, A CLEANUP BILL. WE DID NOT ADD THIS TO IT. IT WAS A CLEANUP BILL. WE KNOW A, APPROPRIATIONS, TO IT LIKE MOST CLEANUP BILLS ARE. THIS BILL...THIS LANGUAGE DOES NOT BELONG IN AN EDUCATIONAL CLEANUP BILL. I'VE LOOKED AT THIS. I'M FOR AP CLASSES. I'M FOR DUAL-CREDIT COURSES AND EXTRACURRICULAR ACTIVITIES LIKE ATHLETICS. BUT THAT'S WHAT THEY ARE, FOLKS, THEY'RE EXTRACURRICULAR ACTIVITIES. I PASSED OUT RULE 10 AND I HIGHLIGHTED WHAT OUR DEPARTMENT OF EDUCATION MANDATES TO OUR PUBLIC SCHOOLS TO DO ITS CONSTITUTIONAL DUTY OF GIVING A K-12 EDUCATION AND I HIGHLIGHTED THE HIGH SCHOOL. THERE'S NOTHING ON THERE ABOUT DUAL-CREDIT COURSES. THERE'S NOTHING ON THERE ABOUT CAREER ACADEMIES; THERE'S NOTHING ON THERE ABOUT AP CLASSES. THAT IS SOMETHING--WE TALK ABOUT LOCAL CONTROL--THE LOCAL SCHOOL BOARD DECIDES. THAT IS SOMETHING THE LOCAL SCHOOL BOARD DECIDES TO OFFER. WE HAVE A HIGHER EDUCATION SYSTEM IN OUR STATE, JUNIOR COLLEGES, PUBLIC COLLEGES, STATE COLLEGES, UNIVERSITY, PRIVATE COLLEGES. LOCAL SCHOOL DISTRICTS WORK WITH THOSE TO OFFER DUAL-CREDIT COURSES. I'VE SHOWED YOU HANDOUTS THAT THE TAXPAYER HAS DONE ITS JOB SUPPORTING PUBLIC EDUCATION: 70 PERCENT INCREASE IN PROPERTY TAXES; 47 PERCENT OF TEEOSA IN THE LAST DECADE. WE'VE DONE OUR JOB. THE LOCAL SCHOOL DISTRICT ALSO, I DIDN'T HAND IT OUT, BUT STATUTE 77-3444, AUTHORITY TO EXCEED MAXIMUM LEVY PROCEDURE. IF THIS IS DEAR TO THEIR HEART AND THEY SPEND THEIR TEEOSA MONEY AND THEIR PROPERTY TAXES IN OTHER WAYS, PASSING OUT WAGE INCREASES TO THEIR ADMINISTRATORS OR WHATEVER, AND THEN THEY COME UP SHORT, THEY HAVE THIS AVENUE TO OVERRIDE THE LEVY IF THEY BELIEVE THAT THIS IS THAT CRITICAL OF THEIR DISTRICT. BUT TO MANDATE IT TO ALL DISTRICTS AND TO MANDATE IT TO THE TAXPAYERS OF NEBRASKA BECAUSE YOUR DISTRICT IS UPSET THAT YOU MIGHT HAVE TO CUT THE JAPANESE COURSE...LANGUAGE COURSE OR LATIN COURSES. I FIND IT DISINGENUOUS THAT A SENATOR WILL DEBATE ME IN COMMITTEE AND SAY WE CANNOT FIX TEEOSA, YOU GUYS ARE LAND RICH. AND THEN TO USE THE RURAL PEOPLE AS AN EXCUSE FOR SOMETHING HE WANTS FOR HIS DISTRICT, VERY DISINGENUOUS. WE PLAN ON FIXING TEEOSA THIS SUMMER, SOME OF US DEDICATED SENATORS. AND WE PLAN ON WORKING TOGETHER, US RURAL SENATORS WITH THE URBAN SENATORS TO FIX TEEOSA. WE DON'T NEED END AROUNDS, LEGISLATION THAT GOES AROUND THE PROCESS, GOES AROUND THE TEEOSA SPENDING FORMULA,

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WE DON'T NEED THAT. THAT ISN'T THE WAY WE SHOULD OPERATE. LET'S FIX TEEOSA AS A BODY NEXT YEAR. LET'S MAKE IT FAIR. THEN WE DON'T HAVE THIS, WE'LL GIVE YOU A NICKEL AND WE'LL KEEP 95 CENTS, RURAL PEOPLE. I WASN'T BORN YESTERDAY. [LB525A LB343 LB525]

SENATOR GLOOR: ONE MINUTE. [LB525A]

SENATOR GROENE: AND THERE'S A LOT OF URBAN SENATORS WILLING TO WORK ON THIS. I KNOW THEY WILL. WE NEED TO FIX IT, AND WE NEED TO DO IT RIGHT. WE NEED TO INCORPORATE IN THE COMMON LEVY. WE NEED TO FIX TEEOSA. THAT IS HOW WE FUND OUR SCHOOLS AT THE STATE LEVEL, NOT WITH END AROUNDS, NOT WITH SPECIAL PROGRAMS, NOT WITH BACKYARD DEALS. WE NEED TO SEND A MESSAGE--WE DON'T DO THIS IN THIS BODY. WE DON'T GO END AROUNDS. WE WORK THROUGH THE COMMITTEE SYSTEM. WE DO A FILIBUSTER; WITH GOVERNOR VETOES, WE OVERRIDE OR DON'T OVERRIDE. WE DON'T DO THIS. AT LEAST THAT'S WHAT I WAS TOLD AS A ROOKIE SENATOR. WE DON'T DO THESE THINGS. WE GET ALONG. I WILL WORK WITH EVERY URBAN SENATOR TO FIX TEEOSA THIS NEXT YEAR. I'M JUST 1 OUT OF 49. BUT THIS ISN'T THE RIGHT WAY TO DO IT. THIS PROVES WE'VE GOT A MESS, JUST THE REASONING BEHIND THIS. [LB525A]

SENATOR GLOOR: TIME, SENATOR. [LB525A]

SENATOR GROENE: THANK YOU. [LB525A]

SENATOR GLOOR: THANK YOU, SENATOR GROENE. SENATOR SCHNOOR, YOU'RE RECOGNIZED. [LB525A]

SENATOR SCHNOOR: THANK YOU, SIR. SENATOR GROENE HIT THE NAIL ON THE HEAD. THIS PROVES THAT THERE ARE SOME PROBLEMS. I GOT TO REPEAT A LITTLE BIT OF HISTORY ABOUT THIS. LB343 PASSED IN COMMITTEE ON A 5-3 VOTE, IT WAS NOT UNANIMOUS. IT DID NOT PASS ON THE FLOOR OF THE LEGISLATURE ON ITS OWN. YOU THINK ABOUT THAT. IT DID NOT GET ENOUGH VOTES, SO THEN IT WAS SLID INTO LB525 AGAINST THE WISHES OF THE CHAIRMAN. AND THAT, NOW, REQUIRES AN APPROPRIATION BILL FOR LB525, WHICH PRIOR TO THAT DID NOT REQUIRE A PENNY. SO YOU NEED TO THINK REAL HARD ABOUT ALL THAT. SO, OBVIOUSLY, I'M AGAINST THIS A BILL. I WILL BE AGAINST LB525 WHEN IT COMES UP, AS ITS PRESENTED. AND REMEMBER, THESE COURSES THAT ARE ASKED TO BE FUNDED NOW THROUGH STATE

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DOLLARS ARE NOT REQUIRED TO GRADUATE. SO, THEREFORE, IT GOES OUTSIDE OF OUR CONSTITUTIONAL REQUIREMENTS. SO WHEN YOU VOTE, KEEP ALL THOSE ASPECTS IN MIND, THAT THIS IS, LIKE SENATOR GROENE SAID, A ROUND ABOUT WAY OF GETTING THE MONEY. AND ALL THESE SCHOOLS...AND I DON'T KNOW THE EXACT PERCENTAGE...SENATOR GROENE PUT OUT SOME PAPERS THERE THAT I FEEL AREN'T TOTALLY ACCURATE, BECAUSE I LOOKED AT SCRIBNER-SNYDER AND IT SAID THAT THEY DON'T HAVE ANY DUAL-CREDIT COURSES. NOW, I DID NOT KNOW WHAT THE SOURCE OF THAT INFORMATION IS, BUT I CAN TELL YOU AT THE SCHOOL WHERE I WAS THE BOARD PRESIDENT, WE HAD 29 HOURS AVAILABLE, AND THAT'S AT A CLASS D SCHOOL. ALL OF THIS IS DONE...THESE...WHAT HE'S ASKING MONEY FOR, THIS IS ALL DONE WITH PROPER MANAGEMENT, PROPER FINANCIAL MANAGEMENT, PROPER MANAGEMENT OF YOUR RESOURCES. IT DOES NOT REQUIRE EXTRA MONEY. ARE THE PEOPLE GOING TO ACCEPT THE MONEY? OF COURSE THEY ARE. IF THEY'RE GOING TO GET FREE MONEY FOR SOMETHING THAT THEY'RE ALREADY DOING, THEY'RE GOING TO PUT THEIR HANDS OUT AND SAY, YEAH. BUT JUST REMEMBER, THIS BILL--LB343, WHICH IS THE ORIGINATION OF THIS--THIS DID NOT PASS ON THE FLOOR OF THE LEGISLATURE. AND IT WAS PUT INTO LB525 AGAINST THE WISHES OF THE CHAIRMAN. SO I'M GOING TO ASK FOR YOU TO OPPOSE THIS A BILL. LIKE WE'VE HEARD, THIS IS NOT NORMAL PROCEDURE, BUT WHAT HAPPENED WITH THIS, HOW THIS IS DONE, THIS ROUND ABOUT WAY IS NOT NORMAL EITHER. SO I'M OPPOSING THIS. THANK YOU, SIR. [LB525A LB343 LB525]

SENATOR GLOOR: THANK YOU, SENATOR SCHNOOR. SENATOR SCHEER, YOU'RE RECOGNIZED. [LB525A]

SENATOR SCHEER: THANK YOU, MR. PRESIDENT. I RISE IN OPPOSITION TO LB525A, BUT SIMILAR, BUT NOT THE SAME AS, THE PREVIOUS SPEAKERS. I'M NOT ON THE EDUCATION COMMITTEE. I DID NOT VOTE AGAINST IT TO COME OUT OF THE COMMITTEE. I ACTUALLY VOTED FOR THIS WHEN IT WAS ON THE FLOOR. THIS IS NOT SOUR GRAPES. HOWEVER, WE DID HAVE A VOTE ON THIS BILL. IF WE NOW ARE GOING TO ALLOW ALL THE SENATORS THAT HAVE HAD A BILL THAT DID NOT MAKE IT THROUGH FIRST ROUND TO PIGGYBACK ON SOMETHING ELSE THEN WE'RE GOING TO HAVE REALLY LONG DAYS, REALLY LONG NIGHTS, AND WE'RE STILL NOT GOING TO GET EVERYTHING DONE. THERE'S JUST NOT ENOUGH TIME. I'D BE GLAD TO SUPPORT THIS BILL AGAIN NEXT YEAR IF IT CAME BACK, BUT I BELIEVE IN THE PROCESS. WE ALL GET ONE SHOT AT THE APPLE. SOME OF US GET IT, SOME OF US DON'T. SOME OF OUR FELLOW SENATORS STILL HAVE BILLS THAT ARE SITTING IN THE COMMITTEE. THAT'S THE WAY IT GOES. WE AREN'T GOING TO ALLOW THEM TO PULL IT OUT AND PUT IT ONTO A BILL. SO I

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THINK, AGAIN, IT'S THE SAME PHILOSOPHY I HAD WHEN LB525 CAME ON AND SENATOR KOLOWSKI ATTACHED LB343 TO THAT. LB343 WAS A GOOD BILL, AT LEAST IN MY IMPRESSION. BUT IT WAS NOT VOTED TO MOVE FORWARD. WE ALL HAVE REASONS THAT WE LOSE BATTLES. PEOPLE AREN'T HERE, PEOPLE ARE HERE, WHATEVER THE CASE MIGHT BE. BUT THIS BILL DID NOT ADVANCE AND NOW IS GOING TO PROVIDE FOR AN A BILL FOR A BILL THAT DID NOT HAVE ANY FINANCIAL IMPACT AT ALL. SO, I GUESS, IT'S OUR SECOND BITE AT THIS APPLE. IF YOU BELIEVE IN THE PROCESS, IF YOU BELIEVE THAT EVERYONE DESERVES ONE SHOT, THEN YOU'LL VOTE AGAINST LB525A. IT DOES NOT HURT LB525, IT JUST DOES NOT FUND THE ADDITION OF LB343 TO THE BILL. IT'S THAT SIMPLE. YOU'RE NOT KILLING LB525, YOU'RE SIMPLY JUST MOVING FORWARD WITH LB525; LB343 WOULD NOT BE FUNDED. SO AS YOU MOVE FORWARD, AS YOU THINK ABOUT THIS VOTE, LOOK AT IT IN THOSE TERMS BECAUSE THAT'S TRULY WHAT WE'RE TALKING ABOUT. IF YOU VOTE AGAINST LB525A, YOU'RE JUST SIMPLY NOT FUNDING LB343. THAT'S AS SIMPLISTIC AS WE CAN GET. I'D BE GLAD TO SUPPORT IT NEXT YEAR, AS I TOLD SENATOR KOLOWSKI, BUT THIS YEAR, NO. I SUPPORTED IT ONCE. IT HAD ITS OPPORTUNITY. WE ALL HAD AN OPPORTUNITY TO VOTE AS WE WISHED. IT WAS NOT SUCCESSFUL. I JUST DON'T THINK WE HAVE THE TIME TO DO EVERYTHING TWICE. THANK YOU, MR. PRESIDENT. [LB525A LB343 LB525]

SENATOR GLOOR: THANK YOU, SENATOR SCHEER. SENATORS IN THE QUEUE: KRIST, FRIESEN, BAKER, HILKEMANN, BLOOMFIELD AND SCHNOOR. SENATOR KRIST, YOU'RE RECOGNIZED. [LB525A]

SENATOR KRIST: THANK YOU, MR. PRESIDENT. GOOD MORNING, COLLEAGUES; AND GOOD MORNING, NEBRASKA. WELL, IT HAS COME TO THAT TIME IN THE SESSION WHEN EVERYONE NEEDS TO LOOK AT THE GREEN SHEET AND NEEDS TO LOOK AT THE THINGS THAT ARE EXTREMELY IMPORTANT TO THEM. AND IF I'M GOING TO REPEAT ANYTHING THAT'S BEEN SAID...I'VE BEEN OUT OF THE CHAMBER FOR AWHILE ON A DIFFERENT ISSUE, BUT I NEED TO SAY WHAT I NEED TO SAY. I HAVE SOMETHING THAT'S VERY IMPORTANT TO ME ON THE JUVENILE JUSTICE SIDE, IT'S LB25. IT WAS INCORPORATED INTO LB265 OUT OF COMMITTEE AND IT WAS REPORTED OUT OF COMMITTEE AS A STANDALONE BILL. IT HAS A PRICE TAG ON IT, IT'S A HALF A MILLION DOLLARS. IN TALKING TO THE CHAIR OF APPROPRIATIONS WE ARE, AT THIS GIVEN TIME, NOT IN GREAT SHAPE. IF YOU LOOK AT THE BOTTOM LINE, WE HAVE \$7 MILLION TO \$10 MILLION POTENTIALLY TO MAKE UP. SO EVERY ONE OF US SELFISHLY WANTS WHAT WE WANT, WE WANT IT NOW BECAUSE IT CAME OUT OF COMMITTEE AND IT'S GOT A PRICE TAG ON IT THAT MAY OR MAY NOT BE PART OF OUR OVERALL PRIORITY. I MENTION THAT

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NOW NOT TO TORPEDO LB525A, BUT TO LET YOU KNOW, IN THE LAST FEW DAYS OF THIS SESSION THERE WILL HAVE TO BE PARTICULAR ATTENTION PAID TO HOW MUCH THINGS COST. I AM EXTREMELY WILLING TO HAVE SENATOR CAMPBELL AMEND OUT LB26 FORMAT THAT COSTS A HALF MILLION DOLLARS WHICH IS ON FINAL READING, BECAUSE THAT BILL WILL COME UP NEXT YEAR. AND THE ONE THING I'VE LEARNED ABOUT THIS BODY IS PATIENCE, PATIENCE, PATIENCE. IT'S VERY IMPORTANT TO ME, BECAUSE THAT MEANS THAT KIDS ARE BEING TREATED LIKE KIDS. AND IF THERE'S SPECIAL PROGRAMS THAT THEY CAN TAKE ADVANTAGE OF AND THEY AND THE JUDGE AND THEIR ATTORNEY DECIDE THAT THEY CAN GO TO AGE 21 AND HAVE SOME OF THOSE SERVICES AVAILABLE, THAT IT'S GOOD FOR THE CHILD AND IT CREATES AN ENVIRONMENT WHERE THAT CHILD CAN GO INTO A TRANSITION PROGRAM. THE TECHNICALITY OF WHICH IS IT CAN ONLY HAPPEN SIX MONTHS AT A TIME. IT IS VERY IMPORTANT TO ME AND PART OF THAT JUVENILE JUSTICE REFORMATION THAT WE STARTED SEVERAL YEARS AGO. IF IT COMES DOWN TO CRUNCH, I'M WILLING TO WAIT UNTIL THAT BILL COMES UP NEXT YEAR. SO EVERY DIME THAT YOU SEE ON AN A BILL AND EVERY BOTTOM LINE, YOU NEED TO MAKE SURE THAT YOU SCRUTINIZE. BUT MORE IMPORTANTLY, I DON'T THINK SCRUTINIZING EACH BILL AS IT COMES UP HERE IS AS IMPORTANT AS BEING ACCOMMODATING TO THE CHAIR OF APPROPRIATIONS. AND IF HE COMES TO YOU AND SAYS, WHAT CAN YOU DO? MEANING REDUCING YOUR FISCAL NOTE, THAT IS WITHIN YOUR POWER AND YOU SHOULD CONSIDER THAT. WHETHER YOU'RE THE CHAIR OF A COMMITTEE OR THE LAST IN THE LIST OF THE NEWBIES COMING IN THE DOOR-- WHICH NOW YOU'RE NOT NEWBIES ANYMORE, YOU'VE ALMOST GOT A SESSION UNDER YOUR BELT--LOOK AT YOUR FISCAL NOTE AND MAKE SURE THAT IT IS SO IMPORTANT THAT YOU GET THE ENTIRE \$40 MILLION OR YOU GET THE \$1 MILLION OR YOU GET THE HALF MILLION THAT YOU CAN AVOID SPENDING THIS YEAR, POTENTIALLY, FOR NEXT YEAR OR JUST REDUCING THAT BOTTOM LINE THIS YEAR. THANK YOU FOR LISTENING. [LB525A LB25 LB265 LB26]

SENATOR GLOOR: THANK YOU, SENATOR KRIST. SENATOR FRIESEN, YOU'RE RECOGNIZED. [LB525A]

SENATOR FRIESEN: THANK YOU, MR. PRESIDENT. I STAND IN OPPOSITION TO LB525A. I DID SUPPORT LB525 UNTIL IT HAD A FISCAL NOTE. AND I WILL LOOK AT THIS AT A COUPLE DIFFERENT WAYS THAN HAS BEEN BROUGHT UP EARLIER. WE CONSTANTLY TALK ABOUT...EARLIER, WE TALKED ABOUT EARLY CHILDHOOD EDUCATION, TRYING TO GET YOUNG SCHOOL CHILDREN READY FOR KINDERGARTEN. WE'RE GOING TO START AT THREE YEARS OF AGE AND WE NEED FUNDING FOR THAT. THEY'RE BEHIND IN KINDERGARTEN. WE CAN'T GET

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THEM PREPARED SO THAT THEY'RE READY TO GO ON. AND SO WE'RE GOING TO START AT THREE YEARS OF AGE AND PROVIDE SOME FUNDING AND PROGRAMS FOR THAT, BECAUSE THERE WILL BE STUDENTS WHO CANNOT SUCCEED WITHOUT THAT. WE KEEP HEARING FROM SENATOR LARSON HOW OUR SCHOOLS ARE FAILING US. WE CAN'T EVEN MANAGE TO EDUCATE OUR KIDS K-12 WITH THE CURRENT PROGRAMS WE HAVE. AND HERE WE WANT TO SPEND \$2 MILLION ON OUR BRIGHTEST STUDENTS WHO REALLY LOOKS LIKE THEY'RE ABLE TO TAKE ANY OF THE PROGRAMS THAT THEY WISH. THERE'S NOTHING STOPPING THEM CURRENTLY. THERE'S A LOT OF PROGRAMS IN PLACE AND NOW WE WANT TO POUR \$2 MILLION INTO HELPING FUND THAT. SOMEWHERE WE HAVE TO DRAW THE LINE ON OUR PRIORITIES. AND IT LOOKS TO ME, FROM WHAT I'VE SEEN AND HEARD, IS THAT OUR K-12 EDUCATION IS LACKING IN FUNDING AND IN EDUCATION, AND NOW WE'RE EXPANDING PROGRAMS. WHY DON'T WE DO ONE RIGHT? LET'S LET THE OTHER ONE TAKE CARE OF ITSELF. AND THEN DOWN THE ROAD, IF WE NEED TO ADDRESS IT, WE CAN. ON ANOTHER ISSUE, IF I WANT...I HAVE A BILL STUCK IN COMMITTEE THAT DEALS WITH FUNDING AND MONEY AND SCHOOLS, DO I DRAG THAT OUT AND ATTACH IT TO THIS BILL? WE COULD TRY IT. WE CAN TALK ABOUT IT FOR A LONG TIME. I DIDN'T THINK IT WAS APPROPRIATE THE WAY WE WENT ABOUT THIS, BUT THAT'S ALL RIGHT. ANYBODY CAN TRY ANYTHING HERE. I STILL JUST...I WILL STRICTLY LOOK AT THIS RIGHT NOW, AND I WILL NOT DO ANYTHING LIKE THAT. BUT I LOOK AT THIS AS HOW DO WE CHOOSE OUR PRIORITIES? WHAT DO WE WANT TO CONCENTRATE ON? AND I THINK IT'S GETTING OUR KIDS READY FOR COLLEGE, AND IT'S NOT BY DUAL PLACEMENT. IT'S NOT BY GIVING THEM EXTRA CREDITS THAT WHEN THEY GET THERE SOME OF THEM GET THERE AND THEY'RE STILL NOT PREPARED. IF WE WOULD DO A BETTER JOB OF PREPARING OUR KIDS IN K-12 FOR COLLEGE, MORE OF THEM WOULD SUCCEED. AND WE HAVE TOO MANY DROPPING OUT OF COLLEGE TO START WITH. LET'S WORK ON FIXING THAT PROBLEM INSTEAD OF TRYING TO PUT SOME OTHERS, AGAIN, AHEAD OF THE PACK SO THAT WE HAVE TO PAY CATCHUP WITH OTHERS THAT ARE BEHIND THE PACK. I'LL YIELD THE REST OF MY TIME TO SENATOR SULLIVAN. [LB525A LB525]

SENATOR GLOOR: SENATOR SULLIVAN, 2 MINUTES, 2 SECONDS. [LB525A]

SENATOR SULLIVAN: THANK YOU, MR. PRESIDENT. AND I'M SORRY I WASN'T PARTY TO THE CONVERSATION GOING ON BECAUSE I'M A LITTLE...I WOULDN'T CALL IT PERPLEXED, BUT I WANT YOU TO KNOW THAT I'M SORT OF TRYING TO DETERMINE HOW BEST TO PROCEED. WE ALL ARE GOING TO TAKE A VOTE ON THIS MOMENTARILY AND YOU WILL ALL DO WHAT YOU NEED TO DO. BUT...AND DEPENDING ON THAT OUTCOME--AND I CAN'T PREDICT WHAT THAT OUTCOME IS

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GOING TO BE--BUT, FOR EXAMPLE, IF THIS A BILL DOESN'T SUCCEED, THERE'S STILL AN ISSUE GOING FORWARD THAT IT STILL IS ALIVE AND LB525 WILL BE BRACKETED ON FINAL READING UNTIL A DECISION IS MADE ON THIS A BILL. SO IT SOUNDS A LITTLE CONFUSING BECAUSE I AM A LITTLE CONFUSED. BUT I JUST WANT YOU TO KNOW THAT THERE...THAT I STILL HAVE SOME CONSTERNATION ABOUT HOW THIS IS ALL GOING TO PLAY OUT... [LB525A LB525]

SENATOR GLOOR: ONE MINUTE. [LB525A]

SENATOR SULLIVAN: THANK YOU, MR. PRESIDENT...BECAUSE EITHER WAY IT'S GOING TO BE A LITTLE COMPLICATED ON HOW WE PROCEED WITH THIS VOTE, AND ALSO WITH THE FINAL DETERMINATION OF LB525 IF IT SURVIVES OR DOESN'T. SO I'M JUST THINKING THROUGH THIS PROCESS. I'M LISTENING AND YOU MAY NOT HEAR FROM ME NOW AGAIN BEFORE THE VOTE IS TAKEN, BUT IT WON'T, CERTAINLY, BE THE END OF THE STORY. THANK YOU, MR. PRESIDENT. [LB525A LB525]

SENATOR GLOOR: THANK YOU, SENATOR FRIESEN AND SENATOR SULLIVAN. SENATOR BAKER, YOU'RE RECOGNIZED. [LB525A]

SENATOR BAKER: THANK YOU, MR. PRESIDENT, MEMBERS OF THE BODY. I APPRECIATE THE OPINIONS THAT HAVE BEEN EXPRESSED HERE. I UNDERSTAND WHERE YOU'RE COMING FROM. I'M GOING TO, WHEN THE TIME COMES, I'M GOING TO VOTE FOR LB525A. BUT I JUST WANT TO RAMBLE A LITTLE BIT. EVERY MEMBER HERE BRINGS SOMETHING, THEIR LIFE EXPERIENCES, TO THE LEGISLATURE. MINE HAPPENS TO BE EDUCATION. I HAD A 43-YEAR CAREER IN EDUCATION, THE LAST 37 AS A SCHOOL SUPERINTENDENT. SO I'M JUST GOING TO MAYBE TELL YOU SOME THINGS THAT SOME OF YOU ALREADY KNOW, MAYBE YOU DON'T. BUT THERE'S A DIFFERENCE BETWEEN DUAL-CREDIT CLASSES, AND I'M PLEASED TO SEE THAT THERE'S SO MANY SCHOOLS THAT HAVE STUDENTS EARNING DUAL-CREDIT CLASSES. THAT'S SOMETHING THAT'S BEEN AROUND FOR 20, 25 YEARS. AND DUAL-CREDIT CLASSES ARE IN THINGS THAT ARE IN RULE 10. YOU LOOK AT THE REQUIREMENTS OF RULE 10: LANGUAGE, ARTS, AND ENGLISH. PEOPLE CAN TAKE DUAL-CREDIT CLASSES TO MEET RULE 10 OR TAKE SCIENCE CLASSES, MATH CLASSES, CAREER EDUCATION; CAREER EDUCATION IS PART OF RULE 10 ALSO. THERE'S A PART THAT SAYS CAREER EDUCATION IS IN THE MIDDLE GRADES AND ALSO CAREER EDUCATION IN THE HIGH SCHOOL. SO DUAL-CREDIT CLASSES IN ACADEMICS ARE SOMETHING THAT TAKE PLACE IN A CLASSROOM. OFTENTIMES IT'S TAUGHT BY ONE OF THE SCHOOL'S OWN STAFF

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MEMBERS, SOMEONE WHO'S QUALIFIED WHO HAS A MASTER'S DEGREE IN THAT SUBJECT AREA. FOR OTHERS IT MIGHT BE AN ON-LINE COURSE, BUT IT'S STILL IN THE CLASSROOM. FOR SOME IT MIGHT BE A DISTANCE LEARNING CLASS. THOSE THINGS ARE IMPORTANT TO MEET HIGH SCHOOL GRADUATION REQUIREMENTS, MEET RULE 10 REQUIREMENTS, AND STILL PUSHING STUDENTS TO BE ALL THEY CAN BE AND TO PURSUE THEIR PREFERRED FUTURE. I'M CONVINCED EDUCATION IS THE WAY OUT OF POVERTY, BREAKING THE POVERTY CYCLE. FOR ME, CAREER EDUCATION IS NOT ABOUT SOME STUDENTS WHO ARE NOT COLLEGE BOUND. I WANT CAREER EDUCATION FOR 100 PERCENT OF THE STUDENTS. I WANT EVERY STUDENT TO HAVE A DIRECTION, TO HAVE A CAREER PLAN. THE CAREER ACADEMY GOES BEYOND SOMETHING THAT JUST HAPPENED IN THE CLASSROOM. CAREER ACADEMY INVOLVES PARTNERSHIPS WITH BUSINESSES, INDUSTRIES. STUDENTS MIGHT TAKE...WHO ARE AIMING FOR A CAREER IN MEDICAL PROFESSION MIGHT TAKE THEIR SCIENCE CLASS IN A HOSPITAL SETTING AND HAVE AN OPPORTUNITY TO BE AROUND A MEDICAL PROFESSIONAL TO SEE WHAT IT'S ALL ABOUT AND SEE IF THAT IS SOMETHING THEY ARE, INDEED, INTERESTED IN PURSUING. CAREER ACADEMY CLASSES CAN BE ANYWHERE FROM WELDING. MY INTERIM TIME AS SUPERINTENDENT AT BEATRICE, I STARTED A WELDING ACADEMY. BUT IT'S ALSO CAREER ACADEMIES ARE PEOPLE PLANNING TO BECOME TEACHERS, PEOPLE WHO ARE PLANNING TO BECOME ENGINEERS, IT'S FOR ALL STUDENTS. AND I THINK THE CAREER ACADEMY APPROACH OFFERS SOMETHING THAT'S NOT TRADITIONAL, THAT HASN'T BEEN AROUND. IT HASN'T BEEN FULLY IN PLACE FOR 20, 25 YEARS LIKE DUAL-CREDIT CLASSES. IT'S A MORE RECENT VINTAGE WHEN IT REALLY BECAME POPULAR EVEN...JUST IN THE LAST 10 OR 12 YEARS, AND I THINK THAT REALLY IS A MODEL WHAT HIGH SCHOOL SHOULD LOOK LIKE. IT SHOULD BE STUDENTS ADVANCING OUT OF MIDDLE SCHOOL... [LB525A]

SENATOR GLOOR: ONE MINUTE. [LB525A]

SENATOR BAKER: ...WITH A CAREER AREA IN MIND, MAYBE EVEN A SPECIFIC CAREER PATHWAY IN MIND, PLANNING THEIR HIGH SCHOOL COURSES AND BEYOND ACCORDINGLY. AND THEN TAKING THE OPPORTUNITY TO PICK UP A POCKETFUL OF COLLEGE CREDITS ALONG THE WAY, WHETHER THAT'S IN A CLASSROOM WITH ACADEMICS, COLLEGE LEVEL ENGLISH, COLLEGE LEVEL MATH, COLLEGE LEVEL SCIENCE, AND THEN PICKING UP SOME CAREER SPECIFIC DUAL-CREDIT CLASSES THAT ARE GOING TO GO TOWARD A DEGREE, WHETHER THAT'S A TWO-YEAR COMMUNITY COLLEGE DEGREE, A FOUR-YEAR DEGREE. SOME STUDENTS ASPIRE TO DEGREES THAT WILL REQUIRE TO GO BEYOND A FOUR-YEAR COLLEGE DEGREE. SO MY HOPE...AND I THINK SCHOOLS ARE

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REALLY ON THE RIGHT TRACK. MY HOPE IS THAT STUDENTS WILL GO THROUGH HIGH SCHOOL WITH A SENSE OF PURPOSE, WITH A SENSE OF DIRECTION KNOWING WHAT... [LB525A]

SENATOR GLOOR: TIME, SENATOR. [LB525A]

SENATOR BAKER: ...PREFERRED FUTURE IS AND HOW TO GET THERE. THANK YOU. [LB525A]

SENATOR GLOOR: TIME, SENATOR. [LB525A]

SENATOR BAKER: THANK YOU, MR. PRESIDENT. [LB525A]

SENATOR GLOOR: SENATORS IN THE QUEUE: HILKEMANN, BLOOMFIELD, SCHNOOR, GROENE, SULLIVAN, AND KOLOWSKI. SENATOR HILKEMANN, YOU'RE RECOGNIZED. [LB525A]

SENATOR HILKEMANN: THANK YOU, MR. SPEAKER. I STAND...RISE TO SAY I'M IN FAVOR LB525A BECAUSE THIS REPRESENTS EXCELLENCE IN EDUCATION. THIS ALSO IS PROVIDING EDUCATION IN AREAS WHERE EXCELLENCE IS NOT ALWAYS AVAILABLE. I'VE GOT A QUESTION I WANT TO ASK. SENATOR KOLOWSKI, WOULD YOU ANSWER A QUESTION FOR ME? WOULD YOU YIELD? [LB525A]

SENATOR GLOOR: SENATOR, WOULD YOU YIELD? [LB525A]

SENATOR KOLOWSKI: YES, OF COURSE. [LB525A]

SENATOR HILKEMANN: SENATOR KOLOWSKI, THE CONVERSATION THAT WE'RE HAVING HERE TODAY IS THAT WE ALREADY HAVE THESE AP AND DUAL-CREDIT COURSES IN OUR SCHOOLS. AS I UNDERSTAND YOUR...WITH THE PROGRAM AT YOUR...THAT YOU'VE PROPOSED HERE IS THAT THIS IS UP AND BEYOND AP DUAL CREDIT. WE'RE GETTING CAUGHT UP IN THINGS THAT ARE ALREADY BEING DONE INTO WHAT THE FUTURE COULD BE. COULD YOU ANSWER THAT FOR ME? [LB525A]

SENATOR KOLOWSKI: WELL, THERE ARE SOME THINGS THAT MIGHT CHANGE AS FAR AS FUTURE DIRECTION, BUT THE EXPENSE TO A DISTRICT AT THE CURRENT

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TIME IS THE TOPIC OF CONSIDERATION. AP COURSES, IB COURSES, DUAL-ENROLLMENT CONNECTIONS, AS WELL AS THE CAREER ACADEMIES AND THE TRADES ARE VERY EXPENSIVE PROGRAMS TO PUT INTO PLACE. TO MAINTAIN THOSE IN YOUR DISTRICT WHILE YOU'RE BEING HIT AT THE ENTRY LEVEL WITH MORE AND MORE KIDS IN POVERTY AND MORE STUDENTS WITH ENGLISH-LANGUAGE LEARNING DIFFICULTIES IS A DOUBLE WHAMMY UPON A DISTRICT. SO THEY'RE HAVING DIFFICULTY KEEPING UP THE FUNDING THAT THEY WOULD LIKE TO HAVE FOR THESE ADVANCED PROGRAMS AND TRADES PROGRAMS. SOMEWHERE SOMEONE HAD THE WRONG INTERPRETATION THAT THIS IS JUST FOR THE COLLEGE-BOUND KIDS. THIS IS FOR EVERY STUDENT. EVERY STUDENT WOULD HAVE AN OPPORTUNITY IN THE TRADES, AS WELL AS THE ADVANCED PLACEMENT OF DUAL ENROLLMENTS TO TAKE PART IN THE POSSIBILITIES OF WHAT WOULD HAPPEN IN THIS PARTICULAR PROGRAM. AND AGAIN, YOU'RE NOT...AS A DISTRICT, YOU'RE NOT BEING REIMBURSED FOR ANYTHING UNLESS YOUR STUDENTS SUCCESSFULLY COMPLETE THE PROGRAM. SO LIKE...JUST TAKING THE CLASS DOES NOT COUNT. YOU MUST SUCCEED AT IT, AT A DETERMINED LEVEL THAT WILL BE SET BY THE STATE DEPARTMENT OF EDUCATION. [LB525A]

SENATOR HILKEMANN: SENATOR, ONE OF THE QUESTIONS ALSO WAS MENTIONED HERE WAS THAT THIS IS FREE MONEY TO SOME OF THESE DISTRICTS THAT ARE DOING THIS. ISN'T IT MY UNDERSTANDING THAT THESE NEED TO BE NEW PROGRAMS, NOT SIMPLY PAYING FOR SOMETHING WE'RE ALL PRESENTLY DOING? [LB525A]

SENATOR KOLOWSKI: THE DISTRICTS ARE PAYING FOR THESE WITH DIFFICULTY. AND THAT'S THE POINT TO GET ACROSS IS THE COST FOR SIGNING UP FOR A AP EXAM, FOR EXAMPLE, OR ANY OF THE INTERNATIONAL BACCALAUREATE PROGRAMS, THOSE ARE EXPENSIVE. AND WHETHER THE COST IS BORN BY THE STUDENT OR THE FOUNDATION IN THE DISTRICT, WHICH ALSO HELPS IN SOME CASES, OR THE DISTRICT ITSELF TO MAINTAIN THAT SPENDING STREAM FOR THOSE HIGHER LEVEL CLASSES AND FOR THE TRADES. AND I HAVE TO SAY THAT AGAIN, THIS IS NOT JUST FOR HONOR STUDENTS. THIS IS ALSO FOR STUDENTS GOING INTO THE TRADES, WHATEVER THEY MIGHT BE. THE NEEDS FOR WELDERS, TECHNOLOGY AREAS, CENTER PIVOTS, ELECTRONICS, CARPENTRY, PLUMBING, ANY OF THOSE AREAS ARE ALSO CERTIFIABLE. AND WHEN A STUDENT GETS TO THE LEVEL OF CERTIFICATION, THEN THEY RECEIVE A STIPEND BACK TO THE DISTRICT FOR THEIR PARTICIPATION AND SUCCESSFUL GRADES IN THAT. [LB525A]

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SENATOR GLOOR: ONE MINUTE. [LB525A]

SENATOR HILKEMANN: OKAY, I WAS GOING TO ASK SENATOR SCHNOOR A QUESTION. I DON'T SEE HIM HERE...SENATOR SCHNOOR, WOULD YOU YIELD TO A QUESTION? [LB525A]

SENATOR GLOOR: SENATOR SCHNOOR, WOULD YOU YIELD? [LB525A]

SENATOR SCHNOOR: YES, SIR. [LB525A]

SENATOR HILKEMANN: SENATOR, YOU MENTIONED IN YOUR TESTIMONY THAT...OR IN YOUR STATEMENT THAT THIS IS GOING TO JUST BE FREE MONEY TO THE SCHOOL. IN WHAT WAY WOULD THIS BE FREE MONEY TO YOUR SCHOOL DISTRICT? [LB525A]

SENATOR SCHNOOR: WELL, I GUESS YOU COULD INTERPRET THAT A FEW DIFFERENT WAYS, BECAUSE THIS IS GOING TO COST THE TAXPAYERS, THE BOTTOM LINE. BUT IF A SCHOOL APPLIES FOR THIS AND THEY MEET ALL THE QUALIFICATIONS, THEY GET MONEY FOR IT FROM THE STATE. [LB525A]

SENATOR HILKEMANN: OKAY. SO YOU'RE SAYING...BUT HOW...BUT THEY'RE GOING TO HAVE TO DO SOMETHING IN ORDER TO EARN THIS...OR TO GET THIS MONEY. THIS IS NOT JUST MONEY THAT WE'RE GOING TO BE DIVIDING OUT, DIVVYING OUT TO THE SCHOOLS. [LB525A]

SENATOR GLOOR: TIME, SENATOR. THANK YOU, SENATOR HILKEMANN AND SENATOR SCHNOOR. MR. CLERK FOR A MOTION. [LB525A]

ASSISTANT CLERK: MR. PRESIDENT, SENATOR SULLIVAN WOULD MOVE TO INDEFINITELY POSTPONE LB525A. [LB525A]

SENATOR GLOOR: SENATOR SULLIVAN, YOU'RE RECOGNIZED TO OPEN ON YOUR MOTION TO INDEFINITELY POSTPONE. [LB525A]

SENATOR SULLIVAN: THANK YOU, MR. PRESIDENT. AND BELIEVE ME, I DO NOT DO THIS LIGHTLY. AND AS I INDICATED EARLIER, I WAS SORT OF ON A PATH TO TRY TO FIGURE THIS ALL OUT PER OUR RULES. AND IF YOU RECALL, WHEN I

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MADE THE INTRODUCTION, OR STATED MY OPPOSITION TO THIS A BILL, I SAID THAT I'M BREAKING WITH TRADITION. AND THEREIN LIES PART OF THE PROBLEM, THAT WHEN THERE IS AN A BILL, IT HAS TO GO IN TANDEM WITH ITS ACCOMPANYING BILL TO THE VERY END. AS I SAID, I DON'T KNOW HOW THIS VOTE WILL GO. BUT EVEN IF LB525A WERE TO BE DEFEATED, IT'S STILL THERE. AND SO IT STOPS LB525 FROM GOING FORWARD, UNLESS WE DO SOMETHING WITH THE BILL. SO QUITE FRANKLY THIS IS, I'D HAVE TO SAY, A TEST VOTE TO KNOW WHERE WE ARE. BUT I WANTED YOU TO BE FULLY AWARE OF THE NEED TO DO SOMETHING BECAUSE IT'S NOT ENOUGH, AS I SAID, TO JUST DEFEAT THIS A BILL. THAT WE HAVE TO MAKE A CLEARER DECISION, AND THAT'S WHY I HAVE FILED THIS IPP MOTION TO KILL IT BECAUSE THEN IT WILL BE OFF THE TABLE AND THAT WOULD ALLOW LB525 TO GO FORWARD. IF THIS DOESN'T HAPPEN, THEN WE'RE BACK TO DECIDING WHAT THE FUTURE OF LB525A IS. THAT WILL BE ANOTHER DECISION. IF IT RECEIVES APPROVAL, THEN WE GO FORWARD WITH THE TWO OF THEM. IF IT DOESN'T, STILL HANGS OUT THERE AND REMINDING US THAT LB525, UNLESS IT HAS THE ACCOMPANYING A BILL, WOULD BE HELD...BRACKETED ON FINAL READING. SO THAT'S WHY I'VE FILED THIS KILL MOTION TO GET AN INDICATION OF WHERE YOU ALL ARE AND MAKE A FINAL DECISION, POTENTIALLY, AND THAT'S WHERE WE ARE. THANK YOU, MR. PRESIDENT. [LB525A LB525]

SENATOR GLOOR: MEMBERS, YOU HEARD THE OPENING ON THE MOTION TO KILL. WE'LL RETURN TO THE QUEUE. SENATOR BLOOMFIELD, YOU'RE RECOGNIZED. [LB525A]

SENATOR BLOOMFIELD: THANK YOU, MR. PRESIDENT. GOOD MORNING, COLLEAGUES. I WAS ORIGINALLY GOING TO STAND IN OPPOSITION TO LB525A. I WILL NOW STAND IN SUPPORT OF THE IPP MOTION. SOMEWHAT ALONG THE SAME LINES AS SENATOR SCHEER WAS TALKING ABOUT, THE BILL WAS VOTED DOWN ONCE. WE HAD ANOTHER ONE OF THOSE, SENATOR KINTNER BROUGHT BACK AFTER WE HAD KILLED IT ONCE. HE BROUGHT IT BACK AND WE LET IT PASS AWAY AGAIN. THAT'S WHAT NEEDS HAPPENED TO LB525A, ORIGINALLY THE OTHER BILL THAT SENATOR KOLOWSKI HAD. COLLEAGUES, MOST OF YOU WILL REMEMBER, I HAVE LB31, THE MOTORCYCLE HELMET BILL THAT WAS DEFEATED. THERE IS A BILL COMING DOWN THE LINE THAT EVEN SOUNDS A LOT LIKE IT. LB231 DEALS WITH THE SAME SUBJECT MATTER. IT WOULD BE A WONDERFUL PLACE TO PUT AN AMENDMENT, DEALS WITH AUTOCYCLES. SENATOR SMITH IS RIGHT BEHIND ME, I GOT TO BE A LITTLE CAREFUL WHAT I SAY HERE. I'VE TALKED TO A NUMBER OF PEOPLE THAT WANT ME TO PUT AN AMENDMENT ON THERE. I PROBABLY HAVE THE VOTES TO DO IT. DOES THAT MEAN IT SHOULD BE

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DONE? NO. LB31 HAD ITS DAY IN THE SUN. IT GOT RAINED ON. IT WILL BE BACK NEXT YEAR UNDER A DIFFERENT BILL NUMBER WITH SOME MORE BELLS AND WHISTLES IN HOPE OF GETTING SUPPORT. WE DON'T TIE UP OTHER BILLS THAT HAVE MADE IT THROUGH COMMITTEE AND ATTEMPT TO STRANGLE THEM BY HANGING AMENDMENTS THE INTRODUCER OF THAT BILL NOR THE COMMITTEE WANTS TO HAVE TIED ON TO THEM. LB525A NEEDS TO BE INDEFINITELY POSTPONED. LET'S DO THAT AND MOVE FORWARD WITH LB525 IN A REASONABLE FASHION. AND IF SENATOR SULLIVAN CAN USE A COUPLE OF MINUTES, SHE CAN HAVE WHATEVER I HAVE LEFT. [LB525A LB31 LB231 LB525]

SENATOR GLOOR: SENATOR SULLIVAN, 2 MINUTES, 30 SECONDS. [LB525A]

SENATOR SULLIVAN: THANK YOU, MR. PRESIDENT. AGAIN, I WOULD JUST REMIND YOU OF WHERE WE ARE IN THIS PROCESS. AND I WOULD ENCOURAGE YOU, WHEN IT DOES COME TO A VOTE ON THIS MOTION TO KILL LB525A, I'D ASK YOU SIMPLY TO BE DECISIVE. DON'T HOLD OUT YOUR VOTE; DON'T NOT VOTE. DO WHAT YOU HAVE TO DO, BECAUSE WE NEED TO MAKE A DECISION WITH THIS. WE CAN'T JUST LEAVE, AS I SAID, WE CAN'T JUST LEAVE IT HANGING OUT THERE. INDECISION IS NOT AN OPTION WITH AN A BILL THAT IT EITHER GOES IN TANDEM WITH THE ORIGINAL BILL OR WE HAVE TO DISPOSE OF IT. SO I WOULD JUST ASK FOR YOUR CONSIDERATION ON THAT AND PLEASE DO VOTE HOWEVER YOU FEEL AT THIS POINT. THANK YOU. [LB525A]

SENATOR GLOOR: THANK YOU, SENATOR SULLIVAN AND SENATOR BLOOMFIELD. AND, SENATOR SCHNOOR, YOU'RE RECOGNIZED. [LB525A]

SENATOR SCHNOOR: THANK YOU, SIR. I'D LIKE TO ANSWER SENATOR HILKEMANN'S QUESTIONS. IS THIS FREE MONEY? AND I GUESS THAT IS A TERM I USE. THAT IS A TERM, I DON'T KNOW, THAT GETS USED A LOT AROUND HERE. WELL, ULTIMATELY, NO, IT'S NOT FREE. IT'S SOMEBODY'S TAX DOLLARS. DO THESE SCHOOLS GET IT AUTOMATICALLY? NO. THEY DO HAVE TO MEET CERTAIN REQUIREMENTS AND THEY HAVE TO PASS TO GET IT. BUT THE BOTTOM LINE, SENATOR HILKEMANN, THIS IS APPROXIMATELY \$2 MILLION OF TAXPAYERS' DOLLARS. THAT'S WHAT I'M GETTING AT. BUT IS IT FREE? NO. AND I HOPE THAT ANSWERS YOUR QUESTION. I'M IN, DEFINITELY, IN SUPPORT OF THE IPP MOTION. I WOULD LIKE TO THANK SENATOR SULLIVAN FOR HAVING THE COURAGE TO TAKE A STAND ON THIS, GO AGAINST THE GRAIN OF WHAT HAS BEEN DONE HERE, BECAUSE SHE WAS LEFT WITH NO OPTION TO FIGHT THIS BECAUSE OF WHAT WAS DONE, YOU KNOW, WHAT SHE WAS PRESENTED WITH. SHE HAD TO

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TAKE A STAND AND SHE TOOK IT AND I THANK HER FOR THAT. I WOULD ALSO LIKE TO POINT OUT TO EVERYBODY THAT WHEN THE CHAIRMAN OF A COMMITTEE IS STANDING IN OPPOSITION TO AN A BILL FOR HER OWN BILL, THAT SHOULD RAISE A VERY, VERY BIG RED FLAG THAT THERE'S SOMETHING GOING ON AND THAT THAT CHAIRMAN NEEDS OUR SUPPORT. SO I WOULD ASK...I WOULD REITERATE WHAT SHE SAID--MAKE A VOTE ON THIS AND TAKE A STAND. SHE HAS STOOD UP AGAINST THIS. LIKE I SAID, SHE HAS GONE AGAINST THE GRAIN, AGAINST THE NORM OF WHAT HAS HAPPENED HERE. IT HAPPENED TO HER, WHICH I GUESS ULTIMATELY WASN'T NORMAL ANYWAY. BUT, VOTE...VOTE IN FAVOR OF THIS IPP AND GET THIS DONE SO THIS BILL IS NOT FACING ADDITIONAL PROBLEMS. THANK YOU. [LB525A]

SENATOR GLOOR: THANK YOU, SENATOR SCHNOOR. MR. CLERK, FOR A PRIORITY MOTION [LB525A]

ASSISTANT CLERK: MR. PRESIDENT, SENATOR CHAMBERS WOULD MOVE TO BRACKET THE BILL UNTIL JUNE 5. [LB525A]

SENATOR GLOOR: THANK YOU, MR. CLERK. SENATOR CHAMBERS, YOU'RE RECOGNIZED TO OPEN ON YOUR MOTION TO BRACKET. [LB525A]

SENATOR CHAMBERS: THANK YOU. MR. PRESIDENT, MEMBERS OF THE LEGISLATURE, I'M GOING TO WITHDRAW THIS MOTION AFTER I SPEAK. I WASN'T PAYING ATTENTION TO THIS BECAUSE THE BILL DOESN'T MEAN ANYTHING TO ME ONE WAY OR THE OTHER. THAT DOESN'T MEAN IT SHOULDN'T BE THOROUGHLY DEBATED, BUT IT'S NOT THE KIND THAT I GET DEEPLY INVOLVED IN. BUT I'M LISTENING TO THE DISCUSSION NOW AND MY COMMENTS HAVE NOTHING TO DO WITH THE AMENDMENT THAT WAS ADDED TO THE BILL OR ANY OF THOSE DISPUTES. THERE ARE SENATORS WHO ARE GOING TO DO ANYTHING THEY CAN WITHIN THE RULES TO AMEND A BILL TO GET WHAT THEY WANT. THERE WILL BE SENATORS WHO WILL TRY TO AMEND A BILL THAT IS STILL IN COMMITTEE ONTO A BILL ON THE FLOOR. AND IF THE BODY AGREES TO DO IT, THEN THE BODY CANNOT TURN AROUND AND SAY WE WERE SNOOKERED, WE DIDN'T KNOW WHAT WE WERE DOING, YOU CAN SAY THAT. BUT THIS AMENDMENT THAT IS NOW A PART OF THIS BILL WAS ADDED BY THE LEGISLATURE COLLECTIVELY. I GUESS IT'S A BILL OR AN AMENDMENT THAT SENATOR KOLOWSKI OFFERED. BUT THIS IS NOT SOMETHING THAT WAS SLIPPED IN WITHOUT PEOPLE KNOWING WHAT IT WAS. IT WAS DEBATED. THE LEGISLATURE COLLECTIVELY ADOPTED THE AMENDMENT, ADDED IT TO THE

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BILL. THOSE WHO WERE OPPOSED TO THE AMENDMENT HAD THE OPPORTUNITY TO EXPRESS THEIR OPPOSITION TO IT. NOW THE BILL CONTAINS THAT AMENDMENT. THAT AMENDMENT NEEDS AN A BILL TO FUND WHAT IT PROVIDES FOR. MEMBERS OF THE LEGISLATURE, THE DEBT WAS CONTRACTED BY THE LEGISLATURE WHEN THAT AMENDMENT WAS ADOPTED WHETHER YOU LIKE IT OR NOT. IF IT WERE MY BILL, IT WOULD BE THE SAME THING. THE LEGISLATURE CONTRACTED A DEBT BY PUTTING THAT AMENDMENT ON THE BILL. NOW THE LEGISLATURE IS SAYING WE ARE NOT GOING TO PAY THE DEBT THAT WE KNOWINGLY, WILLINGLY, INTENTIONALLY CONTRACTED. THERE ARE PEOPLE ON THIS FLOOR WHO TALK ABOUT THEIR BUSINESS EXPERIENCE, THEY TALK ABOUT ETHICS. SENATOR SCHNOOR AND SENATOR GROENE AND OTHERS WILL HARP--THAT'S THE WORD I'LL USE--ON CERTAIN POINTS AND SAY, THIS IS A MATTER OF PRINCIPLE. WELL, IF THE DEBT IS THERE, AND I'M CHARACTERIZING IT AS A DEBT, LET ME SAY AN OBLIGATION, AND YOU DON'T THINK IT OUGHT TO BE PAID, THEN LET THAT BE YOUR PRINCIPLE THROUGHOUT. WHEN NEW PEOPLE COME HERE AND THEY TALK ABOUT THE PROCESS AND WHAT'S WRONG WITH IT, THEY DON'T KNOW ENOUGH TO DISCUSS IT BECAUSE THEY DON'T KNOW WHAT THEY'RE TALKING ABOUT. THE PROCESS BECOMES WHAT THE LEGISLATURE, BY A MAJORITY VOTE, WILL SAY IT IS. THE RULES WERE ADOPTED IN THE APPROPRIATE MANNER BY THE LEGISLATURE AT THE BEGINNING OF THE SESSION. AND I THINK I MAY HAVE BEEN THE ONLY ONE, MAYBE TWO OR THREE OTHERS, WHO VOTED AGAINST THOSE RULES. NOW THAT THEY'RE IN PLACE, I FOLLOW THE RULES. THE OTHER DAY WHEN I ASKED AND RECEIVED FROM THE LEGISLATURE A SUSPENSION OF THE RULES SO A BILL COULD BE INTRODUCED...I HAVEN'T OFFERED FIVE SUSPENSION MOTIONS DURING MY 40 YEARS IN THE LEGISLATURE. I WORK WITHIN, UNDER, AND PURSUANT TO THE RULES, JUST AS I'M DOING BY GETTING THIS OPPORTUNITY TO SPEAK, THEN I'M GOING TO LEAVE IT ALONE. BUT IF YOU ARE GOING TO APPROVE OF SOMETHING THAT NEEDS TO BE FUNDED, THEN YOU DON'T GIVE THE FUNDING, YOU ARE THE ONE WHO LOOKS BAD, IF THAT'S WHAT YOU'RE CONCERNED ABOUT, YOU ARE THE ONE WHO DOES NOT WANT TO HELP THE LEGISLATURE FULFILL ITS OBLIGATION, IF THAT'S WHAT YOU WANT TO TALK ABOUT. I OPPOSE THE GAS TAX BILL ALL THE WAY THROUGH. I WASN'T SPEAKING AT LENGTH ON IT ALL THE WAY THROUGH, BUT SENATOR SMITH KNEW MY POSITION. BUT WHEN THE A BILL CAME, I VOTED FOR THE A BILL. THAT IS A PRINCIPLE THAT I FOLLOW. THERE'S NOTHING IN THE RULE BOOK THAT SAYS YOU MUST VOTE FOR ANY BILL. YOU CAN BE NOT VOTING ON ANY BILL YOU CHOOSE. YOU CAN VOTE YES ON ANY BILL YOU CHOOSE. YOU CAN VOTE NO ON ANY BILL YOU CHOOSE. BUT THERE IS SUCH A THING AS MORAL AUTHORITY. THERE ARE SOME THINGS NOT WRITTEN WITHIN THE RULES. THAT'S WHY TRADITION AND PRACTICE HAVE A

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ROLE TO PLAY IN INTERPRETING SOME ACTIVITIES WHERE THE RULE IS NOT SPECIFICALLY ON POINT. AND WE ALL KNOW THIS, WE ALL UNDERSTAND IT. WE DUMMY UP WHEN WE CHOOSE TO AND SAY, WELL, GEE WHIZ, GUYS, I DIDN'T KNOW WHAT I WAS DOING OR I DON'T UNDERSTAND THE...YES YOU DO. AND IF IT DEALT WITH YOUR PERSONAL AFFAIRS, YOU WOULD UNDERSTAND IT VERY WELL. AND THAT'S WHY I'M SPEAKING NOW. THERE'S ONLY SO MUCH OF THIS KIND OF CONVERSATION I CAN LISTEN TO WITHOUT SAYING SOMETHING, BECAUSE WHEN THE RECORD IS READ AND SOME PEOPLE MAY LOOK AT THE RECORD BECAUSE OF THE ISSUE, I DON'T WANT TO SEEM LIKE I WAS GOING ALONG WITH THE NONSENSE. AND IT IS NONSENSICAL. THAT'S NOT SAYING A PERSON DOESN'T HAVE A RIGHT TO DO IT. WHEN I SAY IT'S NONSENSICAL, I MEAN...MAYBE I CAN SUBSTITUTE THE WORD "LOGICAL" OR "REASONABLE." IT WOULD BE UNREASONABLE, BASED ON MY PRINCIPLES, TO CONTRACT A DEBT KNOWINGLY AND INTENTIONALLY AND THEN REFUSE TO PAY IT AND SAY, BECAUSE I DON'T WANT TO PAY IT. AND THAT'S WHAT I VIEW AS BEING DONE TODAY. AND IT SURPRISES ME THAT THESE PEOPLE WHO CALL THEMSELVES CONSERVATIVES ARE THE ONES DOING DO IT. THEY'RE THE MORAL PRINCES OF THIS SOCIETY. THEY'RE THE KEEPERS OF THE PUBLIC MORALITY. THEY TALK ABOUT RIGHTEOUSNESS. THEY TALK ABOUT RELIGION, BUT THEY DON'T WANT TO PUT THAT INTO PRACTICE. IT'S JUST THAT SHIBBOLETH THAT THEY USE WHEN IT'S CONVENIENT. AND RELIGION, ETHICS, AND MORALITY OF CONVENIENCE ARE THINGS TO BE "CONTEMNED," NOT "CONDEMNED," CONTEMNED. AND FROM THAT WORD COMES "CONTEMPTUOUS." AND THAT'S THE WAY I VIEW WHAT IS BEING DONE BY THESE PEOPLE WHO CALL THEMSELVES CONSERVATIVES. I CAN UNDERSTAND SENATOR SULLIVAN'S POSITION VERY WELL AND IT'S DIFFERENT BECAUSE IT'S HER BILL. AND SHE DOESN'T WANT A BARNACLE ON HER SHIP. BUT THE BODY CHOSE TO PUT THAT BARNACLE ON IT. SENATOR SULLIVAN IS TRYING TO SCRAPE IT OFF. BUT THERE'S A WAY FOR YOU TO DO IT CORRECTLY, IF YOU'RE GOING TO DO IT. BRING THE BILL BACK AND STRIKE THE OFFENDING MATERIAL FROM THAT BILL. THAT WOULD BE THE WAY TO DO IT. YOU DON'T HAVE TO SINK THE SHIP TO REMOVE A BARNACLE. YOU DO NOT HAVE TO UNDERMINE THE MORAL AUTHORITY IF THERE'S ANY OF IT LEFT OF THE LEGISLATIVE PROCESS. IF YOU STRIKE FROM THE BILL THAT ITEM WHICH REQUIRES FUNDING BY THE A BILL, THEN WHEN THE...THAT FOR WHICH THE A BILL IS INTRODUCED IS NO LONGER THERE, THE A BILL BECOMES IRRELEVANT. BUT TO DO IT THE WAY YOU'RE DOING IT NOW IS A PROCESS THAT I SIMPLY DISAGREE WITH. AND I'VE SAID ALL THAT I HAVE TO SAY. I NOW, MR. PRESIDENT, WILL WITHDRAW THAT MOTION. [LB525A]

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SENATOR GLOOR: SEEING NO OBJECTION, SO ORDERED. THANK YOU, SENATOR CHAMBERS. RETURNING TO THE DEBATE ON THE MOTION TO INDEFINITELY POSTPONE. THE FOLLOWING SENATORS ARE IN THE QUEUE: GROENE, KOLOWSKI, SCHUMACHER, CHAMBERS, BAKER, AND OTHERS. SENATOR GROENE, YOU'RE RECOGNIZED. [LB525A]

SENATOR GROENE: THANK YOU, MR. PRESIDENT. I WOULD LIKE TO REMIND THE BODY THIS ISN'T A DEBATE OR AN ISSUE THAT WE AGREE THAT AP CLASSES AND DUAL CREDIT AND CAREER ACADEMIES, WHICH WE USED TO CALL SHOP CLASS, AND TYPING CLASS AND OTHER THINGS LIKE THAT, WHEN WE WENT TO SCHOOL. THIS ISN'T A DEBATE IF THOSE ARE GOOD THINGS OR THEY SHOULD EXIST. IT SURELY ISN'T A DEBATE THAT WE SHOULD CREATE THEM BECAUSE THEY'RE OUT THERE. EVERY SCHOOL DISTRICT HAS THEM. EVERY SCHOOL DISTRICT OFFERS THEM IF THEY CAN...IF THEY HAVE STUDENTS INTERESTED. YOU KNOW, IN SMALL DISTRICTS SOMETIMES YOU JUST DON'T HAVE ANYBODY INTERESTED IN TAKING THEM SO YOU DON'T OFFER IT. THIS ISN'T A DEBATE IF WE LIKE THOSE EXTRACURRICULAR ACTIVITIES IN OUR EDUCATION PROCESS, THEY ARE THERE. THIS IS A DEBATE IS HOW WE FUND IT. WHAT IS THE PROCESS? DO WE FOLLOW EXISTING PRACTICE THAT TEEOSA FUNDS OUR PUBLIC SCHOOLS OR DO WE GO WITH AN "END ROUND" AND CREATE ANOTHER FUNDING SOURCE. MORE THAN THAT, THIS IS THE FIRST TIME IT WOULD PUT IN STATUTE THAT THESE...THIS ACTIVITY BECOMES A STATE ISSUE UNDER OUR STATE CONSTITUTION AND IS NOT A LOCAL ISSUE WHERE A LOCAL SCHOOL BOARD MAKES THE DECISION THAT THEY OFFER THESE CLASSES. SHOULD WE PUT IN OUR STATE CONSTITUTION...OUR STATUTES THAT EVERYBODY SHOULD HAVE A BASKETBALL TEAM, SOCCER TEAM, SOFTBALL TEAM? BECAUSE THIS IS EXTRACURRICULAR ACTIVITY, JUST LIKE THOSE ACTIVITIES ARE FOR THOSE STUDENTS WHO CHOSE TO PARTICIPATE. BUT THAT'S FINE. I AGREE WITH SOFTBALL AND I AGREE WITH AP CLASSES. BUT WE'RE TALKING ABOUT CREATING A WHOLE NEW LEVEL OF EDUCATION IN STATUTE AND WE'RE ATTACHING IT TO A CLEANUP BILL. IS THAT HOW GOOD LEGISLATION IS DONE? AND I'M A ROOKIE, BUT I'M ASSUMING IN THE PAST THERE'S A REASON THEY SPLIT THE A BILL FROM THE REGULAR BILL. SO WE VOTE ON IT. SO WHY ARE WE VOTING ON IT IF SEPARATELY IF WE'RE JUST SUPPOSED TO DO WHATEVER WE DID ON THE ORIGINAL BILL? THAT, TO ME, IS IRRATIONAL THINKING. NO, I WOULD LIKE TO SEE LB525 UP HERE FIRST SO IT COULD BE AMENDED AND REMOVE THE OFFENDING PORTION OF IT THAT IS NOT PART OF THE...AND THAT PROBABLY WILL HAPPEN. I DON'T KNOW FOR SURE. BUT THIS IS A MESSAGE WE DON'T DO THIS. MY KIDS, WHEN I TALK TO THEM...I TALK TO YOUNG PEOPLE AND THEY TALKED ABOUT WHAT THEY WANT TO DO IN LIFE I SAY, JUST

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REMEMBER, IT'S THE JOURNEY. THAT'S WHAT LIFE IS ABOUT IS HOW YOU GOT THERE, NOT THAT YOU GOT THERE. IF YOU'RE GOING TO DO THIS, LET'S DO IT THE RIGHT WAY. LET'S BE PROUD OF THE WAY WE DID IT; NOT THROUGH THE BACK DOOR, NOT THROUGH BRINGING A BILL BACK, BEING SELFISH, AND TAKING TIME FROM OTHER PEOPLE'S PRIORITY BILLS. IT'S THE JOURNEY WHEN YOU JUDGE A MAN'S LIFE OR A WOMAN'S LIFE TO ME. IT'S NOT YOUR DEGREES, NOT WHAT YOU DID FOR AN OCCUPATION, IT'S HOW YOU LED YOUR LIFE. AND I WILL NOT DO THAT AS A MEMBER OF THIS BODY. I WILL FOLLOW THE RULES. AND WHEN CORRECTED, I WILL STAND CORRECTED. SENATOR KRIST CORRECTED ME A COUPLE OF TIMES, SO DID SENATOR GLOOR, I LEARNED FROM IT. I DIDN'T FIGHT IT. I DIDN'T DO IT AGAIN. THIS NEEDS TO BE SENT A MESSAGE, WE DON'T DO THIS. I UNDERSTAND THE COMPASSION OF SENATOR KOLOWSKI. I UNDERSTAND IT, I KNOW WHERE HE COMES FROM. BUT I COME FROM A DIFFERENT DEAL THAN SENATOR BAKER AND KOLOWSKI. I JUST...MY FAMILY, HISTORICALLY, USED PUBLIC EDUCATION AS A TOOL, THAT'S ALL WE USED IT FOR. IT'S NOT THE CENTER OF OUR COMMUNITY. WE SUPPORT IT, WE USE IT AS A TOOL AND WE GO ABOUT OUR LIVES. WE GET IN THE FREE ENTERPRISE SYSTEM AND WE PAY THOSE TAXES THAT SUPPORT THAT SYSTEM. THERE'S NOTHING WRONG WITH THAT. THERE'S NOTHING WRONG WITH WORKING YOUR ENTIRE LIFE IN THE EDUCATIONAL COMMUNITY. BUT THAT IS NOT THE CENTER OF MY COMMUNITY. WHAT CONCERNS ME AND MY FELLOW MEMBERS OF THE EDUCATION BOARD IS THE FACT THAT EDUCATION IS SUPPOSED TO BE THE GREAT PASSPORT, IT'S SUPPOSED TO ELIMINATE POVERTY. BUT ALL I HEAR IS WE GOT MORE POVERTY. AND SITTING ON THAT EDUCATION COMMITTEE, MY BIG CONCERN IS WHY CAN'T THIRD GRADERS READ? WHY DO WE HAVE KIDS GRADUATING FROM SCHOOLS AND FILLING OUR PRISONS? IT'S NOT ABOUT THE GIFTED KIDS WITH THE GOOD PARENTS. IF YOU'RE CONCERNED ABOUT PUBLIC EDUCATION, LET'S FIX THE THIRD GRADER WHO CAN'T READ. AND WHEN I SIT ON THAT COMMITTEE, THAT WILL BE MY EFFORTS AND THAT WILL BE MY FOCUS. THIS IS FRIVOLOUS. YES, I SUPPORT AP CLASSES, BUT WE SHOULDN'T BE CREATING AN ENTIRE NEW STATUTE THAT PUTS IT INTO STATUTE THAT IT'S PART OF OUR EDUCATIONAL PROCESS. I WOULD HOPE THAT YOU AGREE WITH THE INDEFINITELY POSTPONE BY SENATOR SULLIVAN AND I HOPE WE FIX THE BILL AT A LATER DATE WHEN IT COMES TO SELECT. SO THANK YOU. [LB525A LB525]

SPEAKER HADLEY PRESIDING

SPEAKER HADLEY: THANK YOU, SENATOR GROENE. SENATOR KOLOWSKI, YOU'RE RECOGNIZED. [LB525A]

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SENATOR KOLOWSKI: THANK YOU, MR. PRESIDENT. JUST A CORRECTION FOR MR. GROENE. THESE COURSES ARE NOT EXTRACURRICULAR ACTIVITIES. THEY'VE BEEN AROUND FOR A LONG TIME. IT IS ABOUT LOCAL CONTROL. EVERY SCHOOL BOARD ARE THE DECIDERS IN THEIR LOCAL AREA ABOUT HAVING ANY OF THESE CLASSES. SO, PLEASE, THEY'RE NOT EXTRACURRICULAR LIKE SPORTS OR CLUBS OR ORGANIZATIONS. IT'S ACADEMIC. AND THAT'S WHAT THIS HAS BEEN ABOUT SINCE THE VERY BEGINNING. AGAIN, HAVING THIS IN TEEOSA OR OUTSIDE OF TEEOSA, TWO-THIRDS OF THE DISTRICTS IN THE STATE WOULD NOT PARTICIPATE IF THIS WAS IN TEEOSA. THE ACCOUNTABILITY IS ABOUT PASSAGE, SUCCESSFULLY PASSING AT A MARKED LEVEL THAT IS DECIDED BY THE STATE DEPARTMENT OF EDUCATION, WHETHER OR NOT A STUDENT HAS PASSED AND IF A DISTRICT IS COMPENSATED IN ANY WAY, SHAPE, OR FORM. I WOULD REMIND THE BODY THAT WITH OUR EIGHT TO NINE MONTHS, WE WORKED ON THIS BILL, WE HAD ALL SCHOOLS THROUGHOUT THE STATE SUPPORTING THIS MOTION AND THIS DIRECTION, WITH THE SUPERINTENDENT OF KEARNEY AND ELMWOOD-MURDOCK ON OUR COMMITTEE ACTIVELY INVOLVED IN THE WORK THAT WE WERE DOING. THAT MEANS ALL THE DIFFERENT ASSOCIATIONS OF PRINCIPALS AND SUPERINTENDENTS AS WELL AS THE STATE BOARD OF EDUCATION AND SCHOOL BOARDS. ACROSS THE BOARD, WE HAD SUPPORT FROM EVERY ONE OF THEM. I WOULD URGE YOUR VOTING NO ON THE MOTION THAT'S BEFORE US. AND I WOULD APPRECIATE THAT ASSISTANCE AND SUPPORT AT THIS TIME. THANK YOU. [LB525A]

SPEAKER HADLEY: THANK YOU, SENATOR KOLOWSKI. SENATOR SCHUMACHER, YOU'RE RECOGNIZED. [LB525A]

SENATOR SCHUMACHER: THANK YOU, MR. SPEAKER AND MEMBERS OF THE BODY. SOMETIMES IT HELPS TO GO BACK AND LOOK AT WHAT WE'RE TALKING ABOUT. AND AS I PULLED SENATOR KOLOWSKI'S AMENDMENT TO LB525 AND LOOKED AT WHAT IT DOES AND SAYS, I'VE COME TO THE CONCLUSION THAT ALL IT IS, IS A KIND OF A WATERED-DOWN GENERAL FUNDING MECHANISM FOR SCHOOLS THAT IS OUTSIDE OF TEEOSA. IT MAY HAVE STARTED OUT IN ITS INFANCY AS SOMETHING DESIGNED FOR ACADEMIC EXCELLENCE, FOR SOME TYPE OF PROGRAMS OF THAT NATURE. THAT IS NO LONGER WHAT IT IS. IF YOU LOOK AT THE AMENDMENT, THE MEAT OF THE AMENDMENT SAYS, IT DIVIDES \$2 MILLION, A WATERED-DOWN NUMBER, AMONG SCHOOLS BASED ON THE NUMBER OF STUDENTS THEY HAVE COMPLETING ONE OF THREE PROGRAMS. AND LOOKING AT THE MEAT OF IT, WHAT ARE THE THREE PROGRAMS, AND ARE THEY BEING DONE ALREADY? ARE WE ADDING ANYTHING NEW OR ARE WE SUPPLEMENTING SOME FUNDING? AND IF THAT'S THE CASE, WE SHOULD DO IT

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UNDER TEEOSA. IF TEEOSA IS BROKEN, WE SHOULD OVERHAUL IT RATHER THAN CREATE A SUPPLEMENTARY LINE AROUND THE EDGES OF IT. THE THREE PROGRAMS, "ACADEMIC PROGRAM OF EXCELLENCE," SOUNDS GREAT, BUT WHAT DOES IT MEAN? IT MEANS "A NATIONALLY RECOGNIZED PROGRAM" BY WHO? "OFFERED IN THE HIGH SCHOOL GRADES THAT INCLUDES A CURRICULUM," WHICH I READ AS LESSON PLANS, PROFESSIONAL DEVELOPMENT FOR TEACHERS, WHICH I READ AS TEACHER WORK DAYS OF SOME KIND, "AND A RIGOROUS ASSESSMENT EXTERNAL TO THE SCHOOL SYSTEM." SOMEBODY, PRESUMABLY THE STATE DEPARTMENT OF EDUCATION OR SOME OTHER ORGANIZATION TAKES A LOOK AT IT, NOTHING NEW. NEXT ONE: CAREER ACADEMY MEANS "A CAREER ACADEMY ESTABLISHED PURSUANT TO 79-777." I PULLED 79-777 AND THE GUTS OF IT IS, IS THAT A CAREER ACADEMY IS SOMETHING THAT RECRUITS STUDENTS TO TRANSITION TO THE WORK FORCE. "VO-TECH," BEING DONE, NOTHING NEW, ALREADY IN EXISTING LAW. DUAL ENROLLMENT COURSES MEANS COURSES TAUGHT TO STUDENTS THAT QUALIFY FOR BOTH HIGH SCHOOL AND COLLEGE CREDIT. BEING DONE, NOTHING NEW BEING ADDED. WHATEVER THE INTENT OF THIS BILL WAS TO CREATE SOME KIND OF PRESSURE FOR ACADEMIC EXCELLENCE, IT IS NO LONGER IN THE BILL. IT'S BEEN WATERED DOWN, TAKEN OUT. WHAT IS LEFT IS \$2 MILLION DISPERSED THROUGH THE ESUs BASED ON A FORMULA OF HOW MANY KIDS PASS CLASSES THAT ARE ALREADY BEING TAKEN, AND PROBABLY FIRST TO GET TO THE TROUGH EVEN. BUT AT ANY RATE, I SEE NOTHING NEW IN THIS BILL TO PROMOTE GOOD EDUCATION THAT IS NOT BEING DONE ALREADY. IF THERE IS SOME ACADEMIC EXCELLENCE IDEA IN HERE, IT'S LONG BEEN REMOVED OR IT REMAINS UNDEFINED IN THE BILL. I THINK THE PROPER PROCEDURE, TO SUSTAIN THE MOTION TO INDEFINITELY POSTPONE, GO BACK AND REMOVE THIS LANGUAGE FROM LB525, WHICH WAS THE BODY'S ORIGINAL INTENT. AND THEN IF THERE IS A DESIRE TO PROVIDE THIS ADDITIONAL \$2 MILLION OF FUNDING, DO IT UNDER TEEOSA. IF THAT DOESN'T WORK, AMEND TEEOSA, IS WHAT APPARENTLY NEEDS TO BE DONE. WE'VE BELLYACHED ABOUT TEEOSA FOR AS LONG AS I'VE BEEN DOWN HERE, THAT IT'S AN UNGODLY FORMULA THAT NO LONG REFLECTS REALITY BUT REFLECTS A HODGEPODGE OF THINGS ACCUMULATED OVER THE YEARS BASED UPON THE VARIOUS INFLUENCES OF POWERFUL SENATORS. I THINK THAT IF THERE IS A NEED OR DESIRE FOR SOME ACADEMIC EXCELLENCE, WE SHOULDN'T BE DOING IT IN A WATERED-DOWN PROGRAM, BUT WE SHOULD HAVE CLEAR AND DEFINED GOALS AS TO WHAT WE INTEND AND WHAT WE DEFINE ACADEMIC EXCELLENCE IS. [LB525 LB525A]

SPEAKER HADLEY: ONE MINUTE. [LB525A]

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SENATOR SCHUMACHER: THIS BILL, I DON'T THINK, DOES IT. I'D SUPPORT SENATOR SULLIVAN'S EFFORTS TO POSTPONE THE A BILL AND REMOVE THE LANGUAGE FROM LB525 THAT WE DECLINED TO PASS IN THE FIRST PLACE. THANK YOU. [LB525 LB525A]

SPEAKER HADLEY: THANK YOU, SENATOR SCHUMACHER. SENATOR BAKER, YOU ARE RECOGNIZED. [LB525A]

SENATOR BAKER: QUESTION. [LB525A]

SPEAKER HADLEY: THE QUESTION HAS BEEN CALLED. DO I SEE FIVE HANDS? I DO. THE QUESTION IS, SHALL DEBATE CEASE? ALL THOSE IN FAVOR VOTE AYE; ALL THOSE OPPOSED VOTE NAY. RECORD, MR. CLERK. [LB525A]

ASSISTANT CLERK: 26 AYES, 1 NAY TO CEASE DEBATE, MR. PRESIDENT. [LB525A]

SPEAKER HADLEY: DEBATE DOES CEASE. SENATOR SULLIVAN, YOU ARE RECOGNIZED TO CLOSE. [LB525A]

SENATOR SULLIVAN: THANK YOU, MR. PRESIDENT. IT'S NO SURPRISE THAT I HAVE STOOD FROM THE VERY BEGINNING OPPOSED TO LB343. I TRIED TO WORK WITH IT IN COMMITTEE. I WASN'T SUCCESSFUL. I DID NOT VOTE FOR IT TO ADVANCE OUT OF COMMITTEE. I DID NOT VOTE FOR IT ON THE FLOOR. I DID NOT VOTE FOR IT WHEN THERE WAS AN ATTEMPT TO...A SUCCESSFUL ATTEMPT TO PUT IT PART OF LB525. I REMAIN CONCERNED AND WANT TO PRESERVE LB525 AS INTRODUCED AND AMENDED BY THE COMMITTEE. I'M TRYING TO PRESERVE THAT. AND TO THAT END, I'M USING THE RULES TO MY ADVANTAGE, AT LEAST FROM MY PERSPECTIVE. I CAN APPRECIATE WHAT SENATOR CHAMBERS SAID. HE WANTS TO WORK WITHIN THE RULES AS HE PERCEIVES THEM, AND SO DO I. I'M ALSO CONCERNED ABOUT \$2 MILLION DOLLARS. WE'VE HAD A DISCUSSION HERE TODAY THAT, IN SOME RESPECTS, HAS BROUGHT NEW LIGHT TO WHERE WE ARE FINANCIALLY WITH OUR BUDGET. CAN WE REALLY AND DO WE REALLY WANT TO PUT AN ADDITIONAL \$2 MILLION COMMITMENT? WE CAN MAKE A DECISION RIGHT HERE AND NOW, BECAUSE THIS HAS NOT BECOME REALITY AND LAW UNTIL WE PASS IT ON FINAL READING, UNTIL THE GOVERNOR ACTS ON IT. SO AT THE END OF THE DAY, I STAND FIRM IN WHAT I...I'VE NOT DEVIATED FROM THAT IN TERMS OF MY OPPOSITION TO LB343. I WANT A CLEAR PATH FOR LB525 TO SURVIVE. AND TO THAT END, I STRONGLY ASK FOR YOUR GREEN VOTE TO INDEFINITELY POSTPONE LB525A. THANK YOU. [LB525A LB343 LB525]

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SPEAKER HADLEY: THERE HAS BEEN A REQUEST TO PLACE THE HOUSE UNDER CALL. THE QUESTION IS, SHALL THE HOUSE GO UNDER CALL? ALL THOSE IN FAVOR VOTE AYE; ALL THOSE OPPOSED VOTE NAY. RECORD, MR. CLERK. [LB525A]

ASSISTANT CLERK: 34 AYES, 0 NAYS TO GO UNDER CALL, MR. PRESIDENT. [LB525A]

SPEAKER HADLEY: THE HOUSE IS UNDER CALL. SENATORS, PLEASE RECORD YOUR PRESENCE. THOSE UNEXCUSED SENATORS OUTSIDE THE CHAMBER, PLEASE RETURN TO THE CHAMBER AND RECORD YOUR PRESENCE. ALL UNAUTHORIZED PERSONNEL, LEAVE THE FLOOR. THE HOUSE IS UNDER CALL. SENATOR PANSING BROOKS, WOULD YOU PLEASE RECORD? SENATOR HANSEN, THE HOUSE IS UNDER CALL. HOW WOULD YOU LIKE TO PROCEED? MACHINE VOTE. THE QUESTION BEFORE THE BODY IS TO INDEFINITELY POSTPONE, WHICH REQUIRES A MAJORITY OF THOSE PRESENT AND VOTING. MR. CLERK, A MACHINE VOTE. ALL IN FAVOR SIGNIFY BY VOTING AYE; OPPOSED VOTE NAY. HAVE ALL VOTED THAT WISH? RECORD, MR. CLERK. [LB525A]

ASSISTANT CLERK: 19 AYES, 19 NAYS ON THE MOTION TO INDEFINITELY POSTPONE, MR. PRESIDENT. [LB525A]

SPEAKER HADLEY: THE MOTION FAILS. RAISE THE CALL. SENATOR PATTY PANSING BROOKS, YOU'RE RECOGNIZED. SENATOR KINTNER, YOU ARE RECOGNIZED. [LB525A]

SENATOR KINTNER: THANK YOU, MR. PRESIDENT. YOU KNOW, WE SPEND A LOT OF TIME TALKING ABOUT EDUCATION. I WANT TO TAKE JUST A MINUTE TO TALK A LITTLE BIT ABOUT LEARNING COMMUNITY. AND WE'VE--AT LEAST THE SARPY SENATORS WHEN I SAY WE--HAVE WORKED WITH THE EDUCATION COMMITTEE TO TRY TO CRAFT SOMETHING ON LEARNING COMMUNITY. AND I THINK THAT WE ALL AGREE THAT WE'RE VERY, VERY CLOSE TO AGREEING TO SOMETHING THAT WE CAN AT LEAST BRING ONTO THE FLOOR AND DEBATE. AND I WANTED TO ENCOURAGE CHAIRMAN SULLIVAN AND THE EDUCATION COMMITTEE TO EXEC ON THIS AND GET SOMETHING ONTO THE FLOOR. I THINK WE CAN ALL AGREE TO SUSPEND FOR AT LEAST A YEAR THE COMMON LEVY AND THEN MAKE...AND THEN AT THE SAME TIME MAKE SURE WE'RE STUDYING POVERTY NEEDS OF OMAHA AND RALSTON. AND I THINK THERE'S AGREEMENT ON THAT. AND I THINK THAT WE OUGHT TO BE ABLE TO MOVE THAT FORWARD AND GET IT

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ON THE FLOOR. WE'RE RUNNING OUT OF TIME. SO I WANTED TO JUST GIVE SOME ENCOURAGING WORDS TO THE EDUCATION COMMITTEE. I THINK WE'RE CLOSE. AND I WANT TO ENCOURAGE YOU TO GO AHEAD AND EXEC ON THIS AND SEE IF WE CAN'T GET SOMETHING VERY BASIC ON THE FLOOR. THAT GIVES US A YEAR. THAT GIVES US, YOU KNOW, A YEAR TO SEE WHAT WE CAN COME UP WITH AND SEE IF WE CAN COME UP WITH A LONGER-TERM SOLUTION THAT WOULD ADDRESS THE CONCERNS OF THE SCHOOL DISTRICTS AND THE CITIZENS OTHER THAN DOUGLAS AND SARPY. THIS CAN BE A POSITIVE THING. WE DON'T HAVE TO BEAT ANYBODY UP. WE DON'T HAVE TO BLAME ANYONE FOR ANYTHING. I THINK WE CAN COME TOGETHER ON THIS. AND I WANTED TO JUST ENCOURAGE THE EDUCATION COMMITTEE TO MEET ON THIS, EXEC ON THIS. LET'S KICK SOMETHING OUT AS SOON AS POSSIBLE. AND I WILL YIELD THE REMAINDER OF MY TIME TO SENATOR SULLIVAN IF SHE WOULD LIKE IT. [LB525A]

SPEAKER HADLEY: SENATOR SULLIVAN WAIVES. MR. CLERK. [LB525A]

ASSISTANT CLERK: MR. PRESIDENT, A PRIORITY MOTION. SENATOR MURANTE WOULD MOVE TO RECONSIDER THE INDEFINITELY POSTPONE MOTION JUST TAKEN. [LB525A]

SPEAKER HADLEY: SENATOR MURANTE, YOU'RE RECOGNIZED TO OPEN ON YOUR RECONSIDER THE VOTE MOTION. [LB525A]

SENATOR MURANTE: THANK YOU, MR. PRESIDENT. MEMBERS, GOOD MORNING. I WON'T SPEND A LOT OF TIME SPEAKING BEYOND TO SAY THAT DURING THE BOARD VOTE, I HAD ATTEMPTED TO PUSH MY BUTTON AND PUT MY THUMB UP BUT APPARENTLY HADN'T DONE THAT IN TIME SO IT WASN'T RECOGNIZED. I WOULD ASK YOUR RECONSIDERATION OF THE MOTION TO INDEFINITELY POSTPONE. THANK YOU, MR. PRESIDENT. [LB525A]

SPEAKER HADLEY: SENATOR PANSING BROOKS, YOU'RE RECOGNIZED. I DO NOT SEE SENATOR PANSING BROOKS. SENATOR BAKER. [LB525A]

SENATOR BAKER: I WAS GOING TO CALL THE QUESTION. [LB525A]

SPEAKER HADLEY: I'LL RULE THAT THERE HAS NOT BEEN FAIR DEBATE YET. THERE'S NO ONE IN THE QUEUE. SENATOR MURANTE, YOU'RE RECOGNIZED TO CLOSE. SENATOR MURANTE WAIVES CLOSING. [LB525A]

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SENATOR MURANTE: NO. THANK YOU, MR. PRESIDENT. I'LL TALK. MR. PRESIDENT, AGAIN I APOLOGIZE FOR DOING THIS IN THE WAY THAT I DID. I'VE BEEN CONFLICTED ON THIS SUBJECT MATTER FROM THE BEGINNING. I APPRECIATE WHERE SENATOR SULLIVAN IS COMING FROM. AS A PERSON WHO IS ALSO THE CHAIR OF A COMMITTEE AND WHO ALSO HAS A BILL ON THE FLOOR WHICH COULD BE CONSIDERED AN OMNIBUS PACKAGE, I WAS IN THE BOAT THAT SHE IS NOW NOT TOO LONG AGO, AND WHERE THERE WAS A BILL IN THE GOVERNMENT COMMITTEE INTRODUCED BY SENATOR SCHUMACHER, WHICH I REALLY DIDN'T LIKE AND WHICH DID NOT HAVE THE SUPPORT OF THE GOVERNMENT, MILITARY, AND VETERANS AFFAIRS COMMITTEE WHICH HE ATTEMPTED TO ATTACH TO A GOVERNMENT COMMITTEE CLEANUP BILL. AND I STOOD ON THE FLOOR FAIRLY VEHEMENTLY ADVOCATING AGAINST IT. I WOULD LIKE TO THANK THE BODY FOR ITS TAKING ME UP ON THAT. AND THE MORE I THINK ABOUT IT, THE MORE I AGREE WITH SENATOR SULLIVAN, THAT PERHAPS THERE'S A TIME AND A PLACE FOR THE SUBJECT MATTER WHICH SENATOR KOLOWSKI HAS BROUGHT BEFORE THE LEGISLATURE. BUT LB525 IS NOT THE APPROPRIATE VEHICLE TO GET THAT DONE. SO I DO THINK WHAT SENATOR KOLOWSKI HAS BROUGHT BEFORE US IS...IT'S A GOOD IDEA. I CAN'T STAND HERE AND TELL YOU THAT THE CONCEPT ITSELF IS NOT WISE. BUT I DO THINK THAT WE NEED TO BE VERY CAREFUL ABOUT WHEN WE TALK ABOUT ATTACHING MAJOR PIECES OF LEGISLATION, ESPECIALLY LEGISLATION WHICH DOESN'T HAVE THE SUPPORT OF A COMMITTEE OR ITS CHAIR, AND ATTACHING IT TO AN OMNIBUS BILL ESSENTIALLY AND USING THAT AS A VEHICLE. I DO CERTAINLY...I KNOW THAT I HAD HEARD A GERMANENESS ARGUMENT MADE. I'M NOT SURE THAT I AM FULLY ON BOARD WITH THAT ARGUMENT. BUT WHAT'S BEFORE US RIGHT NOW IS AN IMPORTANT POLICY DISCUSSION, AN IMPORTANT QUESTION ABOUT THE PROCESS BY WHICH WE ENACT LEGISLATION. I THINK THAT WHAT SENATOR KOLOWSKI HAS BROUGHT BEFORE US IS SOMETHING THAT SHOULD STAND ON ITS OWN MERIT. ON THAT VOTE I ACTUALLY ALSO OFFERED SENATOR KOLOWSKI THAT I WOULD RECONSIDER THE VOTE TAKEN ON HIS...WHEN THE BILL FAILED TO ADVANCE TO SELECT FILE, I WAS WILLING TO RECONSIDER THAT AS WELL, BECAUSE I WAS ALSO NOT VOTING. THE CONFLICTED INTERESTS BETWEEN MY SCHOOL DISTRICTS, WHICH CERTAINLY SUPPORT IT, AND THE RESPECT THAT I HAVE FOR SENATOR SULLIVAN AND HER OPPOSITION TO GOING AROUND THE TEEOSA FORMULA FOR FUNDING THESE SORTS OF THINGS, TO ME IT MADE THIS A 50-50 ISSUE. SO I WOULD ENCOURAGE YOUR SUPPORT OF THE RECONSIDERATION MOTION IF FOR NO OTHER REASON THAN TO ALLOW ME TO GET MY VOTE IN. THANK YOU, MR. PRESIDENT. [LB525A LB525]

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SPEAKER HADLEY: THANK YOU, SENATOR MURANTE. THE QUESTION BEFORE THE BODY IS RECONSIDERATION MOTION. THIS MOTION TAKES 25 VOTES TO PASS. ALL IN FAVOR SIGNIFY BY VOTING AYE; OPPOSED VOTE NAY. RECORD, MR. CLERK. [LB525A]

ASSISTANT CLERK: 25 AYES, 2 NAYS ON THE MOTION TO RECONSIDER, MR. PRESIDENT. [LB525A]

SPEAKER HADLEY: THE RECONSIDERATION MOTION PASSES. WE ARE BACK TO DEBATE ON THE ORIGINAL INDEFINITELY POSTPONE MOTION. SENATOR SMITH, YOU'RE RECOGNIZED. [LB525A]

SENATOR SMITH: THANK YOU, MR. PRESIDENT. AND I APPRECIATE SENATOR MURANTE FILING THAT MOTION FOR RECONSIDERATION. I WAS ABSENT IN MY VOTING ON THE LAST PASS BY THIS. AND AS SENATOR MURANTE INDICATED FOR HIMSELF, I, TOO, AM CONFLICTED ON THIS. I AM SUPPORTIVE OF THE UNDERLYING BILL THAT LED TO THE AMENDMENT THAT BROUGHT US TO THIS POINT WITH LB525. I WOULD SUPPORT THAT AND I KNOW THAT MY SCHOOL DISTRICT IS IN NEED OF THAT. HOWEVER, I DO RESPECT, AS CHAIR OF TRANSPORTATION, TELECOMMUNICATIONS COMMITTEE, I UNDERSTAND SENATOR SULLIVAN AND HER PREROGATIVE IN HANDLING THIS PARTICULAR WAY. AND I WANT TO RISE IN SUPPORT OF HER ABILITY TO HANDLE THIS AS SHE FEELS NECESSARY. BUT I DO NOT WANT TO TAKE THAT AWAY FROM MY SUPPORT OF THE UNDERLYING MEASURE WITH THIS. AND I WOULD STAND WITH SENATOR KOLOWSKI IN TRYING TO BRING THIS BACK NEXT YEAR. I WOULD BE SUPPORTIVE OF THAT. BUT I DO APPRECIATE SENATOR MURANTE FILING THAT LAST MOTION. AND THANK YOU, MR. PRESIDENT. [LB525A LB525]

SPEAKER HADLEY: THANK YOU, SENATOR SMITH. SENATOR CHAMBERS, YOU'RE RECOGNIZED. [LB525A]

SENATOR CHAMBERS: THANK YOU. MR. PRESIDENT, MEMBERS OF THE LEGISLATURE, I'D LIKE TO ASK SENATOR MURANTE A QUESTION. [LB525A]

SPEAKER HADLEY: SENATOR MURANTE, WILL YOU YIELD? [LB525A]

SENATOR MURANTE: I WOULD. [LB525A]

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SENATOR CHAMBERS: SENATOR MURANTE, ARE WE WHERE WE ARE TODAY BECAUSE AN AMENDMENT WAS ADDED TO THE UNDERLYING BILL WHICH WOULD NECESSITATE AN A BILL? [LB525A]

SENATOR MURANTE: YES. [LB525A]

SENATOR CHAMBERS: THANK YOU. OH, ONE OTHER QUESTION, DID YOU VOTE FOR THAT AMENDMENT? [LB525A]

SENATOR MURANTE: I BELIEVE I WAS PRESENT AND NOT VOTING FOR THE ATTACHMENT OF THE AMENDMENT. [LB525A]

SENATOR CHAMBERS: THANK YOU. MEMBERS OF THE LEGISLATURE, HERE'S WHAT I'M TRYING TO GET AT. THE RULES ARE THE RULES. AND SENATOR SULLIVAN WAS ABSOLUTELY CORRECT, AND PEOPLE SHOULD PAY CLOSE ATTENTION TO WHAT SHE SAID. EACH OF US COMES TO THE RULES WITH OUR INDIVIDUAL UNDERSTANDING OF WHAT THE RULES MEAN, HOW THEY APPLY, HOW THEY SHOULD BE APPLIED. WHEN I SPOKE THE FIRST TIME, I MENTIONED WHAT I THOUGHT WAS A VERY SIMPLE, UNCOMPLICATED WAY TO HANDLE THIS WITHOUT ALL OF THE GYRATIONS THAT HAVE TAKEN PLACE. WHEN THE BILL, THE UNDERLYING BILL, GETS TO FINAL READING...FIRST OF ALL, I'D LIKE TO ASK SENATOR SULLIVAN A QUESTION. [LB525A]

SPEAKER HADLEY: SENATOR SULLIVAN, WILL YOU YIELD? [LB525A]

SENATOR SULLIVAN: YES, I WILL. [LB525A]

SENATOR CHAMBERS: SENATOR SULLIVAN, AT WHAT STAGE IS THE UNDERLYING BILL RIGHT NOW? [LB525A]

SENATOR SULLIVAN: IT'S READY FOR SELECT FILE. [LB525A]

SENATOR CHAMBERS: LB525 HAS NOT...WHERE IS IT LOCATED? [LB525A LB525]

SENATOR SULLIVAN: SELECT FILE. [LB525A]

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SENATOR CHAMBERS: SO IT'S AVAILABLE TO BE DEALT WITH ON SELECT FILE?  
[LB525A]

SENATOR SULLIVAN: YES. [LB525A]

SENATOR CHAMBERS: AND DO YOU EXPECT IT TO COME UP ON SELECT FILE?  
[LB525A]

SENATOR SULLIVAN: I CERTAINLY HOPE SO. [LB525A]

SENATOR CHAMBERS: OKAY, THANK YOU. MEMBERS OF THE LEGISLATURE, WHEN THAT BILL COMES UP, JUST REMOVE THE LANGUAGE THAT NECESSITATED THE A BILL, AND THAT WILL BE THE ORDINARY COURSE OF EVENTS. AN AMENDMENT THAT WAS ADDED BY THE LEGISLATURE CAN BE REMOVED BY THE LEGISLATURE. A MAJORITY OF THE LEGISLATORS VOTED TO ADD THE AMENDMENT. IF A MAJORITY STILL SUPPORT THAT AMENDMENT, THEY SHOULD SUPPORT THE A BILL. IF FOR ANY REASON THEY HAVE CHANGED THEIR MIND, THEN WHEN WE CONSIDER THE UNDERLYING BILL, JUST STRIKE THAT LANGUAGE. LET THE A BILL DO WHAT A BILLS DO. IF IT MOVES FROM GENERAL FILE TO SELECT FILE, NOTHING IS DONE THAT'S HARMFUL. DURING THE CIVIL WAR, SOME PEOPLE STOLE A TRAIN. ABRAHAM LINCOLN WAS NOTIFIED. HE SAID, WELL, SIMPLY GO TO THE END OF THE TRACK AND THE TRAIN WILL HAVE TO STOP AND THEN TAKE INTO CUSTODY THE PEOPLE WHO TOOK THE TRAIN. AND THAT'S WHAT THEY DID. SO THEY ASKED ABRAHAM LINCOLN AFTER THEY TOOK THESE GUYS OFF OF THE TRAIN, WHAT SHOULD BE DONE? HE SAID LET THEM GO. THEY SAID, WHY, MR. PRESIDENT? THEY TOOK THE TRAIN. HE SAID, AT SOME POINT THE TRAIN WAS GOING TO WIND UP WHERE IT HAS WOUND UP NOW. SO IN THIS INSTANCE, NOTHING VENTURED, NOTHING GAINED. IF YOU ALLOW THE A BILL TO MOVE FORWARD, NONE OF THIS TIME WOULD HAVE BEEN TAKEN. WHEN THE BILL ITSELF IS CONSIDERED ON SELECT FILE, YOU WOULD REMOVE THE OFFENDING LANGUAGE. THE A BILL GOES AWAY, TOO. YOU DON'T HAVE TO DO IT THAT WAY. YOU CAN MAKE IT AS COMPLICATED... [LB525A]

SPEAKER HADLEY: ONE MINUTE. [LB525A]

SENATOR CHAMBERS: ...AS YOU WANT TO. THE COMPLICATION WAS STARTED BY WHOMEVER. THEN SOME OF THE NEWER PEOPLE JUMPED IN AND SAW IT AS A WAY TO ATTACK A PROGRAM. THE PROGRAM HAS NOT BEEN ATTACKED. THE PROGRAM REMAINS INTACT IN THE BILL. THE LEGISLATION WILL GO ON THE

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BOOKS. THAT LANGUAGE WILL BECOME A PART OF THE LAW OF THIS STATE. MY VIEW IS THAT IT WOULD BE BETTER, IF YOU ARE OF A MIND TO UNDO WHAT YOU'VE DONE, IS TO LET THE A BILL MOVE FORWARD. AND THEN STRIKE THE LANGUAGE FROM THE UNDERLYING BILL OR SIMPLY DON'T VOTE TO ADVANCE THE A BILL AND YOU HAVE NOT KILLED AN A BILL. BUT YOU CAN DO IT ANYWAY YOU WANT TO. THAT'S ALL THAT I HAVE. THANK YOU, MR. PRESIDENT. [LB525A]

SPEAKER HADLEY: THANK YOU, SENATOR CHAMBERS. SENATOR BLOOMFIELD, YOU'RE RECOGNIZED. [LB525A]

SENATOR BLOOMFIELD: THANK YOU, MR. PRESIDENT. I WANT TO THANK SENATOR MURANTE FOR BRINGING THIS RECONSIDER MOTION FORWARD. I AM PLEASED TO SEE THE CHAIRS OF THE COMMITTEES FINALLY STANDING FOR THE COMMITTEE SYSTEM AND IN SUPPORT OF A FELLOW CHAIRPERSON. SO THANK YOU, CHAIRMAN AND CHAIRWOMAN, FOR THAT. I THINK SENATOR CHAMBERS IS CORRECT IN WHAT HE SAYS. BUT I THINK WE NEED TO GO AHEAD AND IPP THIS A BILL. AND THEN WHEN THE BILL COMES TO SELECT, LET'S GO AHEAD AND TAKE THE LANGUAGE OUT. LET'S DO BOTH TO MAKE SURE THIS IS CLEAR. AND IF SENATOR SULLIVAN DESIRES ANY TIME, SHE HAS IT. [LB525A]

SPEAKER HADLEY: SENATOR SULLIVAN. SENATOR SULLIVAN WAIVES. SENATOR KOLOWSKI, YOU'RE RECOGNIZED. [LB525A]

SENATOR KOLOWSKI: THANK YOU, MR. PRESIDENT. I JUST WANTED TO THANK THOSE WHO MADE COMMENTS CONCERNING THE BILL AND ESPECIALLY FOR THE SUPPORT OF THE CONCEPT OF THE BILL AND WHAT IT WOULD HOLD FOR THE FUTURE. AND I KNOW THERE'S MANY DIFFERENT INTERPRETATIONS OF THAT, BUT IT'S PRETTY CLEAR WHAT IT STOOD FOR SINCE THE VERY BEGINNING AND WHAT IT CAN DO FOR THE STATE OF NEBRASKA AS A WHOLE. I AM MORE THAN WILLING TO LOOK AT THE COST OF THIS PARTICULAR BILL AND THE \$2 MILLION BEFORE WE GO TO SELECT FILE IF THAT'S THE CASE, AND TAKE CARE OF SOME OF THAT IN WHATEVER WAY WE NEED TO IN ORDER TO KEEP THE CONCEPT ALIVE AS FAR AS THE EXCELLENCE AND THE RIGOR THAT WE WANT FOR ALL STUDENTS IN ALL BUILDINGS ACROSS OUR STATE. I JUST WANTED TO MAKE THAT STATEMENT, THAT I'M VERY WIDE OPEN TO HAVE DISCUSSIONS ON THE POSSIBILITIES OF WHATEVER FUNDING CHANGING WE MIGHT NEED TO MAKE. THANK YOU VERY MUCH. [LB525A]

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SPEAKER HADLEY: SENATOR CHAMBERS, YOU ARE RECOGNIZED. [LB525A]

SENATOR CHAMBERS: MR. PRESIDENT, I DON'T KNOW WHETHER IT'S MY LEGAL TRAINING OR MY COMMON SENSE, BUT YOU'RE ESTABLISHING A PRECEDENT. I THINK IT'S PREPOSTEROUS FOR THE CHAIR OF A COMMITTEE TO SAY, BECAUSE THE CHAIR OF ANOTHER COMMITTEE WANTS SOMETHING, THAT'S WHAT WE OUGHT TO DO. ON THIS FLOOR, WE ARE A BODY OF EQUALS. THE FACT THAT SOMEBODY IS A CHAIRPERSON DOESN'T EVEN MEAN THAT THAT PERSON HAS EXPERTISE IN THE AREA THAT THE CHAIR...THAT THE COMMITTEE DEALS WITH. SENATOR GROENE WAS TALKING ABOUT THIS IDEA OF SHOWING CONCESSIONS TO PEOPLE OR WHATEVER IT IS, ACCOMMODATING. WELL, NOW I'M NOT GOING TO DO SOMETHING BECAUSE A CHAIRPERSON OF SOME COMMITTEE SAYS DO IT THIS WAY, BECAUSE ANOTHER CHAIRPERSON WANTS IT. THAT'S UTTERLY RIDICULOUS BECAUSE YOU WIND UP ESTABLISHING A BAD PRECEDENT. BUT YOU KNOW WHAT YOU'LL SAY? WELL, THAT WAS THEN, THIS IS NOW. THAT DOESN'T MATTER WHAT WE DID. WHY DON'T YOU DO IT THE CORRECT WAY AS YOU MOVE ALONG. THE MORNING IS GONE. TAKE THE TIME TO CONSIDER WHAT IS BEING DONE. AND THEN DON'T DO THIS. IT DOESN'T HAVE TO BE DONE THIS WAY. IF YOU ARE GOING TO VOTE TO LEAVE THE LANGUAGE THAT WAS ADDED IN THE BILL, IF THAT'S WHAT YOU'RE ULTIMATELY GOING TO DO, THEN LEAVE THE A BILL ALONE. THE VOTE YOU GIVE ON THIS A BILL SHOULD BE AN INDICATION OF HOW YOU'RE GOING TO VOTE WHEN THE BILL COMES UP ON SELECT FILE. BUT IN ORDER NOT TO GET AHEAD OF MYSELF AND THINK THAT MY VIEW OF WHAT IS LOGICAL WOULD BE SENATOR SULLIVAN'S VIEW OF WHAT IS LOGICAL, I WILL NOT BE THAT PRESUMPTUOUS. SO IF SHE WOULD YIELD, I'D LIKE TO ASK HER A QUESTION. [LB525A]

SPEAKER HADLEY: SENATOR SULLIVAN, WILL YOU YIELD? [LB525A]

SENATOR SULLIVAN: YES, I WILL. [LB525A]

SENATOR CHAMBERS: SENATOR SULLIVAN, YOU'VE MADE IT CLEAR FROM THE BEGINNING, AS YOU STATED, YOU NEVER APPROVED OF THE LANGUAGE THAT WAS ADDED. IS IT YOUR INTENT WHEN THE BILL COMES UP, THE UNDERLYING BILL, TO SEEK TO HAVE THAT LANGUAGE STRICKEN? [LB525A]

SENATOR SULLIVAN: I WOULD LIKE TO SEE THAT HAPPEN. [LB525A]

SENATOR CHAMBERS ARE YOU GOING TO ATTEMPT TO HAVE IT DONE? [LB525A]

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SENATOR SULLIVAN: THERE IS A MOVE AFOOT TO DO THAT. [LB525A]

SENATOR CHAMBERS: THANK YOU. MEMBERS OF THE LEGISLATURE, (LAUGH) I'M GOING TO HAVE SOME FUN. I KNOW YOU ALL DON'T LIKE ME. I KNOW YOU DON'T TRUST ME. I KNOW YOU DON'T BELIEVE ME. I KNOW YOU THINK I DON'T KNOW WHAT I'M TALKING ABOUT. YOU THINK THAT IT'S WORTHLESS. IT'S WORDS SPOKEN BY AN IDIOT, FULL OF SOUND AND FURY, SIGNIFYING NOTHING. I KNOW ALL THAT. YOU FEEL THAT MY WORDS HAVE NO MORE STAYING POWER THAN WORDS WRITTEN IN WATER. I UNDERSTAND ALL THAT. BUT SINCE I'VE UNDERTAKEN TO CAST SOME PEARLS, LET ME CAST A FEW MORE. IF YOU INSIST ON KILLING THIS A BILL, YOU ARE THE ONES SETTING A METHODOLOGY BY WHICH TO ADDRESS A BILL THAT YOU DON'T LIKE BUT YOU WEREN'T ABLE TO DO ANYTHING ABOUT IT. AND YOU CAN'T KILL THE BILL, BUT THE SPECIAL INTEREST THAT HAS PUT THE BUG IN YOUR EAR IS GOING TO SAY, WELL, THEN KILL THE A BILL. AND YOU MIGHT BE ABLE TO DO THAT. OR YOU CAN TIE UP THE BODY SO LONG ON THE A BILL IF THE MAIN BILL HAS ALREADY MOVED FORWARD THAT IN EFFECT NOT ONLY IT, THE UNDERLYING BILL, BUT A LOT OF THE SESSION IS KILLED ALSO. AND YOU MAY NOT SUCCEED IN KILLING THE A BILL. A PRECEDENT MEANS AN ACT THAT IS TAKEN PRIOR TO A SUBSEQUENT ACT BEING TAKEN. AND WHAT IS DONE IN CASE... [LB525A]

SPEAKER HADLEY: ONE MINUTE. [LB525A]

SENATOR CHAMBERS: ...OF THE EARLIER ACT IS GOING TO BE A GUIDE TO WHAT SHOULD BE DONE IN THE SUBSEQUENT ACT. AND I KNOW THAT MAY BE HARD TO GRASP, HARD TO UNDERSTAND. BUT SINCE YOU ALL ARE FORCING THIS DISCUSSION, I'M GOING TO CONTINUE IT BECAUSE I DO BELIEVE, I AM CONVINCED THAT WE'RE DEALING WITH AN ISSUE THAT GOES BEYOND JUST THIS BILL. THANK YOU, MR. PRESIDENT. [LB525A]

SPEAKER HADLEY: SENATOR CHAMBERS, YOU'RE RECOGNIZED, AND THIS IS YOUR THIRD TIME. [LB525A]

SENATOR CHAMBERS: MR. PRESIDENT, MEMBERS OF THE LEGISLATURE, I'M NOT GOING TO GIVE THE NAME OF THIS BATTLE, BUT IT INVOLVED SOME SCOTS. AND IT INVOLVED A PERSON WHO WAS GOING TO GIVE AN ORDER TO ENTER A BATTLE. AND THE ONE ON THE OTHER SIDE SAID, BY THE BOWELS OF CHRIST, CONSIDER THAT YOU MAY BE MISTAKEN. THEY DIDN'T LISTEN. THEY MADE THE CHARGE AND THEY WERE CUT TO RIBBONS. THINK OF WHAT IS BEING DONE

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NOW THAT DOESN'T HAVE TO BE DONE. THE RULES DON'T HAVE TO BE BENT. EVERYTHING CAN FOLLOW THE ORDINARY COURSE. JUST LET THE A BILL MOVE. IT WINDS UP ON SELECT FILE. SENATOR SULLIVAN I THINK MAY SENSE, AS I SENSE, THAT THE BODY NO LONGER LIKES THE LANGUAGE THAT IT AGREED TO ADD TO HER BILL OVER HER OBJECTION AT THE START. BUT SHE DID NOT GIVE UP. SO NOW THAT THE MOOD OF THE BODY SEEMS TO HAVE CHANGED, THAT SHOULD BE SUFFICIENT TO LET THE A BILL MOVE WHICH IS THE WAY THE BODY ORDINARILY BEHAVES. I'VE BEEN ASKED FROM TIME TO TIME BY SOME OF THESE NEW PEOPLE, WHAT DOES THE LEGISLATURE ORDINARILY DO? AND I'M TELLING YOU. BUT I ALSO ADD, YOU DON'T HAVE TO DO IT THAT WAY. THE QUESTION YOU POSED TO ME WAS NOT WHAT YOU HAVE TO DO, BUT HOW THINGS ARE ORDINARILY DONE. A BILLS ROUTINELY ARE ADVANCED. AND THAT SHOULD HAVE HAPPENED. AND WE WOULD HAVE NOT TAKEN THIS TIME. BUT IF WE TAKE THE TIME TODAY AND GO AHEAD AND THRASH IT OUT ENTIRELY, MAYBE WE WON'T HAVE TO DO IT AGAIN. BUT IF YOU KILL IT, THEN THAT MAY BE LESSON-TEACHING TIME AND OTHER A BILLS MAY BE ATTACKED TO TEACH A LESSON THAT ARGUMENT AND DISCUSSION WAS UNABLE TO CONVEY. THERE'S AN EXPRESSION: EXPERIENCE IS THE BEST TEACHER, AND SOME WILL HAVE NO OTHER. SO IF YOU NEED A HICKORY STICK TO PUT A KNOT ON YOUR HEAD TO BE SHOWN THAT THIS STICK IS STRONGER THAN BONE, THEN YOU PUT YOUR HEAD THERE, YOU PROVOKE THE BLOW, AND THE HICKORY STICK MAKES CONTACT WITH YOUR HEAD AND A KNOT RISES. THEN YOU FEEL IT. IT'S TENDER AND SENSITIVE. YOU SAY, BY GOD, WHAT THEY TOLD ME WAS RIGHT. IF I GET HIT IN THE HEAD WITH A HICKORY STICK, IT WILL LEAVE A KNOT ON MY HEAD. IF YOU COULD USE WHAT'S INSIDE YOUR HEAD, YOU'VE GOT A THICK SKULL BECAUSE WHAT IS INSIDE THAT SKULL IS SO PRECIOUS. THAT'S THE BRAIN. BUT THE MERE FACT THAT SOMEBODY HAS POSSESSION OF THAT WHICH IS VALUABLE DOESN'T MEAN THE PERSON HAS SENSE ENOUGH TO PROPERLY GUARD IT. SO NATURE PROTECTED YOU AGAINST YOUR OWN FOOLISHNESS BY ENCASING THE MOST IMPORTANT PART OF YOU IN HEAVY BONE. BUT SOME PEOPLE WON'T USE WHAT'S INSIDE. [LB525A]

SPEAKER HADLEY: ONE MINUTE. [LB525A]

SENATOR CHAMBERS: BUT I WANTED TO VINDICATE MY GOOD SENSE. AND THE TIME TO RAISE AN ISSUE IS WHEN THE RAISING OF IT CAN MAKE A DIFFERENCE. YOU'VE ACCOMMODATED SENATOR MURANTE. YOU VOTED TO RECONSIDER. AND NOW WE SHALL SEE WHAT WE SHALL SEE. THANK YOU, MR. PRESIDENT. [LB525A]

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SPEAKER HADLEY: THANK YOU, SENATOR CHAMBERS. (VISITORS INTRODUCED.)  
SENATOR SCHNOOR, YOU ARE RECOGNIZED. [LB525A]

SENATOR SCHNOOR: THANK YOU, MR. PRESIDENT. SENATOR CHAMBERS, WILL  
YOU YIELD TO SOME QUESTIONS, PLEASE? [LB525A]

SPEAKER HADLEY: SENATOR CHAMBERS, WILL YOU YIELD? [LB525A]

SENATOR CHAMBERS: YES. YES, I WILL. [LB525A]

SENATOR SCHNOOR: SENATOR CHAMBERS, IS SENATOR SULLIVAN FOLLOWING  
THE RULES OF THE LEGISLATURE? [LB525A]

SENATOR CHAMBERS: YES. [LB525A]

SENATOR SCHNOOR: WHAT ABOUT SENATOR KOLOWSKI? [LB525A]

SENATOR CHAMBERS: YES. [LB525A]

SENATOR SCHNOOR: OKAY. BUT YOU DON'T AGREE WITH WHAT SENATOR  
SULLIVAN IS DOING. YOU FEEL THAT SHE IS SETTING A BAD PRECEDENT, IS THAT  
HOW I'M UNDERSTANDING YOUR MESSAGE? [LB525A]

SENATOR CHAMBERS: I FEEL THAT THE LEGISLATURE WOULD BE SETTING A BAD  
PRECEDENT TO AGREE WITH HER. SHE'S ENTITLED AS AN INDIVIDUAL TO DO  
WHATEVER...SHE AND ANYBODY ELSE, TO DO WHATEVER ELSE THE RULES  
ALLOW TO ACHIEVE A GOAL. [LB525A]

SENATOR SCHNOOR: ALL RIGHT. THANKS. BUT EVERYBODY IS FOLLOWING THE  
RULES. NOW WE MAY DISAGREE OR AGREE, WHATEVER, OR BAD PRECEDENT IS  
BEING SET BY ONE PERSON OR ANOTHER. BUT SENATOR SULLIVAN, WHO IS THE  
CHAIRMAN OF THE COMMITTEE, IS TAKING A STAND. AND IT'S I GUESS MY  
FEELING WHY SENATOR MURANTE'S COMMENT, AS ANOTHER CHAIRMAN, THAT  
HE IS BACKING HER UP. AND IT'S GOOD TO SEE THE LEADERSHIP HERE TAKING A  
STAND AND FOLLOWING THE RULES. SO I DO SUPPORT, ONCE AGAIN, I SUPPORT  
THE IPP MOTION. OBVIOUSLY, IT WAS A TIE VOTE AND IT DIDN'T PASS THE LAST  
TIME. WE'LL SEE WHAT'S GOING TO HAPPEN THIS TIME. BUT EVERYBODY HAS

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FOLLOWED THE RULES OF THE LEGISLATURE. WE MAY AGREE OR DISAGREE, BUT THE LEADERSHIP OF OUR COMMITTEE IS STANDING UP FOR WHAT SHE FEELS NEEDS TO BE DONE. SO THANK YOU. THANK YOU, SIR. [LB525A]

SPEAKER HADLEY: THANK YOU, SENATOR SCHNOOR. SENATOR KRIST, YOU'RE RECOGNIZED. [LB525A]

SENATOR KRIST: THANK YOU, MR. PRESIDENT. GOOD MORNING AGAIN, COLLEAGUES. GOOD MORNING, NEBRASKA. I WANT TO MAKE A FEW POINTS. FIRST OF ALL, WHEN I STOOD AT THE MIKE A FEW MINUTES AGO, AN HOUR AGO, WHATEVER IT WAS, AND SAID THAT YOU SHOULD BE COGNIZANT AT THIS POINT IN TERMS OF THE COST, AND I WAS NOT AT ALL TRYING TO TORPEDO WHAT WAS HAPPENING AND I SAID THAT, I MEANT IT. SO THAT COMMENT BEING SAID, I UNDERSTAND SENATOR MURANTE'S POINT. HE WANTED TO BE ABLE TO VOTE. SO WE'LL GIVE SENATOR MURANTE AN OPPORTUNITY TO VOTE. HE'S FOLLOWING THE RULES. I UNDERSTAND SENATOR SULLIVAN'S POINT. SHE NEVER WANTED IT TO BE ATTACHED AND IT HAS BEEN ATTACHED AND NOW...BY US, I MIGHT ADD. AND NOW THERE'S A FISCAL NOTE THAT'S AN ENCUMBRANCE ON HER LB525. BUT JUST FOR THE SAKE OF ARGUMENT AND TO MAKE MY POINT, I WONDER IF SENATOR WILLIAMS WOULD YIELD TO A QUESTION. [LB525A LB525]

SPEAKER HADLEY: SENATOR WILLIAMS, WILL YOU YIELD? [LB525A]

SENATOR WILLIAMS: YES. [LB525A]

SENATOR KRIST: SENATOR WILLIAMS, WHERE IN THE PROCESS IS LB525 AND LB525A? AT WHAT LEVEL OF DEBATE ARE THOSE TWO BILLS? [LB525A LB525]

SENATOR WILLIAMS: THE MOTION TO INDEFINITELY POSTPONE IS ON GENERAL FILE. AS I UNDERSTAND, LB525, IT IS ON SELECT FILE AT THIS POINT. AND WE'RE DEBATING AT THAT LEVEL. [LB525A LB525]

SENATOR KRIST: SO LB525A ON GENERAL FILE MEANS THAT WE WOULD HAVE POTENTIALLY ANOTHER ROUND OF DEBATE ON SELECT AND THEN EVEN POTENTIALLY ANOTHER CHANCE TO CHANGE IT ON FINAL FOR LB525A. AND LB525 IS ON COMING UP ON SELECT DEBATE. SO WE'LL HAVE TWO MORE OPPORTUNITIES TO TALK ABOUT LB525 AS IT EXISTS, IS THAT YOUR UNDERSTANDING? [LB525A LB525]

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SENATOR WILLIAMS: THAT'S MY UNDERSTANDING. [LB525A]

SENATOR KRIST: I WONDER IF SENATOR FRIESEN WOULD YIELD TO A QUESTION. THANK YOU, SENATOR WILLIAMS. [LB525A]

SPEAKER HADLEY: SENATOR FRIESEN, WILL YOU YIELD? [LB525A]

SENATOR FRIESEN: YES, I WOULD. [LB525A]

SENATOR KRIST: I UNDERSTOOD YOUR COMMENTS AND IT IS YOUR OPINION. WOULD IT ALSO BE YOUR OPINION THAT SOUND MINDS, CALM MINDS COULD PROBABLY, BETWEEN GENERAL FILE ON LB525 AND SELECT FILE TO CATCH UP WITH LB525...LB525A TO CATCH UP WITH LB525, THAT THERE MIGHT BE A GREAT CONVERSATION OPPORTUNITY BETWEEN SENATOR KOLOWSKI, SENATOR SULLIVAN, SENATOR MURANTE, AND WHATEVER OTHER CHAIRS THAT WANT TO WEIGH IN ON THIS SITUATION? [LB525A LB525]

SENATOR FRIESEN: I WOULD ASSUME SO. [LB525A]

SENATOR KRIST: OKAY. THANK YOU, SIR, I APPRECIATE THAT. AND I'M NOT PICKING ON EITHER ONE OF THESE TWO. BOTH OF THEM ARE VERY REASONABLE, CALM MINDS WHO HAVE AN OPINION AND WHO UNDERSTAND THE PROCESS. AND THE PROCESS, FOLKS, IS TAKING US INTO THE WEEDS. WE HAVE NOT WASTED TIME, BUT WE HAVE SPENT TIME. WE HAVE SPENT TIME TALKING ABOUT IT NOW WHEN THESE ISSUES CAN BE WORKED OUT BETWEEN GENERAL AND SELECT. THAT'S THE PROCESS. WE'RE NOT GOING TO GET TO POKER, SENATOR LARSON. WE'RE NOT GOING TO GET TO MANY OF THE OTHER PRIORITY BILLS, SENATORS, BECAUSE WE ARE TAKING TIME DOING THINGS WE DON'T HAVE DO ON THE MIKE. NOW HERE'S WHERE I'M AT IF YOU WANT TO ASK ME AS A PERSON WHO'S BEEN EXPERIENCED IN THIS BODY FOR SEVERAL YEARS: VOTE AGAINST THE INDEFINITELY POSTPONE MOTION BECAUSE WE DON'T NEED TO KILL ANYTHING UNTIL CALM MINDS CAN SOLVE THE SITUATION; MOVE LB525A AS IT IS; LET IT CATCH UP WITH LB525; CHARGE SENATOR SULLIVAN AND SENATOR KOLOWSKI TO WORK ON THE FISCAL NOTE. THAT'S WHAT WE SHOULD DO, BECAUSE EVERYONE HAS A RIGHT TO THEIR OPINION AND TO WORK THINGS OUT OFF THE MIKE AS WELL AS ON THE MIKE. THE LAST THING I WILL SAY IS, SINCE I STOOD UP HERE EARLIER... [LB525A LB525]

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SPEAKER HADLEY: ONE MINUTE. [LB525A]

SENATOR KRIST: ...THE CHAIRMAN OF THE APPROPRIATIONS COMMITTEE HAS MADE OUTSTANDING PROGRESS IN TERMS OF REDUCING FISCAL NOTES. SO EVERY CHANCE HE GETS TO WORK IT OUT, HE'LL GET TO A POINT. AND THIS \$2 MILLION MAY NOT EVEN BE AN ISSUE OR THE \$500,000 FOR MY PRIORITY ON LB25. LET'S DO THE RIGHT THING. NO ON THE INDEFINITELY POSTPONE, MOVE LB525A, LET THEM WORK IT OUT BETWEEN GENERAL AND SELECT. THIS IS NOT THE 11th HOUR ON THESE BILLS. AND LET'S MOVE ON. THANK YOU, MR. PRESIDENT. [LB525A LB25]

SPEAKER HADLEY: THANK YOU, SENATOR KRIST. SENATOR GROENE, YOU'RE RECOGNIZED. [LB525A]

SENATOR GROENE: THANK YOU, MR. PRESIDENT. THIS IS WHY YOU DON'T BREAK RULES OR BEND THEM, BECAUSE THEN THE NEXT PERSON SAYS, WELL, HE DID IT. SHE DID IT. I'M GOING TO DO IT. AND THEN IT GETS WORSE. THEN PRETTY SOON YOU'RE DEFLATING FOOTBALLS (LAUGHTER) SO YOU CAN WIN. AND AS THAT GUY GOT CAUGHT, MAYBE IT'S TIME TO SEND A MESSAGE, NO, WE DON'T DO THAT. THIS IS A SPECIAL SITUATION. THIS ISN'T...BECAUSE THE RULES WERE CHANGED. SO NOW THE RULES ARE OUT THE WINDOW, THE ACCEPTED RULES, THE RULES THAT YOU PLAY BY. YEAH, YOU CAN HIT SOMEBODY IN FOOTBALL ON THE SIDE A LITTLE BIT AND NOT BE CALLED FOR CLIPPING, BUT YOU DON'T DO IT BECAUSE YOU'RE STILL WITHIN THE RULES. BUT WE DON'T DO THAT. THIS IS A MESSAGE THAT SAYS WE WON'T DO THAT. WE WILL NOT DO IT. WE UNDERSTAND PASSION. AND HERE'S SOMETHING ABOUT TIME ETERNAL, THIS BILL WON'T GO AWAY. IT CAN COME BACK NEXT YEAR, COME BACK IN TWO YEARS AS A PRIORITY BILL. IT CAN BE CHANGED. WE CAN FIX TEEOSA THIS SUMMER FOR NEXT YEAR. WE CAN FIX THE COMMON LEVY, GETTING TOGETHER OVER THE SUMMER AND WE CAN COME UP WITH SOME GOOD, STRONG BILLS IN EDUCATION COMMITTEE. OR WE CAN DEFLATE THE FOOTBALLS AND TRY TO GET AROUND IT TO WIN. SO THIS IS A MESSAGE, LET'S PUT AN END TO IT. WE UNDERSTAND THE PASSION. WE UNDERSTAND WHERE YOU'RE COMING FROM. BUT, HEY, WE'RE NOT GOING TO DO THAT. WE'RE JUST NOT GOING TO DO IT. SO I'D APPRECIATE YOU SUPPORTING SENATOR SULLIVAN'S INDEFINITELY POSTPONE, AND LET'S SAY WE'RE NOT DOING THIS ANY MORE. LOOK AT THE TIME WE'VE NOT WASTED BECAUSE A DEFEATED BILL WAS BROUGHT BACK AND TAKEN TIME AWAY FROM OTHER PEOPLE'S PRIORITY BILLS. I MEAN THIS COULD HAVE BEEN BROUGHT BACK NEXT YEAR. WE CAN GO ON AND ON ABOUT IFS AND BUTS AND COULDS. BUT THIS IS THIS, AND IT WAS BROUGHT HERE BY

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BENDING THE RULES, THE ACCEPTED RULES. AND WE END IT RIGHT HERE. WE CAN CHANGE...TAKE IT OUT OF THE BILL WHEN LB525 COMES UP, THE LANGUAGE. BUT LET'S START RIGHT HERE. SO THANK YOU. I'M GOING TO VOTE GREEN, I BELIEVE, ON INDEFINITELY POSTPONE TO SUPPORT SENATOR SULLIVAN. [LB525A]

SPEAKER HADLEY: THANK YOU, SENATOR GROENE. SEEING NO ONE ELSE IN THE QUEUE, SENATOR SULLIVAN, YOU'RE RECOGNIZED TO CLOSE ON YOUR INDEFINITELY POSTPONE MOTION. [LB525A]

SENATOR SULLIVAN: THANK YOU, MR. PRESIDENT. I APPRECIATE ALL THE COMMENTS. I THANK SENATOR MURANTE FOR THE RECONSIDER MOTION TO GIVE ME YET ANOTHER OPPORTUNITY TO TELL YOU WHY I THINK IT'S IMPORTANT TO INDEFINITELY POSTPONE LB525A. I THINK I'M A REASONABLE PERSON. I THINK I CAN KEEP MY COOL. I'M NOT BENDING THE RULES. I CERTAINLY LISTEN TO WHAT SENATOR CHAMBERS HAS TO SAY AND THE VAST MAJORITY OF THE TIME I LEARN FROM HIM. HE'S NOT BENDING THE RULES EITHER. WE SET PRECEDENTS IN HERE ALL THE TIME. BUT THERE'S ONLY ONE THING THAT WE HAVE FOR SURE, AND THAT'S OUR VOTE. AND I'M ASKING YOU TO VOTE TO IPP THIS LB525A BECAUSE I COULDN'T PREDICT WHAT YOUR VOTE WAS GOING TO BE DOWN THE ROAD. AND I REMAIN CONSISTENT WITH MY OPPOSITION TO LB343, NOT IN PHILOSOPHY OR THEORY, BUT IN PROCESS. AND I WANT TO HAVE A CLEAR PATH FOR LB525 AS IT WAS AMENDED BY THE COMMITTEE TO GO CROSS THE FINISH LINE. AM I DISRUPTING THINGS BY DOING THIS? WELL, YOU MAY SAY THAT, BUT I TEND TO DISAGREE WITH YOU. I, TOO, AM USING THE PROCESS. I'M NOT CRITICAL OF SENATOR KOLOWSKI. I'M NOT CRITICAL OF SENATOR CHAMBERS. I WILL BE CRITICAL OF ANYBODY DEPENDING UPON HOW YOU VOTE. THAT'S NOT THE POINT. I AM JUST FOLLOWING THROUGH ON WHAT I FELT WAS THE RIGHT THING TO DO SO THAT I COULD BE SUCCESSFUL, SO THAT THE COMMITTEE COULD BE SUCCESSFUL IN THEIR ANNUAL TECHNICAL BILL THAT HAD, FROM ITS ORIGINAL START AND AS THE COMMITTEE AMENDED, NO FISCAL IMPACT. I WANT US TO BE SUCCESSFUL TO THAT END. AND IT GETS PROBLEMATIC WHEN WE HAVE AN A BILL ATTACHED TO IT THAT WILL...DOES NOT ALLOW THAT TO HAPPEN OR IS PROBLEMATIC IN LEADING TO SUCCESS. SO I STAND FIRM IN WHAT I WOULD LIKE TO SEE HAPPEN. AND THAT IS A GREEN LIGHT TO INDEFINITELY POSTPONE LB525A. THANK YOU, MR. PRESIDENT. [LB525A LB343 LB525]

SPEAKER HADLEY: THE QUESTION FOR THE BODY IS THE AMENDMENT TO INDEFINITELY POSTPONE. AGAIN, THIS TAKES A MAJORITY OF THOSE PRESENT

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AND VOTING. ALL IN FAVOR VOTE AYE; OPPOSED VOTE NAY. SENATOR SULLIVAN, FOR WHAT PURPOSE DO YOU RISE? [LB525A]

SENATOR SULLIVAN: YES, MR. PRESIDENT, COULD I HAVE A CALL THE HOUSE? [LB525A]

SPEAKER HADLEY: THERE'S BEEN A REQUEST TO PUT THE HOUSE UNDER CALL. THE QUESTION IS, SHALL THE HOUSE GO UNDER CALL? ALL THOSE IN FAVOR VOTE AYE; ALL THOSE OPPOSED VOTE NAY. RECORD, MR. CLERK. [LB525A]

ASSISTANT CLERK: 42 AYES, 0 NAYS TO GO UNDER CALL, MR. PRESIDENT. [LB525A]

SPEAKER HADLEY: THE HOUSE IS UNDER CALL. SENATORS, PLEASE RECORD YOUR PRESENCE. THOSE UNEXCUSED SENATORS OUTSIDE OF THE CHAMBER, PLEASE RETURN TO THE CHAMBER AND RECORD YOUR PRESENCE. ALL UNAUTHORIZED PERSONNEL, PLEASE LEAVE THE FLOOR. THE HOUSE IS UNDER CALL. HOW WOULD YOU LIKE TO PROCEED? [LB525A]

SENATOR SULLIVAN: A ROLL CALL VOTE, PLEASE. [LB525A]

SPEAKER HADLEY: THERE'S BEEN A REQUEST, MR. CLERK, FOR A ROLL CALL VOTE. [LB525A]

ASSISTANT CLERK: (ROLL CALL VOTE TAKEN, LEGISLATIVE JOURNAL PAGE 1545-1546.) 21 AYES, 20 NAYS, MR. PRESIDENT, ON THE MOTION TO INDEFINITELY POSTPONE. [LB525A]

SPEAKER HADLEY: THE MOTION IS ADOPTED. LB525A IS INDEFINITELY POSTPONED. RAISE THE CALL. MR. CLERK. [LB525A]

ASSISTANT CLERK: MR. PRESIDENT, SOME ITEMS. NEW RESOLUTIONS: LR266, LR267, AND LR268, ALL PROPOSING INTERIM STUDIES, INTRODUCED BY SENATOR LARSON; AMENDMENTS TO BE PRINTED TO LB320A BY SENATOR BOLZ; A REFERENCE COMMITTEE REPORT ON VARIOUS GUBERNATORIAL APPOINTMENTS; AND A COMMUNICATION FROM THE GOVERNOR (READ RE LB72, LB72A, LB80, LB85, LB132, LB141, LB240, LB253, LB264, LB317, LB348, LB414, LB449, LB458, LB519, LB519A, LB561.) THAT'S ALL I HAVE AT THIS TIME. (LEGISLATIVE

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JOURNAL PAGES 1546-1549.) [LR266 LR267 LR268 LB320A LB72 LB72A LB80 LB85 LB132 LB141 LB240 LB253 LB264 LB317 LB348 LB414 LB449 LB458 LB519 LB519A LB561]

SPEAKER HADLEY: MR. CLERK, WE RETURN TO GENERAL FILE.

ASSISTANT CLERK: MR. PRESIDENT, LB623. [LB623]

SPEAKER HADLEY: SENATOR NORDQUIST, YOU'RE RECOGNIZED TO OPEN ON LB623. [LB623]

SENATOR NORDQUIST: THANK YOU, MR. SPEAKER AND MEMBERS. THE ISSUE WE HAVE BEFORE US TODAY IS WE HAVE YOUNG, TALENTED PEOPLE IN OUR STATE WITH DEFERRED ACTION TEMPORARY RELIEF, ALSO KNOWN AS "DREAMERS," WHO ARE AUTHORIZED TO STAY HERE AND OBTAIN WORK PERMITS, BUT OUR STATE IS REFUSING TO ALLOW THEM TO APPLY FOR A DRIVER'S LICENSE. IN NEBRASKA, WE ALL KNOW IT CAN BE HARD OR NEARLY IMPOSSIBLE TO GET TO WORK WITHOUT A CAR. WHY WOULD WE WANT TO LIMIT THEIR ABILITY TO WORK AND TO CONTRIBUTE TO OUR STATE'S ECONOMY? LB623 ATTEMPTS TO RECTIFY A SITUATION THAT OCCURRED WHEN FORMER GOVERNOR HEINEMAN DIRECTED THE DEPARTMENT OF MOTOR VEHICLES TO DENY DRIVER'S LICENSES TO DEFERRED ACTION FOR CHILDHOOD ARRIVAL YOUTH, OR "DACA" YOUTH. THE STATE'S LEGAL ARGUMENT IS THAT DACA DOES NOT PROVIDE LAWFUL STATUS. HOWEVER, IMMIGRATION EXPERTS AGREE THAT OUR STATE'S POLICY OF WITHHOLDING A DRIVER'S LICENSE TO A SELECT FEW DEFERRED ACTION IMMIGRANTS IS ARBITRARY AND CAPRICIOUS. CURRENTLY, UNDER THE REAL ID ACT, THE FEDERAL LAW WHICH 60-484.04 IMPLEMENTED IN NEBRASKA, DEFERRED ACTION IS CONSIDERED LAWFUL STATUS FOR PURPOSES OF ISSUING DRIVER'S LICENSES. THE LEGISLATURE LAST TOUCHED DRIVER'S LICENSE STATUTES IN 2008 IN ORDER TO IMPLEMENT THE FEDERAL REAL ID LAW. WE FULLY INTENDED THE STATUTE TO TRACK THE FEDERAL LAW, WHICH IS WHY OUR CURRENT LAW, 60-484.04, SAYS APPLICANTS FOR DRIVER'S LICENSE MUST PRESENT VALID DOCUMENTARY EVIDENCE THAT HE OR SHE HAS LAWFUL STATUS. ONE EXAMPLE OF THE APPROPRIATE EVIDENCE IS SUBSECTION (e): AN EMPLOYMENT AUTHORIZATION DOCUMENT, AN "EAD," ISSUED BY THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY. DACA RECIPIENTS HAVE AN EMPLOYMENT AUTHORIZATION DOCUMENT. THEY HAVE A SOCIAL SECURITY CARD AS WELL. THE DEPARTMENT OF HOMELAND SECURITY HAS ISSUED BOTH OF THESE DOCUMENTS TO DREAMERS, BUT THE DEPARTMENT OF MOTOR

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VEHICLES HAS BEEN TURNING THOSE WITH THESE APPROPRIATE DOCUMENTS AWAY. DREAMERS ARE NOT CITIZENS BUT THEY ARE LAWFULLY PRESENT. NEBRASKA ALLOWS MANY OTHER NONCITIZENS TO HAVE DRIVER'S LICENSES. WE ALLOW ASYLUM SEEKERS TO DRIVE. WE ALLOW PEOPLE WITH TEMPORARY PROTECTED STATUS TO DRIVE. WE ALLOW THOSE WITH DEFERRED ENFORCEMENT DEPARTURE TO DRIVE. AND WE ALLOW THOSE WHO HAVE APPLIED FOR ADJUSTMENT OF STATUS TO DRIVE. DREAMERS ARE THE ONLY CATEGORY OF WORK PERMIT HOLDERS, EMPLOYMENT AUTHORIZATION HOLDERS, THE ONLY CATEGORY WHO WE DO NOT ALLOW TO GET A DRIVER'S LICENSE IN NEBRASKA AND WE ARE THE ONLY STATE THAT DOES NOT ALLOW DREAMERS TO DRIVE. TRULY, THIS IS...THIS POLICY IS ARBITRARY AND CAPRICIOUS AND THIS POLICY NEEDS TO CHANGE. THERE IS A LAWSUIT PENDING AGAINST THE STATE ON BEHALF OF DREAMERS WHO HAVE WORK PERMITS AND SOCIAL SECURITY NUMBERS BUT ARE REFUSED A DRIVER'S LICENSE. HOWEVER, IT'S NOT NECESSARY TO HAVE THAT LAWSUIT. THIS IS WHY I'VE INTRODUCED LB623. I WANT DREAMERS TO HAVE A LICENSE SO THEY CAN GET TO COLLEGE CLASSES, GET TO JOBS, INTERNSHIPS, GET TO CHURCH AND MEDICAL APPOINTMENTS. MANY OF THESE YOUNG IMMIGRANTS IN NEBRASKA WERE BROUGHT HERE ONLY AS INFANTS AND TODDLERS WHEN THEY CAME TO THE U.S., AND HAVE LIVED HERE NEARLY THEIR ENTIRE LIVES. THEY CONSIDER NEBRASKA THEIR HOME. AS NEBRASKA TAXPAYERS, WE HAVE INVESTED TENS OF THOUSANDS OF DOLLARS IN THEIR K-12 EDUCATION AND THEIR HIGHER EDUCATION FOR THE NEARLY 2,700 DACA YOUTH THAT ARE IN OUR STATE. THESE ARE WELL-EDUCATED YOUNG ADULTS THAT ARE MAKING SIGNIFICANT CONTRIBUTIONS TO THEIR LOCAL ECONOMY, BUT THEY CERTAINLY HAVE THE POTENTIAL TO DO MORE. AND WE HAVE THE POTENTIAL AS TAXPAYERS TO LOSE OUT ON THAT INVESTMENT, THAT EDUCATION INVESTMENT WE HAVE MADE IN THEM, BECAUSE THEY HAVE 49 OTHER OPTIONS ACROSS THE COUNTRY TO GO TO, TO GET A DRIVER'S LICENSE AND TO PARTICIPATE IN THOSE ECONOMIES. BUT THEY LOVE NEBRASKA. THEY VIEW NEBRASKA AS THEIR HOME. THE PERSONAL STORIES OF DACA YOUTH ARE COMPELLING. KIMBALL, NEBRASKA, RESIDENT LAURA FLORES IS A DACA RECIPIENT AND A FRESHMAN AT THE UNIVERSITY OF NEBRASKA-LINCOLN AS A PRELAW AND POLITICAL SCIENCE MAJOR. IN HER TESTIMONY ON THIS BILL SHE SAID NOT HAVING DRIVER'S LICENSE CREATES BARRIERS FOR HER TO PERFORM DAILY ROUTINES, SUCH AS ATTENDING CLASS, REACHING HER JOB, ATTENDING CHURCH AND MEDICAL APPOINTMENTS. MARIA FLORES ALSO TESTIFIED AT THE HEARING AND TOLD HER STORY. SHE SAID: WHEN I WAS A CHILD, MY FAMILY DECIDED TO MOVE FROM MEXICO TO OMAHA, NEBRASKA, WHERE I NOW CALL HOME. ALTHOUGH IT WAS A DIFFICULT TRANSITION, ESPECIALLY IN SCHOOL, I WAS ACTIVELY

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INVOLVED IN MULTIPLE CLUBS WHERE I AM PRESIDENT AND EVEN WROTE FOR THE SCHOOL NEWSPAPER. AFTER HIGH SCHOOL, I WENT ON TO RECEIVE A MAJOR IN SOCIOLOGY FROM BELLEVUE UNIVERSITY WITH THE HELP OF SCHOLARSHIPS AND FUNDS. WHEN THE DEFERRED ACTION PROGRAM WAS ANNOUNCED IN 2012, I WAS EXCITED TO KNOW THAT I WOULD GAIN OPPORTUNITIES TO SUCCEED IN MY LIFE. MY PLAN WAS TO GO INTO SOCIAL WORK UPON GRADUATING IN 2010. BUT UNFORTUNATELY, I HAVEN'T BEEN ABLE TO BECAUSE A DRIVER'S LICENSE IS REQUIRED FOR THAT FIELD. THERE HAVE BEEN TIMES WHERE I HAVE CONSIDERED LEAVING THE STATE OUT OF FRUSTRATION, BUT THIS IS MY HOME. MORE THAN ANYTHING, I FEEL DISAPPOINTED TO KNOW THAT I WAS ABLE TO GET A HIGHER EDUCATION BUT I'M STILL LIMITED TO THE OPPORTUNITIES, BECAUSE I CANNOT OBTAIN A DRIVER'S LICENSE. ASIDE FROM NOT BEING ABLE TO PURSUE MY CAREER, AS A MOTHER, I SEEK TO PROVIDE MY CHILDREN EVERYTHING THEY NEED. IT IS ESSENTIAL FOR ME TO GET AROUND WITHOUT HAVING TO DEPEND ON OTHERS FOR RIDES WHEN I NEED TO GO TO SCHOOL OR MEDICAL APPOINTMENTS. I'M A MOM, A COMMUNITY LEADER, A BUSINESS OWNER, MENTOR, AND VOLUNTEER AT HEART. I'VE HAD MANY BLESSINGS HERE IN NEBRASKA AND I WANT TO STAY HERE. BUT SOMETIMES I WONDER IF IT WOULD NOT BE EASIER IN ANOTHER STATE. DENYING DRIVER'S LICENSE TO DACA YOUTH MAKES IT DIFFICULT FOR THEM TO MEET EVEN THEIR BASIC NEEDS, ESPECIALLY IN GREATER NEBRASKA. THIS BILL HAS BROAD BIPARTISAN SUPPORT AND SUPPORT FROM A NUMBER OF GROUPS, INCLUDING THE CHAMBERS OF COMMERCE IN OMAHA, LINCOLN, AND THE STATE, THE CATHOLIC ARCHDIOCESE OF OMAHA, THE CATHOLIC CONFERENCE, THE LEAGUE OF WOMEN VOTERS, THE LEAGUE OF MUNICIPALITIES, THE FRATERNAL ORDER OF POLICE, THE NEBRASKA RETAIL FEDERATION, RESTAURANT ASSOCIATION, NEBRASKA CATTLEMEN. MAYOR JEAN STOTHERT FROM OMAHA HAS COME OUT IN SUPPORT OF THE BILL, AS WELL AS NEWSPAPERS IN LINCOLN, SCOTTSBLUFF, KEARNEY, AND GRAND ISLAND HAVE ALL WRITTEN EDITORIALS IN SUPPORT OF THE BILL. I CERTAINLY WANT TO THANK SENATOR McCOLLISTER FOR HIS STRONG ADVOCACY ON THIS BILL AND FOR MAKING IT HIS PRIORITY BILL AND ALSO WANT TO THANK SENATOR SMITH AND THE TRANSPORTATION COMMITTEE FOR THEIR CONSIDERATION OF THIS BILL. AND I WOULD APPRECIATE THE BODY'S SUPPORT OF THIS. IT IS SOUND PUBLIC POLICY AND THE RIGHT PATHWAY FORWARD FOR NEBRASKA. MR. SPEAKER, HOW MUCH TIME DO I HAVE LEFT? [LB623]

SPEAKER HADLEY: 3:05. [LB623]

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SENATOR NORDQUIST: I'LL YIELD THE REMAINDER OF MY TIME TO SENATOR McCOLLISTER. [LB623]

SPEAKER HADLEY: SENATOR McCOLLISTER, YOU'RE YIELDED 3:00. [LB623]

SENATOR McCOLLISTER: THANK YOU, MR. SPEAKER. GOOD MORNING, COLLEAGUES. I WOULD LIKE TO THANK SENATOR NORDQUIST FOR BRINGING THIS BILL. DURING THE COURSE OF DEVELOPING THIS BILL, I'VE BECOME A STRONG PROPONENT AND I THINK IT'S IN THE BEST INTEREST OF THE STATE. AS YOU WILL SOON HEAR, SENATOR GROENE WILL HAVE AN AMENDMENT. AND I THINK THIS AMENDMENT WILL ATTEMPT TO PUT A SPECIAL IMPRINT ON THE LICENSE TO, THUS, MAKE IT POSSIBLE TO DETECT A DACA APPLICANT FOR A DRIVER'S LICENSE. AND I WOULD LIKE TO REFERENCE DMV DIRECTOR...FORMER (SIC) DMV DIRECTOR RHONDA LAHM AND NATIONAL SAFETY COUNCIL CEO BEVERLY REICKS. AND SHE INDICATES THAT THERE IS NO NEED TO INCLUDE DACA STATUS IDENTIFICATION ON A STATE-ISSUED DRIVER'S LICENSE. THE DACA STATUS IS CURRENTLY VALID FOR A TWO-YEAR TIME PERIOD, SO THE LICENSE ISSUED TO A DACA YOUTH WOULD INCLUDE THE EXPIRATION DATE THAT IS TWO YEARS FROM THE INITIAL DATE OF THE DEFERRED ACTION STATUS. SO WE HAVE TO WONDER WHY THE STATE WOULD BE PUT TO AN UNNECESSARY EXPENSE AND TROUBLE REISSUING SPECIAL DRIVER'S LICENSES TO DACA APPLICANTS. SECONDLY, WHEN A DACA APPLICATION IS REQUESTED BY AN INDIVIDUAL FOR THE FIRST TIME, CITIZENSHIP IS DETERMINED. EVERY APPLICANT IS REQUIRED TO STATE IF HE OR SHE IS NOT A CITIZEN. THIS WILL ELIMINATE A LOT OF CONFUSION AND IT WOULD ALSO INDICATE IF SOMEBODY INDICATED AN INCORRECT OR AN UNTRUTHFUL ANSWER. YOU WOULD BE REFERRED TO THE FRAUD DIVISION. SECONDLY, A CITIZEN WOULD PROVIDE A BIRTH CERTIFICATE, PASSPORT, OR OTHER APPROVED DOCUMENT. A NONCITIZEN WOULD ALSO PROVIDE A DOCUMENT ISSUED TO HIM BY THE U.S. CITIZENSHIP AND IMMIGRATION SERVICE. [LB623]

SPEAKER HADLEY: ONE MINUTE. [LB623]

SENATOR McCOLLISTER: THE DMV DRIVER'S LICENSE SYSTEM IS PROGRAMMED TO REMOVE THE VOTER REGISTRATION DATA FIELDS WHEN THE APPLICANT INDICATES HIS OR HER CITIZENSHIP STATUS. AS WE'LL SOON HEAR, THE SECRETARY OF STATE JOHN GALE ALSO INDICATES THAT POTENTIAL FOR VOTER FRAUD IS VERY UNLIKELY, VERY UNLIKELY. AND FINALLY, I'LL REITERATE THAT THE PERSON ATTEMPTING TO USE THE DRIVER'S LICENSE AND ANSWERS

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QUESTIONS INCORRECT WOULD BE REFERRED TO THE FRAUD DIVISION IF THE...IF IT APPEARED AS THOUGH THEY WERE ANSWERING THE QUESTIONS INCORRECTLY. THANK YOU, MR. PRESIDENT. [LB623]

SPEAKER HADLEY: THANK YOU, SENATOR NORDQUIST AND SENATOR McCOLLISTER. YOU'VE HEARD THE OPENING. AS THE CLERK STATED, THERE ARE AMENDMENTS FROM THE TRANSPORTATION COMMITTEE. SENATOR SMITH, AS CHAIR OF THE COMMITTEE, YOU ARE RECOGNIZED TO OPEN ON THE AMENDMENTS. (AM1203, LEGISLATIVE JOURNAL PAGE 1165.) [LB623]

SENATOR SMITH: THANK YOU, MR. PRESIDENT, AND GOOD MORNING, COLLEAGUES. FOLLOWING EXTENSIVE DISCUSSION, THE TRANSPORTATION AND TELECOMMUNICATIONS COMMITTEE ADOPTED AN AMENDMENT WHICH ADDS A NEW SECTION TO THE BILL. THE SECTION ADDED IS SECTION 60-484, WHICH GOVERNS THE ISSUANCE OF TEMPORARY OPERATOR'S LICENSE AND STATE IDENTIFICATION CARDS TO INDIVIDUALS WHO ARE NONCITIZENS. THE APPLICANT MUST SUBMIT APPROPRIATE IMMIGRATION DOCUMENTS TO THE DMV WHICH SHOWS THAT THEIR STAY IN THE UNITED STATES IS AUTHORIZED AND TEMPORARY. THIS SECTION CURRENTLY PROVIDES THAT A LICENSE OR ID CARD ISSUED IS TO BE VALID ONLY DURING THE PERIOD OF TIME THAT THE INDIVIDUAL IS AUTHORIZED TO BE PRESENT IN THE UNITED STATES; AND IF THERE IS NO DEFINITIVE END TO THE PERIOD OF AUTHORIZED STAYING, THEN THE CARD IS TO BE VALID FOR ONE YEAR. A TEMPORARY LICENSE OR ID CARD SHALL CLEARLY INDICATE THAT IT IS TEMPORARY WITH A SPECIAL NOTATION ON THE FRONT OF THE DOCUMENT AND SHALL INDICATE THE DATE ON WHICH IT EXPIRES. A TEMPORARY LICENSE OR ID CARD SHALL BE RENEWED ONLY UPON THE PRESENTATION OF EVIDENCE THAT THE STATUS BY WHICH THE INDIVIDUAL QUALIFIED ORIGINALLY HAS BEEN EXTENDED BY THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY. THE TRANSPORTATION AND TELECOMMUNICATIONS COMMITTEE AMENDMENT ADDS NEW LANGUAGE TO THIS SECTION WHICH PROVIDES THAT AN INDIVIDUAL WHO HAS BEEN ISSUED A LICENSE OR ID CARD BASED UPON LAWFUL STATUS DETERMINATION UNDER SECTION 202 OF THE FEDERAL REAL ID ACT OF 2005 AND LATER HAS THAT STATUS TERMINATED SHALL RETURN THE OPERATOR'S LICENSE OR ID CARD TO THE DEPARTMENT OF MOTOR VEHICLES. THANK YOU, MR. PRESIDENT. THANK YOU, COLLEAGUES. I WOULD ASK THAT...OF YOUR...I WOULD ASK YOUR ADOPTION OF THE COMMITTEE AMENDMENT. THANK YOU. [LB623]

SPEAKER HADLEY: THANK YOU, SENATOR SMITH. MR. CLERK. [LB623]

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CLERK: MR. PRESIDENT, SENATOR GROENE WOULD MOVE TO AMEND THE COMMITTEE AMENDMENTS WITH AM1620. (LEGISLATIVE JOURNAL PAGE 1549.) [LB623]

SPEAKER HADLEY: SENATOR GROENE, YOU ARE RECOGNIZED TO OPEN ON YOUR AMENDMENT TO THE COMMITTEE AMENDMENTS. [LB623]

SENATOR GROENE: THANK YOU, MR. PRESIDENT. LOOKING AT THIS BILL--AND I UNDERSTAND WE'RE THE LAST STATE IN THE NATION AND IT'S PROBABLY INEVITABLE THAT WE DO THIS--BUT I LOOKED AT THE BILL AND IT'S NOT CLEAR THAT THESE INDIVIDUALS FOR WHATEVER REASON ARE HERE, THAT IT'S NOT CLEAR THAT THEY'RE NOT CITIZENS, THAT THEY ARE VISITORS, THEY ARE CITIZENS OF A FOREIGN LAND. AND I'M NOT GOING TO INSULT MEXICO OR GUATEMALA OR ANY OTHER COUNTRY OR CUBA OR GERMANY OR IRELAND, WHERE I CAME FROM, AND SAY THAT THAT CITIZENSHIP IS NOT A GOOD CITIZENSHIP TO HAVE. BUT THEY ARE HERE BECAUSE THEIR PARENTS BROUGHT THEM. AND THEY ARE HERE BY AN EXECUTIVE ORDER, NOT BY A CONGRESSIONAL EDICT. SO WE NEED TO KEEP IT A SEPARATE LICENSE...NOT A LICENSE BUT A PRIVILEGE, A DRIVING PRIVILEGE. WE TALKED TO THE CATTLEMEN, SOME OTHER ORGANIZATIONS, AND THEY SAID THE UTAH BILL WAS GOOD. IOWA HAS A GOOD BILL. KANSAS ISN'T SO GREAT. COLORADO HAS ONE. WHERE WE DIFFERENTIATE THE LICENSE TO SAY...I GAVE A HANDOUT AND ALSO PHOTOS OF SOME LICENSES BUT BASICALLY I'LL READ THE HANDOUT. FIRST, I WANT TO MAKE CLEAR, WE ARE NOT CANCELING OUT SENATOR NORDQUIST'S BILL OR SENATOR McCOLLISTER'S PRIORITY BILL; WE ARE ADDING TO IT. ALL OF THEIR ORIGINAL LANGUAGE IS THERE. THE AMENDMENT FROM THE COMMITTEE IS ALSO THERE. WHAT WE ARE DOING IS ADDING SOME CLEARER LANGUAGE. WE DID RESEARCH WITHIN THE DEPARTMENT OF MOTOR VEHICLES. WE ASKED THEIR LEGAL COUNSEL, WHAT IS THE BEST WAY TO DO THIS? WHAT IS...THEY DIDN'T ENDORSE ANYTHING WE DID. THEY DIDN'T TELL US WHAT TO DO. WE CONTACTED THEM, AS A PUBLIC ENTITY, FOR GUIDANCE. WE STARTED OUT WITH THE UTAH BILL. AND I THINK SENATOR McCOLLISTER, THAT E-MAIL HE'S...I'VE SEEN THAT E-MAIL. THAT INDIVIDUAL IS REFERENCING THE ORIGINAL AMENDMENT THAT WE HAD IN BILL WRITING. WE NEVER DROPPED IT HERE, BUT IT WAS STILL IN BILL WRITING, SO I DON'T KNOW HOW THEY GOT A COPY OF IT. BUT ANYWAY, MAYBE I GAVE IT TO SENATOR McCOLLISTER; I PROBABLY DID. I SHOULDN'T SAY THAT, BUT IT WAS PUBLIC KNOWLEDGE. BUT HER COMMENTS ARE ON THE...AND WE...IT WAS VERY EXPENSIVE, WHAT WE WERE DOING. WHAT WE ARE DOING NOW WILL BE JUST WITHIN THEIR CASH FUNDS OF WHAT THEY DO. THEY PAY FOR A LICENSE. THAT

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MONEY IS USED TO CREATE THIS LICENSE. BUT IT MAKES IT CLEAR THAT IT'S A...YOU ARE HERE BY LAWFUL PRESENCE, NOT BY LAWFUL STATUS; BIG DIFFERENCE. TALKING EXECUTIVE ORDER THAT IS STILL IN THE COURTS. THEY'RE CAUGHT IN A BIND, THESE INDIVIDUALS. WE ALLOW THEM TO WORK, SHOW THAT THEY ARE HERE BY LAWFUL PRESENCE TO LAW ENFORCEMENT, BUT THEY CANNOT USE...IT IS CLEAR THAT THAT ID IS NOT TO BE USED FOR...TO APPLY FOR ANY GOVERNMENT ASSISTANCE OR FOR LEGAL IDENTIFICATION. IT IS JUST TO SHOW THAT YOU HAVE THE ABILITY TO DRIVE A VEHICLE. NOW YOU CAN'T...ACCORDING TO WHAT WE FOUND WITH THIS, YOU CANNOT APPLY FOR A CDL TO DRIVE A TRUCK BECAUSE THAT'S FEDERAL REGULATED INTERSTATE AND WE CAN'T CHANGE THAT. SO IT WOULD HAVE TO BE A FEDERAL LAW TO ALLOW THEM TO HAVE A CDL. I GAVE YOU A HANDOUT SHOWING WHAT...THE ONLY...NOW IF YOU...A PERSON WALKS IN AND SHOWS THOSE TWO LICENSES, SAY LIMITED TERM VERSUS AN OPERATING LICENSE...AND WE HAVE LIMITED TERM FOR THOSE PEOPLE WHO ARE POLITICAL REFUGEES, PEOPLE WHO ARE HERE AS FOREIGN EXCHANGE STUDENTS, INDIVIDUALS, THERE'S A WHOLE LIST OF THEM. THEY HAVE A DEFERRED STATUS, NOT A DEFERRED PRESENCE, DIFFERENCE. WE'VE BEEN DOING THAT FOR YEARS. BUT THOSE OPERATOR'S LICENSES ARE VERY SIMILAR, VERY SIMILAR, AND I BELIEVE THIS...WE'VE ADDED A LIMITED TERM AND STUFF THROUGH THE 2012 BILL THAT SENATOR FISCHER DID BACK THEN. ON THE SECOND PAGE SHOWS WHAT UTAH DOES: A DRIVER'S PRIVILEGE CARD, CLEARLY VISIBLE THAT IT'S NOT FOR VALID IDENTIFICATION FOR UTAH GOVERNMENT YOUTH ENTITY, GOVERNMENT ENTITY. IT'S VERY CLEAR THAT THIS IS A PRIVILEGE THAT WE ARE GRANTING VISITORS TO OUR LAND. IF THEY WANT TO BE CITIZENS, I'LL HELP THEM. I'LL GIVE...HELP...GIVE THEM SOME GED CLASSES. I'LL VOLUNTEER IF ONE COMES TO ME IN NORTH PLATTE AND I'VE GOT A LITTLE TIME. AND WHEN THEY PASS THAT CITIZEN TEST AND THEY GET SWORN IN, I'LL BE THE FIRST ONE TO APPLAUD THEM. BUT AS I SAID EARLIER AND YOU FOLKS WILL LEARN, I'M A RULE-OF-LAW GUY. CITIZENSHIP IS HONORED. WE'VE GOT VETERANS IN THIS BODY. WE'VE GOT...I'VE GOT FAMILY MEMBERS WHO ARE VETERANS. THEY'VE FOUGHT TO PROTECT THE CITIZENSHIP AND THE FREEDOMS WE HAVE. IT SHOULD NOT BE CONSIDERED LIGHTLY AND PASSED OUT BECAUSE WE FEEL WE SHOULD PASS THOSE PRIVILEGES AROUND. THEY'RE NOT OURS TO PASS AROUND. WE MUST DO IT RIGHT. WE MUST MAKE IT CLEAR THAT TO BE A CITIZEN IS A PRIVILEGE, A BIG PRIVILEGE OF THE GREATEST NATION IN THE WORLD, THE FREEST NATION IN THE WORLD. AND IN EVERY OTHER COUNTRY IN THE WORLD THEY'D BE KICKED OUT, THEY WOULDN'T EVEN BE GIVEN A BUS TICKET. EUROPE IS LENIENT, BUT THEY DON'T GIVE CITIZENSHIP. THEY DON'T GIVE PRIVILEGES. BUT THIS IS FINE. THESE KIDS DIDN'T HAVE NO FAULT OF THEIR OWN. YOU GOT TO LOOK AT THAT

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TOO. BUT A DRIVING PRIVILEGE CARD IS THE RIGHT WAY TO DO IT. IT'S NOT NEAR AS EXPENSIVE AS WHAT OUR ORIGINAL AMENDMENT THAT THE FORMER DMV LADY CONTACTED SENATOR KOLOWSKI (SIC)...I FORGOT YOUR NAME AND I USED TO WORK WITH YOU. BUT ANYWAY, THIS IS THE RIGHT THING TO DO. IF IT'S GOING TO PASS, LET'S DO IT RIGHT. THERE'S FIVE OR SIX OTHER STATES THAT DO THIS. McCOLLISTER, SENATOR McCOLLISTER'S CORRESPONDENCE WITH THE FORMER DMV DIRECTOR...WE TALKED TO THE PRESENT ONE, WE TALKED TO THE LEGAL COUNSEL, WE MADE THIS THE WAY IT SHOULD BE. IT DOES NOT DISTRACT THAT THEY WILL HAVE ABILITY TO DRIVE IN OUR STATE, BUT IT CLEARLY IDENTIFIES WHO THEY ARE AND WHY THEY'RE HERE AND WHY AS A GENEROUS COUNTRY OUR PRESIDENT SAID THEY HAVE A PRESENCE HERE. BUT THAT COULD CHANGE. WE ALSO ADDED A DATE, AS OF THIS DATE, THAT YOU HAVE LEGAL PRESENCE SO THAT IT CAN'T BE ADDED TO BY ANOTHER EXECUTIVE ORDER. WE WOULD HAVE TO GO THROUGH THIS BODY TO ADD ANYBODY TO THIS PRIVILEGE TO DRIVE IN OUR COUNTRY. BUT IT MAKES OUR ROADS SAFER. IT MAKES SURE THEY HAVE INSURANCE. I AM BASICALLY AGAINST THE WHOLE THING, BUT I UNDERSTAND THE NEED TO DO SOMETHING. THIS DOESN'T...CAN'T BE...BY GIVING A PRESENCE, GIVING THIS LICENSE, THIS TEMPORARY LICENSE, IT DOES NOT ALLOW ANYBODY TO ALL OF A SUDDEN START GIVING TO ILLEGAL ALIENS, TO CITIZENS OF FOREIGN COUNTRIES THAT ARE VISITING HERE AND DECIDED NOT TO GO HOME, CITIZENS OF GREAT COUNTRIES LIKE MEXICO AND GUATEMALA AND CUBA, COUNTRIES WHERE PEOPLE...THE MIDDLE-CLASS PEOPLE HAVE JOBS AND BUSINESSES AND KEEP THEIR ECONOMIES GOING. BUT FOR SOME REASON FOLKS HAVE DECIDED TO COME HERE. APPARENTLY, THEIR SOCIAL SERVICES ISN'T AS GOOD AS OURS. BUT I'M NOT GOING TO CRITICIZE ANOTHER COUNTRY'S ECONOMY AND THEIR CITIZENS THAT STAY. SO I LOOK AT THESE FOLKS AS VISITORS TO OUR COUNTRY, CITIZENS OF ANOTHER COUNTRY; I'M NOT GOING TO CALL THEM NAMES. BUT THE POINT IS THIS: IF THEY'RE GOING TO BE HERE, IT'S A PRIVILEGE. AND WE OUGHT TO MAKE SURE THAT THEY KNOW IT'S A PRIVILEGE AND THE GENEROSITY OF OUR COUNTRY IS GOING TO ALLOW THEM TO EXIST HERE, TO ATTEND OUR SCHOOLS, TO GAIN EMPLOYMENT. AND, HOPEFULLY, THE WHOLE SITUATION IS FIXED IN THE FUTURE, BUT WE HAVE TO LIVE WITH THIS AS THE STATE OF NEBRASKA, WHAT GOES ON, ON THE FEDERAL LEVEL. I BELIEVE THIS IS A GOOD AMENDMENT, DOES NOT DISTRACT FROM THE COMMITTEE AMENDMENT OR FROM THE ORIGINAL BILL. [LB623]

SPEAKER HADLEY: ONE MINUTE. [LB623]

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SENATOR GROENE: IT DOES NOT CHANGE THEIR ABILITY TO GAIN ACCESS TO THE ABILITY TO DRIVE LEGALLY IN OUR STATE. IT JUST MAKES SURE THAT WE HAVE CONTROL OF THAT ABILITY. AND IT'S NOT BLENDED WITH OTHER FOLKS WHO ARE HERE ON LEGAL STATUS. SO I THANK YOU AND I APPRECIATE YOUR SUPPORT ON THIS AMENDMENT. I THINK IT'S A GOOD ONE. WE DID A LOT OF RESEARCH. WE KEPT THE COST DOWN AND THERE WILL BE NO GENERAL FUNDS. BUT IT IS THE RIGHT WAY TO DO IT. THANK YOU, MR. PRESIDENT. AND I'D APPRECIATE YOUR VOTE ON AM1620. [LB623]

SPEAKER HADLEY: THANK YOU, SENATOR GROENE. (VISITORS INTRODUCED.) THOSE IN THE QUEUE INCLUDE: SENATORS NORDQUIST, McCOLLISTER, McCOY, JOHNSON, MURANTE, AND OTHERS. SENATOR NORDQUIST, YOU ARE RECOGNIZED. [LB623]

SENATOR NORDQUIST: THANK YOU, MR. PRESIDENT AND MEMBERS. I FIRST RISE IN SUPPORT OF AM1203, THE TRANSPORTATION COMMITTEE AMENDMENT. I DO THINK THAT IT'S A REASONABLE REQUEST FROM THE TRANSPORTATION COMMITTEE TO SAY THAT IF THE DEFERRED ACTION THAT ALLOWS THESE INDIVIDUALS TO BE AUTHORIZED TO BE HERE AND GET AN EMPLOYMENT AUTHORIZATION AND WORK HERE, IF THAT PROGRAMMING WERE TO EVER GO AWAY EITHER THROUGH CONGRESSIONAL ACTION OR COURT ACTION OR EXECUTIVE ACTION, THAT THAT DRIVER'S LICENSE WOULD NO LONGER BE VALID. AND I THINK THAT THAT WOULD MAKE SENSE. JUST PRACTICALLY SPEAKING, RIGHT NOW, IF YOU WERE TO COME IN, IF WE WERE TO ESTABLISH THIS PROGRAM AND WITH CURRENT DEFERRED ACTION RECIPIENTS, THE DEPARTMENT OF MOTOR VEHICLES WILL PUT THE DATE...THE LICENSE WILL EXPIRE ON THE DATE THAT YOUR WORK AUTHORIZATION EXPIRES. SO YOUR LICENSE IS ONLY AS GOOD AS YOUR EMPLOYMENT AUTHORIZATION FROM THE FEDERAL GOVERNMENT. BUT AGAIN, SHOULD THE PROGRAM CHANGE, THE LICENSE WOULD THEN INSTANTLY BECOME INVALID AND I'M FINE WITH THAT. I AM IN OPPOSITION TO SENATOR GROENE'S AMENDMENT. FIRST, JUST THE PRACTICAL NATURE OF IT, THE PUTTING ON THERE THAT THEY'RE...THIS IS NOT USED FOR THE IDENTIFICATION OR, RATHER, JUST FOR DRIVING PRIVILEGES. WE HEARD A LOT OF TESTIMONY AT THE HEARING. WE'VE HEARD TESTIMONY IN REAL LIFE THAT PEOPLE IN GREATER NEBRASKA AND URBAN NEBRASKA AS WELL, YOU NEED A DRIVER'S LICENSE FOR A LOT OF THINGS. WE TALKED ON THE FLOOR ON VOTER ID THAT PEOPLE SAY, WE NEED A DRIVER'S LICENSE TO GET A PRESCRIPTION. SOME OF THESE INDIVIDUALS, THESE KIDS WHO HAVE BEEN HERE SINCE THEY WERE TODDLERS, CAN'T GO TO SOME PHARMACIES AND GET A PRESCRIPTION BECAUSE THEY DON'T HAVE A DRIVER'S LICENSE. WELL,

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NOW WE'RE GOING TO PUT ON THERE IT CAN'T BE USED FOR IDENTIFICATION. THAT'S VERY MUCH A PRACTICAL PROBLEM WITH THIS. THE FACT OF THE MATTER IS, THE DEPARTMENT OF MOTOR VEHICLES WILL VERIFY THEIR CITIZENSHIP. NOTHING WE DO--PUTTING ON THEIR DRIVER'S LICENSE SAYING "DRIVER'S PRIVILEGES ONLY, NOT FOR IDENTIFICATION PURPOSE," WE CAN SAY THEY'RE AUTHORIZED IN STATUTE, NOT AUTHORIZED, LEGAL STATUS, LEGAL PRESENCE, WE CAN CALL THIS CLASS WHATEVER WE WANT--THE FACT OF THE MATTER IS, IT DOES NOTHING TO IMPACT WHAT THEIR IMMIGRATION STATUS IS. WE CAN'T PUT ANYTHING IN OUR STATUTE THAT IMPACTS WHAT THEIR IMMIGRATION STATUS IS. THAT'S ALL DONE IN WASHINGTON. SENATOR GROENE SAID A NUMBER OF STATES HAVE THESE DRIVING PRIVILEGES CARD. WE TALKED A LOT ABOUT UTAH. WELL, THE POINT THERE IS THAT UTAH IS ONE OF THE TEN STATES THAT ALLOWS ANY IMMIGRANT TO GET A DRIVER'S LICENSE EVEN IF THEY HAVE LAWFUL STATUS, LAWFUL PRESENCE, OR NOT. ANY UNDOCUMENTED IMMIGRANT IN THE STATE OF UTAH CAN GO AND GET A DRIVING PRIVILEGES CARD. AND TEN STATES DO THAT. THAT IS VERY MUCH A DIFFERENT TRACK THAN WHAT WE'RE DOING HERE. I SAW...I THINK SENATOR McCOY HANDED OUT A STATEMENT OF INTENT FROM LB215, WHICH WAS SENATOR FISCHER'S BILL IN 2011, WHICH SAID, WE'RE GOING TO ADOPT THE FEDERAL DOCUMENT LIST THAT APPLICANTS NEED TO PRESENT FOR PROOF OF IDENTITY, BIRTH, SOCIAL SECURITY NUMBER, AND LAWFUL PRESENCE IN THE UNITED STATES. WELL, TITLE II, SECTION 202, OF THE FEDERAL REAL ID ACT, IN SUBSECTION (2), IT'S CALLED SPECIAL REQUIREMENTS. SUB (A) SAYS, IN GENERAL--TO MEET REQUIREMENTS OF THIS SECTION, A STATE MUST COMPLY WITH THE MINIMUM STANDARDS OF THIS PARAGRAPH. SUBSECTION (B) SAYS, EVIDENCE OF LAWFUL STATUS--A STATE SHALL REQUIRE, BEFORE ISSUING A DRIVER'S LICENSE OR IDENTIFICATION CARD TO A PERSON, VALID DOCUMENTARY EVIDENCE THAT THE PERSON--AND THEN IT LISTS A NUMBER OF OPTIONS--EITHER AS A CITIZEN, DAH DAH DAH, DOWN TO SUBSECTION...THIS WOULD BE SUBSECTION (viii) OF THAT SUBSECTION: HAS APPROVED DEFERRED ACTION STATUS. IF YOU HAVE APPROVED DEFERRED ACTION STATUS,... [LB623]

SPEAKER HADLEY: ONE MINUTE. [LB623]

SENATOR NORDQUIST: ...WHICH DEFERRED ACTION FOR CHILDHOOD ARRIVALS IS, UNDER THE FEDERAL REAL ID ACT YOU HAVE EVIDENCE OF LAWFUL STATUS, WHICH IS EXACTLY WHAT WE WERE ATTEMPTING TO DO IN LB215 WITH SENATOR FISCHER. AND THEN WE WILL ISSUE A TEMPORARY DRIVER'S LICENSE FOR NONCITIZENS, LEGAL IN THE UNITED STATES. THE LICENSE WILL EXPIRE ON THE EXPIRATION DATE OF THE PERSON'S LEGAL STAY OR ONE YEAR, IF THE DATE

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IS NOT KNOWN. THAT'S EXACTLY WHAT WE CURRENTLY DO. WE SUSPEND THE LICENSE WHEN WE...THE LICENSE IS NO LONGER VALID WHEN THE WORK PERMIT IS NO LONGER VALID. SO I DO HAVE AN AMENDMENT COMING UP NEXT TO THE TRANSPORTATION COMMITTEE AMENDMENT WHICH WILL CLARIFY THIS NUANCE OF LEGAL PRESENCE, LEGAL STATUS. AGAIN, WE CAN SAY WHATEVER WE WANT IN OUR STATUTE. IT HAS NO IMPACT IF THEY HAVE LEGAL PRESENCE OR LEGAL STATUS ON THE FEDERAL LEVEL. LEGAL STATUS IS THE LANGUAGE THAT THE FEDERAL REAL ID ACT USED. BUT WE ARE GOING TO JUST MAKE A LITTLE CLARIFICATION TO MAKE SURE THAT WHEN PEOPLE PRESENT THEMSELVES TO THE DMV... [LB623]

SPEAKER HADLEY: TIME, SENATOR. [LB623]

SENATOR NORDQUIST: ...THEY HAVE THE RIGHT DOCUMENTATION. THANK YOU. [LB623]

SPEAKER HADLEY: THANK YOU, SENATOR NORDQUIST. WHILE THE LEGISLATURE IS IN SESSION AND CAPABLE OF TRANSACTING BUSINESS, I PROPOSE TO SIGN AND DO HEREBY SIGN LR234, LR235, LR236, LR237, LR238, LR241. (LEGISLATIVE JOURNAL PAGE 1549.) [LB623 LR234 LR235 LR236 LR237 LR238 LR241]

SENATOR McCOLLISTER, YOU ARE RECOGNIZED. [LB623]

SENATOR McCOLLISTER: THANK YOU, MR. SPEAKER. THE TERMS "LEGAL PRESENCE" AND "LAWFUL PRESENCE" AND "LAWFUL STATUS" OFTEN GET CONFUSED, SO I WOULD WONDER IF...I WOULD ASK IF SENATOR NORDQUIST WOULD YIELD TO A QUESTION. [LB623]

SPEAKER HADLEY: SENATOR NORDQUIST, WILL YOU YIELD? [LB623]

SENATOR NORDQUIST: YES. [LB623]

SENATOR McCOLLISTER: COULD YOU EXPLAIN THE DIFFERENCES BETWEEN LAWFUL STATUS AND LAWFUL PRESENCE? [LB623]

SENATOR NORDQUIST: WELL, THAT'S PROBABLY A LITTLE BIT BEYOND MY EXPERTISE, BUT I WILL SAY IT REALLY IS THE SECTION OF LAW THAT YOU'RE...THE FEDERAL LAW THAT YOU'RE LOOKING AT AND THE AGENCY THAT

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IS DEALING WITH IT. THE UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES WOULD DEFINE DEFERRED ACTION/DACA YOUTH AS HAVING A LAWFUL PRESENCE. BUT WHEN YOU LOOK IN THE SECTION OF THE REAL ID ACT THAT TALKS ABOUT EVIDENCE, DOCUMENTARY EVIDENCE FOR LAWFUL STATUS, IT LISTS DEFERRED ACTION AS BEING...HAVING APPROVED DEFERRED ACTION AS BEING LAWFUL STATUS FOR PURPOSES OF GETTING A DRIVER'S LICENSE. SO, YOU KNOW, THE CITIZENSHIP AND IMMIGRATION IS DETERMINING THESE INDIVIDUALS TO HAVE LAWFUL PRESENCE IN OUR STATE. BUT FOR PURPOSES OF DRIVER'S LICENSES AND THE LANGUAGE THAT WE'RE USING IN THIS SECTION, WHICH CORRESPONDS TO THE FEDERAL REAL ID ACT, WE ARE TALKING SPECIFICALLY ABOUT LAWFUL STATUS. [LB623]

SENATOR McCOLLISTER: THANK YOU, SENATOR NORDQUIST. I WOULD ASK SENATOR GROENE TO ANSWER A QUESTION IF HE WOULD. [LB623]

SPEAKER HADLEY: SENATOR GROENE, WILL YOU YIELD? [LB623]

SENATOR GROENE: YES, I WILL. [LB623]

SENATOR McCOLLISTER: YOUR AMENDMENT, AM1620, INCLUDES BOTH THE TERMS "LAWFUL STATUS" AND "LAWFUL PRESENCE." WHAT TERM SHOULD WE USE? AND WE NOW UNDERSTAND THERE CAN BE SOME MISINTERPRETATION OF THOSE TWO TERMS, BUT YOUR AMENDMENT INCLUDES BOTH TERMS. WHICH ONE IS OPERATIVE? [LB623]

SENATOR GROENE: WE USED IN OUR AMENDMENT "LAWFUL PRESENCE" FOR THE DACA KIDS, PERIOD. LAWFUL STATUS, ACCORDING TO JUDGE SMITH CAMP FROM THE FEDERAL COURT IN NEBRASKA, HIS (SIC) DEFINITION WAS THAT LAWFUL STATUS IS ANY STATUS APPROVED BY CONGRESS. LAWFUL PRESENCE MEANS EXECUTIVE ORDER. YOU WERE GIVEN ON BASICALLY...YOU WILL NOT BE...THE LAWFUL PRESENCE MEANS BASICALLY WE WILL NOT PROSECUTE YOU FOR EXISTING LAWS. THE JUDGE SAID, LAWFUL STATUS IS ANYTHING THAT THE CONGRESS OF THE UNITED STATES DICTATED BY STATUTE. THAT MEANS FOREIGN EXCHANGE STUDENTS, POLITICAL ASYLUM, YOU'RE IN THE PROCESS OF...YOU'VE BEEN ACCEPTED INTO THE COUNTRY LEGALLY IMMIGRATIONWISE AND YOU'RE IN THE PROCESS OF BECOMING A CITIZEN. THAT IS LAWFUL STATUS. [LB623]

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SENATOR McCOLLISTER: THANK YOU. WOULD YOU AGREE THAT IN TERMS OF DRIVER'S LICENSES IN NEBRASKA, THE OPERATIVE TERM IS "LAWFUL STATUS" AND NOT "LAWFUL PRESENCE"? [LB623]

SENATOR GROENE: THAT IS EXACTLY WHY, SIR, WE DID THIS AND PUT THE "PRESENCE," BECAUSE THEY ARE NOT HERE WITH LAWFUL STATUS, WHICH OUR PRESENT DMV LAW DICTATES. SO IF YOU ATTEMPT TO PUT SOMEBODY WHO IS HERE BY LAWFUL PRESENCE INTO A LAWFUL STATUS STATUTE, IT PROBABLY WOULD NOT BE LEGAL. SO WE MADE A DISTINCTION BETWEEN LAWFUL PRESENCE AND LAWFUL STATUS. YOU...YOUR BILL ATTEMPTS TO PUT A LAWFUL PRESENCE INTO A STATUTE THAT DICTATES LAWFUL STATUS AND IT'S BEEN IN THE COURTS. WE TRIED TO CLEAN IT UP. [LB623]

SPEAKER HADLEY: ONE MINUTE. [LB623]

SENATOR McCOLLISTER: LASTLY, YOUR ORIGINAL AMENDMENT CAME WITH A FISCAL NOTE. DO YOU MIND TELLING US WHAT THAT FISCAL NOTE WAS? [LB623]

SENATOR GROENE: THERE'S NO FISCAL NOTE. I NEVER DROPPED THE ORIGINAL AMENDMENT. [LB623]

SENATOR McCOLLISTER: THE ORIGINAL AMENDMENT I THINK HAD A FISCAL NOTE OF ABOUT \$300,000. CAN YOU ESTIMATE WHAT THIS FISCAL NOTE MIGHT ENTAIL? [LB623]

SENATOR GROENE: I CAN'T TALK ABOUT A FISCAL NOTE THAT NEVER EXISTED. THIS ONE DOESN'T HAVE AN...IF YOU KNOW THE PROCESS, THE FISCAL NOTE DON'T COME UNTIL THE AMENDMENT IS ADOPTED, SO I DON'T KNOW WHERE YOU'RE GRABBING YOUR NUMBERS. WE TALKED TO THE DMV AND THEY SAID, WELL, THE ORIGINAL ONE, JUST ESTIMATE. I MADE THEM GIVE ME AN ESTIMATE. THEY DIDN'T WANT TO. THEY SAID \$100,000 WITH THE UTAH ORIGINAL AMENDMENT. IF WE DID THIS THROUGH THEIR RECOMMENDATIONS THEY'VE SAID IT WOULD BE...THE LAST TIME THEY DID, IN 2012, THE LAWFUL STATUS, THEY SAID IT WAS \$20,000 OR \$30,000. BUT NOW, REMEMBER, THEY HAVE A CASH FUND. [LB623]

SPEAKER HADLEY: TIME, SENATOR. THANK YOU, SENATOR McCOLLISTER AND SENATOR GROENE. SENATOR McCOY, YOU ARE RECOGNIZED. [LB623]

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SENATOR McCOY: THANK YOU, MR. PRESIDENT AND MEMBERS. I RISE IN OPPOSITION TO LB623 AND TO THE AMENDMENTS, INCLUDING SENATOR GROENE'S AMENDMENT, UNDERLYING AMENDMENT. IF YOU LOOK AT THE COMMITTEE STATEMENT, I WAS ONE OF TWO OF US THAT VOTED AGAINST THIS BILL. I'M STRONGLY OPPOSED TO THIS BILL FOR A NUMBER OF REASONS, WHICH I'M GOING TO OUTLINE PROBABLY IN SEVERAL TIMES AT THE MICROPHONE IF FOR NO OTHER REASON THAN TO PUT ON THE RECORD SOME VERY IMPORTANT ITEMS ON THIS ISSUE; ONE OF THEM BEING IN A HANDOUT THAT YOU RECEIVED FROM SENATOR NORDQUIST. HE TALKS ABOUT THE FACT THAT THIS ISSUE HAS BEEN--AND I'LL USE HIS WORDS--CONTESTED AND ARGUED. WHAT HE IS NOT GOING INTO DETAIL ON, AND I WILL, IS THAT THIS ISSUE WAS CHALLENGED IN U.S. DISTRICT COURT BY A DACA RECIPIENT AND WAS THROWN OUT LAST YEAR BY JUDGE LAURIE CAMP. I WANT TO READ FROM THAT RULING BECAUSE I THINK IT'S A VERY, VERY SALIENT...SOME VERY SALIENT, IMPORTANT INFORMATION ON THIS ISSUE. AND THEN WE'LL TALK ABOUT SOME OTHER THINGS AFTER THAT. BUT I WANT TO READ FROM THAT RULING: THE DEFENDANT ASSERTS THAT SALDANA DOES NOT HAVE "LAWFUL STATUS" IN THE UNITED STATES, THOUGH SHE MAY HAVE "LAWFUL PRESENCE." SALDANA AGREES THAT SHE LACKS "LAWFUL STATUS" FOR PURPOSES OF FEDERAL IMMIGRATION LAWS, BUT ASSERTS THAT SHE HAS "LAWFUL STATUS" FOR PURPOSES OF THE ACT. THIS COURT FINDS IT UNNECESSARY TO DETERMINE WHETHER SALDANA HAS LAWFUL STATUS FOR PURPOSES OF THE ACT, BECAUSE NOTHING IN THE ACT REQUIRES STATES TO ISSUE DRIVER'S LICENSES TO ANYONE. THE ACT SIMPLY SETS MINIMUM STANDARDS FOR THE ISSUANCE OF STATE DRIVER'S LICENSES AND STATE IDENTIFICATION CARDS, IF SUCH LICENSES AND CARDS ARE TO BE ACCEPTED FOR FEDERAL USE. NOTHING IN THE ACT--AND OF COURSE WE'RE TALKING ABOUT THE FEDERAL REAL ID ACT--NOTHING IN THE ACT PREVENTS STATES FROM IMPOSING STANDARDS OR REQUIREMENTS THAT EXCEED THOSE SET OUT IN THE ACT. THE REASON THAT THAT INFORMATION IS VITALLY IMPORTANT IS, AND ALSO IS THE REASON THAT SENATOR NORDQUIST MENTIONED, THAT I HANDED OUT THE ORIGINAL STATEMENT OF INTENT FROM SENATOR DEB FISCHER'S BILL IN 2011. WE ARE THE ONLY STATE, MEMBERS, THE ONLY STATE IN THE UNION THAT HAS HARD-WIRED THE REAL ID ACT INTO OUR STATE STATUTES IN THE WAY THAT WE HAVE. BECAUSE OF THAT, WE ARE THE LAST STATE IN THE UNION TO NOT OFFER DRIVER'S LICENSE TO THESE INDIVIDUALS, BECAUSE WE ARE THE ONLY STATE THAT EXPLICITLY OUTLINES THE FACT THAT IN ORDER TO GET A DRIVER'S LICENSE IN THE STATE OF NEBRASKA YOU HAVE TO HAVE LAWFUL STATUS. OTHER STATES SAY LAWFUL PRESENCE. BY THE VERY NATURE OF THE FEDERAL...HOW THIS IS COMPLIED WITH ON A FEDERAL LEVEL, IT'S THESE INDIVIDUALS HAVE LAWFUL PRESENCE.

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THEY DO NOT HAVE LAWFUL STATUS. SENATOR NORDQUIST EVEN ACKNOWLEDGES THAT IN THIS HANDOUT THAT HE GAVE TO ALL OF US THIS MORNING. THAT IS THE EXPRESS REASON THAT OUR DEPARTMENT OF MOTOR VEHICLES HAS NOT GIVEN DRIVER'S LICENSES TO THESE INDIVIDUALS. OUR STATE LAW PROHIBITS THIS. [LB623]

SPEAKER HADLEY: ONE MINUTE. [LB623]

SENATOR McCOY: THIS BILL...THANK YOU, MR. PRESIDENT. THIS BILL COULD ADVANCE. AND I WOULD ARGUE THESE INDIVIDUALS WILL STILL NOT RECEIVE A DRIVER'S LICENSE, EVEN WITH SENATOR NORDQUIST'S AMENDMENT THAT'S COMING, BECAUSE HIS AMENDMENT STILL DOESN'T CHANGE IN STATUTE ALL OF THE AREAS THAT TALK ABOUT LAWFUL STATUS. AND IN A FUTURE TIME ON THE MICROPHONE, I'M GOING TO READ FROM THE U.S. CUSTOMS AND IMMIGRATION SERVICE REQUIREMENTS AS IT OUTLINES WHAT IS LAWFUL STATUS AND WHAT IS LAWFUL PRESENCE. THIS BILL ISN'T GOING TO DO ANYTHING, MEMBERS, IN MY OPINION. THESE INDIVIDUALS STILL AREN'T GOING TO GET DRIVERS LICENSES. THIS BILL DOES NOTHING, IN MY OPINION. THANK YOU, MR. PRESIDENT. [LB623]

SPEAKER HADLEY: THANK YOU, SENATOR McCOY. (VISITORS INTRODUCED.) SENATOR JOHNSON, YOU ARE RECOGNIZED. [LB623]

SENATOR JOHNSON: THANK YOU, MR. SPEAKER. COLLEAGUES, WITHIN MY DISTRICT I HAVE A LARGE GROUP OF DREAMERS IN THE SCHUYLER AREA. WE HAVE...THEY HAVE BEEN BROUGHT INTO THIS STATE UNDER DIFFERENT CIRCUMSTANCES THAN MOST OF US CAME INTO THIS STATE. THEY HAVE BEEN EDUCATED BY US. WE HAVE INVESTED MONEY IN THEM BY PROVIDING THEM EDUCATION. I SPOKE TO THE GROUP UP THERE LAST FALL AROUND VETERANS DAY TIME AND VISITED WITH THEM AND TALKED TO THEM A LITTLE BIT ABOUT GETTING A DRIVER'S LICENSE. AND I ASKED THEM, WHY ARE YOU STAYING...WHY DON'T YOU MOVE? THEY SAID, OUR FRIENDS ARE HERE, OUR FAMILY IS HERE, WE LIKE IT HERE, WE WANT TO STAY HERE, WE HAVE A HANDICAP NOT HAVING A DRIVER'S LICENSE. WE'VE SPENT MONEY ON THEM, EDUCATED THEM. AND THEN IF WE SEND THEM AWAY, WE'VE GOT JOB DRAIN. THEY COULD BE WORKING HERE. THERE ARE INDUSTRIES IN THE STATE THAT THEY ARE WILLING TO WORK IN AND WE ARE WILLING TO EMPLOY THEM AND WE NEED TO BE ABLE TO PROVIDE THEM A VEHICLE, THE VEHICLE BEING A LICENSE--NOT A PHYSICAL VEHICLE TO DRIVE--IN ORDER FOR THEM TO STAY

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HERE. I'M GOING TO LET THE LEGAL MINDS TALK ABOUT THE LAWFUL PRESENCE, THOSE KIND OF QUESTIONS, SO THAT WE CAN MOVE FORWARD, WHETHER LB623 HAS TO INCLUDE SOME OTHER AMENDMENTS OR WE HAVE TO CHANGE SOME STATUTES OR WHATEVER WE NEED TO DO. BUT THESE PEOPLE ARE IN MY MIND...THE ONES I'VE TALKED WITH WILL BE GOOD WORKERS, BUT RIGHT NOW THEY GO TO WORK AND DRIVE ILLEGALLY. IF THEY HAD A DRIVER'S LICENSE OR A DRIVER'S PERMIT OR PRIVILEGE SOMEHOW, AT LEAST THEY PROBABLY...WE WOULD PROBABLY WANT THEM TO HAVE INSURANCE. RIGHT NOW WE DON'T EVEN KNOW IF THAT'S HAPPENING. WE NEED TO PROCEED TRYING TO GET LB623 APPROVED AND WHATEVER STEPS FROM THE LEGAL STANDPOINT, TALKING ABOUT LAWFUL PRESENCE OR THOSE OTHER TERMS THAT WE HAVE TO...THOSE HURDLES WE HAVE TO GET OVER. I DO SUPPORT, OF COURSE, LB623 AND THE TRANSPORTATION AMENDMENT. I'VE NOT HAD A CHANCE...I WAS OFF ON THE SIDE WHEN THE CONVERSATION...WHEN SENATOR GROENE TALKED ABOUT AM1620, BUT I WILL BE IN SUPPORT OF LB623, HOWEVER WE CAN MOVE IT FORWARD. THANK YOU, MR. SPEAKER. [LB623]

SPEAKER HADLEY: THANK YOU, SENATOR JOHNSON. MR. CLERK FOR ANNOUNCEMENTS. [LB623]

ASSISTANT CLERK: MR. PRESIDENT, NEW RESOLUTION LR269 BY SENATOR SCHILZ PROPOSES AN INTERIM STUDY, WILL BE REFERRED TO THE EXECUTIVE BOARD. AN AMENDMENT TO BE PRINTED BY SENATOR SCHNOOR TO LB525. (LEGISLATIVE JOURNAL PAGE 1550.) THAT'S ALL I HAVE AT THIS TIME. [LR269 LB525]

SPEAKER HADLEY: THE BODY WILL STAND AT EASE AND WE WILL RETURN AT 12:20.

EASE

SENATOR SCHEER PRESIDING

SENATOR SCHEER: THE TIME BEING 12:20, THE LEGISLATURE WILL RECONVENE. NEXT IN THE QUEUE IS SENATOR MURANTE. SENATOR MURANTE, YOU'RE RECOGNIZED. [LB623]

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SENATOR MURANTE: THANK YOU, MR. PRESIDENT. THIS WILL BE A CONVINCING SPEECH FOR THE PRESIDING OFFICER, SENATORS KINTNER, AND BLOOMFIELD. AND THAT'S ABOUT IT. IT'S ALL RIGHT. I WILL START OFF BY SAYING THAT I STAND IN OPPOSITION TO LB623, ALSO IN OPPOSITION TO THE TRANSPORTATION COMMITTEE AMENDMENT. BUT I WILL SUPPORT SENATOR GROENE'S AMENDMENT AM1620. AND I HAVE TO START BY SAYING THAT THE COMMITTEE AMENDMENT, MUCH OF IT, PARTICULARLY THE PORTION WHICH PERTAINS TO THE DACA RECIPIENTS BEING FORCED TO RETURN THEIR DRIVER'S LICENSES IF AND WHEN THEIR DEFERRED ACTION STATUS IS TERMINATED, CANDIDLY THAT WAS AN AMENDMENT WHICH I PROPOSED IN THE TRANSPORTATION COMMITTEE AND IT'S LITTLE MORE THAN A FEEL-GOOD AMENDMENT. UNFORTUNATELY, I DON'T KNOW THAT IT PROVIDES MUCH SECURITY TO THOSE OF US WHO ARE CONCERNED ABOUT THE POLICY CONTAINED IN LB623. AND I THINK IT'S IMPORTANT TO NOTE HOW DACA CAME TO BE TO UNDERSTAND THE DANGER IN LB623, BECAUSE UNLIKE MANY OTHER DEFERRED ACTION STATUSES, THIS WAS ISSUED BY AN EXECUTIVE ORDER BY THE PRESIDENT OF THE UNITED STATES, WHICH MEANS IT CAN BE RESCINDED BY AN EXECUTIVE ORDER BY THE NEXT PRESIDENT OF THE UNITED STATES. AND IT IS THAT CONCERN WHICH WAS THE GENESIS OF THIS AMENDMENT, OF MY AMENDMENT, OF MY SUGGESTION IN THE COMMITTEE AMENDMENT, WHICH THE TRANSPORTATION COMMITTEE ADOPTED. AND THE PROBLEM THAT WE HAVE IS WE'LL HAVE DRIVER'S LICENSES WHICH ARE APPLICABLE AND VALID FOR TWO YEARS AFTER THEIR ISSUANCE. THE DACA RECIPIENTS WILL HAVE THESE DRIVER'S LICENSES EVEN IF THEIR DEFERRED STATUS IS TERMINATED BY THE FEDERAL GOVERNMENT. AND THERE ARE TWO WAYS, TWO LIKELY SCENARIOS WHERE THAT COULD HAPPEN. THE FIRST IS WE WILL HAVE A NEW PRESIDENT OF THE UNITED STATES IN A YEAR AND A HALF. THERE ARE CANDIDATES RUNNING FOR PRESIDENT WHO HAVE ALREADY STATED THAT IF ELECTED, THEY WILL RESCIND THE EXECUTIVE ORDER GRANTING DEFERRED STATUS TO THESE PEOPLE. IF THAT HAPPENS, WE COULD TALK ABOUT LAWFUL PRESENCE AND LAWFUL STATUS, THE DIFFERENCES BETWEEN THE TWO, BUT IF THE DEFERRED ACTION IS TAKEN AWAY BY AN EXECUTIVE ORDER OF THE NEXT PRESIDENT, THERE WILL BE NONE OF THE ABOVE. BUT THERE WILL BE VALID DRIVER'S LICENSES IN THE STATE OF NEBRASKA FOR THOSE PEOPLE, BECAUSE JUST BECAUSE THEY WERE GRANTED A DRIVER'S LICENSE, THAT DRIVER'S LICENSE IS VALID FOR TWO YEARS, EVEN IF THE DEFERRED ACTION STATUS IS RESCINDED. THAT'S A BIG PROBLEM. IT'S ONE THAT I ATTEMPTED TO ADDRESS IN THE TRANSPORTATION COMMITTEE AMENDMENT, BUT ULTIMATELY IT RELIES ON A SORT OF SELF-GOVERNANCE FOR PEOPLE WHO VOLUNTARILY CHOOSE TO GIVE THEIR DRIVER'S LICENSES BACK. THAT SEEMS UNLIKELY TO ME. [LB623]

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SENATOR SCHEER: ONE MINUTE. [LB623]

SENATOR MURANTE: AND I'D LIKE TO ADDRESS, WELL, PERHAPS ON MY NEXT TIME ON THE MICROPHONE I'D LIKE TO ADDRESS THE LETTER WRITTEN TO US BY THE SECRETARY OF STATE. AND BEFORE I GET INTO THE DETAILS, I WOULD LIKE YOU ALL TO PLEASE READ THAT LETTER LITERALLY AND DON'T INFER ANYTHING BEYOND WHAT IT SAYS IN PLAIN WRITING, BECAUSE IT IS NOT THE SECURITY BLANKET THAT I HAVE HEARD SOME SUGGEST THAT IT IS OFF THE MICROPHONE. SO I WOULD ENCOURAGE MY COLLEAGUES TO VOTE IN FAVOR OF AM1620. I WILL GET INTO, ON FUTURE TIMES ON THE MICROPHONE, EXACTLY WHY IT IS SO IMPORTANT THAT AM1620 IS ADOPTED, PARTICULARLY AS IT PERTAINS TO VOTING IN THE STATE OF NEBRASKA. THANK YOU, MR. PRESIDENT. [LB623]

SENATOR SCHEER: THANK YOU, SENATOR MURANTE. THOSE IN THE QUEUE, SENATOR KINTNER, BRASCH, FRIESEN, WILLIAMS, AND STINNER, AND OTHERS. SENATOR KINTNER. [LB623]

SENATOR KINTNER: WELL, THANK YOU, MR. PRESIDENT. UNFORTUNATELY, WE'RE IN A TOUGH SITUATION HERE. MOSTLY OF NOT OF OUR DOING BUT OF...WE HAVE A PRESIDENT WHO IS A LAWLESS PRESIDENT, THAT HAS A CALLUS DISREGARD FOR THE CONSTITUTION AND THINKS HE CAN JUST WRITE LAW BY SIGNING HIS NAME TO A PIECE OF PAPER. WE ARE, HERE IN NEBRASKA, TASKED WITH TRYING TO FIX THE MESS THAT'S BEEN CREATED BY OUR PRESIDENT AND OTHER PRESIDENTS. AND WE HAVE YOUNG PEOPLE WHO ARE HERE IN OUR COUNTRY THAT HAVE, FOR ALL INTENTS AND PURPOSES, HAVE BEEN RAISED AS AMERICANS. I THINK IT'D BE VERY TOUGH TO ASK THEM TO GO BACK TO THE COUNTRY OF THEIR PARENTS. I'M ASSUMING THAT THEIR PARENTS ARE LAWLESS, ILLEGAL ALIENS. HOW ELSE WOULD THEY GET HERE IF THEY DIDN'T BREAK A LAW AND COME HERE? THERE ARE LEGAL WAYS TO COME HERE AND PEOPLE HAVE CHOSEN NOT TO DO THAT, AND WE'VE GOT AN ADMINISTRATION IN WASHINGTON THAT ENCOURAGES THAT TO HAPPEN. AND HERE WE ARE IN NEBRASKA WITH THE TASK OF TRYING TO FIX THIS PROBLEM CREATED BY WASHINGTON. AND I GOT TO TELL YOU, WE SPEND AN AWFUL LOT OF TIME DEALING WITH PROBLEMS CREATED BY POLITICIANS IN WASHINGTON, D.C. AND THEY ALWAYS SAY IT'S DYSFUNCTIONAL, BUT IT'S NOT DYSFUNCTIONAL ENOUGH, BECAUSE THEY STILL CREATE A LOT OF HAVOC, A LOT OF MESSSES BY THEIR OWN ACTIONS. SO AS I LOOK AT THIS BILL, I AM IN FULL SUPPORT OF AM1620 FROM SENATOR GROENE. I WANT TO THANK SENATOR GROENE FOR BRINGING THIS AMENDMENT, AND I THINK THE...WHAT IT DOES IS IT CLARIFIES

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AND MAKES IT A LITTLE BIT MORE CLEAR AS TO WHAT WE'RE TRYING TO DO. I'D LIKE TO YIELD THE REMAINDER OF MY TIME TO SENATOR CHAMBERS. OH, NO, SENATOR CHAMBERS ISN'T HERE. I'D LIKE TO YIELD THE REMAINDER OF MY TIME TO SENATOR...NO, SENATOR HILKEMANN IS NOT HERE EITHER. WELL, I'LL GIVE MY TIME THEN TO SENATOR McCOLLISTER. GOSH DARN IT, HE'S NOT HERE EITHER. WELL, SENATOR CRAWFORD I'M SURE WOULD TAKE MY TIME. MR. PRESIDENT, SENATOR CRAWFORD IS NOT HERE. WELL, I DEFINITELY WOULD GIVE IT TO SENATOR LINDSTROM. OH, HOLD IT, SENATOR LINDSTROM IS NOT HERE EITHER. WELL, SENATOR KOLTERMAN WOULD CERTAINLY LIKE MY...NO, HOLD ON. EXCUSE ME, MR. PRESIDENT, SENATOR KOLTERMAN IS NOT HERE EITHER. I THINK WE'RE A LITTLE THIN IN OUR RANKS TODAY. SENATOR KOLOWSKI I'M SURE WOULD LIKE MY...NO, NO, SENATOR KOLOWSKI WOULDN'T WANT MY TIME EITHER. WELL, GEE, SENATOR COASH, HE'S ALWAYS GOT SOMETHING GOOD TO...NO, NO, SENATOR COASH ISN'T HERE EITHER. WELL, SENATOR KUEHN, SENATOR KUEHN HAS ALWAYS GOT SOMETHING TO...NO, SENATOR KUEHN IS NOT HERE. WELL, SENATOR GLOOR DEFINITELY. HE CAN TELL A STORY LIKE NOBODY...SENATOR GLOOR IS NOT HERE EITHER. WELL, MR. PRESIDENT, I DON'T THINK ANY...I THINK I'M JUST GOING TO END IT HERE AND MAYBE SOMEBODY WILL GET HERE AND WE'LL HAVE A REAL DEBATE. THANK YOU, MR. PRESIDENT. [LB623]

SENATOR SCHEER: THANK YOU, SENATOR KINTNER. SENATOR BRASCH. [LB623]

SENATOR BRASCH: THANK YOU, MR. PRESIDENT. AND TO THE MAYBE 12 COLLEAGUES THAT ARE IN HERE, I WANT TO THANK YOU, AND FOR THOSE WHO ARE LISTENING AS WE ARE TAKING A WORKING NOONHOUR TODAY. LB623 IS A VERY DIFFICULT BILL FOR ME TO DISCUSS, TO VOTE ON. IN THE PAST, I HAVE BEEN FIRMLY, FIRMLY WITHOUT HESITATION NOT IN SUPPORT OF IT. I DO NOT WANT TO GIVE ILLEGAL IMMIGRANTS A DRIVER'S LICENSE, PERIOD. THAT WAS THE PAST. BUT, TODAY, I STILL DO NOT WANT TO GIVE ILLEGAL IMMIGRANTS DRIVER'S LICENSES. I BELIEVE IMMIGRATION IS VERY IMPORTANT. BUT WHAT I HAVE HEARD IN OUR COMMITTEE IS THAT WE ARE TALKING ABOUT ONE SPECIFIC GROUP OF YOUNG INDIVIDUALS...ONE GROUP. A SPECIAL CLASS WHO CAME HERE WITH THEIR PARENTS ILLEGALLY. THEY'RE HERE ILLEGALLY. BUT WE HAVE EDUCATED THEM. MANY ARE EXCEEDING, EXCELLING BEYOND OUR EXPECTATIONS AND TO OUR DELIGHT, WANTING TO BE CITIZENS. THEY ARE A SUBSET OF DREAMERS. THEY ARE NOT THE DREAMERS. THEY ARE DEFERRED ACTION YOUNG INDIVIDUALS. AND THIS IS ONE GROUP OF INDIVIDUALS. THE FACTS REMAIN THEY ARE HERE ILLEGALLY. THEIR PARENTS CAME ILLEGALLY. BUT IMMIGRATION IS SUCH AN IMPORTANT PART OF OUR COUNTRY. I KNOW THIS

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PERSONALLY. I WAS...I'M THE FIRST BABY BORN IN AMERICA FOR MY IMMIGRATION PARENTS. THEY CAME FROM THE UKRAINE. I WAS BORN HERE. THEY BROUGHT OVER MY TWO OLDER BROTHERS. WE HAVE PICTURES OF THE WONDERFUL CELEBRATION AND CEREMONY OF BECOMING AMERICAN CITIZENS. MY PARENTS WENT TO GRADE SCHOOL AT NIGHT TO LEARN ENGLISH. AND NOT ONLY DID THEY LEARN ENGLISH, BUT THEY WORKED SO HARD TO PRONOUNCE EACH WORD PERFECTLY. THEY WERE PROUD OF THE FACT THEY IMMIGRATED. I WOULD HEAR THE STORY OF HOW THEY WOULD COME HERE OFF THE SHIP AT ELLIS ISLAND. THEY WOULD DROP TO THEIR KNEES. THEY WOULD THANK GOD THEY WERE BROUGHT HERE. THEY WOULD STAND UP, PUT THEIR HAND OVER THEIR HEART AND THANK THE FLAG AND AMERICA. BUT THEY CAME HERE LEGALLY. THEY WAITED PATIENTLY. IF YOU TALK WITH OTHER LEGAL IMMIGRANTS, THIS PROCESS IS SO IMPORTANT TO THE FABRIC OF OUR COUNTRY. AND THE ONE THING THAT IS REASSURING IS THAT WE ARE ONLY TALKING ABOUT ONE SUBSET OF A GROUP OF ILLEGAL IMMIGRANTS. I PULLED UP AN ARTICLE FROM THE IMMIGRATION INFORMATION SOURCE, AND IT TALKS ABOUT HOW IMMIGRATION HAS A SIGNIFICANT IMPACT ON OUR COUNTRY. WE HAVE NATURALIZED CITIZENS, LEGAL PERMANENT RESIDENTS, REFUGEES, AND "ASYLEES." WE HAVE INTERNATIONAL STUDENTS, AND OTHER LONG-TERM TEMPORARY VISAS, BUT WE ALSO HAVE ILLEGAL IMMIGRANTS. AND IN THE YEAR 2013, APPROXIMATELY 41.3 (SIC-41.3 MILLION) IMMIGRANTS LIVED IN THE UNITED STATES. [LB623]

SENATOR SCHEER: ONE MINUTE. [LB623]

SENATOR BRASCH: THIS IS AN ALL-TIME HIGH. IMMIGRATION IS NOT TO BE TAKEN LIGHTLY. BUT WE DO NEED TO ADDRESS THE STUDENTS WE EDUCATED, THE YOUNG PEOPLE WE GAVE ASYLUM TO--IF THAT'S ASYLUM--WHO HAVE A LEGAL PRESENCE, NOT A LEGAL STATUS. BUT THERE IS A DIFFERENCE HERE AND WE NEED TO WEIGH HEAVILY. I CANNOT SUPPORT GIVING THEM A LICENSE, BUT I CANNOT DENY THAT WE HAVE A RESPONSIBILITY HERE. AND WITH THIS SOMEWHAT CLOSED CLASS, WE WILL HEAR MUCH DEBATE TODAY. AND I'LL PUT MY LIGHT ON AGAIN ON WHY WE MUST PROTECT LEGAL IMMIGRATION FOR THE MILLIONS WHO CAME HERE LEGALLY, RESPECTFUL OF OUR LAWS. THANK YOU, MR. PRESIDENT, AND THANK YOU MAYBE 20 COLLEAGUES AT THIS TIME IN THE CHAMBER. [LB623]

SENATOR SCHEER: THANK YOU, SENATOR BRASCH. THOSE WAITING IN THE QUEUE: SENATOR FRIESEN, WILLIAMS, STINNER, NORDQUIST, AND OTHERS. SENATOR FRIESEN, YOU'RE RECOGNIZED. [LB623]

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SENATOR FRIESEN: THANK YOU, MR. PRESIDENT. WHEN THIS ISSUE FIRST CAME UP BEFORE THE SESSION EVEN STARTED, I WOULD HAVE BEEN FIRMLY OPPOSED TO GIVING DRIVER'S LICENSE TO ANYBODY. DIDN'T KNOW MUCH ABOUT THE SUBJECT, BUT I HAD READ ENOUGH ABOUT IT, I KNEW ABOUT IT, BUT I WOULD HAVE SAID, NO, WE DON'T NEED TO DO THIS. AND THEN I STARTED MEETING WITH DIFFERENT GROUPS. I MET WITH SOME PEOPLE IN GRAND ISLAND AND THERE WERE YOUNG PEOPLE AT THAT MEETING. AND THEY DID A VERY GOOD JOB OF PRESENTING THE FACTS. AND THEY DIDN'T USE EMOTION OR ANYTHING ELSE, THEY JUST EXPLAINED THE SITUATION AND DESCRIBED WHAT THE PROBLEM WAS. SO AS I STARTED DOING MORE RESEARCH, I STILL WASN'T CONVINCED. AND AS WE...SESSION GOT UNDERWAY AND WE HEARD THIS BILL BEFORE THE TRANSPORTATION COMMITTEE, I CHANGED MY MIND. AND IT DOESN'T HAVE ANYTHING TO DO WITH IMMIGRATION OR ANYTHING ELSE. IT DOESN'T HAVE ANYTHING TO DO WITH MAKING OUR ROADS SAFER. IT'S JUST SOMETHING I FEEL THAT WE NEED TO DO. WE OFFER DRIVER'S LICENSE TO ALL TYPES OF DIFFERENT DEFERRED ACTION STATUS PEOPLE. WHEN WE HAVE FOREIGN EXCHANGE STUDENTS COME HERE AND ATTEND OUR HIGH SCHOOLS, FIRST THING THEY WANT TO DO IS APPLY FOR A DRIVER'S LICENSE, BECAUSE IT'S THE CHEAPEST PLACE THAT THEY CAN APPLY FOR ONE. AND THEN THEY GO HOME AND TRANSFER IT TO THEIR COUNTRY'S DRIVER'S LICENSE AND THEY HAVE A DRIVER'S LICENSE. AND OURS IS A VERY CHEAP PROCESS COMPARED TO SOME COUNTRIES WHERE IT COSTS UPWARDS OF \$800, \$900 OR \$1,000 TO GET A DRIVER'S LICENSE. SO WE OFFER DRIVER'S LICENSE TO MANY DIFFERENT GROUPS OF INDIVIDUALS FOR DIFFERENT REASONS. THIS IS NO DIFFERENT. YOU CAN ARGUE WHETHER THIS IS A LEGAL PRESENCE, LEGAL STATUS OR ANYTHING ELSE. AND YOU CAN ARGUE WHETHER OR NOT PRESIDENT OBAMA WAS LEGAL IN WHAT HE DID. THAT'S NOT FOR ME TO DECIDE. SOME COURT WILL DECIDE THAT AND AT THAT POINT THE STATUS WILL CHANGE AND THESE DRIVER'S LICENSES AT THAT POINT EXPIRE. SO IT'S JUST A MATTER OF WE RECOGNIZE THAT SOMETHING HAS CHANGED. THIS IS SOMETHING I THINK WE NEED TO DO. IT'S ONLY FAIR. IT HAS NOTHING TO DO WITH IMMIGRATION, IN MY MIND. THESE STUDENTS NOW HAVE SOME SORT OF LEGAL PRESENCE OR LEGAL STATUS. WE CAN ARGUE ABOUT THAT AND UNTIL SOME COURT OR JUDGE OR CONGRESS CHANGES THAT FACT, THESE PEOPLE ARE ELIGIBLE FOR DRIVER'S LICENSE. AND IF THEY WANT TO BE PRODUCTIVE MEMBERS OF OUR SOCIETY, IN RURAL NEBRASKA AT LEAST, THEY NEED A DRIVER'S LICENSE. AND THIS IS NOT GOING TO PREVENT ANYBODY ELSE FROM DRIVING WITHOUT INSURANCE. THOSE ARE ISSUES THAT ARE NOT...THEY'RE NOT EVEN...SHOULDN'T EVEN BE UP FOR DISCUSSION HERE. THE INSURANCE IS ON THE AUTOMOBILE. THAT'S JUST A MATTER OF FACT THAT'S GOING TO HAPPEN NO MATTER WHAT WE DO WITH THIS

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BILL. SO MOST OF THE PEOPLE, THE RESPONSIBLE ONES, ARE GOING TO MAKE SURE THEY HAVE THEIR DRIVER'S LICENSE IN PLACE, THEY'RE GOING TO MAKE SURE THAT THERE'S INSURANCE ON THAT VEHICLE, AND THEY ARE GOING TO BE ABLE TO DRIVE TO WORK AND BACK AND CARRY ON LIFE AS WE KNOW IT HERE. AND I DON'T SEE ANY REASON WHY WE WOULDN'T LET THEM DO THAT. THANK YOU, MR. PRESIDENT. [LB623]

SENATOR SCHEER: THANK YOU, SENATOR FRIESEN. SENATOR WILLIAMS, YOU'RE RECOGNIZED. [LB623]

SENATOR WILLIAMS: THANK YOU, MR. PRESIDENT, AND GOOD AFTERNOON, COLLEAGUES. I AM PROUD TO BE ONE OF THE COSPONSORS, ONE OF THE 28 COSPONSORS OF LB623. AND THIS IS AN IMPORTANT ISSUE FOR OUR ENTIRE STATE, BUT IT IS IN PARTICULARLY AN IMPORTANT ISSUE FOR MY DISTRICT. OUR ENTIRE STATE HAS A LOW UNEMPLOYMENT ISSUE, WHICH WE ALL THINK IS GREAT. WE'RE GLAD THAT THAT IS WHERE WE ARE. AT THE SAME TIME, WE HAVE MANY JOBS IN OUR STATE THAT ARE GOING UNFILLED BECAUSE WE DO NOT HAVE THE WORKERS TO FILL THOSE JOBS. NOW WHY DOES THIS BILL RELATE TO THAT? IT RELATES TO THE FACT THAT IN LEXINGTON, NEBRASKA, THERE ARE OVER 100 DACA YOUNG PEOPLE, PEOPLE THAT ARE THERE GOING TO SCHOOL PRIMARILY AND NOT BEING ABLE TO DRIVE. AND I'M TOLD WHAT'S THE FIRST THING THEY DO WHEN THEY GRADUATE FROM HIGH SCHOOL? THEY LEAVE OUR STATE. WE'VE INVESTED IN THEM WITH THE EDUCATION THAT WE HAVE HELPED THEM GET, AND THEN THEY TAKE THAT EDUCATION AND THEIR EMPLOYMENT OPPORTUNITIES AND GO SOMEWHERE ELSE. SO WE ARE LOSING THAT TALENT. THAT IS CLEARLY ONE OF THE REASONS THAT SOME OF THE VARIOUS AG GROUPS, INCLUDING THE NEBRASKA CATTLEMEN, HAVE STEPPED UP IN SUPPORT OF THIS LEGISLATION, RECOGNIZING THAT IF WE ARE TO CONTINUE TO EXPAND OUR AGRICULTURAL BASE IN OUR STATE, WE ARE LIMITED BY THE LACK OF EMPLOYEES THAT ARE NECESSARY TO SEE THAT HAPPEN. ALSO, I'D LIKE TO REMIND EVERYBODY HERE THAT ON APRIL 16th, THE CHAPLAIN OF THE DAY WAS VICTOR DIAZ FROM LEXINGTON. AND YOU PROBABLY DIDN'T KNOW THIS WHEN HE WAS CHAPLAIN OF THE DAY, BUT HE IS A PERSON THAT IS AFFECTED BY THIS LEGISLATION. HE IS A DACA PERSON. VICTOR WAS ADOPTED AS A TWO-YEAR-OLD BABY IN TEXAS AND DID NOT FIND OUT UNTIL HE WAS 17 YEARS OLD THAT HE WAS ADOPTED. HIS PARENTS, A YOUNG COUPLE FROM TEXAS THAT WERE CITIZENS OF OUR COUNTRY, HIS MOTHER GOT SOME VERY POOR ADVICE FROM AN IMMIGRATION ATTORNEY AND DIDN'T FILE A SINGLE DOCUMENT THAT COULD HAVE MADE HIM A FULL CITIZEN OF OUR COUNTRY. HE DIDN'T KNOW THAT. HE GOT A DRIVER'S LICENSE. HE HAS A VALID BIRTH

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CERTIFICATE FROM THE STATE OF TEXAS. HE'S WORKED IN CALIFORNIA, WORKED IN UTAH, AND WAS WORKING IN NEBRASKA. AS THE CHAPLAIN AT TYSON BEEF IN LEXINGTON, HE LOST HIS JOB ABOUT THREE MONTHS AGO, FOUR MONTHS AGO, BECAUSE HE LOST HIS DRIVER'S LICENSE. AND THEY COULD NOT MAINTAIN THAT EMPLOYMENT WITH HIM BECAUSE OF THAT. HE IS JUST ONE OF, LIKE I SAID, OVER 100 YOUNG PEOPLE IN LEXINGTON ALONE THAT WOULD BENEFIT FROM THIS. HE IS AN EXAMPLE OF A SHINING STAR, A YOUNG MAN RAISED IN TEXAS, COLLEGE EDUCATED, GOT HIS DIVINITY DEGREE, AND HAS BEEN USING THAT FOR THE BENEFIT OF SERVING OTHER PEOPLE. I THINK THIS IS WHAT WE'RE TALKING ABOUT. WE CAN GET ALL TIED UP IN THE DETAILS, BUT WE'RE ASKING TO DO WHAT'S RIGHT FOR THESE... [LB623]

SENATOR SCHEER: ONE MINUTE. [LB623]

SENATOR WILLIAMS: ...YOUNG PEOPLE. WE ARE THE ONLY STATE, AGAIN, IN THE UNION THAT DENIES THESE PEOPLE THE OPPORTUNITY TO DRIVE AND, THEREFORE, HAVE EMPLOYMENT OPPORTUNITIES IN NEBRASKA. I ASK FOR YOUR SUPPORT OF LB623. THANK YOU, MR. PRESIDENT. [LB623]

SENATOR SCHEER: THANK YOU, SENATOR WILLIAMS. SENATOR STINNER, YOU'RE RECOGNIZED. [LB623]

SENATOR STINNER: THANK YOU, MR. PRESIDENT, MEMBERS OF THE LEGISLATURE. TODAY, I STAND IN SUPPORT OF LB623 AND AMENDMENT AM1203 OFFERED BY THE TRANSPORTATION COMMITTEE. I'D LIKE TO THANK SENATOR NORDQUIST, McCOLLISTER, AND THE TRANSPORTATION COMMITTEE FOR BRINGING THIS BILL FORWARD. AS YOU ALL KNOW, I AM FROM THE 48th DISTRICT, SCOTTS BLUFF COUNTY. I'M PROUD TO SAY THAT MY DISTRICT IS COMPRISED OF 28 PERCENT OF THE PEOPLE WHO CALL THEMSELVES AND CLAIM TO BE HISPANIC. I AM PROUD OF THAT STATISTIC. THESE PEOPLE WHO I HAVE COME TO KNOW ARE HONEST, HARDWORKING, CHURCHGOING, FAMILY-ORIENTED PEOPLE. THEY SHOULD ALL BE REPUBLICANS, SHOULDN'T THEY? THESE PEOPLE ARE NOT LOOKING FOR HANDOUTS. THEY'RE FILLING JOBS THAT ARE DESPERATELY NEEDED TO SUSTAIN AND GROW OUR LOCAL ECONOMIES. THEY ARE THE PLUMBERS, THE ELECTRICIANS, FEEDLOT WORKERS, CEMENT CREW MEMBERS. THEY ARE THE PEOPLE WHO SHINGLE YOUR ROOFS, THE HEAVY EQUIPMENT OPERATORS, AND THE PACKING PLANT LABORERS. THEY ARE THE RESTAURANT WORKERS AND THE PEOPLE WHO MAKE YOUR BEDS AT THE HOTEL. THEY ARE ALL LOOKING TO TAKE CARE OF THEIR FAMILIES AND

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EXTENDED FAMILIES. THEY, TOO, HAVE HOPES AND ASPIRATIONS FOR THEIR CHILDREN. AS THEY DO THEIR JOBS, THEY ARE PAYING TAXES AND THEY'RE NOT ON WELFARE OR ANY OTHER GOVERNMENT PROGRAM. COLLEAGUES, WE CANNOT PENALIZE YOUNG PEOPLE FOR SOMETHING THEY HAD NO SAY IN, SOMETHING THEIR PARENTS DID BY BRINGING THEM TO THE UNITED STATES AS CHILDREN. THEY ARE FILLING BADLY NEEDED JOBS, THEY ARE PAYING TAXES, AND THEY ARE HELPING OUR COMMUNITY GROW. I SURE WOULD HATE TO SEE THEM LOSE THEIR JOBS AND HAVE TO BE PUT ON WELFARE. MANY OF OUR DREAMERS ARE PURSUING AN EDUCATION SO THAT THEY CAN MAKE A SIGNIFICANT DIFFERENCE AS DOCTORS, NURSES, LAWYERS, TEACHERS, BANKERS, AND MAYBE EVEN A STATE SENATOR. RECENTLY, THERE WERE THREE YOUNG WOMEN IN MY OFFICE. ONE WAS MAJORING IN BUSINESS, ANOTHER WAS STUDYING TO BECOME A TEACHER, AND THE OTHER WAS GOING TO BE AN ATTORNEY. ALL HAD BIG DREAMS AND HOPES FOR THEIR FUTURE. LET'S NOT PLACE ANY ADDITIONAL BARRIERS IN THEIR WAY. ONE LOBBYIST WAS SOMEWHAT JOKING ABOUT THE FACT THAT DREAMERS CAN DRIVE A HUMVEE IN AFGHANISTAN BUT CAN'T GET A DRIVER'S LICENSE IN NEBRASKA. I DON'T LOOK AT THIS AS A IMMIGRATION BILL, BUT A JOBS AND ECONOMIC DEVELOPMENT BILL. NOW DON'T GET ME WRONG, I STILL BELIEVE THAT ONE OF OUR MAJOR PRIORITIES SHOULD BE TO SECURE OUR BORDERS FOR NATIONAL SECURITY REASONS, BUT WE CANNOT CONFUSE DREAMER'S NEEDS FOR FAILURE ON PART OF OUR FEDERAL GOVERNMENT. AS I STATED EARLIER, I AM PROUD TO BE FROM SCOTTS BLUFF COUNTY, AND I AM PROUD OF THE 28 PERCENT HISPANICS THAT I GOT TO KNOW. AND I STRONGLY SUPPORT LB623. [LB623]

SENATOR SCHEER: THANK YOU, SENATOR STINNER. THOSE WAITING IN THE QUEUE, SENATOR NORDQUIST, GROENE, McCOY, MURANTE, AND OTHERS. SENATOR NORDQUIST. [LB623]

SENATOR NORDQUIST: THANK YOU, MR. PRESIDENT AND MEMBERS. I APPRECIATE THE COMMENTS OF SENATOR FRIESEN, SENATOR WILLIAMS, AND SENATOR STINNER. OBVIOUSLY, THEY'VE TAKEN IT BACK UP TO THE MACRO LEVEL DISCUSSION OF THIS BILL. THE IMPORTANCE OF THIS BILL TO OUR ECONOMY, FOR THE THOUSANDS OF DACA YOUTH THAT ARE IN OUR STATE THAT ARE DOING THINGS THE RIGHT WAY, THAT ARE GETTING AN EDUCATION, THAT ARE GOING TO BE NET POSITIVES TO OUR STATE FOR DECADES TO COME IF WE EMBRACE THEIR POTENTIAL, EMBRACE THEIR EDUCATION THAT THEY'VE RECEIVED. MANY OF THESE YOUTH THAT I'VE MET SINCE WE STARTED WORKING ON THIS OVER THE INTERIM HAVE STARTED BUSINESSES, THEY'RE

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ENTREPRENEURS, THEY ARE, QUITE FRANKLY, AMAZING INDIVIDUALS THAT WE ARE BLESSED TO HAVE HERE IN OUR STATE. BUT WE DO NEED TO ADDRESS KIND OF THE CONCERN THAT HAS BEEN BROUGHT UP THAT TAKE US A LITTLE FURTHER INTO THE WEEDS. AND I JUST WANT TO CLARIFY AND MAKE SURE THAT, YOU KNOW, WE GET AS MUCH ON THE RECORD HERE AS POSSIBLE. FIRST OF ALL, I DID MENTION THAT SECTION 202(c)(2)(B) OF THE FEDERAL REAL ID ACT, THE LAW WHICH NEBRASKA IMPLEMENTED BY ENACTING A SECTION, STATUTE 60-484.04, LB215, WHICH WAS SENATOR FISCHER'S BILL. CLEARLY IN HER STATEMENT OF INTENT, AS WE'VE SEEN, SAYS THE INTENDED IS TO ADOPT THE FEDERAL DOCUMENT LIST THAT APPLICANTS NEED TO PRESENT PROOF OF, AMONG OTHER THINGS, LAWFUL STATUS. THERE IS NOTHING IN THE NEBRASKA LEGISLATIVE HISTORY IN THE COMMITTEE OR IN THE FLOOR, IF YOU READ THROUGH THOSE TRANSCRIPTS, THAT INDICATE THAT ANY SENATOR CONTEMPLATED ANY MEANING OF LAWFUL STATUS OTHER THAN THE ONE PROVIDED IN THE REAL ID ACT. AND AT THE TIME, THE DIRECTOR OF MOTOR VEHICLES, BEV NETH, SPECIFICALLY REFERENCED THE REAL ID ACT WHEN TALKING ABOUT LB215 AND SAID THAT THAT LANGUAGE IS REQUIRED TO MEET SUBSTANTIAL COMPLIANCE WITH THE REAL ID ACT. SO WE CAN GO BACK AND TRY TO HAVE A LITTLE BIT OF REVISIONIST HISTORY ON THE TRANSCRIPTS, BUT THAT JUST IS NOT THERE. AND THEN TO CORRECT SENATOR McCOY, HE SAID WE ARE THE ONLY STATE THAT TALKS ABOUT LAWFUL STATUS WHEN IT COMES TO DRIVER'S LICENSES. THAT'S JUST NOT ACCURATE. AS A MATTER OF FACT, WE HAVE ARKANSAS USES THE TERM LAWFUL STATUS AND ISSUES DRIVERS LICENSES TO DEFERRED ACTION. DELAWARE USES THE TERM LAWFUL STATUS AND ISSUES DRIVER'S LICENSES TO DEFERRED ACTION. WASHINGTON, D.C., USES THE TERM DRIVER'S LICENSES AND...USES THE TERM LAWFUL STATUS AND ISSUES DRIVER'S LICENSES TO RECIPIENTS OF DEFERRED ACTION. HAWAII USES THE TERM LAWFUL STATUS. INDIANA USES THE TERM LEGAL STATUS. SO THEY DON'T USE LAWFUL PRESENCE OR LAWFUL STATUS, THEY USE A COMPLETELY DIFFERENT TERM, LEGAL STATUS. IOWA USES THE TERM LAWFUL STATUS. AND SOUTH DAKOTA USES THE TERM LAWFUL STATUS. MARYLAND USES THE TERM LAWFUL STATUS. AND WEST VIRGINIA USES THE TERM LEGAL STATUS. AGAIN, NOT UTILIZING THOSE TERMS. SO SENATOR McCOY'S ASSERTION THAT WE'RE THE ONLY STATE JUST ISN'T RIGHT. AND IF ANYONE IS INTERESTED IN SEEING THE STATUTORY CITATIONS FROM ALL OF THESE STATES, I'M HAPPY TO PROVIDE THOSE. I'LL SET THEM HERE BY MY LIGHT SO IF ANYONE WOULD LIKE TO COME OVER AND SEE THOSE. BUT THE FACT OF THE MATTER IS, AGAIN, LAWFUL PRESENCE IS AN IMMIGRATION STATUS COMPONENT. MY UNDERSTANDING IF YOU ARE NOT LAWFULLY...DO NOT HAVE LAWFUL PRESENCE FOR MORE THAN A YEAR, THEN THERE'S ACTION THAT'S TAKEN FOR PURPOSES OF DEPORTATION.

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WE ARE TALKING SPECIFICALLY ABOUT DRIVER'S LICENSE ISSUANCE, AND UTILIZING THE TERM LAWFUL STATUS ALIGNS US WITH THE FEDERAL REAL ID ACT, AND THAT'S THE DIRECTION WE NEED TO GO. WE'VE GOTTEN A LOT OF...ACTUALLY SENATOR McCOLLISTER'S STAFF HAS PULLED TOGETHER GREAT INFORMATION BETWEEN THE CURRENT DIRECTOR OF THE DEPARTMENT OF MOTOR VEHICLES, DIRECTOR BEV REICKS WHO IS FORMERLY BEV NETH OF THE DIRECTOR OF THE DEPARTMENT OF MOTOR VEHICLES... [LB623]

SENATOR SCHEER: ONE MINUTE. [LB623]

SENATOR NORDQUIST: ...UNDER GOVERNOR HEINEMAN. AND I'LL START THROUGH THIS AND IF I RUN OUT OF TIME WILL CONTINUE TO TALK ABOUT IT BECAUSE I THINK SENATOR MURANTE MENTIONED THE CONCERNS ABOUT REGISTERING TO VOTE. BUT IT'S IMPORTANT FOR US TO KNOW THE PROCESSES THAT THE DEPARTMENT OF MOTOR VEHICLES GOES THROUGH. EVERY APPLICANT IS REQUIRED TO STATE IF HE OR SHE IS NOT A CITIZEN. THE DMV EXAMINING STAFF KNOWS A PERSON ANSWERING THE QUESTION IS TELLING THE TRUTH BASED ON THE IDENTIFICATION DOCUMENTS PRESENTED. A CITIZEN WOULD PROVIDE A BIRTH CERTIFICATE, PASSPORT, OR OTHER APPROVED DOCUMENT. A NONCITIZEN WOULD PROVIDE A DOCUMENT ISSUED TO HIM OR HER BY U.S. CITIZENSHIP AND IMMIGRATION SERVICES. THE DMV'S LICENSING SYSTEM IS PROGRAMMED TO REMOVE THE VOTER REGISTRATION DATA FIELDS WHEN AN APPLICANT INDICATES HIS OR HER CITIZENSHIP STATUS. THIS PREVENTS ANY OPPORTUNITY FOR THE DEPARTMENT OF MOTOR VEHICLE EXAMINER TO ENTER DATA REGISTRATION FOR NONCITIZENS BY MISTAKE. IF THE PERSON IS ATTEMPTING TO USE IMMIGRATION AND...CITIZENSHIP AND IMMIGRATION SERVICES DOCUMENTS... [LB623]

SENATOR SCHEER: TIME, SENATOR. [LB623]

SENATOR NORDQUIST: THANK YOU. [LB623]

SENATOR SCHEER: SENATOR GROENE, YOU'RE RECOGNIZED. [LB623]

SENATOR GROENE: THANK YOU, MR. PRESIDENT. FIRST OFF, I'M NOT A LAWYER, BUT I'VE BEEN IN A COUPLE CIVIL CASES DOING PETITIONS. ARKANSAS, HAWAII IS NOT UNDER THE DISTRICT COURT OF...THE UNITED STATES DISTRICT COURT OF NEBRASKA, SO THEY DON'T FOLLOW THE RULING, AS OF YET, BECAUSE THE SUPREME COURT HASN'T CONSOLIDATED IT, THAT WE DO IN NEBRASKA.

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SENATOR...EXCUSE ME, JUDGE...LET ME GET THE NAME HERE RIGHT THIS TIME BECAUSE I BUTCHERED IT LAST TIME WHICH I APOLOGIZE TO HER, CHIEF UNITED STATES DISTRICT JUDGE LAURIE SMITH CAMP IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA. WE FOLLOW HER RULING, WHICH SHE SAID, HOMELAND SECURITY CALLED DEFERRED ACTION FOR CHILDHOOD ARRIVALS, DACA. DEFERRED ACTION IS A LONGSTANDING FORM OF "PROSECUTIONAL" DISCRETION THROUGH WHICH IMMIGRATION AUTHORITIES MAKE A DISCRETIONARY DETERMINATION NOT TO REMOVE AN INDIVIDUAL FROM THE UNITED STATES DURING A SPECIFIC PERIOD. DEFERRED ACTION IS A LONGSTANDING FORM OF "PROSECUTIONAL" DISCRETION THROUGH WHICH IMMIGRATION AUTHORITIES MAKE A DISCRETIONARY DETERMINATION NOT TO REMOVE AN INDIVIDUAL FROM THE UNITED STATES DURING A SPECIFIC PERIOD, TWO YEARS, BUT DEFERRED ACTION DOES NOT CONFER AN INDIVIDUAL WITH LAWFUL STATUS. THAT IS THE RULE OF LAW NEBRASKA IS UNDER. I DON'T KNOW WHAT ARKANSAS IS UNDER. I DON'T KNOW WHAT HAWAII IS UNDER. THAT IS THE RULE OF LAW WE ARE UNDER. ALSO, AMENDMENT AM1620, I APPRECIATE THE COMMITTEE'S AMENDMENT BUT WE FOUND THAT IT WASN'T COMPLETE. THEIR LANGUAGE ON...IT SAYS, IF AN INDIVIDUAL HAS AN OPERATOR'S LICENSE OR STATE IDENTIFICATION CARD ISSUED BASED ON APPROVED LAWFUL STATUS GRANTED UNDER SECTION SO-AND-SO THROUGH...OF THE FEDERAL REAL ID ACT OF 2005, PUBLIC LAW, AND THE BASIS FOR THE APPROVED LAWFUL STATUS IS TERMINATED, THE INDIVIDUAL SHALL RETURN THE OPERATOR'S LICENSE OR STATE IDENTIFICATION CARD TO THE DEPARTMENT OF MOTOR VEHICLES. IT DOESN'T CANCEL THEIR LICENSE. THAT AMENDMENT DOES NOT CANCEL THEIR LICENSE. IT JUST SAYS YOU GOT TO GIVE IT BACK TO ME, TO THE STATE. IT'S STILL IN EFFECT. THE DMV HAS NO AUTHORITY TO CANCEL IT. SO WE ADDED THE LANGUAGE, IF THE DEPARTMENT HAS INFORMATION THAT AN INDIVIDUAL NO LONGER HAS LAWFUL PRESENCE AS DOCUMENTED UNDER SECTION SO-AND-SO, THE DEPARTMENT MAY SUMMARILY CANCEL THE LICENSE AND SEND NOTICE OF THE CANCELLATION TO THE LICENSEE OR CARDHOLDER. WE ARE UNDER THE DISTRICT COURT OF NEBRASKA, AND THAT'S THE RULES WE HAVE TO LIVE BY. WE USE THE TERM DEFERRED PRIVILEGE BECAUSE THAT IS THE TERM THAT THE JUDGE USED IN HER CASE, IN HER RULING. IT IS NOT DEFERRED STATUS. SHE MADE IT VERY CLEAR THAT THAT IS NOT THE CASE WITH THESE DACA CHILDREN, YOUTH. AS I SAID, I WOULD AGREE, I'VE TRAVELED THE WESTERN NEBRASKA, EASTERN COLORADO, AND I KNOW A LOT OF GOOD PEOPLE WITH MEXICAN BACKGROUNDS, HERITAGE. YOU TALK TO THE FOLKS THAT LIVED HERE FOUR OR FIVE GENERATIONS, THEY'RE PRODUCED TO BE MEXICAN HERITAGE, JUST LIKE I'M IRISH AND GERMAN BACKGROUND. THEY'RE

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PROUD OF IT. THEY'RE PROUD THAT THEY IMMIGRATED HERE DURING THE SUGAR BEET DAYS OF THE 1890s, HARVEST... [LB623]

SENATOR SCHEER: ONE MINUTE. [LB623]

SENATOR GROENE: ...IN WESTERN NEBRASKA. IT IS US WHO LABEL THEM HISPANICS AND NOT CUBAN OR GUATEMALAN. THEY ARE PROUD OF THEIR TRACK TO AMERICA AND JOIN THE REST OF OUR IMMIGRANTS LEGALLY, AND THEY'RE FOURTH AND FIFTH AND SIXTH GENERATIONS. DO I BLAME THESE KIDS? NO. I BLAME THEIR PARENTS BECAUSE AT THE SAME TIME THEY CAME HERE, OTHER PEOPLE WAITED AT THEIR MEXICAN CONSULATE AND APPLIED LEGALLY. DO I WANT TO HELP THESE KIDS? YES, BUT I WANT TO DO IT RIGHT. YEAH, IT'S GOOD FOR THE ECONOMY. THESE GUYS WORK. I'VE BEEN IN A LOT OF BIG FARMING OPERATIONS IN EASTERN COLORADO AND WESTERN KANSAS. THAT'S THE ONLY PEOPLE WORKING. AND WHEN YOU GO TO THE WALMARTS AND THE STORES AND THE TOWNS OF GARDEN CITY AND SCOTTSBLUFF, YOU SEE TWO-PARENT FAMILIES. THEY HAVE CHARACTER. THEY GO TO CHURCH. BUT DOES THAT ALLOW YOU TO BREAK THE LAW? NO. SO WE ARE BEING GENEROUS. WE ARE BEING CHARITABLE, AS A GREAT COUNTRY, A GOD-FEARING COUNTRY. [LB623]

SENATOR SCHEER: TIME, SENATOR. [LB623]

SENATOR GROENE: BUT LET'S DO IT RIGHT. THANK YOU. [LB623]

SENATOR SCHEER: THANK YOU, SENATOR GROENE. SENATOR McCOY, YOU'RE RECOGNIZED. [LB623]

SENATOR McCOY: THANK YOU, MR. PRESIDENT, MEMBERS. I WANT TO BRING UP SOMETHING THAT SENATOR STINNER A FEW MOMENTS AGO TALKED ABOUT HOW THE LOBBYISTS OR SOMEONE HAD COMMENTED TO HIM THAT IT WOULD BE UNFAIR FOR THOSE WITH DACA RECIPIENTS TO NOT BE ABLE TO GET A DRIVER'S LICENSE HERE IN NEBRASKA BUT YET DRIVE A HUMVEE IN AFGHANISTAN. WELL, MEMBERS, I WOULD REFER YOU TO ACTUALLY HOW THE LAW READS. AND THE LAW STATES VERY CLEARLY THAT THOSE INDIVIDUALS THAT ARE DACA RECIPIENTS ARE NOT ELIGIBLE TO SERVE IN THE MILITARY. ABSOLUTELY JUST AS SIMPLE AS THAT. SO THE FACT REMAINS THAT THESE INDIVIDUALS ARE NOT ELIGIBLE TO GO DRIVE A HUMVEE IN AFGHANISTAN. THEY'RE NOT ELIGIBLE TO BE IN THE MILITARY AT ALL. SO WE NEED TO BE VERY

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CAREFUL HERE TO MAKE SURE THAT WE ARE MAKING A CLEAR DISTINCTION OF JUST WHAT THESE INDIVIDUALS ARE ALLOWED TO DO AND WHAT THEY ARE NOT ALLOWED TO DO. I THINK THAT'S AN IMPORTANT DISTINCTION. AND I ALSO MENTIONED ON MY FIRST TIME IN THE MICROPHONE, IF YOU GO TO THE U.S. CITIZENSHIP AND IMMIGRATION SERVICES WEB SITE, WHICH IS WHERE WE PULLED THIS INFORMATION OFF OF, AND GO TO THE FREQUENTLY ASKED QUESTIONS SECTION THERE'S A WHOLE LITANY OF QUESTIONS THAT HAVE TO DO WITH DACA AND DEFERRED STATUS AND THE DOS AND DON'TS, THE RULES OF THE ROAD. SOME VERY INTERESTING INFORMATION VERY READILY AVAILABLE I'D ENCOURAGE ALL OF YOU TO LOOK AT, BECAUSE I THINK IT'S IMPORTANT TO THE DISCUSSION THAT WE FIND OURSELVES IN TODAY. AND THE FIRST QUESTION UNDER WHAT IS DEFERRED ACTION, IT VERY SIMPLY SAYS DEFERRED ACTION DOES NOT CONFER LAWFUL STATUS UPON AN INDIVIDUAL. AGAIN, DEFERRED ACTION DOES NOT CONFER LAWFUL STATUS UPON AN INDIVIDUAL. IF YOU GO FORWARD TO QUESTION NUMBER FIVE, IF MY CASE IS DEFERRED, AM I IN LAWFUL STATUS FOR THE PERIOD OF DEFERRAL? THE ANSWER, NO. ALTHOUGH ACTION IN YOUR CASE HAS BEEN DEFERRED AND YOU DO NOT ACCRUE UNLAWFUL PRESENCE DURING THE PERIOD OF DEFERRED ACTION, DEFERRED ACTION DOES NOT CONFER ANY LAWFUL STATUS. I SAID EARLIER ON MY FIRST TIME AT THE MICROPHONE, THIS BILL COULD ADVANCE; IT VERY WELL MAY. BUT IN MY VIEW FROM LOOKING AT THE CIRCUIT, THEIR DISTRICT COURT, I SHOULD SAY, CASE IN WHICH THIS ISSUE WAS THROWN OUT ON GROUNDS THAT STATES HAVE EVERY RIGHT TO DETERMINE HOW WE LOOK AT THIS ISSUE FROM THAT FACT, CASE IN FACT, TO THE FACT...AND I WILL MAINTAIN, SENATOR NORDQUIST AND I APPARENTLY HAVE A DISAGREEMENT ABOUT THIS AND I WOULD CHALLENGE HIM TO SHOW ME THE STATUTES. I MAINTAIN WE ARE THE ONLY STATE IN THE UNION THAT HAS HARD-WIRED THE REAL ID ACT INTO OUR STATE STATUTES, WHICH SAYS VERY SIMPLY YOU CANNOT GIVE IDENTIFICATION UNLESS YOU HAVE LAWFUL STATUS. THESE INDIVIDUALS DO NOT HAVE LAWFUL STATUS. THEY HAVE LAWFUL PRESENCE. AND SENATOR NORDQUIST SAYS THERE'S OTHER STATES THAT USE THE WORD LAWFUL STATUS, LAWFUL PRESENCE INTERCHANGEABLY. BIG DIFFERENCE, MEMBERS. THEY DON'T HAVE THE REAL ID ACT IN THEIR STATE STATUTES. THIS BILL DOES NOT CHANGE THAT. IT NIBBLES AROUND THE EDGES. IT DOES NOT CHANGE THAT FACT... [LB623]

SENATOR SCHEER: ONE MINUTE. [LB623]

SENATOR McCOY: ...NOR DOES SENATOR NORDQUIST'S AMENDMENT THAT'S FORTHCOMING. SO I WOULD ARGUE, MEMBERS, IF THIS BILL ADVANCES, THESE

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INDIVIDUALS ARE STILL NOT GOING TO RECEIVE DRIVER'S LICENSES FROM THE DEPARTMENT OF MOTOR VEHICLES. I'VE YET TO HEAR ANY OF THE PROPONENTS OF THIS BILL SAY THEY TALKED TO THE DEPARTMENT OF MOTOR VEHICLES AND IF THIS LEGISLATION ADVANCES THESE INDIVIDUALS ARE GOING TO GET DRIVER'S LICENSES. THE ANSWER FOR THAT IS BECAUSE THEY'RE NOT, BECAUSE OUR STATUTES ARE VERY DIFFERENT FROM ANY OTHER STATE. AND THIS LEGISLATION, LB623, DOESN'T CHANGE THE NECESSARY STATUTES IN ORDER TO ENABLE THESE INDIVIDUALS TO RECEIVE A DRIVER'S LICENSE WHETHER IT ADVANCES OR NOT. THANK YOU, MR. PRESIDENT. [LB623]

SENATOR SCHEER: THANK YOU, SENATOR McCOY. THOSE WAITING TO SPEAK, SENATOR MURANTE, KEN HAAR, KINTNER, EBKE, AND OTHERS. SENATOR MURANTE, YOU'RE RECOGNIZED. [LB623]

SENATOR MURANTE: THANK YOU, MR. PRESIDENT. MEMBERS, GOOD AFTERNOON. MY FIRST TIME ON THE MICROPHONE I DISCUSSED IN MY OPPOSITION OF LB623 THE LETTER SENT OUT BY THE SECRETARY OF STATE AND I'VE RECEIVED NUMEROUS QUESTIONS, BOTH FROM MEMBERS WITHIN THE CHAMBER AND FROM CONSTITUENTS ABOUT HOW VOTING WOULD BE IMPACTED IF LB623 IS ADVANCED AND DACA RECIPIENTS, WHO I THINK WE CAN ALL AGREE ARE NOT ENTITLED AND SHOULD NOT BE ENTITLED TO VOTE, HOW THAT WOULD WORK IN OUR ELECTION SYSTEMS IF THEY HAVE DRIVER'S LICENSES. AND I'LL AGAIN REFER TO THE LETTER BY THE SECRETARY OF STATE, BECAUSE AS HE SAYS, THE VOTER REGISTRATION PROCESS IS CRYSTAL CLEAR THAT NONCITIZENS ARE NOT QUALIFIED TO REGISTER TO VOTE. AND THAT IS CORRECT. HOWEVER, THE PROCESS BY WHICH REGISTERING TO VOTE AND VOTING IS NOT REALLY OUTLINED IN THIS LETTER. BY THE TIME THE 2016 ELECTIONS ROLL AROUND, THE PROCESS BY WHICH A PERSON CAN REGISTER TO VOTE AND VOTE ON THE SAME DAY ARE PRETTY SIMPLE. IF SOMEONE SHOWS UP TO VOTE AT AN ELECTION OFFICE, THEY REGISTER TO VOTE, AND THEY WISH TO VOTE ON THE SAME DAY, THAT PERSON WILL BE ASKED TO SHOW A DRIVER'S LICENSE. IF THEY HAVE ONE, THEY WILL BE ASKED TO FILL OUT A VOTER REGISTRATION FORM. IF THEY FILL OUT THE VOTER REGISTRATION FORM, THEY WILL BE HANDED A BALLOT AND THE BALLOT WILL BE COUNTED. WHICH MEANS THE ONLY THING PREVENTING A PERSON WITH A DRIVER'S LICENSE WHO IS ALSO A NONCITIZEN FROM VOTING IS THAT PERSON'S WILLFUL DESIRE TO ACCURATELY FILL OUT THEIR VOTER REGISTRATION FORM BECAUSE THE ELECTION COMMISSIONERS DO NOT CHECK CITIZENSHIP STATUS. THAT IS NOT PART OF THE VOTING PROCESS. SO IF WE HAND OUT DRIVER'S LICENSES AND ILLEGAL IMMIGRANTS SHOW UP TO THE POLLS, THE ONLY THING PREVENTING

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THEM FROM VOTING IS THEIR OWN CONSCIENCES. THE ELECTION COMMISSIONER AND THE CLERKS DON'T CHECK. IF YOU DON'T BELIEVE ME, CALL YOUR ELECTION COMMISSIONER AND YOUR CLERKS. AND IT'S TRUE THAT PERIODICALLY THE SECRETARY OF STATE WILL CHECK THE VOTER REGISTRATION ROLLS AND IF THERE ARE...IF THEY MATCH LISTS WITH KNOWN ILLEGAL IMMIGRANTS, THAT THOSE PEOPLE COULD BE PROSECUTED FOR A FELONY. BUT BY THAT POINT, THE SHIP WILL HAVE SAILED. THE ELECTION WILL BE OVER, AND THE BALLOT WILL HAVE COUNTED. THERE IS NO WAY TO IDENTIFY THAT BALLOT TO KNOW WHO THAT PERSON VOTED FOR AND TO TAKE THAT BALLOT OUT OF THE ELECTION RESULTS. IT'S TOO LATE. NOW, AM1620 IS A STEP IN THE RIGHT DIRECTION. AT LEAST IF THE DRIVER'S LICENSE HAS SOME SORT OF IDENTIFIABLE CHARACTERISTIC, THE ELECTION COMMISSIONERS AND CLERKS AND THEIR STAFFS WILL HAVE THE KNOWLEDGE THAT THE PEOPLE WHO ARE CLAIMING TO BE CITIZENS AREN'T THEM. BUT I WOULD SUBMIT THAT EVEN IN THAT INSTANCE, IT PUTS THE ELECTION WORKERS IN A VERY DIFFICULT POSITION OF BEING FORCED TO DETERMINE THE CITIZENSHIP STATUS... [LB623]

SENATOR SCHEER: ONE MINUTE. [LB623]

SENATOR MURANTE: ...OF SOMEONE WHO IS AT THEIR ELECTION OFFICE AND ATTEMPTING TO VOTE ON THE SAME DAY, BECAUSE WE IN NEBRASKA HAVE DETERMINED THAT ON A LIMITED BASIS WE CAN HAVE SAME-DAY VOTING REGISTRATION WITH PEOPLE WHO SHOW UP TO REGISTER TO VOTE AND SHOW UP EARLY AT THEIR ELECTION OFFICE. AND IF YOU CALL YOUR COUNTY ELECTION COMMISSIONERS AND YOUR CLERKS, THEY WILL TELL YOU THAT EVERY SINGLE ELECTION CYCLE THERE ARE INSTANCES WHERE PEOPLE WHO HAVE REGISTERED TO VOTE AND VOTED EARLY HAVE HAD THEIR ADDRESSES ATTEMPTED TO BE VERIFIED AND IT WAS FOUND OUT THAT THEY DID NOT LIVE WHERE THEY SAID THEY LIVED; EVERY SINGLE ELECTION CYCLE. AND I WOULD SUBMIT MOST LIKELY THE OVERWHELMING MAJORITY OF COUNTIES, BUT CERTAINLY IN DOUGLAS, SARPY, AND LANCASTER COUNTY EVERY SINGLE ELECTION THAT HAPPENS. LB623... [LB623]

SENATOR SCHEER: TIME, SENATOR. [LB623]

SENATOR MURANTE: ...WILL MAKE THAT PROBLEM WORSE. THANK YOU, MR. PRESIDENT. [LB623]

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SENATOR SCHEER: THANK YOU, SENATOR MURANTE. SENATOR HAAR, YOU'RE RECOGNIZED. [LB623]

SENATOR HAAR: CALL THE QUESTION. [LB623]

SENATOR SCHEER: THE QUESTION HAS BEEN CALLED. DO I SEE FIVE HANDS? I DO. THE QUESTION IS, SHALL DEBATE CEASE? ALL THOSE IN FAVOR VOTE AYE; ALL THOSE OPPOSED VOTE NAY. SENATOR HAAR, DO YOU RISE FOR WHAT? THERE HAS BEEN A CALL OF THE HOUSE. THE QUESTION IS, SHALL THE HOUSE GO UNDER CALL? ALL THOSE IN FAVOR VOTE AYE; ALL THOSE OPPOSED VOTE NAY. ALL VOTED THAT WISH? RECORD, MR. CLERK. THE HOUSE IS UNDER CALL. SENATORS, PLEASE RECORD YOUR PRESENCE. THOSE UNEXCUSED SENATORS OUTSIDE THE CHAMBER PLEASE RETURN TO THE CHAMBER AND RECORD YOUR PRESENCE. ALL UNAUTHORIZED PERSONNEL PLEASE LEAVE THE FLOOR. THE HOUSE IS UNDER CALL. SENATOR MELLO, DAVIS, BRASCH, KINTNER, BURKE HARR, CRAWFORD, HOWARD, LINDSTROM, PLEASE COME TO THE CHAMBER. DOING CALL-IN VOTES? SENATOR MELLO, PLEASE RETURN TO THE CHAMBER. SENATOR HARR, WOULD YOU PLEASE CHECK IN? WOULD YOU LIKE TO PROCEED NOW TO TAKE IN THE CALL-IN, SENATOR HAAR? MR. CLERK. [LB623]

ASSISTANT CLERK: SENATOR HOWARD VOTING YES. SENATOR CRAWFORD VOTING YES. SENATOR DAVIS VOTING YES. SENATOR SCHUMACHER VOTING YES. SENATOR BURKE HARR VOTING... [LB623]

SENATOR SCHEER: PLEASE RECORD. [LB623]

ASSISTANT CLERK: ...YES. VOTE IS 26 AYES, 3 NAYS TO CEASE DEBATE, MR. PRESIDENT. [LB623]

SENATOR SCHEER: SENATOR GROENE, YOU ARE RECOGNIZED TO CLOSE. [LB623]

SENATOR GROENE: THANK YOU, MR. PRESIDENT. THE AMENDMENT WE PROPOSED CLEANS UP AND MATCHES THE EXISTING LB623 TO EXISTING NEBRASKA DMV LAW, MOTOR VEHICLE LAW. WE WORKED...I WOULDN'T SAY THEY WORKED WITH US. WE USED THE DEPARTMENT OF MOTOR VEHICLE FOR ALL THE INFORMATION AND CONCERNS THAT WERE IN THE EXISTING LAW, AND WHAT WAS THEN MY PROPOSED ORIGINAL AMENDMENT. THIS MAKES THE DIFFERENCE BETWEEN DEFERRED PRIVILEGE AND DEFERRED STATUS, WHICH IS

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WHERE WE'RE AT IN REALITY WITH A PRESIDENTIAL DIRECTIVE VERSUS STATUTES PUT INTO PLACE BY OUR CONGRESS. THE POINT WAS MADE THAT UTAH ALLOWS THE DRIVING PRIVILEGE CARD FOR ILLEGAL ALIENS. THE PURPOSE OF SHOWING YOU THIS IS JUST TO SHOW YOU WHAT A DIFFERENT TYPE OF MARKINGS ON A LAW WAS, NOT TO MAKE A POINT THAT OUR STATUTES WERE IDENTICAL. BECAUSE BASICALLY WHAT OUR...MY AMENDMENT DOES, OUR AMENDMENT--BECAUSE I HAVE GREAT STAFF AND THEY PUT A LOT OF WORK INTO THIS--IS TO MAKE SURE THAT WE UNDERSTAND, AS SENATOR MURANTE SAID, THAT THIS IS A PRIVILEGE TO DRIVE. THAT IS WHAT WE WERE TOLD IT FOR, THIS IS NOT A PRIVILEGE OF CITIZENSHIP TO SHOW TO VOTE, TO GET GOVERNMENT ASSISTANCE, TO DO ANYTHING BUT TO DRIVE. IT HELPS THE POLICE IDENTIFY INDIVIDUALS. IT HELPS FOR THEIR OWN SAFETY THAT THEY ARE IDENTIFIED. IT DOES NOT PUT A BLACK MARK ON THEM, IT JUST FACES REALITY THAT THEY ARE VISITORS TO OUR COUNTRY THROUGH THEIR PARENT'S CHOICE AND THAT THEY ARE CITIZENS OF A FOREIGN COUNTRY. I WOULD EXPECT NOTHING ELSE UNDER THE GOLDEN RULE IF I WAS IN A FOREIGN COUNTRY. I WOULD NOT EXPECT THE SAME RIGHTS, BUT IF I WANTED TO DRIVE IN THEIR COUNTRY I WOULD EXPECT TO HAVE A PERMIT THAT IDENTIFIED ME AS A VISITOR. I EXPECT NO LESS FROM VISITORS TO OUR COUNTRY. BUT THIS CLARIFIES IT. AND AS I SAID EARLIER, IT CLARIFIES THAT IF THIS STATUS GOES AWAY THEN THE LICENSE GOES AWAY, IT IS REVOKED, IT IS NOT JUST POLITELY ASK SOMEBODY TO SEND IT BACK WHEN IT IS STILL IN EFFECT. THIS IS A GOOD AMENDMENT. AND THOSE FOLKS...THOSE OF YOU WHO WANT THIS TO PASS, THIS IS THE RIGHT WAY TO DO IT. I HAVE BEEN CASTIGATED BY CERTAIN PEOPLE OF MY ILK WHO SAID YOU'RE GOING TO MAKE THIS THING STAND UP IN COURT IF THIS AMENDMENT PASSES. WHY DON'T YOU DROP YOUR AMENDMENT? I ACTUALLY WANT THESE FOLKS TO BE ABLE TO DRIVE, AND THAT STATEMENT RIGHT THERE IS GOING TO GET ME A LOT OF E-MAILS FROM BACK HOME, BECAUSE THEY'RE GOOD PEOPLE. BUT LET'S DO IT RIGHT. LET'S DO IT CORRECTLY. AND LET'S NOT HAVE A PETTY THING ABOUT HOW YOU FEEL, BECAUSE THIS ISN'T ABOUT FEELINGS, THIS IS ABOUT LAW. AND THE HONOR OF BEING A CITIZEN OF THIS NATION AND OF THIS STATE, AND THAT HONOR IS TO BE EARNED, NOT TO BE GIVEN. SO I WOULD APPRECIATE IF YOU WOULD VOTE FOR AM1620. AND LET'S DO IT RIGHT. THANK YOU. [LB623]

SENATOR SCHEER: THANK YOU, SENATOR GROENE. THE QUESTION IS, SHALL THE AMENDMENT TO LB623 BE ADOPTED? ALL THOSE IN FAVOR VOTE AYE; ALL THOSE OPPOSED VOTE NAY. HAVE ALL THOSE VOTED THAT CARE TO? SENATOR MURANTE. [LB623]

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SENATOR MURANTE: COULD WE GET A ROLL CALL VOTE IN REVERSE ORDER, PLEASE? [LB623]

SENATOR SCHEER: BEEN A REQUEST FOR ROLL CALL VOTE IN REVERSE ORDER. MR. CLERK. [LB623]

ASSISTANT CLERK: (ROLL CALL VOTE TAKEN, LEGISLATIVE JOURNAL PAGE 1551.) VOTE IS 14 AYES, 29 NAYS, MR. PRESIDENT. [LB623]

SENATOR SCHEER: THE AMENDMENT, AM1620, FAILS. RAISE THE CALL. MR. CLERK, FOR AMENDMENT. [LB623]

ASSISTANT CLERK: MR. PRESIDENT, SENATOR NORDQUIST WOULD MOVE TO AMEND WITH AM1590. (LEGISLATIVE JOURNAL PAGE 1552.) [LB623]

SENATOR SCHEER: SENATOR NORDQUIST, YOU'RE RECOGNIZED TO OPEN ON YOUR AMENDMENT TO THE COMMITTEE AMENDMENTS. [LB623]

SENATOR NORDQUIST: THANK YOU, MR. PRESIDENT AND MEMBERS. SO E&R STATUTE RIGHT NOW, IF YOU LOOK AT THE BILL, PAGE 2, LINE 18, IT SAYS LAWFUL STATUS MAY BE SHOWN BY...AND THEN IT LISTS A NUMBER OF POSSIBILITIES TO SHOW YOUR LAWFUL STATUS BY. AND ONE OF THOSE IS SUBSECTION (E), AN UNEXPIRED EMPLOYMENT AUTHORIZATION DOCUMENT, EAD, ISSUED BY THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY, FORM I766 OR FORM I688B. THIS POPULATION, THE DACA POPULATION, HAS AN UNEXPIRED EMPLOYMENT AUTHORIZATION DOCUMENT. BUT THEN IF YOU GO ON TO SUBSECTION (2) OF THAT SECTION, SUB (B), IT SAYS IF AN APPLICANT PRESENTS ONE OF THE IDENTITY DOCUMENTS LISTED UNDER SUBSECTION (1) SUB (E), (F), OR (I), AND WE ARE TALKING ABOUT THE EMPLOYMENT AUTHORIZATION WHICH IS (1) SUB (E) OF THE SECTION, THE VERIFICATION OF THE IDENTITY DOCUMENTS DOES NOT PROVIDE SATISFACTORY EVIDENCE OF LAWFUL STATUS. THE APPLICANT MUST ALSO PRESENT A SECOND DOCUMENT FORM, A DOCUMENT FROM SUBSECTION (1) OF THIS SUBSECTION OR...AND THIS IS THE CURRENT LANGUAGE IN THE BILL, OR DOCUMENTATION ISSUED BY THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY OR OTHER FEDERAL AGENCY THAT THE UNITED STATES DEPARTMENT...THE UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES HAS GRANTED THE APPLICANT LAWFUL STATUS AS ENUMERATED IN SECTION 202(c)(2)(B)(i) THROUGH...(i) THROUGH (ix) OF THE FEDERAL REAL ID ACT. SO THAT'S WHERE DEFERRED

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ACTION FALLS IS IN THOSE SECTIONS OF THE REAL ID ACT. THE ISSUE IS IF YOU DO READ THAT, IT SAYS THAT THE US CITIZENSHIP AND IMMIGRATION SERVICES HAS GRANTED THE APPLICANT LAWFUL STATUS. AND WE'RE TRYING TO CLARIFY HERE THAT FOR PURPOSES OF THIS, WE ARE NOT SEEKING...CITIZENSHIP AND IMMIGRATION SERVICES IS NOT THE ONE GRANTING LAWFUL STATUS. WE WANT TO CLARIFY THAT WHEN WE'RE TALKING ABOUT LAWFUL STATUS, WE ARE TALKING ABOUT THAT DEFINITION THAT IS IN THE FEDERAL REAL ID ACT. SO WE'RE TRYING TO BE AS CRYSTAL CLEAR AS POSSIBLE. OBVIOUSLY, PASSING THIS BILL IS GOING TO GIVE LOTS OF CLEAR LEGISLATIVE INTENT TO WHOEVER IS IMPLEMENTING THIS, SO I DARE CHALLENGE THEM TO NOT IMPLEMENT THIS. BUT WE ARE GOING TO TRY TO BE AS CRYSTAL CLEAR AS POSSIBLE FOR THEM AND SAY WE CHANGED THAT SUB (B) TO SAY IF THE APPLICANT PRESENTS ONE OF THE IDENTITY DOCUMENTS LISTED UNDER SUBSECTION (1) (E), (F), OR (I), AND AGAIN (E) IS THE EMPLOYMENT AUTHORIZATION OF THE SECTION, THE VERIFICATION OF THE IDENTITY DOCUMENTS DOES NOT PROVIDE SATISFACTORY EVIDENCE OF LAWFUL STATUS. THE APPLICANT MUST ALSO PRESENT A SECOND DOCUMENT FROM SUBSECTION (1) OF THIS SECTION OR DOCUMENTATION ISSUED BY THE U.S. DEPARTMENT OF HOMELAND SECURITY, U.S. CITIZENSHIP AND IMMIGRATION SERVICES, OR OTHER FEDERAL AGENCIES DEMONSTRATING THAT...I'M SORRY. ON THE FIRST...SORRY, I MISSED THE FIRST PART HERE. THE APPLICANT MUST ALSO PRESENT A SECOND DOCUMENT FROM SUBSECTION (1) OF THIS SECTION OR DOCUMENTATION ISSUED BY THE U.S. DEPARTMENT OF HOMELAND SECURITY, U.S. CITIZENSHIP AND IMMIGRATION SERVICES, SUCH AS ONE OF THE TYPES OF FORM I797--AND WE HAVE AN EXAMPLE OF THAT IF YOU'RE INTERESTED--USED BY THE UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES OR OTHER FEDERAL AGENCY DEMONSTRATING THAT THE APPLICANT HAS LAWFUL STATUS AS ENUMERATED IN THESE SECTIONS OF THE REAL ID ACT. SO THE DOCUMENTATION THAT WE ARE POINTING TO IS THE DOCUMENTATION THEY NEED TO PROVE THAT THEY HAVE DEFERRED ACTION IN...AS ENUMERATED IN THESE SECTIONS OF THE REAL ID ACT. IT IS AS CRYSTAL CLEAR AS WE CAN POSSIBLY MAKE IT, AND THE DEPARTMENT OF MOTOR VEHICLES I HAVE NO DOUBT WOULD FOLLOW THE IMPLEMENTATION OF THIS LANGUAGE. WE'VE HAD MANY PEOPLE VET THIS LANGUAGE. PEOPLE WHO ARE EXPERTS IN IMMIGRATION LAW AND THEY CERTAINLY THINK THIS IS THE AMENDMENT WE NEED TO ADOPT TO MAKE IT AS PERFECTLY CLEAR AS WE POSSIBLY CAN. MR. PRESIDENT, HOW MUCH TIME DO I HAVE REMAINING, FIVE? OKAY. THANK YOU. [LB623]

SENATOR SCHEER: FIVE MINUTES. [LB623]

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SENATOR NORDQUIST: THANK YOU. I DO WANT TO TALK A LITTLE BIT ABOUT THE PROCESS OF GOING...OF THE DETERMINING CITIZENSHIP AND NOW THAT WE'VE DISPOSED OF THE GROENE AMENDMENT, WE'RE LOOKING AT MOVING FORWARD WITH THE BILL AS IT CAME OUT OF THE TRANSPORTATION COMMITTEE, AND I KNOW THEY ALL GAVE IT THOUGHTFUL CONSIDERATION THERE. BUT I'LL GO BACK, I GOT CUT OFF, SO I'LL START OVER FROM WHERE I WAS THE LAST TIME. WHEN A LICENSED APPLICANT IS REQUESTED BY AN INDIVIDUAL FOR THE FIRST TIME, CITIZENSHIP STATUS IS DETERMINED. EVERY APPLICANT IS REQUIRED TO STATE IF HE OR SHE IS A CITIZEN. THAT'S THE FIRST THING. YOU HAVE THE QUESTION, ARE YOU A CITIZEN OR NOT? THE DMV EXPLAINING...EXAMINING STAFF KNOWS IF A PERSON ANSWERING THE QUESTION IS TELLING THE TRUTH BASED ON THE IDENTIFICATION. SO IF I SAY YES, I'M A CITIZEN, I'M GOING TO GIVE THEM DOCUMENTS LIKE A BIRTH CERTIFICATE OR A PASSPORT OR OTHER APPROVED DOCUMENTS. IF I TRY TO GIVE THEM MY U.S. CITIZENSHIP AND IMMIGRATION SERVICES DOCUMENTATION, AND I SAY I'M A CITIZEN, THAT'S GOING TO RAISE A RED FLAG WITH THEM. AND IT SAYS, THE DMV DRIVER'S LICENSING SYSTEM IS PROGRAMMED TO REMOVE THE VOTER REGISTRATION DATA FIELDS WHEN AN APPLICANT INDICATES HIS OR HER NONCITIZENSHIP. BUT ALSO IF A PERSON AGAIN IS ATTEMPTING TO USE U.S. CIS IN REPRESENTING HIMSELF, THAT DOCUMENTATION, THE DMV STAFF WOULD ALERT THEIR FRAUD DIVISION REPRESENTATIVE. SO THAT'S TAKING PLACE. IF SOMEBODY SAYS I'M A CITIZEN AND THEN BRINGS IN IMMIGRATION PAPERWORK, DMV ALERTS FRAUD DIVISION. SO WE KNOW THAT THAT PROCESS IS ALREADY HAPPENING. THE IDENTIFICATION PROCESS IS CONSISTENT FOR A FIRST-TIME APPLICANT, AND AT THE TIME OF RENEWAL BECAUSE AN APPLICANT STATUS IS SAVED IN THE SYSTEM AND OBVIOUSLY CAN CHANGE. THE DMV DRIVER'S LICENSE SYSTEM IS VERY SOPHISTICATED. ALL DOCUMENTS IN THE SYSTEM ARE VERIFIED THROUGH THE SYSTEMATIC ALIEN VERIFICATION OF ELIGIBILITY SYSTEM OR SAVE SYSTEM, THE SOCIAL SECURITY ADMINISTRATION, THE SSA, COMMERCIAL DRIVER'S LICENSE INFORMATION SYSTEM, THE CDLIS, AND FACIAL RECOGNITION TECHNOLOGY THAT CATCHES INDIVIDUALS ON THE BACK END. SECRETARY OF STATE'S OFFICE REGULARLY COMPARES VOTER REGISTRATION INFORMATION WITH THE DMV'S DRIVER'S LICENSE INFORMATION TO VERIFY THAT INDIVIDUALS WITH NONCITIZENSHIP LICENSE EXPIRATION DATES ARE NOT LISTED IN VOTER REGISTRATION DATABASES, AND THE DMV'S VOTER REGISTRATION LISTS ARE SENT TO THE SECRETARY OF STATE WHERE THE ACCURACY OF THE APPLICATION IS VERIFIED. SO, OBVIOUSLY, WHEN SOMEBODY GOES IN TO DO THE DRIVER'S LICENSE PROCESS, THAT'S...THERE'S A VERY EXTENSIVE PROCESS TO ENSURE THAT THERE'S NO FRAUD WHEN IT

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COMES TO VERIFYING CITIZENSHIP. AS FAR AS THE CONCERNS OF SENATOR MURANTE, YOU KNOW, AS THE SECRETARY OF STATE SAID, NEBRASKA HAS A NUMBER OF RESIDENTS WHO ARE NONCITIZENS. THEY MAY BE IN NEBRASKA AS LEGAL RESIDENTS BASED ON THEIR LEGAL STATUS AS FOREIGN STUDENTS, POLITICAL REFUGEES, LEGAL ALIENS, OR SIMILAR STATUS. HOWEVER, NONE OF THEM ARE ALLOWED BY LAW TO REGISTER TO VOTE. THEIR DRIVER'S LICENSE RECORD WOULD REFLECT THAT, WHICH OUR SYSTEM CAN CATCH, ACCORDING TO THE SECRETARY OF STATE. THE SECRETARY OF STATE MAINTAINS A VERY PROACTIVE STATEWIDE SECURE WEB-BASED VOTER REGISTRATION SYSTEM AND THEY OFTEN CROSS-CHECK. THE ISSUE IS, YOU KNOW, IF THERE'S A REAL CONCERN HERE, A GENUINE CONCERN ABOUT THIS, WE ALREADY HAVE CATEGORIES OF DEFERRED ACTION INDIVIDUALS AND OTHERS WHO THE POTENTIAL IS THERE. IF THAT'S A REAL CONCERN, THEN I WOULD THINK THAT THE GOVERNMENT COMMITTEE WOULD HAVE EMBARKED UPON AN EXTENSIVE REVIEW OF THAT CONCERN OF VOTER FRAUD IN OUR STATE. BUT I WILL NOTE, TOO, THERE IS A PRACTICAL NATURE HERE. THESE PEOPLE ARE ON A VERY TIGHT LEASH, INDIVIDUALS WITH DEFERRED ACTION, DACA STATUS. WHEN IT COMES TO THEIR CRIMINAL RECORD, A FELONY OR SIGNIFICANT...COUPLE OF SIGNIFICANT MISDEMEANORS IS ENOUGH TO GET YOU DEPORTED. I MEAN, THAT'S THE FACTS OF DACA. AND AN APPLICANT WHO MAKES A FALSE STATEMENT ON VOTER REGISTRATION ACCORDING TO THE SECRETARY OF STATE IS GUILTY OF A CLASS IV FELONY, AND UP TO FIVE YEARS IMPRISONMENT AND A \$10,000 FINE. SO JUST PRACTICALLY SPEAKING, IS SOMEONE GOING TO RISK... [LB623]

SENATOR SCHEER: ONE MINUTE. [LB623]

SENATOR NORDQUIST: ...NOT JUST RISK THE FINE AND THE PENALTY, RISK THEIR ABILITY TO STAY IN THIS COUNTRY TO BE ABLE TO CAST ONE VOTE? IT'S THE SAME LOGIC WE TALKED ABOUT ON VOTER ID. IS SOMEBODY GOING TO RISK THE FIVE YEARS IN JAIL AND \$10,000 PENALTY TO CAST ONE VOTE IN ONE ELECTION? THE SAME IS GOING TO BE TRUE BUT THE PENALTY WOULD BE EVEN GREATER FOR SOMEONE WITH DEFERRED ACTION. SO PRACTICALLY SPEAKING, IT'S NOT AN ISSUE. TECHNICALLY SPEAKING, IF THIS IS A GENUINE CONCERN, THEN WE HAVE THOUSANDS OF OTHER PEOPLE WHO HAVE IDENTIFICATIONS WHO THE SAME VOTING ISSUE COULD ARISE FOR, AND THAT SHOULD BE TAKEN CARE OF AND LOOKED AT BY THE GOVERNMENT COMMITTEE IF THERE ARE MEMBERS OF THIS LEGISLATURE WHO HAVE THAT GENUINE CONCERN. THANK YOU, MR. PRESIDENT. [LB623]

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SENATOR SCHEER: THANK YOU, SENATOR NORDQUIST. THOSE IN THE QUEUE WAITING TO SPEAK, SENATOR KINTNER, BRASCH, GLOOR, MORFELD, AND OTHERS. SENATOR KINTNER, YOU'RE RECOGNIZED. [LB623]

SENATOR KINTNER: THANK YOU, MR. PRESIDENT. YOU KNOW, WE'RE GOING TO BE HERE FOR A WHILE TODAY, SO I WANT TO TAKE A MOMENT TO TALK ABOUT ONE "DOC" RODGERS WHO DIED LAST NIGHT. NOW PEOPLE IN NEBRASKA PROBABLY DON'T KNOW WHO "DOC" RODGERS IS. BASEBALL WORLD THROUGHOUT THE COUNTRY DOES KNOW WHO "DOC" RODGERS IS. "DOC" RODGERS WAS THE ASSISTANT GENERAL MANAGER OF THE CINCINNATI REDS IN THE NINETIES. HE WAS AN AFRICAN-AMERICAN, THE HIGHEST RANKING AFRICAN-AMERICAN IN THE CINCINNATI REDS ORGANIZATION. HE WAS A MINOR LEAGUE PITCHING COACH AND BEFORE THAT A MINOR LEAGUE PLAYER, PLAYED AT UNIVERSITY OF OKLAHOMA. HE DIED LAST NIGHT OF LUNG CANCER. NEVER SMOKED. NEVER WENT TO BARS. REALLY WAS CLEAN...CLEAN LIVING WAS KIND OF HIS MOTTO. HE WAS A GOOD FAMILY GUY. AND IN 2007, HE WAS MY PITCHING COACH WHEN I WAS A HIGH SCHOOL BASEBALL COACH. I SAW HIM AT A BASEBALL EVENT AND ASKED HIM WHAT HE WAS DOING. HE SAID HE WAS SELLING REAL ESTATE. AND I GOT ON MY KNEES AND BEGGED HIM TO COME HELP COACH MY TEAM. AND NOT ONLY DID HE COACH THE PITCHERS, BUT HIS KNOWLEDGE OF BASEBALL, HE COACHED ALL OF US COACHES. AND HE MADE US ALL BETTER BASEBALL COACHES. THE PLAYERS WERE BETTER BASEBALL PLAYERS, AND ALL OF US WERE BETTER HUMAN BEINGS BECAUSE OF BEING AROUND DARRELL "DOC" RODGERS WHO DIED LAST NIGHT AT THE AGE OF 52. HE ALSO FOR THE LAST SIX YEARS, I BELIEVE IT WAS, HOSTED THE EXTRA INNINGS SHOW IN THE CINCINNATI REDS RADIO NETWORK WHERE I WOULD BE DRIVING IN MY CAR IN NEBRASKA AND AT NIGHT YOU COULD GET 700 WOW ON THE RADIO, THE RED'S FLAGSHIP STATION. I COULD HEAR HIM TALKING ABOUT THE GAME, THE PLAYS AND THE HIGHLIGHTS AND LOW LIGHTS, AND ALWAYS FELT LIKE EVEN THOUGH I HADN'T TALKED TO HIM IN FIVE YEARS, SIX YEARS MAYBE, I ALWAYS FELT LIKE HE WAS WITH ME AS I LISTENED TO HIM ON THE RADIO. I THINK IT WAS JUST TRAGIC THAT WE LOST A GOOD BASEBALL MAN, A GOOD HUMAN BEING, AND A GOOD FATHER. SO I JUST WANTED TO RECOGNIZE DARRELL "DOC" RODGERS TODAY ON THE FLOOR SINCE WE'VE GOT PLENTY OF TIME HERE ANYWAY. AND NOW I WANT TO GET ONTO THE BILL. THANK YOU FOR INDULGING ME ON THAT, COLLEAGUES. WELL, WE'VE HEARD A FEW THINGS THROWN UP HERE. FIRST OF ALL, I THINK THIS IS A HUGE DAY FOR LIBERALS, A BIG DAY. YOU KNOW, THE PROGRESSIVES HAVE ATTEMPTED TO TAKE OUR STATE AND MAKE IT LIKE CALIFORNIA, MAKE IT LIKE NEW YORK, MAKE IT LIKE ALL THE PROGRESSIVE LEFTIST STATES. AND SOFT ON IMMIGRATION, DRIVER'S

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LICENSE FOR ILLEGALS, GAY RIGHTS, OF COURSE MEDICAID EXPANSION WAS A FEW WEEKS AGO. THESE ARE ALL OF THE THINGS THAT THEY SEEK TO DO TO OUR STATE, TO MAKE US LIKE THE LIBERAL STATES, THE BLUE STATES LIKE CALIFORNIA. AND, OF COURSE, WE DIDN'T BECOME A GRAY STATE. WE DIDN'T BECOME WHO WE WERE BEING LIKE CALIFORNIA. WE'RE A SIGNIFICANTLY BETTER STATE. WE STILL HAVE NEBRASKA VALUES HERE, ALTHOUGH THEY'RE BEING ERODED. SO I THINK THIS IS A BIG DAY FOR PROGRESSIVES AND PEOPLE THAT WANT TO CHANGE OUR STATE. THE PRESIDENT WANTS TO REFORM AMERICA. PROGRESSIVES HERE IN OUR STATE WANT TO REFORM OUR STATE. AND I DON'T WANT TO REFORM OUR STATE. I DON'T WANT TO REFORM AMERICA. I WANT TO RESTORE AMERICA AND I WANT TO RESTORE OUR STATE. AS WE'VE TALKED ABOUT THIS, I GOT THAT SENATOR NORDQUIST WAS READING OFF... [LB623]

SENATOR SCHEER: ONE MINUTE. [LB623]

SENATOR KINTNER: ...EVERYONE WHO LIKED THIS BILL. I GOT IT. EVERY LIBERAL LOVES THIS BILL. I TOTALLY GET THAT. NO PROBLEM. YOU DON'T HAVE TO CONVINCE ME OF THAT. I CAN LOOK AT THE VOTES AND I CAN HEAR THE PEOPLE AND I CAN READ MY E-MAILS. BUT THAT DOESN'T MEAN IT'S GOOD FOR THE STATE. THAT DOESN'T MEAN THE PEOPLE OF OUR STATE ACTUALLY WANT THIS. HERE WE HAVE A PROBLEM, WE HAVE INNOCENT PEOPLE, YOUNG PEOPLE SUFFERING FROM THE POLICIES OF OUR FEDERAL GOVERNMENT. AND WE'RE GOING TO TALK A LITTLE MORE ABOUT REALLY WHAT NEEDS TO BE DONE, AND WE'RE NOT UNSYMPATHETIC TO YOUNG PEOPLE THAT ARE CAUGHT IN THE MIDDLE. BUT I'M NOT SURE OUR LITTLE STATE HERE IS GOING TO FIX THE PROBLEM RIGHT HERE RIGHT NOW. IT NEEDS A LITTLE HELP FROM WASHINGTON, D.C. THANK YOU, MR. PRESIDENT. [LB623]

PRESIDENT FOLEY PRESIDING

PRESIDENT FOLEY: THANK YOU, SENATOR KINTNER. SENATOR BRASCH, YOU'RE RECOGNIZED. [LB623]

SENATOR BRASCH: THANK YOU, MR. PRESIDENT, AND GOOD AFTERNOON ONCE AGAIN, COLLEAGUES. I DO FEEL I NEED TO RESPOND TO SENATOR GROENE'S COMMENT THAT WE'RE TALKING ABOUT VISITORS. I DO NOT BELIEVE THAT THESE INDIVIDUALS ARE TOURISTS, THAT THEY'RE HERE FOR...PASSING THROUGH, TEMPORARY. THESE ARE INDIVIDUALS WHO, I BELIEVE, ARE ILLEGAL

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IMMIGRANTS. THEY ARE CHILDREN OF ILLEGAL IMMIGRANTS. I WANT TO BE VERY CLEAR ON THAT. AND WE ARE TALKING ABOUT AN EXCEPTION TO A POPULATION IN OUR IMMIGRATION POLICY. AND THIS IS A SOMEWHAT CLOSED CLASS BECAUSE THE DACA PROGRAM SAID THAT THEY MUST HAVE ENTERED THE U.S. ON OR BEFORE JUNE 15, 2007, AND THEY MUST HAVE BEEN 15 YEARS OR YOUNGER AT THAT TIME TO QUALIFY. HOWEVER, THEY MUST ALSO BE 15 YEARS OLD OR OLDER AT THE TIME OF THE APPLICATION TO QUALIFY. THEREFORE, WE ARE BELIEVING THAT DACA IS AND WILL BE CONTINUED UNTIL THE YOUNG CHILDREN WHO ENTERED BEFORE JUNE 15, 2007, WHO ARE JUST NOW TURNING 15, THEY WILL ALSO QUALIFY OVER THE NEXT SEVERAL...NEXT FEW YEARS. SO WE HAVE A POPULATION THAT IS A GROWING POPULATION BY THIS LAW THAT WE HAVE ADOPTED. HOWEVER, THERE'S A PROBLEM THERE, TOO. AND THIS IS WHERE IT'S DIFFICULT...YOU KNOW, WE HAVE CREATED A CRISIS. WE ARE A COUNTRY OF IMMIGRANTS, LEGAL IMMIGRANTS, AND LEGAL IMMIGRATION. WE HAVE A SYSTEM FOR TOURISTS. WE HAVE A SYSTEM FOR VISITORS. AND WE ARE A NATION OF IMMIGRANTS AND WILL CONTINUE TO BE SO. BUT, I ALSO BELIEVE THAT WE ARE A NATION OF LAW AND SHOULD CONTINUE ON A LAWFUL BASIS. THERE ARE THOUSANDS UPON THOUSANDS OF INDIVIDUALS WANTING TO IMMIGRATE INTO OUR COUNTRY LAWFULLY, FOLLOWING PROCEDURES, FOLLOWING THE LAWS. THEY HAVE DONE THIS FOR GENERATIONS, AND THEY CONTINUE TO DO SO. THE LINE IS LONG. THE WAIT IS LONG, BUT THESE ARE INDIVIDUALS WHO DO NOT WANT TO BREAK THE LAW. WE SHOULD RESPECT THAT. THE QUESTION HERE TODAY, COLLEAGUES, IS, ARE WE GOING TO BYPASS THE LEGAL SYSTEM AS WE KNOW IT? THERE'S A VERY INTERESTING ARTICLE WRITTEN IN THE PUBLICATION OF THE HILLSDALE COLLEGE CALLED PRACTICAL THOUGHTS ON IMMIGRATION. AND THE PERSON WHO WROTE IT IS HEATHER MAC DONALD AND SHE HAS GREAT CREDENTIALS FROM...JURIS DOCTORATE FROM STANFORD LAW SCHOOL. SHE WRITES SEVERAL NEWSPAPER ARTICLES, JOURNALS, INCLUDING THE WALL STREET JOURNAL, THE NEW YORK TIMES, THE NEW CRITERION PUBLIC INTEREST, A LONG LIST. BUT FROM HER ARTICLE, SHE SAID THE LESSON LEARNED FROM THE LAST 20 YEARS OF IMMIGRATION POLICY IS THAT LAWLESSNESS BREEDS MORE LAWLESSNESS. ONCE A PEOPLE OR A GOVERNMENT DECIDES TO NORMALIZE ONE FORM OF LAWBREAKING, OTHER FORMS OF LAWLESSNESS WILL FOLLOW... [LB623]

PRESIDENT FOLEY: ONE MINUTE. [LB623]

SENATOR BRASCH: ...UNTIL FINALLY, THE RULE OF LAW ITSELF IS PROFOUND IN JEOPARDY. THANK YOU, MR. PRESIDENT. WE NEED TO LOOK AT WHAT WE ARE DOING HERE FOR THOSE WHO CAME HERE LEGALLY, GENERATIONS OF THOSE

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WHO ARE YET TO FOLLOW. AS I SAID, I CANNOT VOTE GREEN. I HESITATE VOTING RED SIMPLY BECAUSE WE HAVE CREATED AN IMMIGRATION CRISIS. THANK YOU, MR. PRESIDENT AND THANK YOU, COLLEAGUES. [LB623]

PRESIDENT FOLEY: THANK YOU, SENATOR BRASCH. SENATOR GLOOR, YOU'RE RECOGNIZED. [LB623]

SENATOR GLOOR: THANK YOU, MR. PRESIDENT. GOOD AFTERNOON, MEMBERS. I RISE AS A COSIGNER OF LB623 AND AM SUPPORTIVE OF THE AMENDMENT. I'D PREFER THAT IF WE WERE GOING TO BE NUMBER ONE, IT BE IN FOOTBALL OR VOLLEYBALL OR BASEBALL OR ANY OF THOSE THINGS WE CAN RALLY AROUND, AS OPPOSED TO BEING NUMBER ONE AS IN THE LAST STATE TO MAKE THIS COMMONSENSE MOVE. BUT I'M ALSO A REALIST AND UNDERSTAND THIS IS AN ISSUE OF PRINCIPLE TO A NUMBER OF PEOPLE, NOT OF REALITY. HERE'S MY PRINCIPLE. I HAVE...I'M ONE OF THE SENATORS THAT HASN'T BEEN SUPPORTIVE OF IN-STATE TUITION FOR SOME, NOT ALL OF THE SAME INDIVIDUALS WE'RE TALKING ABOUT HERE, FOR MANY OF THE REASONS THAT HAVE BEEN ESPOUSED BY OTHERS WHO HAVE SPOKEN BEFORE ME, MOST RECENTLY, SENATOR BRASCH. I GET IT. I UNDERSTAND. BUT HERE IS THE REALITY AND HERE IS MY REALITY. I COME FROM A COMMUNITY, MUCH LIKE SENATOR STINNER, WHERE AT LEAST AT MY LOCAL HIGH SCHOOL OVER 40 PERCENT OF THE STUDENTS RETURN HOME TO NON-ENGLISH SPEAKING FAMILIES. SO I HAVE A LOT OF DACA YOUTH AND THOSE DACA YOUTH AREN'T TO BE HELD BACK BY ANYTHING. AND THAT INCLUDES HOPPING IN CARS, DRIVING OVER TO THE UNIVERSITY OF NEBRASKA-KEARNEY, AS AN EXAMPLE, TO ATTEND CLASSES, TO PURSUE THEIR DREAM. THEY'RE GOING TO BE OUR EMPLOYEES IN THE FUTURE, WHETHER WE APPROVE THIS OR NOT. SOME OF THEM ARE GOING TO BE OUR BOSSES IN THE FUTURE, BECAUSE THEY'RE THAT DRIVEN AND THAT'S WHAT THEY WANT TO DO. AND IF WE'RE LUCKY, THEY WILL BE, BECAUSE WHAT CONCERNS ME ISN'T JUST THE IMPEDIMENT WE'RE THROWING UP HERE. IT ALSO CONCERNS ME THE MESSAGE WE'RE SENDING THESE POTENTIAL FUTURE NEBRASKANS, POTENTIAL FUTURE EMPLOYERS AND EMPLOYEES, THAT THIS STATE DOESN'T WELCOME THEM AND THIS STATE CONSIDERS THEM NOT WORTHY IN A SENSE THAT EVERY OTHER STATE IN THE UNION DOES. I WORRY ABOUT THAT A LOT. I THINK THE YOUNG INDIVIDUALS THAT I HAVE MET WHO FALL UNDER THIS CATEGORY HAVE THE RIGHT ATTITUDE, ARE THE KIND OF INDIVIDUAL WE WOULD LIKE TO HAVE STAY IN THIS STATE. MANY OF THEM I KNOW ARE PURSUING AND WILL CONTINUE TO PURSUE CITIZENSHIP THE RIGHT WAY AS WE WANT THEM TO. BUT FOR THE TIME BEING, THERE IS THIS SMALL IMPEDIMENT, ONE THAT FORCES THEM INTO A LEVEL OF ADDITIONAL

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ILLEGALITY. IT ISN'T GOOD FOR US, AS WELL AS NOT BEING GOOD FOR THEM. THIS IS A COMMONSENSE BILL, SO COMMON SENSE THAT AGAIN EVERY STATE IN THE UNION HAS MOVED DOWN THIS PATH. I'M NOT SWINGING ANY VOTES ON THIS. I DON'T THINK ANY OF THE SPEECHES TODAY ARE INTENDED TO DO THAT. JUST TO SET OUT A NOTE AS TO WHY WE FEEL THE WAY WE DO, WHY WE'LL TAKE THE VOTE THAT WE PLAN TO TAKE ON THESE BILLS SO FAR. IT'S BEEN A STRAIGHT-UP GOOD DISCUSSION, ONE OF PRINCIPLE AND ONE WHY WE FEEL THE WAY WE DO. AND THAT'S FINE, BUT WHEN THE DUST SETTLES ON THIS, I HOPE THERE ARE ENOUGH GREENS SO THAT WE CAN PUT THIS SMALL ISSUE BEHIND US AND TAKE A STEP TOWARDS ASSIMILATING A POPULATION THAT IS BOUND TO BE WITH US IN THIS COUNTRY. I HOPE THIS POPULATION IS HERE IN THE STATE OF NEBRASKA AND DOESN'T LEAVE AND GO ELSEWHERE BECAUSE THEY FEEL SO UNWELCOMED BY THE STAND WE HAVE TAKEN SO FAR ON THIS. THANK YOU, MR. PRESIDENT. [LB623]

PRESIDENT FOLEY: THANK YOU, SENATOR GLOOR. SENATOR MORFELD, YOU'RE RECOGNIZED. [LB623]

SENATOR MORFELD: THANK YOU, MR. PRESIDENT. AND, COLLEAGUES, I RISE IN SUPPORT OF SENATOR NORDQUIST'S AMENDMENT AND THE UNDERLYING BILL AND AM ALSO A COSPONSOR. AS AN ATTORNEY, I WANTED TO MAKE A FEW POINTS ABOUT THE EQUAL PROTECTION CLAUSE AND THE CONSEQUENCES OF NOT HAVING THIS LAW ON THE BOOKS IN PARTICULAR. BUT BEFORE I DO THAT, I WANT TO TELL YOU WHY I DECIDED TO COSPONSOR THIS BILL AND SUPPORT IT. FIRST, REGARDLESS OF HOW WE FEEL ABOUT HOW THESE YOUTHS' PARENTS CAME HERE AND THE CIRCUMSTANCES IN WHICH THEY CAME HERE, WHETHER CREATED BY INACTION ON CONGRESS' END OR SIMPLY CREATED BY SOMEBODY BREAKING THE LAW, I DO NOT BELIEVE THAT WE SHOULD BE PUNISHING CHILDREN FOR THE SUPPOSED SINS OF THEIR MOTHERS AND FATHERS. I THINK THAT FUNDAMENTAL FAIRNESS DICTATES THAT PEOPLE, AND PARTICULARLY YOUNG PEOPLE WHO HAD NO CHOICE OR OPPORTUNITY, SHOULD BE GIVEN THE OPPORTUNITY TO BE SUCCESSFUL HERE. AND THAT'S WHY I COSPONSORED LB623 AND SUPPORT IT. IN ADDITION, THE EQUAL PROTECTION CLAUSE OF THE CONSTITUTION, WHICH IS IN THE 14th AMENDMENT OF OUR UNITED STATES CONSTITUTION, AND WE HAVE A SIMILAR AMENDMENT ACTUALLY IN OUR OWN CONSTITUTION, IT PROHIBITS STATES FROM DENYING ANY PERSON WITHIN ITS JURISDICTION--AND IT'S IMPORTANT--WITHIN ITS JURISDICTION AND ANY PERSON, NOT JUST CITIZENS OF THIS COUNTRY. SO, ANY PERSON WITHIN THE JURISDICTION OF THE UNITED STATES CANNOT BE DENIED EQUAL PROTECTION UNDER THE LAW. AND IN PARTICULAR, INDIVIDUALS THAT ARE SIMILARLY

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SITUATED TO OTHER INDIVIDUALS WHO ARE RECEIVING THOSE PROTECTIONS. SO THE DACA RECIPIENTS ARE A SUBSET OR A CLASS OF DEFERRED ACTION INDIVIDUALS. AND BECAUSE OTHER DEFERRED ACTION INDIVIDUALS RECEIVE IDENTIFICATION SUCH AS, I BELIEVE, SOME INDIVIDUALS UNDER THE VIOLENCE AGAINST WOMEN ACT AND CERTAIN VICTIMS OF HUMAN TRAFFICKING, EVEN THOUGH THEY ARE NOT CITIZENS, THEY WOULD STILL BE DEFERRED ACTION AND THEY WOULD RECEIVE THESE TYPES OF IDENTIFICATION. NOW, DACA RECIPIENTS ARE ALSO DEFERRED ACTION RECIPIENTS AND BY NOT ALLOWING THEM TO RECEIVE THE SAME TYPE OF PROTECTION AND BENEFITS AS THESE OTHER DEFERRED ACTIONS INDIVIDUALS, WE ARE DENYING THEM EQUAL PROTECTION UNDER THE LAW. AND THIS IS NOT A FOREIGN CONCEPT. MANY LEGAL SCHOLARS HAVE COME OUT AND SAID THAT THIS IS AN EQUAL PROTECTION VIOLATION THAT, IF BROUGHT TO THE FEDERAL COURTS, COULD LIKELY CAUSE A LOT OF LITIGATION AND ISSUES FOR THE STATE OF NEBRASKA. SO WE NEED TO BE PROACTIVE ABOUT THIS AND ENSURE THAT WE ARE LOOKING AT THE RIGHTS OF ALL INDIVIDUALS AND THAT WE UPHOLD NOT ONLY THE PARTS OF THE CONSTITUTION THAT WE LIKE, BUT THE PARTS OF THE CONSTITUTION THAT ARE SOMETIMES MAYBE CONTROVERSIAL, BUT STILL THERE NONETHELESS. I ASK THAT YOU ALL SUPPORT LB623 REGARDLESS OF HOW YOU FEEL WHO IS RESPONSIBLE, WHETHER IT'S U.S. CONGRESS OR THE INDIVIDUALS THAT CAME HERE AND BROUGHT THEIR CHILDREN HERE. AND I JUST DON'T BELIEVE THAT SIMPLY BECAUSE IT'S A MESS AND CONGRESS MADE A MESS MEANS THAT WE SHOULDN'T DO ANYTHING. IT'S A MESS IN CONGRESS BECAUSE PEOPLE WOULD NOT ACT IN CONGRESS. PEOPLE DID NOT HAVE THE COURAGE TO COME UP WITH SOLUTIONS. SO, I DON'T THINK THAT THAT SHOULD BE THE ARGUMENT THAT WE MAKE HERE FOR NOT DOING SOMETHING, BECAUSE THAT'S EXACTLY WHY WE'RE IN THE MESS THAT WE'RE IN TODAY IS BECAUSE PEOPLE IN CONGRESS COULDN'T DO THEIR JOB, IN MY OPINION. AND SO, I ASK THAT YOU SUPPORT LB623 AND SENATOR NORDQUIST'S AMENDMENT. [LB623]

PRESIDENT FOLEY: ONE MINUTE. [LB623]

SENATOR MORFELD: THANK YOU, MR. PRESIDENT. [LB623]

PRESIDENT FOLEY: THANK YOU, SENATOR MORFELD. SENATOR MURANTE, YOU'RE RECOGNIZED. I DON'T SEE HIM ON THE FLOOR AT THE MOMENT. WE'LL MOVE TO SENATOR KEN HAAR. [LB623]

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SENATOR HAAR: MR. PRESIDENT AND MEMBERS OF THE BODY, AT ANOTHER TIME AT THE MIKE, MY NEXT TIME AT THE MIKE, I'D LIKE TO ENGAGE SENATOR BILL KINTNER ON NEBRASKA'S SLIPPERY SLOPE TOWARDS BEING A LIBERAL STATE. BUT I'D LIKE TO GIVE THE REST OF THIS TIME PERIOD TO MY FRIEND, SENATOR KRIST. [LB623]

PRESIDENT FOLEY: SENATOR KRIST, 4 MINUTES AND 45 SECONDS. [LB623]

SENATOR KRIST: THANK YOU, MR. PRESIDENT. GOOD AFTERNOON, COLLEAGUES. AND THANK YOU SO MUCH, SENATOR HAAR, VERY GRACIOUS OF YOU TO ALLOW ME. I RISE AS A SUPPORTER OF LB623. I BELIEVE THAT THERE ARE REASONS WHY WE SHOULD SUPPORT THESE YOUNG FOLKS WHO ARE HERE, WHO HAVE BEEN EDUCATED IN OUR COMMON SCHOOLS. YOU'VE CHOSEN, AS PART OF YOUR OATH, TO MAKE SURE THAT THESE FOLKS WERE EDUCATED IN THE COMMON SCHOOLS OF NEBRASKA. THAT WAS YOUR OBLIGATION. THAT'S THE OATH YOU TOOK. AND NOW THAT THEY'RE READY TO STEP OUT AND EARN A LIVING AND PAY TAXES, AND SOME OF THEM WITH SOCIAL SECURITY CARDS, MOST OF THEM PAYING TAXES, WE'VE DECIDED TO DENY THEM THE PRIVILEGE OF DRIVING. I DON'T KNOW WHETHER IT'S BECAUSE IT WAS PRESIDENT OBAMA'S EXECUTIVE ORDER THAT CAUSES YOU THE PAIN. I WOULD ASK YOU TO LOOK VERY STRONGLY AT SUPPORTING LB623. I THINK THERE'S 28 NAMES ON THERE, STATE SENATORS ALL, VOTERS ALL IN THIS BODY THAT HAVE THE POWER TO MAKE THAT HAPPEN. THIS REMINDS ME, THOUGH, AND I WILL FLIP-FLOP BACK TO A TIME. THOSE OF YOU WHO ARE NEW TO THIS BODY, A COUPLE YEARS AGO, THE FEDERAL GOVERNMENT CONTACTED THE ADMINISTRATION AND THEY SAID, YOU'RE SPENDING THE WRONG COLOR MONEY ON WOMEN WHO HAVE PRENATAL NEEDS. THEY TOLD US THAT WE COULDN'T SPEND THAT MONEY IN THE WAY THAT WE HAD BEEN DOING. AND IN THAT SAME LETTER, NOTIFICATION TO GOVERNOR HEINEMAN, THEY SAID, THIS IS HOW YOU CAN FIX THAT PROBLEM, THIS IS HOW YOU CAN SUPPORT PEOPLE, YOUNG WOMEN, IN THEIR PRENATAL NEEDS. AND I WILL ADD, AND I THINK SENATOR CAMPBELL CAN BACK ME UP, A GREATER PERCENTAGE OF THOSE YOUNG FOLKS WERE LEGAL WOMEN WHO WERE IMPOVERISHED, WHO NEEDED OR COULD NOT AFFORD IT THEMSELVES, OR QUALIFIED, THAT WERE LEGAL CITIZENS OF NEBRASKA THAT WERE ALSO AFFECTED BY THAT DECISION. BUT THE GOVERNOR MADE A HUGE POINT OF SAYING, THOSE PEOPLE WHO ARE HERE ILLEGALLY WILL NOT GET OUR TAX DOLLARS. WELL, IT TOOK US A FEW YEARS, BUT WE MADE SURE THAT THOSE PRENATAL NEEDS WERE BEING MET OUT OF THE RIGHT POT OF MONEY AND THE FEDERAL GOVERNMENT GAVE US THE KEY IN ORDER TO DO THAT. ONCE AGAIN, I FIND MYSELF STANDING ON THIS FLOOR AS A RESULT OF AN

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ACTION BY GOVERNOR HEINEMAN. AND I WANT YOU TO LISTEN TO SOMETHING VERY CAREFULLY. THE CURRENT PROCESS THAT'S IN PLACE THAT DMV HAS WOULD ALLOW THEM TO PROCESS DACA MEMBERS AND GIVE THEM A DRIVER'S LICENSE. THEY WERE READY TO SEND THAT INFORMATION TO THE FEDERAL GOVERNMENT, GET CONFIRMATION OF STATUS, AND BE ABLE TO GIVE THEM A DRIVER'S LICENSE BECAUSE THEY QUALIFY. THIS COMES STRAIGHT FROM DMV. I'M NOT MAKING THIS UP. [LB623]

PRESIDENT FOLEY: ONE MINUTE. [LB623]

SENATOR KRIST: THANK YOU. BUT GOVERNOR HEINEMAN SAID, NOPE. SO THE PEOPLE OF NEBRASKA, THE FOLKS WHO WORK FOR GOVERNOR HEINEMAN, THE FOLKS THAT WERE IN DMV REPROGRAMMED THEIR COMPUTERS SO THAT THEY DID NOT, THEY COULD NOT, THEY WOULD NOT BE ABLE TO DO THIS. MY HOPE IS THAT 28 NAMES ON THAT LIST BECOME 33 AND THAT WE HAVE THE RESOLVE TO MAKE SURE THAT THOSE PEOPLE WHO QUALIFY IN THIS DEFERRED STATUS ARE ABLE TO DRIVE LEGALLY, BECAUSE IT MEANS THEY HAVE TO HAVE INSURANCE. IT MEANS THAT SAFETY HAS INCREASED. IT MEANS THAT THEY'RE OUT MAKING MONEY, THEY'RE PAYING TAXES, AND THEY'RE PART OF A PRODUCTIVE SOCIETY. THANK YOU, COLLEAGUES AND THANK YOU AGAIN, SENATOR HAAR. [LB623]

PRESIDENT FOLEY: THANK YOU, SENATOR KRIST. SENATOR McCOLLISTER, YOU'RE RECOGNIZED. [LB623]

SENATOR McCOLLISTER: WELL, THANK YOU, MR. PRESIDENT. AND ONCE AGAIN, GOOD AFTERNOON, COLLEAGUES. WHAT AN EPIC JOURNEY THIS HAS BEEN FOR US, OR AT LEAST FOR ME. I WAS PRIVILEGED TO BE ABLE TO INITIATE THIS BILL AS MY PRIORITY BILL AND I GOT AN OPPORTUNITY TO WORK WITH A GREAT MANY PEOPLE THAT I'D LIKE TO SAY A WORD OF THANKS TO: LYNN REX FROM THE LEAGUE OF NEBRASKA MUNICIPALITY; NEBRASKA APPLE SEED; THE NEBRASKA RESTAURANT ASSOCIATION; AND, OF COURSE, THE CATTLEMEN; AND THE CHAMBERS OF COMMERCE. THREE CHAMBERS OF COMMERCE ARE SUPPORTING THIS BILL: THE OMAHA, LINCOLN, AND THE STATE CHAMBERS OF COMMERCE, SO HARDLY THE LIBERAL GROUPS THAT SENATOR KINTNER WOULD INDICATE. NOW, THIS IS A GOOD BILL. THIS IS A GOOD CONSERVATIVE BILL. WE WANT THESE FOLKS TO BE ABLE TO DRIVE AND PAY TAXES, ATTEND CHURCH, AND GO TO DOCTORS' APPOINTMENTS. THIS IS THE KIND OF THING THAT I THINK MAKES FOR GOOD CITIZENSHIP AND WILL ULTIMATELY PROVIDE EXTRA PUBLIC SAFETY. SO, I'M GRATEFUL TO HAVE PRIORITIZED THIS BILL AND FOR THE HELP

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FROM SENATOR NORDQUIST. AND I ENCOURAGE YOUR GREEN VOTES ON THE AMENDMENTS AND LB623. THANK YOU, MR. PRESIDENT. [LB623]

PRESIDENT FOLEY: THANK YOU, SENATOR McCOLLISTER. (VISITORS INTRODUCED.) SENATOR BRASCH, YOU'RE RECOGNIZED. [LB623]

SENATOR BRASCH: THANK YOU, MR. PRESIDENT AND COLLEAGUES. I WANT TO CONTINUE ON SOME FACTS THAT HAVE BEEN PUBLISHED AND SO THAT THERE IS NO QUESTION HERE THAT THE FACT IS THAT KIDS ARE GOING TO CONTINUE TO AGE IN, IN DACA UNTIL JUNE 14, 2022, AND THAT WILL BE 15 YEARS AFTER THE LAST POSSIBLE ENTRY DATE. SO THIS IS A LARGE POPULATION OF CHILDREN. AND I WOULD AGREE, YOU DO NOT PUNISH CHILDREN FOR THEIR PARENTS' ACTION, BUT I WANT TO REMIND EVERYONE THAT THERE ARE CHILDREN WE ARE PUNISHING WHO ARE TRYING TO COME HERE LEGALLY WITH THEIR PARENTS LEGALLY. THEY'RE WAITING IN LINE. THEY'RE WAITING IN LINE TO GET A GOOD NEBRASKA EDUCATION LEGALLY. THEY'RE WAITING IN LONG LINES TO ENJOY OUR PROTECTION, OUR QUALITY OF LIFE, THE GOOD LIFE LEGALLY. DO WE JUST IGNORE THE IMMIGRATION POLICY? DO WE SAY IF YOU HAVE CHILDREN, THERE IS NO IMMIGRATION LAW, JUST BRING YOUR KIDS, COME ON IN, 18 YEARS AND UNDER? WHAT IS A MINOR? SHOULD WE BE WRITING A LAW HERE TODAY THAT SAID ANYONE CAN IMMIGRATE INTO THIS COUNTRY LAWLESSLY, BECAUSE WE HAVE THE LOWEST UNEMPLOYMENT IN THE COUNTRY, SO OUR LAWS ARE NO LONGER EFFECTIVE? I AGREE, SOMETHING NEEDS TO BE DONE, BUT WE NEED TO NOT SET A STANDARD FOR IMMIGRATION THAT CRUMBLES THE FOUNDATION THAT THIS COUNTRY WAS BUILT ON. I SAID IT EARLIER, WE ARE A COUNTRY OF IMMIGRANTS AND WILL CONTINUE TO BE A COUNTRY OF IMMIGRANTS. WE'RE NOT A COUNTRY OF VISITORS. WE'RE NOT IN A COUNTRY OF TOURISTS. WE ARE INDIVIDUALS WITH A LOT OF SWEAT EQUITY, INVESTMENT IN MAKING THIS THE BEST COUNTRY EVER. THE AMERICAN DREAM. WE ALL HAVE HEARD OF IT. WE WANT OUR CHILDREN TO HAVE A LIFE BETTER THAN WE FOUND IT. THIS IS HOW WE WERE BUILT, REGARDLESS OF WHAT NATIONALITY YOU ARE, HOW MANY GENERATIONS YOU ARE REMOVED FROM THAT PERSON WHO CAME HERE. AND AGAIN, I SPEAK FIRSHTHAND. I WAS THE BABY BORN IN AMERICA, THE FIRST ONE FOR MY FAMILY. AND WHAT A JOY IT WAS FOR MY FOLKS AND MANY, MANY OTHER IMMIGRANTS TO BE ABLE TO HAVE THE EDUCATION, THE OPPORTUNITY TO MAKE A LIVING, TO HAVE PRIVATE OWNERSHIP. OTHER COUNTRIES, THEY DON'T ALLOW OWNERSHIP, IT'S THE GOVERNMENT OWNS EVERYTHING. THE GOVERNMENT REGULATES EVERYTHING. THERE IS NO FREEDOM IN MANY OTHER COUNTRIES. SO WHY WOULDN'T THE LINE BE LONG? WE ARE A BLESSED NATION, BUT WE ARE

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CHANGING OUR STANDARD OF IMMIGRATION MOVING FORWARD AND THE POLICIES WE HAVE HERE. SO WHAT DO WE DO FOR THE LEGAL WANT-TO-BE IMMIGRANTS? I THINK WE'RE AT A CROSSROADS HERE THAT'S VERY DIFFICULT MOVING FORWARD. WHAT'S GOOD FOR THE GOOSE IS GOOD FOR THE GANDER, AS SENATOR BURKE HARR WOULD SAY. [LB623]

PRESIDENT FOLEY: ONE MINUTE. [LB623]

SENATOR BRASCH: WHAT ABOUT HOMELAND SECURITY? ARE WE NO LONGER CONCERNED ABOUT OUR BORDERS? ARE WE NO LONGER CONCERNED ABOUT THOSE WHO WOULD WANT TO DO US HARM? IT'S JUST, WE'RE OPEN FOR VISITORS. COLLEAGUES, AGAIN, THINK LONG AND HARD. MANY PEOPLE HAVE JUMPED IN TO POPULAR OPINION ONCE MORE. IT'S EASY MOVING FORWARD, BUT WE'VE CREATED A CRISIS IN IMMIGRATION AND IN OUR POLICY MOVING FORWARD. THANK YOU, MR. PRESIDENT, AND THANK YOU, COLLEAGUES. THIS IS MY FINAL TIME TO SPEAK. [LB623]

PRESIDENT FOLEY: THANK YOU, SENATOR BRASCH. SENATOR PANSING BROOKS, YOU'RE RECOGNIZED. [LB623]

SENATOR PANSING BROOKS: THANK YOU, MR. LIEUTENANT GOVERNOR. I STAND IN SUPPORT OF LB623 AND THE UNDERLYING AMENDMENTS. I JUST WANTED TO QUICKLY SAY THAT I AGREE WITH A NUMBER OF THE COMMENTS BY SENATOR WILLIAMS AND SENATOR STINNER WHO BOTH TALKED ABOUT THE FACT THAT WE HAVE...WE SHOULDN'T PENALIZE SOMEBODY FOR SOMETHING THAT THEY HAD NOTHING TO DO WITH. WE SPENT A LOT OF MONEY TRYING TO RAISE THEM AND EDUCATE THE DREAMERS AND HELP THEM. AND THEN WE HAVE THE PROBLEM, BECAUSE THEY LEAVE BECAUSE WE DON'T PROVIDE OPPORTUNITIES. AND IT'S JUST NOT GOOD ECONOMIC SENSE THAT THIS IS GOING ON. SOMEBODY POINTED OUT, WELL--TO ME EARLIER--WELL, YOU KNOW, WE'RE A UNICAMERAL, WE'RE UNIQUE THAT WAY. THERE IS NO PROBLEM WITH BEING UNIQUE IN THIS SENSE AS WELL. AND I WOULD SAY, COLLEAGUES, THAT WHEN IT COMES TO POLICY DECISIONS REGARDING GOVERNANCE, IT'S PERFECTLY FINE TO HAVE STATES MAKE UNIQUE AND INDIVIDUAL DECISIONS. BUT WHEN IT COMES TO HUMAN RIGHTS AND NEBRASKA IS THE ONLY STATE NOT TO RECOGNIZE A HUMAN RIGHTS ISSUE, THEN THAT'S A TOTALLY DIFFERENT THING. THIS IS IMPORTANT FOR OUR ECONOMY. IT'S IMPORTANT FOR HOW WE TREAT OTHERS AND THE COMPASSION AND KINDNESS WITH WHICH WE TREAT OTHERS. DO WE HAVE SOME ISSUES ON IMMIGRATION? DEFINITELY. BUT WE

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HAVE CHILDREN AND PEOPLE HERE WHO HAVE BEEN UPSTANDING, VALUABLE MEMBERS OF OUR COMMUNITY AND WILL CONTINUE TO BE SO. AND TO ARBITRARILY CHOOSE TO DISCRIMINATE AGAINST THEM, HINDER THEIR ABILITY TO GAIN LAWFUL EMPLOYMENT, THAT JUST MAKES NO SENSE ECONOMICALLY, SOCIALLY, MORALLY. IT MAKES NO SENSE LEGALLY FOR OUR STATE. PLEASE VOTE FOR LB623 AND THE UNDERLYING AMENDMENTS AND I WILL SAY NO MORE BECAUSE I WANT THE OTHERS TO CONTINUE TALKING. THANK YOU. [LB623]

PRESIDENT FOLEY: THANK YOU, SENATOR PANSING BROOKS. SENATOR KINTNER, YOU'RE RECOGNIZED. [LB623]

SENATOR KINTNER: WELL, THANK YOU, MR. PRESIDENT. I JUST WANT TO TALK ABOUT...FIRST OF ALL, I WANT TO SAY, IT'S A SHAME, THE YOUNG PEOPLE PUT IN THIS POSITION. AND I'M GUESSING THEIR PARENTS ARE HERE ILLEGALLY, THAT MAKES THEM A CRIMINAL, NOT BY OUR ADMINISTRATION, JUST BY OUR LAWS, AND IT'S CERTAINLY NOT THEIR FAULT. THE DREAMERS THAT I'VE MET SEEM TO BE CHEERFUL, OUTSTANDING YOUNG PEOPLE THAT I THINK ADDS SOMETHING TO OUR STATE. BUT, YOU KNOW, I WANT WASHINGTON TO SOLVE THIS PROBLEM. I DON'T WANT TO MAKE IT EASIER TO LIVE WITH A LAWLESS PRESIDENT. I'M JUST NOT COMFORTABLE MAKING THINGS OKAY FOR A PRESIDENT WHO DOESN'T CARE ABOUT OUR CONSTITUTION. NOW, THERE ARE A COUPLE THINGS I HEARD TALKED ABOUT. LET'S SEE IF WE CAN GO THROUGH IT. ONE SENATOR, WHO I SERVE ON APPROPRIATIONS WITH, SAID, THESE ARE HONEST...I'M QUOTING, HONEST, HARDWORKING, CHURCHGOING PEOPLE. NOW, IF YOU SNEAK INTO OUR COUNTRY, YOU BREAK OUR LAWS, AND THEN YOU TRY TO TELL ME YOU'RE HONEST AND CHURCHGOING? NO, I'M NOT BUYING THAT. IF YOU'RE SO HONEST, YOU DON'T SNEAK INTO OUR COUNTRY AND YOU DON'T BREAK OUR LAWS AND YOU DON'T PUT YOUR KIDS INTO THIS SITUATION. WE HAVE LEGAL WAYS OF COMING INTO THIS COUNTRY. AND IF YOU ARE HONEST, THEN YOU WOULD TAKE ADVANTAGE OF THOSE LEGAL WAYS. SO, I'M NOT BUYING THE FACT THAT THEY'RE HONEST, HARDWORKING, CHURCHGOING PEOPLE. THEY MAY BE CHURCHGOING, THEY MAY BE HARDWORKING, BUT THEY'RE CERTAINLY NOT HONEST. THE OTHER THING I WOULD SAY IS, ANOTHER SENATOR...SOMEWHERE IT WAS SAID THAT, JEEZ, WE WANT...WE HAVE THESE PEOPLE DRIVE SO THEY DON'T GO ON WELFARE. WELL, IF SENATOR STINNER AND ANY OTHER SENATORS FINDS AN ILLEGAL ALIEN ON WELFARE, PLEASE REPORT IT TO MY OFFICE. WE WILL GO TO HHS AND WE'LL MAKE SURE THEY ARE NOT RECEIVING WELFARE. YOU CANNOT RECEIVE WELFARE IF YOU'RE NOT A LEGAL RESIDENT OF OUR STATE. SO IF YOU FIND ANYONE WHO IS NOT A

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LEGAL RESIDENT OF OUR STATE GETTING WELFARE OR ANY GOVERNMENT SERVICES, PLEASE CONTACT MY OFFICE AND WE'LL MAKE SURE THAT THE STATE IS NOTIFIED AND THAT WE CAN RECTIFY THAT SITUATION. I WOULD APPRECIATE THAT. THE NEXT THING IS, THAT I THINK ANOTHER SENATOR SAID, WELL, THESE PEOPLE ARE NOT GOING TO BREAK ANY LAWS WHEN THEY'RE DRIVING BECAUSE THEY WILL BE DEPORTED. REALLY? HAVE WE REALLY DEPORTED ANYONE? I MEAN, YOU PRETTY MUCH HAVE TO MURDER SOMEONE AND THEN WE SEND YOU TO JAIL BEFORE WE DEPORT YOU. THERE IS VERY FEW DEPORTATIONS GOING ON RIGHT NOW. THE WHOLE THING HAS GROUND TO AN END. WE USED TO SEE RAIDS. WE USED TO SEE ICE GOING INTO COMPANIES AND DOING RAIDS. WE SAW SOME IN OUR OWN STATE BACK A FEW YEARS AGO, YEARS AGO, FIVE, SIX YEARS AGO. DOESN'T HAPPEN ANYMORE. I DON'T THINK ANYONE HERE ILLEGALLY IS WORRIED ABOUT BEING DEPORTED. AND THEY PROBABLY DON'T HAVE TO WORRY UNTIL ABOUT JANUARY OF 2017. AND THEN THEY CAN START WORRYING ABOUT BEING DEPORTED IF WE HAVE A PRESIDENT AT THAT POINT THAT ACTUALLY UPHOLDS THE CONSTITUTION AND BELIEVES IN OUR CONSTITUTION AND BELIEVES IN THE RULE OF LAW. SO THOSE ARE SOME OF THE THINGS THAT I HEARD SAID. NOW, I DO WANT TO SAY THIS. [LB623]

PRESIDENT FOLEY: ONE MINUTE. [LB623]

SENATOR KINTNER: I MADE THE COMMENT THAT THIS IS KIND OF A LIBERAL DREAM DAY IN OUR STATE AND I KNOW THERE ARE GOOD PEOPLE ON BOTH SIDES OF THIS ISSUE IN HERE. AND I DO UNDERSTAND WHAT SENATOR NORDQUIST IS TRYING TO DO. HE'S BEEN VERY MEASURED TO HIS APPROACH. I JUST TAKE A LITTLE DIFFERENT APPROACH. AND I DON'T FAULT MY COLLEAGUES WHO WANT TO DO THE RIGHT THING AND THEY'RE TRYING TO DO THE RIGHT THING AND WE JUST SEE THIS A LITTLE BIT DIFFERENTLY. I STAND WITH OUR GOVERNOR. I STAND WITH OUR ATTORNEY GENERAL. AND I STAND WITH THE PEOPLE OF OUR STATE. THANK YOU, MR. PRESIDENT. [LB623]

PRESIDENT FOLEY: THANK YOU, SENATOR KINTNER. SENATOR GARRETT, YOU'RE RECOGNIZED. [LB623]

SENATOR GARRETT: THANK YOU, MR. LIEUTENANT GOVERNOR. COLLEAGUES, I RISE IN SUPPORT OF LB623. I WAS ON THE TRANSPORTATION AND TELECOMMUNICATIONS SUBCOMMITTEE. I HEARD THE TESTIMONY, VERY COMPELLING TESTIMONY. A LOT OF GREAT TESTIFIERS. AND I APPROACH THIS FROM A VERY PRAGMATIC POINT OF VIEW. I'M ABSOLUTELY AGHAST THAT WE

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HAVEN'T BEEN ABLE TO SHUT OUR BORDERS DOWN AND CONTROL OUR BORDERS. IT'S TERRIBLE. I JUST...I CAN'T BELIEVE THAT OUR BORDER IS SO POROUS. BUT REGARDLESS OF THAT, THESE FOLKS, A LOT OF ILLEGAL IMMIGRANTS CAME ACROSS THE BORDER. THEY BROUGHT THEIR CHILDREN WITH THEM. PRETTY GUTSY THING. PRETTY TOUGH THING, IF YOU THINK ABOUT IT. PRETTY SCARY. IMAGINE DOING THAT. IMAGINE LEAVING YOUR HOME COUNTRY AND BRINGING YOUR CHILDREN WITH YOU AND EVERYTHING. YOU HAVE TO BE PRETTY DESPERATE TO WANT TO DO SOMETHING LIKE THAT. BUT AS WAS SAID EARLIER, I DEFY YOU TO SHOW ME ANYWHERE ELSE WHERE WE PUNISH THE CHILDREN OF SOMEBODY WHO HAS VIOLATED A LAW. AND ESSENTIALLY, I SEE THAT'S WHAT WE'RE DOING HERE. AND THE FACT THAT THE CATTLEMEN'S ASSOCIATION, THE RETAILERS, THE RESTAURANT ASSOCIATION, THE CHAMBERS OF COMMERCE, THE FRATERNAL ORDER OF POLICE, ALL THESE VARIOUS ORGANIZATIONS--AND YOU'VE SEEN THE LONG LIST OF THEM--HAVE COME OUT IN SUPPORT OF LB623. YOU KNOW, THE FEDERAL GOVERNMENT HAS GIVEN THESE GUYS SOCIAL SECURITY CARDS, THEY'VE GIVEN THEM WORK PERMITS. THESE FOLKS ARE WORKING THROUGHOUT THE STATE OF NEBRASKA. AGAIN, I'M BEING VERY PRAGMATIC HERE. WE HAVE A VERY LOW UNEMPLOYMENT RATE. THEY'RE FILLING IMPORTANT POSITIONS. THEY'RE PAYING TAXES AND WE'RE THE ONE STATE THAT'S NOT GOING TO ALLOW THEM A DRIVER'S LICENSE. IT'S JUST BEYOND ME. OH, BY THE WAY, TALKING ABOUT MILITARY SERVICE. YOU KNOW, WE'VE BEEN ON AGAIN, OFF AGAIN WHETHER THEY COULD SERVE IN THE MILITARY. IN FACT, AND I'M READING FROM A DOCUMENT, GENERALLY ALL MALES, CITIZENS AND NONCITIZENS LIVING IN THE UNITED STATES WHO ARE BETWEEN THE AGES OF EIGHTEEN AND TWENTY-SIX ARE REQUIRED TO REGISTER WITH THE SELECTIVE SERVICE. UNDOCUMENTED IMMIGRANTS ARE INCLUDED ON THE LIST OF THOSE WHO MUST REGISTER WITH THE SELECTIVE SERVICE. NON-U.S. CITIZENS SUCH AS UNDOCUMENTED INDIVIDUALS, LEGAL PERMANENT RESIDENTS, ASYLUM APPLICANTS, REFUGEES, AND DACA RECIPIENTS ARE ALL REQUIRED TO REGISTER WITH THE SECRET SERVICE. AND JUST LAST WEEK, THIS INFORMATION CAME FROM THE HILL. SINCE JANUARY, THE PENTAGON HAS ENLISTED 81 ILLEGAL IMMIGRANTS WHO ARRIVED IN THE U.S. AS CHILDREN AND QUALIFIED FOR PRESIDENT OBAMA'S DEFERRED ACTION FOR CHILDHOOD ARRIVALS DACA PROGRAM, ACCORDING TO FIGURES PROVIDED BY THE ARMY ON THURSDAY. THEY CURRENTLY HAVE TO UNDERGO A VERY THOROUGH BACKGROUND CHECK AND WILL BEGIN BASIC TRAINING AS SOON AS THAT IS COMPLETE. SO THERE ARE 81 DREAMERS IN THERE. AND I TELL YOU WHAT, BEING RETIRED MILITARY, IF YOU'RE GOOD ENOUGH TO SERVE IN THE MILITARY AND DIE FOR YOUR COUNTRY, THEN BY GOD, YOU'RE GOOD ENOUGH TO GET A

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DRIVER'S LICENSE. I THINK IT'S A BIT OF A RED HERRING TO WORRY ABOUT FOLKS VOTING IMPROPERLY. WE'VE GOT RULES IN PLACE. WE HAVE SAFEGUARDS IN PLACE. WE'VE GOT LAWS IN PLACE. IF SOMEBODY ATTEMPTS TO VOTE ILLEGALLY, THE PUNISHMENTS ARE PRETTY SEVERE. I'M CONFIDENT THAT WE HAVE THE MECHANISMS IN PLACE TO DO THAT. AND, YOU KNOW, AT THE END OF THE DAY AGAIN, TRUTH, JUSTICE AND THE AMERICAN WAY, I LIVE BY THAT. AND LIFE IS HARD ENOUGH, DON'T MAKE IT HARDER FOR THESE GOOD PEOPLE. DON'T PUNISH THEM FOR THE INADEQUACIES OF OUR FEDERAL GOVERNMENT AND THE SHORTCOMINGS OF OUR FEDERAL GOVERNMENT. AND I ENCOURAGE YOU, COLLEAGUES, TO VOTE YES ON LB623. THANK YOU, MR. PRESIDENT. [LB623]

PRESIDENT FOLEY: THANK YOU, SENATOR GARRETT. SENATOR HANSEN, YOU'RE RECOGNIZED. [LB623]

SENATOR HANSEN: CALL THE QUESTION. [LB623]

PRESIDENT FOLEY: THE QUESTION HAS BEEN CALLED. DO I SEE FIVE HANDS? I DO. THE QUESTION IS, SHALL DEBATE CEASE? ALL THOSE IN FAVOR OF CEASING DEBATE VOTE AYE. THOSE OPPOSED VOTE NAY. HAVE YOU ALL VOTED WHO CARE TO? SENATOR HANSEN, FOR WHAT PURPOSE DO YOU RISE? [LB623]

SENATOR HANSEN: I'D LIKE A CALL OF THE HOUSE. [LB623]

PRESIDENT FOLEY: IT'S BEEN REQUESTED TO PLACE THE HOUSE UNDER CALL. ALL THOSE IN FAVOR OF PLACING THE HOUSE UNDER CALL VOTE AYE; THOSE OPPOSED VOTE NAY. RECORD PLEASE, MR. CLERK. [LB623]

ASSISTANT CLERK: 29 AYES, 0 NAYS TO GO UNDER CALL, MR. PRESIDENT. [LB623]

PRESIDENT FOLEY: THE HOUSE IS UNDER CALL. SENATORS, PLEASE RECORD YOUR PRESENCE. THOSE UNEXCUSED SENATORS OUTSIDE THE CHAMBER PLEASE RETURN TO THE CHAMBER AND RECORD YOUR PRESENCE. ALL UNAUTHORIZED PERSONNEL PLEASE LEAVE THE FLOOR. THE HOUSE IS UNDER CALL. SENATOR KOLOWSKI, COULD YOU CHECK IN, PLEASE? SENATOR GROENE, COULD YOU CHECK IN, PLEASE? SENATORS DAVIS AND JOHNSON, PLEASE RETURN TO THE FLOOR. THE HOUSE IS UNDER CALL. SENATOR HANSEN, WOULD

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YOU ACCEPT ROLL CALL...EXCUSE ME, CALL-IN VOTES. THANK YOU. MR. CLERK. WE'RE VOTING TO CEASE DEBATE. RECORD PLEASE, MR. CLERK. [LB623]

ASSISTANT CLERK: 26 AYES, 0 NAYS TO CEASE DEBATE, MR. PRESIDENT. [LB623]

PRESIDENT FOLEY: DEBATE NOW CEASES. SENATOR NORDQUIST, YOU'RE WELCOME TO CLOSE ON AM1590. [LB623]

SENATOR NORDQUIST: THANK YOU, MR. PRESIDENT AND MEMBERS. WORKING WITH EXPERTS IN THE FIELD AND WE DID RUN THIS BY...SHARED IT WITH THE TRANSPORTATION LEGAL COUNSEL, TRYING TO GET AS MUCH CLARITY IN THE STATUTE AS POSSIBLE. THE DACA RECIPIENTS WOULD PROVIDE THEIR UNEXPIRED EMPLOYMENT AUTHORIZATION DOCUMENT, AS ALREADY LAID OUT IN THE STATUTE, AND THEN THEY PROVIDE A SECOND DOCUMENT. WE'RE CHANGING THE LANGUAGE SO IT WILL READ, THE APPLICANT MUST ALSO PRESENT A SECOND DOCUMENT FROM SUBSECTION 1 OF THIS SECTION OR DOCUMENTATION ISSUED BY THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY, THE U.S. CITIZENSHIP AND IMMIGRATION SERVICES, SUCH AS ONE OF THE TYPES OF FORM I-797 USED BY THE U.S. CITIZENSHIP AND IMMIGRATION SERVICES, OR OTHER FEDERAL AGENCY DEMONSTRATING THE APPLICANT HAS LAWFUL STATUS AS ENUMERATED IN SECTION 202(c)(2)(B)(I) THROUGH...ONE THROUGH NINE OF THE FEDERAL REAL ID ACT OF 2005. SO, WE'RE TRYING TO GET AS MUCH CLARITY FOR THE DEPARTMENT OF MOTOR VEHICLES WITH THIS AMENDMENT TO THE COMMITTEE AMENDMENT. THANK YOU. [LB623]

PRESIDENT FOLEY: THANK YOU, SENATOR NORDQUIST. SENATORS, YOU'VE HEARD THE DEBATE AND CLOSING ON AM1590. THOSE IN FAVOR OF ADOPTION OF THE AMENDMENT VOTE AYE; THOSE OPPOSED VOTE NAY. HAVE YOU ALL VOTED WHO CARE TO? RECORD, PLEASE, MR. CLERK. [LB623]

ASSISTANT CLERK: 35 AYES, 0 NAYS ON THE ADOPTION OF THE AMENDMENT TO THE COMMITTEE AMENDMENTS. [LB623]

PRESIDENT FOLEY: AM1590 IS ADOPTED. I RAISE THE CALL. MR. CLERK. [LB623]

ASSISTANT CLERK: MR. PRESIDENT, THE NEXT AMENDMENT TO THE COMMITTEE AMENDMENTS OFFERED BY SENATOR KINTNER, AM1623. (LEGISLATIVE JOURNAL PAGE 1552.) [LB623]

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PRESIDENT FOLEY: SENATOR KINTNER, YOU'RE WELCOME TO OPEN ON AM1623.  
[LB623]

SENATOR KINTNER: WELL, THANK YOU, MR. PRESIDENT. BY THE WAY, THERE IS PLENTY MORE AMENDMENTS WHERE THIS ONE CAME FROM, SO MAKE YOURSELF COMFORTABLE, FOLKS. THIS IS A AMENDMENT THAT WILL ALLOW THE CURRENT LITIGATION REGARDING THE EXPANSION OF THE DACA PROGRAM THAT WAS BROUGHT BY TWENTY-SIX STATES. IN FEBRUARY OF THIS YEAR, THE FEDERAL COURT ISSUED A PRELIMINARY INJUNCTION BLOCKING PRESIDENT OBAMA'S ADMINISTRATIVE ACTION. SO WHAT I WANT TO DO IS, I WANT TO MAKE SURE THAT WE WAIT UNTIL THE LITIGATION IS COMPLETE. SO WHAT THIS DOES IS, WE DON'T START THIS UNTIL 2017, UNTIL WE CAN GET THROUGH THE LITIGATION. SO ALL IT DOES IS IT GETS US THROUGH THE CURRENT LITIGATION. YOU KNOW, WE MAY HAVE...THE COURTS MAY JUST STRIKE THIS WHOLE THING DOWN AS ILLEGAL. AND I THINK THERE'S A REASONABLE CHANCE THAT COULD HAPPEN. AND THEN WE DON'T HAVE TO GO OUT AND COLLECT A BUNCH OF DRIVER'S LICENSES THAT ARE OUT THERE THAT WOULD NO LONGER BE ANY GOOD. SO THAT'S THE ONLY THING IT DOES. I THINK THAT IT JUST PROTECTS US FROM FUTURE PROBLEMS. I DON'T THINK THIS WHOLE BILL IS ALL THAT WELL THOUGHT OUT AS YOU LOOK THROUGH IT. IT'S TOUGH TO DO. IT'S A LOT OF MOVING PARTS WHEN YOU'RE TRYING TO PUT A BILL LIKE THIS TOGETHER. AND THEN YOU GOT THE FEDERAL GOVERNMENT DOING GOOFY STUFF, AND THEN YOU GOT THE COURTS, AND YOU'RE TRYING TO PUT A BILL TOGETHER THAT HANDLES ALL THAT AND IT'S JUST TOUGH TO DO. SO THIS JUST...WE'LL PASS IT AND THEN IT WON'T START UNTIL 2017 AND THAT OUGHT TO BE ENOUGH TIME FOR IT TO CLEAR THE COURTS, GET THROUGH THE APPEALS, AND WE'LL HAVE A DECLARATIVE STATEMENT AS TO IF THIS LAWLESSNESS BY OUR PRESIDENT WILL GO ON UNCHECKED OR IF HE HAS TO OBEY THE CONSTITUTION LIKE THE REST OF US. THANK YOU, MR. PRESIDENT. [LB623]

PRESIDENT FOLEY: THANK YOU, SENATOR KINTNER. SENATOR KINTNER, YOU'RE ACTUALLY NEXT IN THE QUEUE, IF YOU WANT TO SPEAK AGAIN. [LB623]

SENATOR KINTNER: WELL, THAT MAKES IT VERY, VERY SIMPLE THEN. I'VE GOT SOME STATISTICS HERE. LET'S SEE WHAT WE'VE GOT. WE'VE GOT CURRENTLY 37,000 OF WHAT IS CALLED UNAUTHORIZED POPULATION IN OUR STATE. THAT IS PEOPLE THAT ARE HERE AND I GUESS THE POPULAR TERM WOULD BE UNDOCUMENTED. AND THEY'RE HERE NOT LEGALLY, WHICH IS KIND OF STAGGERING, THE 37,000 PEOPLE WOULD COME ILLEGALLY INTO OUR LITTLE STATE IN THE MIDDLE OF THE COUNTRY. I MEAN, I SEE CALIFORNIA. YOU GO TO

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CALIFORNIA AND THEY'LL GIVE YOU A DRIVER'S LICENSE. THEY GIVE YOU BENEFITS. THEY'LL PROBABLY LET YOU VOTE. BUT, YOU KNOW, IN OUR LITTLE STATE, THAT'S A LOT OF PEOPLE. NOW, WE GO TO SOUTH DAKOTA, ANYBODY WANT TO GUESS HOW MANY...HOW BIG THEIR UNAUTHORIZED POPULATION, UNDOCUMENTED OR JUST ILLEGAL ALIENS ARE IN SOUTH DAKOTA? FOUR THOUSAND. THAT'S IT, 4,000. IOWA, JUST FROM MEMORY, BY THE WAY, 27,000. KANSAS, THEY DO HAVE MORE THAN US, 65,000. AND WE LOOK AT WHERE THEY CAME FROM: 65 PERCENT CAME FROM MEXICO. THAT'S 24,000 APPROXIMATELY. AND I'M NOT SURE HOW THEY GET THE NUMBERS BECAUSE, YOU KNOW, IF THEY'RE UNDOCUMENTED AND THEY'RE, QUOTE, HIDING IN THE SHADOWS, AS THEY LIKE TO SAY, HOW DO WE KNOW EXACTLY WHERE THEY CAME FROM? I'M NOT SURE. BUT THEY'VE COME UP WITH THIS BY THE MIGRATION POLICY INSTITUTE. AND THEN WE GO TO GUATEMALA AND THERE IS 4,000 PEOPLE, ESTIMATED. IT'S GOT TO BE AN ESTIMATE, IT CANNOT BE A STRAIGHT NUMBER, 4,000 PEOPLE IN OUR STATE. ALMOST EVERYONE IS FROM EITHER MEXICO OR CENTRAL AMERICA. NINE THOUSAND HAVE BEEN HERE LESS THAN FIVE YEARS; FIVE TO NINE YEARS, 11,000. SO THEY'RE SETTling IN HERE. NO ONE IS COMING TO PICK THEM UP. TEN TO FOURTEEN YEARS, 9,000 PEOPLE, THAT'S 26 PERCENT OF OUR ILLEGAL POPULATION. FIFTEEN TO NINETEEN YEARS IS 4,000. THAT'S 12 PERCENT. AND 20 OR MORE YEARS, HIDING OUT IN OUR COUNTRY, MUST NOT BE A BAD PLACE IF YOU'LL STAY HERE ILLEGALLY FOR 20 OR MORE YEARS. IT CAN'T BE THAT BAD OF A PLACE. THAT'S 9 PERCENT OR 3,000. UNDER THE AGES, AS WE LOOK AT THIS, UNDER 16 IS 11 PERCENT, THAT'S 4,000. SIXTEEN TO TWENTY-FOUR YEARS OF AGE, THAT'S 7,000, OR 19 PERCENT. TWENTY-FIVE TO THIRTY-FOUR YEARS OF AGE, THAT'S 12,000, OR 33 PERCENT. THE GREATEST NUMBER IS IN THAT 25 TO 34 RANGE; 35 TO 44 IS 8,000 PEOPLE, THAT'S 23 PERCENT; 45 TO 54 IS 4,000, 10 PERCENT. AND THERE IS ALMOST NOBODY 55 AND OVER. [LB623]

PRESIDENT FOLEY: ONE MINUTE. [LB623]

SENATOR KINTNER: THEY MUST HAVE LOOKED AT OUR TAX POLICIES AS YOU GET INTO RETIREMENT AGE AND THEY HEAD BACK TO MEXICO WHERE THEY DON'T TAX THE HECK OUT OF YOUR RETIREMENT, BECAUSE IT SAYS WE HAVE ALMOST NOBODY OVER AGE 55. SO EVEN PEOPLE HERE ILLEGALLY KNOW THAT OUR TAX POLICIES FOR RETIREES ARE ABSOLUTELY RIDICULOUS. FORTY-FIVE PERCENT ARE FEMALE. FIFTY-FIVE PERCENT ARE MALE. AS WE LOOK AT A MARITAL STATUS, 37 PERCENT HAVE NEVER BEEN MARRIED. THE REST HAVE BEEN MARRIED, AND 3,000 ARE MARRIED TO A U.S. CITIZEN AND I HAVE NO IDEA WHY THEY HAVEN'T TAKEN THE STEPS TO BECOME LEGAL. I JUST DON'T

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UNDERSTAND THAT. AND WE'LL COME BACK TO THESE NUMBERS IN A LITTLE BIT. THANK YOU, MR. PRESIDENT. [LB623]

PRESIDENT FOLEY: THANK YOU, SENATOR KINTNER. SENATOR CHAMBERS, YOU'RE RECOGNIZED. [LB623]

SENATOR CHAMBERS: MR. PRESIDENT, MEMBERS OF THE LEGISLATURE, I'VE BEEN DOWNSTAIRS LISTENING TO THIS SUPPOSED DEBATE AND I FELT LIKE I WAS IN A CARNIVAL FUN HOUSE. ALL THE MISSTATEMENTS, THE TALK ABOUT HOW GENEROUS THIS COUNTRY IS, HOW GREAT AMERICA IS, AND THE AMERICAN WAY. I'M A PRODUCT OF THE AMERICAN WAY. I HAVE AN OPPORTUNITY TO OBSERVE IT, TO WITNESS IT, TO EXPERIENCE IT EVERY DAY, AT HOME, AT SCHOOL, AT PLAY, IF I WERE STILL A CHILD. THIS THAT WE'RE DEALING WITH IS RACISM, PURE AND SIMPLE. THEY HAVE ALWAYS IN THIS COUNTRY FOUND A WAY TO LIGHTLY VENEER THEIR RACISM AND PRETEND IT'S SO MUCH CONCERN ABOUT OTHER THINGS, BECAUSE THEY ARE NOT HONEST ENOUGH TO ADMIT THAT THEY'RE THE BIGOTS THAT EVERYTHING THEY SAY AND DO WILL STAMP THEM AS BEING. I HEARD SOME PEOPLE HAVE THE GALL NOT ONLY HERE, BUT OTHER PLACES, WHO SAY THAT PEOPLE ARE WAITING IN LINE TO BECOME CITIZENS IN THIS COUNTRY AND TO GIVE THESE CHILDREN DRIVER LICENSES WILL SOMEHOW IMPACT ON THOSE PEOPLE. WILL THOSE IN LINE CEASE TO BE IN LINE? WILL THE LINES BE SHORTER? WILL THE LINES BE LONGER? THAT IS ONE OF THE THINNEST, FLIMSIEST, MOST RACIST COMMENTS THAT COULD BE MADE, BECAUSE YOU DON'T WANT THOSE IN LINE TO COME HERE, OTHERWISE THE LINES WOULDN'T BE SO LONG. IT IS DIFFICULT IF YOU'RE IN MY POSITION TO LISTEN TO THIS SWILL, DAY AFTER DAY. THE ONES WHO TALK THE MOST ABOUT HOW GREAT AMERICA IS ARE THE CRUELEST, THE STINGIEST, THE MOST HYPOCRITICAL. THEY MAKE THESE FINE-SOUNDING STATEMENTS, BUT EVERY TIME AN ISSUE PRESENTS ITSELF WHICH WOULD ALLOW THIS LEGISLATURE TO PUT INTO PRACTICE THOSE CHRISTIAN PRINCIPLES THEY MOUTH SO HYPOCRITICALLY, THE ANSWER IS ALWAYS NO. ANYTHING THAT HURTS A GROUP THAT THEY DON'T LIKE, THUMBS-UP ALL THE TIME. AND THEY HAVE MANY GROUPS THAT THEY HATE. WE'LL DEAL WITH THE BILL THIS AFTERNOON THAT DEALS WITH THAT KIND OF SITUATION. I READ THE "BIBBLE" EVEN NOW. IT'S A VERY INTERESTING AND OFTEN FUNNY BOOK. IT'S NOT FACTUAL. IT'S FULL OF MYTH, LEGEND, AND LIES. AND THE PEOPLE WHO PROFESS TO BELIEVE IT SHOW WHAT A LIE IT IS BECAUSE THEIR CONDUCT DOES NOT ACCORD WITH IT. ONE OF MY FAVORITE VERSES FROM THE OLD TESTAMENT ARISES AFTER CAIN KILLED HIS BROTHER. AND THIS GOD ASKED CAIN A QUESTION. CAIN, WHERE IS THY BROTHER? AND THE VERSE I LIKE, CAIN SAID,

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AM I MY BROTHER'S KEEPER? NO ANSWER WAS GIVEN. ANOTHER VERSE IN THE OLD TESTAMENT THAT STUCK IN MY MIND EVER SINCE I WAS A CHILD AND IT FITS THE HYPOCRISY BEING DISPLAYED ON THIS FLOOR. THE FATHERS HAVE EATEN SOUR GRAPES AND THE CHILDREN'S TEETH ARE SET ON EDGE. THEN I COME UP TO AMERICAN HISTORY WHERE ROMAN CATHOLIC CHIEF JUSTICE OF THE U.S. SUPREME COURT ROGER B. TANEY SAID, A BLACK MAN HAS NO RIGHTS WHICH A WHITE MAN IS BOUND TO RESPECT. [LB623]

PRESIDENT FOLEY: ONE MINUTE. [LB623]

SENATOR CHAMBERS: IN CONTRADICTION TO THAT FAMOUS SO-CALLED DECLARATION OF INDEPENDENCE: WE HOLD THESE TRUTHS TO BE SELF-EVIDENT, THAT ALL MEN ARE CREATED EQUAL ENDOWED BY THEIR CREATOR WITH CERTAIN UNALIENABLE RIGHTS. BUT HOW IS THAT REFLECTED IN WHAT'S DONE ON THIS FLOOR? AND I WILL HAVE MORE TO SAY. THANK YOU, MR. PRESIDENT. [LB623]

PRESIDENT FOLEY: THANK YOU, SENATOR CHAMBERS. SENATOR SCHNOOR, YOU'RE RECOGNIZED. [LB623]

SENATOR SCHNOOR: THANK YOU, MR. PRESIDENT. THIS WILL BE THE FIRST TIME I HAVE TALKED ON THIS ISSUE. I TALKED WITH SENATOR McCOLLISTER. HE'S BEEN ASKING ME ALL ALONG HOW I'M GOING TO VOTE ON IT AND I'VE TOLD HIM THAT I WILL BE OPPOSED TO IT. PERSONALLY, I HAVE MIXED FEELINGS ON THE ISSUE. I HAVE, ALWAYS. MY CONSTITUENTS IN MY DISTRICT ARE STRONGLY OPPOSED AND THAT'S...I AM GOING TO SUPPORT THEM ON THIS ISSUE. THE...I GUESS A COUPLE THINGS I'D LIKE TO POINT OUT. YOU KNOW, I GUESS, IS THIS, SENATOR CHAMBERS STARTS...HAS TALKED ABOUT HOW THIS IS A RACE ISSUE. WELL, YEAH, I GUESS YOU COULD SAY IT IS. I DON'T KNOW IF IT'S A...I GUESS I WOULDN'T CALL IT A DISCRIMINATION ISSUE. I'D CALL IT ABOUT FOLLOWING THE LAW, BECAUSE WHAT IS THE KEY WORD THAT WE SEEM TO BE FORGETTING? IT'S THE WORD ILLEGAL. WE'RE TALKING ABOUT ILLEGAL IMMIGRANTS. NOW, ARE THESE FOLKS BROUGHT HERE AND ARE THEY THE PRODUCT OF THEIR PARENTS' ACTIONS? MORE THAN LIKELY, YES. BUT SINCE SENATOR CHAMBERS HAS BROUGHT UP THE BIBLE, I WILL ALSO SAY THAT THE BIBLE SAYS THAT THERE'S A...THE CONSEQUENCES GO PAST WHAT, AGAINST YOU, AGAINST YOUR OWN ACTIONS. THEY ALSO GO AGAINST YOUR CHILDREN'S ACTIONS, AGAINST YOUR GRANDCHILDREN. SO YOUR CONSEQUENCES OF YOUR ACTIONS AFFECT MANY, MANY PEOPLE IN YOUR FAMILY, NOT JUST YOU. AND

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THESE, UNFORTUNATELY, FOR THESE...THIS GROUP OF PEOPLE, THEY'RE FACING THE CONSEQUENCES OF THEIR PARENTS' ACTIONS. AND IS IT THEIR FAULT? NO, IT'S NOT. THAT'S HOW CONSEQUENCES WORK. BUT, YOU KNOW, LET'S NOT FORGET THAT WE'RE TALKING ABOUT ILLEGAL IMMIGRANTS. YOU KNOW, ARE THEY, LIKE I THINK EVERYBODY SAID, HARD WORKERS, GOOD PEOPLE? I THINK IN 99 PERCENT OF THE CASES, LAW-ABIDING--CAN'T EVEN SAY CITIZENS BECAUSE THEY AREN'T CITIZENS--BUT JUST LAW-ABIDING PEOPLE HERE IN OUR STATE. YOU KNOW, I DO NOT HAVE ANY IMMIGRANTS THAT WORK FOR ME. I'VE HAD SOME WORKING ON MY FARM THAT WERE SUBCONTRACTED BY OTHER COMPANIES. I TALKED WITH ONE, A COUPLE GENTLEMEN, COULDN'T TELL YOU IF THEY WERE CITIZENS, NOT CITIZENS. THEY WERE JUST GENERALLY, YOU KNOW, JUST NICE, NICE MEN. HARD WORKING, SUPPORTING FAMILIES, JUST LIKE 95 PERCENT OF US. SO IF STUFF LIKE THIS AFFECTS THEM, YOU KNOW, I'M SORRY FOR THAT, BUT WE HAVE TO UPHOLD THE LAW. AND RIGHT NOW THE LAW SAYS THAT IF THEY'RE ILLEGAL... [LB623]

PRESIDENT FOLEY: ONE MINUTE. [LB623]

SENATOR SCHNOOR: THANK YOU, SIR...THAT THEY DON'T GET DRIVER'S LICENSE. AND, OBVIOUSLY, THAT'S WHY WE'RE HERE DEBATING ALL THIS, AND TALKING ABOUT WHETHER THAT NEEDS TO CHANGE. BUT I WILL NOT BE ABLE TO SUPPORT LB623 AND I WILL CONTINUE THAT WAY. AND I GUESS FOR NOW, THAT'S ALL I'VE GOT TO SAY. THANK YOU, SIR. [LB623]

PRESIDENT FOLEY: THANK YOU, SENATOR SCHNOOR. SENATOR BRASCH, YOU'RE RECOGNIZED. [LB623]

SENATOR BRASCH: THANK YOU, MR. PRESIDENT AND COLLEAGUES. ONCE AGAIN I STAND TO TELL YOU THAT I HAVE NOT VOTED ON THE ISSUE BECAUSE I HAVE STRONG FEELINGS IN FAVOR OF LEGAL IMMIGRATION, VERY STRONG. HOWEVER, I UNDERSTAND THE DACA GROUP THAT HAS BEEN BROUGHT HERE AND ALLOWED AN EDUCATION AND ALLOWED THE PRIVILEGES OF BEING BENEFITED BY OUR STATE AND OUR LAWS AND OUR PUBLIC INSTITUTIONS. I UNDERSTAND THAT THEY ARE...MANY ARE PEOPLE OF GREAT CHARACTER. BUT TO ADDRESS, AGAIN, WE HAVE THOSE WITH VISA BACKLOGS WAITING WITH CHILDREN TO COME TO OUR COUNTRY. AND I'LL READ FOR YOU FROM WHAT I HAD MENTIONED EARLIER WITH THE PUBLICATION OF THE MIGRATION POLICY INSTITUTE. AND IT SAYS ACCORDING TO DATA ON PETITIONS SUBMITTED TO THE DEPARTMENT OF STATE, THERE WERE ABOUT 4.4 MILLION APPLICANTS,

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INCLUDING SPOUSES AND MINOR CHILDREN WHO WERE ON THE WAITING LIST AS OF NOVEMBER 1, 2014. THE OVERWHELMING MAJORITY WERE FAMILY-SPONSORED APPLICANTS AND THEIR IMMEDIATE FAMILY MEMBERS OF ABOUT 4.3 MILLION. ABOUT 91,000 WERE EMPLOYMENT-SPONSORED APPLICANTS AND THEIR FAMILIES. OVERALL, 4.4 MILLION APPLICANTS, 1.3 MILLION WERE CITIZENS OF MEXICO, FOLLOWED BY THOSE FROM THE PHILIPPINES AND INDIA. AND WHAT THESE STATISTICS DO NOT SHOW IS THE NUMBER OF FAMILY AND EMPLOYMENT-BASED PROSPECTIVE IMMIGRANTS WHO ARE WAITING TO ADJUST THEIR STATUS FROM WITHIN THE UNITED STATES. OVERALL, WITHIN AND OUTSIDE OF THE UNITED STATES, THERE ARE MORE THAN 4.4 MILLION INDIVIDUALS WANTING TO BE LEGAL IMMIGRANTS, CITIZENS OF THIS GREAT COUNTRY. AND I WILL REPEAT, IT IS A GREAT COUNTRY. WE HAVE INTERNATIONAL VISITORS THAT COME HERE AND THEY APPLAUD THE FREEDOMS THAT WE HAVE EARNED AND WE HAVE UPHELD OVER THE YEARS. IT IS NOT A PERFECT COUNTRY. EVERY GENERATION WANTS TO BE BETTER THAN THE GENERATION BEFORE. THAT'S WHAT OUR PARENTS WANT, AND WE WANT FOR OUR CHILDREN, AND OUR CHILDREN WILL WANT FOR THEIR CHILDREN. THE COMMENT WAS MADE ABOUT DISCRIMINATION, I THINK. SENATOR CHAMBERS, WOULD YOU YIELD TO A QUESTION, PLEASE? [LB623]

PRESIDENT FOLEY: SENATOR CHAMBERS, WOULD YOU YIELD, PLEASE? [LB623]

SENATOR CHAMBERS: YES. [LB623]

SENATOR BRASCH: COULD YOU REPEAT WHAT... YOU HAD A PROBLEM WITH DISCRIMINATION? IS THAT... DID I HEAR THAT RIGHT OR WERE YOU REFERRING TO SOMETHING ELSE? [LB623]

SENATOR CHAMBERS: WELL, YEAH, I TALKED ABOUT DISCRIMINATION. SPECIFICALLY, WHAT? [LB623]

SENATOR BRASCH: IN IMMIGRATION, YOU THINK THERE IS DISCRIMINATION IN IMMIGRATION, IS THAT YOUR CONCERN? [LB623]

SENATOR CHAMBERS: CERTAINLY. THERE IS DISCRIMINATION IN EVERY PROGRAM IN THIS COUNTRY ADMINISTERED BY WHITE PEOPLE... [LB623]

PRESIDENT FOLEY: ONE MINUTE. [LB623]

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SENATOR CHAMBERS: ...IN EVERY ONE OF THEM, BAR NONE, FROM A TO Z.  
[LB623]

SENATOR BRASCH: I WILL ADDRESS THAT. I WILL ADDRESS THAT. BUT MY PARENTS WORKED SIDE BY SIDE AT THE RAILROAD OF INDIVIDUALS OF MANY COLORS AND THEY LET ME KNOW THAT WE WERE ALL CHILDREN OF GOD, SENATOR CHAMBERS. THERE WAS NOT DISCRIMINATION THERE. THERE WAS SWEAT EQUITY AND A LOT OF IT. THANK YOU, MR. PRESIDENT, AND THANK YOU, COLLEAGUES. [LB623]

PRESIDENT FOLEY: THANK YOU, SENATOR BRASCH. SENATOR CHAMBERS, YOU'RE RECOGNIZED. [LB623]

SENATOR CHAMBERS: THANK YOU. MR. PRESIDENT AND MEMBERS OF THE LEGISLATURE, PEOPLE KEEP TALKING ABOUT THE LAW. I CAN SHOW YOU, YOU HAVE TO GO BACK INTO HISTORY, WHAT WERE CALLED THE BLACK CODES WHERE LAWS WERE WRITTEN, PASSED BY LEGISLATURES, SIGNED BY GOVERNORS AGAINST BLACK PEOPLE. SO DON'T TELL ME ABOUT THE LAW AND WHAT THE LAW IS AND WHAT IT CAN DO AND CANNOT DO AND EVEN WITHOUT THOSE LAWS, THERE IS DISCRIMINATION RIGHT NOW. PEOPLE FROM EASTERN EUROPE, NOT WESTERN EUROPE, HAD MORE RIGHTS WHEN THEY GOT OFF THE BOAT THAN BLACK PEOPLE HAD WHO HAVE BEEN HERE FOR GENERATIONS. EVERYBODY KNOWS THAT. AND THE FACT THAT THEY DENY IT SHOWS THAT THEY KNOW HOW WRONG IT HAS BEEN, HOW WRONG IT REMAINS. THERE WERE SOME WHITE GUYS WHO STUMBLED INTO MEXICO AND THEY HAD SOME GUNS ON THEM. AND THEY WERE ARRESTED AND ARE GOING TO BE TREATED HARSHLY. AND YOU KNOW WHAT AMERICANS ARE SAYING, THE OFFICIALS? THEY DIDN'T KNOW THAT IT WAS ILLEGAL TO CARRY GUNS IN THAT WAY BECAUSE THEY'RE LICENSED TO CARRY THEM IN AMERICA. WELL, ACCEPT THE LAW OF MEXICO AND LET THEM BE TREATED THE WAY GUN TOTERS OUGHT TO BE TREATED WHO BRING GUNS ILLEGALLY INTO THEIR COUNTRY. BUT INSTEAD, YOUR GOVERNMENT IS INTERVENING AND SAYING, DON'T APPLY THE LAWS OF MEXICO. SO DON'T TELL ME ABOUT THESE LAWS. THERE ARE WHAT YOU ALL WOULD CALL LEGAL LATINAS, LATINOS IN THIS COUNTRY WHO HAVE BEEN HERE LONGER THAN YOUR ANCESTORS AND YOUR FAMILY AND THEY ARE DISCRIMINATED AGAINST AND THEY ARE FULL-FLEDGED CITIZENS IN THIS COUNTRY. NOW WHO ON THIS FLOOR CAN SAY THERE IS NO DISCRIMINATION AGAINST LATINOS? WHO CAN SAY IT AND NOT BE TELLING A FIB? YOU KNOW THERE IS THE DISCRIMINATION. BUT AGAIN, WE WHO SUFFER IT, KNOW YOU'RE GOING TO DENY IT. THERE ARE PEOPLE FROM THIS COUNTRY WHO GO INTO

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NORTH KOREA ILLEGALLY AND WHEN THEY GET NABBED, THIS GOVERNMENT INTERVENES AND SAYS, DON'T APPLY YOUR LAWS TO THEM. EXCUSE THEM. THEY KNEW WHAT THE LAW WAS, BUT AFTER ALL, THEY'RE AMERICANS. THEY STUMBLE OFF INTO IRAN AND ARE CAPTURED AND THE SAME THING. THEN PEOPLE ON THIS FLOOR WANT TO TALK TO ME ABOUT THE LAW. I'M GONE TO READ YOU SOMETHING FROM YOUR DECLARATION OF INDEPENDENCE WHERE AN INDICTMENT WAS BEING MADE AGAINST KING GEORGE III AND THESE THINGS WERE A BASIS FOR AMERICA DECLARING ITS INDEPENDENCE. HE HAS ENDEAVORED TO PREVENT THE POPULATION OF THESE STATES AND THIS APPLIES TO YOU ALL RIGHT NOW, FOR THAT PURPOSE, OBSTRUCTING THE LAWS FOR NATURALIZATION OF FOREIGNERS, REFUSING TO PASS OTHERS TO ENCOURAGE THEIR MIGRATION HITHER. YOU DON'T EVEN KNOW WHAT'S IN YOUR OWN DECLARATION OF INDEPENDENCE. THOSE ARE THE KIND OF LAWS BEING PASSED AND HAVE BEEN PASSED IN THIS COUNTRY RIGHT NOW. YOU DON'T KNOW WHAT YOUR LAWS ARE. THAT'S WHY I SPEAK THE WAY I DO. I TAKE YOUR LAWS SERIOUSLY, BUT YOU DON'T BECAUSE YOU DON'T EVEN KNOW WHAT THEY ARE. THEN WHEN YOU HEAR THEM COMING BACK AT YOU, YOU GET ANGRY. THE HEAD OF THE STATE DEPARTMENT OF EDUCATION SENT A LETTER AROUND TO SCHOOLS REMINDING THEM ABOUT AMERICANISM AND WHAT THEY NEED TO TEACH, HOW GREAT THIS COUNTRY IS, AND THE HEROES. BUT THEY DON'T SAY THAT YOU NEED TO TEACH THAT THESE SO-CALLED HEROES AND FATHERS OF THIS COUNTRY HAD SLAVES AND FATHERED CHILDREN OUT OF WEDLOCK ON THE MOTHERS OF THOSE LITTLE CHILDREN WHO WERE THEIRS. THEY DON'T WANT THEM TO TEACH THAT. HE DIDN'T SAY TEACH ABOUT SLAVERY. ONLY IN THIS COUNTRY WAS LABOR... [LB623]

PRESIDENT FOLEY: ONE MINUTE. [LB623]

SENATOR CHAMBERS: ...AND CAPITALISM COMBINED. LABOR AND CAPITAL IN THE FORM AND THE BODY OF MY ANCESTORS. WE WERE THE LABOR, UNPAID, AND WE WERE THE CAPITAL BECAUSE WE COULD BE SOLD AND BOUGHT IN THIS COUNTRY. AND YOU ALL THINK THAT I SEE IT AS YOU SEE IT? SENATOR BRASCH COULD COME HERE AND THEY WOULDN'T PUT HER IN SLAVERY. SHE TALKS ABOUT HOW GREAT THE COUNTRY IS, BECAUSE IT'S GREAT FOR HER. AND I LISTEN AND I WATCH AND OTHER PEOPLE LISTEN AND WATCH. AND THERE IS SO MUCH PRIDE IN THIS STATE, BECAUSE THEY DENY A DRIVER'S LICENSE TO THESE CHILDREN, AND OF THAT THEY'RE PROUD. THAT'S THEIR LAW. THAT'S WHAT AMERICA AND NEBRASKA SPECIFICALLY WILL BE KNOWN FOR. GO TO OTHER STATES WHERE THEY HAVE INTELLIGENT PEOPLE AND TELL THEM HOW

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GREAT IT IS THAT YOU DENY THIS DRIVER'S LICENSE AND HOW YOU THINK BY KEEPING THESE CHILDREN FROM HAVING DRIVER'S LICENSES... [LB623]

SPEAKER HADLEY PRESIDING

SPEAKER HADLEY: TIME, SENATOR. [LB623]

SENATOR CHAMBERS: ...YOU'RE SHORTENING THE LINES. THANK YOU, MR. PRESIDENT. [LB623]

SPEAKER HADLEY: THANK YOU, SENATOR CHAMBERS. SENATOR RIEPE, YOU'RE RECOGNIZED. [LB623]

SENATOR RIEPE: MR. PRESIDENT AND FELLOW SENATORS AND NEBRASKANS, THANK YOU FOR THIS OPPORTUNITY. I SUPPORT ROOT CAUSE ANALYSIS AS A WAY TO APPROACH PROBLEM SOLVING. I ALSO SUPPORT LEGAL IMMIGRATION. I ALSO SUPPORT E-VERIFICATION SO THAT...WITH EMPLOYERS, SO THAT WE ELIMINATE THIS INCENTIVE FOR EMPLOYERS TO ENCOURAGE ILLEGAL IMMIGRATION. I ALSO BELIEVE IN AN ORDERLY PROCESS IN TERMS OF IMMIGRATION, AND I DO NOT BELIEVE BECAUSE EVERY OTHER STATE DOES THIS THAT AUTOMATICALLY THAT MAKES US DO IT. WE, OBVIOUSLY, HAVE THE UNICAMERAL THAT EVERY OTHER STATE DOESN'T HAVE. I ALSO THINK THAT WE HAVE TO BE VERY CAUTIOUS WITH THE IMPORTATION, IF YOU WILL, OF POVERTY. WE HAVE TO TAKE CARE OF POVERTY. I'M SENSITIVE TO THAT. OBVIOUSLY, WE DON'T...ON SOME ARGUMENTS WOULD BE THAT WE DO NOT DO ENOUGH. I UNDERSTAND THAT. HOWEVER, WE HAVE TO ADDRESS THAT. I THOUGHT YEARS AGO, IN 1988, RONALD REAGAN ADDRESSED THE QUESTION AND HE THOUGHT HE DID, TOO, I BELIEVE, BUT HE DIDN'T. AND WE GAVE AMNESTY TO A NUMBER OF, CALL THEM UNDOCUMENTED, CALL THEM ILLEGALS, BUT THE PROBLEM CAME BACK, BECAUSE WE DID NOT GO TO THE ROOT CAUSE OF THE PROBLEM. WE NEED TO SEND A MESSAGE TO WASHINGTON THAT THE PROBLEM NEEDS TO BE RESOLVED THERE. WE'RE NOT GOING TO SOLVE IT HERE. WE'RE NOT GOING TO SOLVE IT TODAY. BUT WE ARE ONE LITTLE REFLECTION OF THAT GREATER PROBLEM AND THAT NEEDS TO BE ADDRESSED AT THE WASHINGTON LEVEL. AND I WOULD ENCOURAGE ALL OF US TO CONTACT OUR LEGISLATIVE DELEGATION TO THAT EFFECT. MR. PRESIDENT, IF I HAVE ANY TIME, I WOULD LIKE TO YIELD THAT TO SENATOR KINTNER. [LB623]

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SPEAKER HADLEY: SENATOR KINTNER, YOU'RE YIELDED THREE MINUTES.  
SENATOR KINTNER, YOU'RE YIELDED THREE MINUTES. [LB623]

SENATOR KINTNER: WELL, THANK YOU, MR. PRESIDENT. YOU KNOW, WE WERE TALKING ABOUT THE PEOPLE THAT COME TO OUR STATE ILLEGALLY AND I WANT TO KEEP...RUN THROUGH IT AS TO WHAT THEY DO HERE, AND LET ME SEE IF I CAN GET MY...GET STRAIGHT ON MY PAGE HERE. OKAY, HERE WE GO. AS WE LOOK AT THE EDUCATIONAL ATTAINMENT OF THE ADULTS THAT HAVE COME HERE, FIFTH GRADE EDUCATION OR LESS, 15 PERCENT, THAT'S 4,000 PEOPLE. SIXTH TO EIGHTH GRADE EDUCATION, 7,000 PEOPLE, 28 PERCENT; NINTH TO TWELFTH GRADE EDUCATION, 24 PERCENT, 6,000; HIGH SCHOOL DIPLOMA OR GED, 16 PERCENT. SOME COLLEGE OR ASSOCIATE DEGREE, NOTHING. THERE WEREN'T ENOUGH TO PUT IN THERE. AND THERE WERE ABOUT 2,000 THAT HAD A BACHELOR'S DEGREE AND THAT WAS 10 PERCENT. SO THE LARGEST PERCENT OF, WELL, I CALL THEM ILLEGAL ALIENS--BUT I THINK THEY WERE ALSO CALLED THE UNAUTHORIZED POPULATION--THE LARGEST PERCENT WAS SIXTH TO EIGHTH GRADE EDUCATION. SO THESE ARE NOT THE SCIENTISTS COMING HERE TO DO COMPUTER PROGRAMMING. THESE ARE NOT THE CHEMISTS COMING HERE THAT HAVE OVERSTAYED THEIR VISA. THIS IS A PRETTY MUCH AN UNEDUCATED POPULATION COMING TO OUR STATES. THAT DOESN'T MEAN THAT WE DON'T WANT PEOPLE HERE DOING MANUAL LABOR. I'M NOT SAYING THAT. YOU KNOW, IT WOULD BE GREAT... [LB623]

SPEAKER HADLEY: ONE MINUTE. [LB623]

SENATOR KINTNER: ...TO HAVE A GUEST WORKER PROGRAM. IT WOULD BE GREAT IF THE FEDERAL GOVERNMENT WOULD STRAIGHTEN THAT OUT SO PEOPLE CAN COME HERE AND WORK; WORK FOR SIX MONTHS, GO BACK HOME, COME BACK AND FORTH, AS OFTEN AS THEY WANT. BUT WE DON'T HAVE AN ADMINISTRATION THAT WANTS TO DO THAT, SO WE CAN'T DO THAT. I THINK THAT WOULD BE A GREAT IDEA. HAVE PEOPLE THAT WANT TO COME HERE, MAKE A LITTLE BETTER LIFE FOR THEMSELVES, COULD GO BACK TO THEIR COUNTRY. WORKS FOR OUR COUNTRY, WORKS FOR THEIR COUNTRY, WORKS FOR THEIR FAMILY. BUT WE DON'T HAVE AN ADMINISTRATION THAT WANTS THAT. NOW, WE GO HERE TO ENGLISH PROFICIENCY AND SPEAK ENGLISH VERY WELL, 22 PERCENT; SPEAK ENGLISH WELL, 22 PERCENT. YEAH, SPEAK ENGLISH VERY WELL, 22 PERCENT; SPEAK ENGLISH WELL, 22 PERCENT; SPEAK ENGLISH NOT WELL OR NOT AT ALL, IS 51 PERCENT. [LB623]

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SPEAKER HADLEY: TIME, SENATOR. [LB623]

SENATOR KINTNER: THANK YOU. [LB623]

SPEAKER HADLEY: THANK YOU, SENATOR RIEPE...SENATOR KINTNER. SENATOR KINTNER, YOU'RE NEXT IN THE QUEUE. [LB623]

SENATOR KINTNER: WELL, HOW CONVENIENT. THANK YOU, MR. PRESIDENT. YOU'RE LOOKING AT 51 PERCENT DO NOT SPEAK ENGLISH WELL OR NOT AT ALL. FOLKS, LET ME TELL YOU SOMETHING. ENGLISH IS THE LANGUAGE OF OPPORTUNITY IN THIS COUNTRY. AT SOME POINT WE'RE GOING TO DEAL WITH ILLEGALS HERE AND PART OF IT NEEDS TO BE IN ORDER TO GET SOME KIND OF STATUS HERE. I DON'T KNOW IF IT'S GOING TO BE CITIZENSHIP, OR IF THEY'RE GOING TO JUST BE RESIDENT ALIENS ALLOWED TO BE IN OUR COUNTRY FOR A NUMBER OF YEARS. BUT PART OF THAT NEEDS TO BE, YOU GOT TO TALK ENGLISH. YOU GOT TO SPEAK ENGLISH IF YOU WANT TO SUCCEED. AND I THINK THESE PEOPLE COME HERE BECAUSE THEY WANT THE AMERICAN DREAM. THE GREAT MAJORITY OF THEM DON'T WISH US ILL. THEY WANT TO DO WHAT'S BEST FOR THEIR FAMILY. IF WE HAD AN IMMIGRATION SYSTEM THAT ACTUALLY WORKED AND WE HAD AN ADMINISTRATION THAT WANTED IT TO WORK, IT WOULD WORK OUT A LOT BETTER FOR THEM. BUT THAT ALL WOULD BE A STAGGERING...STAGGERING NUMBER THAT 51 PERCENT DON'T SPEAK ENGLISH WELL OR NOT AT ALL. LANGUAGE SPOKEN AT HOME, SPANISH, 80 PERCENT SPEAK SPANISH AT HOME. IF YOU'RE GOING TO SUCCEED IN AMERICA, YOU BETTER SPEAK ENGLISH AND YOU BETTER SPEAK IT WELL. THAT DOESN'T BODE WELL FOR THESE PEOPLE. LABOR FORCE PARTICIPATION: OF THE UNAUTHORIZED POPULATION, 65 PERCENT ARE EMPLOYED. NOW, THAT'S AMAZING. YOU'RE NOT ALLOWED TO WORK IN OUR COUNTRY IF YOU'RE ILLEGAL, AND 65 PERCENT OF THEM ARE EMPLOYED. DOES ANYBODY SEE THAT AS A PROBLEM? WELL, IF YOU DON'T, YOU SHOULD. EIGHT PERCENT ARE UNEMPLOYED. TWENTY-SEVEN PERCENT ARE NOT IN THE LABOR FORCE. I DON'T KNOW HOW THEY DETERMINE THAT. HERE IS WHERE THEY'RE EMPLOYED. SO, WE HAVE, I GUESS, UNAUTHORIZED POPULATION, WHICH WOULD BE ILLEGAL ALIENS, 26 PERCENT ARE IN MANUFACTURING; REMEMBER, YOU CAN'T HAVE A JOB IF YOU'RE AN ILLEGAL ALIEN, OR AS THEY SAY, UNAUTHORIZED POPULATION; ARTS, ENTERTAINMENT, AND RECREATION, 15 PERCENT, THAT'S 4,000; CONSTRUCTION IS 18 PERCENT. SO LET ME GO THROUGH THAT AGAIN. THAT WAS 26 PERCENT THEN MANUFACTURING; 18 PERCENT IN CONSTRUCTION, THAT'S 5,000, AND IN 15 PERCENT WAS IN ARTS AND ENTERTAINMENT. IF WE LOOK AT THEIR INCOME, FAMILY INCOME, 50 PERCENT AT POVERTY LEVEL OR

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BELOW, SO 50 PERCENT OF POVERTY LEVEL OR BELOW, 12 PERCENT; 50 PERCENT TO 99 PERCENT OF POVERTY, 19 PERCENT OR 7,000; 100 PERCENT TO 149 PERCENT OF POVERTY--I GUESS THAT MEANS YOU'RE NOT IN POVERTY--IF YOU'RE AT 149 PERCENT OF POVERTY, YOU SHOULDN'T BE CALLED IN POVERTY--THAT WOULD BE 20 PERCENT, 7,000; 150 PERCENT TO 199 PERCENT OF POVERTY--ONCE AGAIN, NOT IN POVERTY--THAT'S 7,000 OR 18 PERCENT; AND ABOVE 200 PERCENT OF POVERTY, THE POVERTY LEVEL, THAT'S 30 PERCENT, OR 11,000. WE LOOK AT HEALTH INSURANCE, 23,000 OR 64 PERCENT HAD NO HEALTH INSURANCE. [LB623]

SPEAKER HADLEY: ONE MINUTE. [LB623]

SENATOR KINTNER: HOME OWNERSHIP--OH, THIS IS INTERESTING--38 PERCENT OF--LET ME GET THE NAME RIGHT AGAIN--UNAUTHORIZED POPULATION, WHAT WE USED TO CALL ILLEGAL ALIENS, 38 PERCENT OWN HOMES. AND I ASSUME IT'S NOT IN FREMONT, BUT 38 PERCENT OWN HOMES. WOW. THAT'S PRETTY GOOD ACTUALLY. YOU'RE ILLEGAL IN A COUNTRY AND YOU OWN A HOME. THAT'S A PRETTY GOOD COUNTRY, I THINK. AND THEN WE LOOK AT DEFERRED ACTION. AND I THINK THAT'S WHAT WE'RE TALKING ABOUT TODAY. NINE PERCENT OF CHILDHOOD ARRIVALS UNDER DACA... [LB623]

SPEAKER HADLEY: TIME, SENATOR. [LB623]

SENATOR KINTNER: OKAY, THANK YOU. [LB623]

SPEAKER HADLEY: THANK YOU, SENATOR KINTNER. (VISITORS INTRODUCED.) SENATOR GROENE, YOU'RE RECOGNIZED. [LB623]

SENATOR GROENE: THANK YOU, MR. PRESIDENT. I'LL HELP SENATOR KINTNER HERE OUT A LITTLE BIT. I SAID IF MY...THE AMENDMENT WE OFFERED WAS ACCEPTED, I'D VOTE FOR LB623. SINCE IT WAS NOT ACCEPTED, I CAN'T SUPPORT A LEGISLATION THAT DOESN'T FOLLOW EXISTING DMV LAW OR RECENT COURT CASES IN THE FEDERAL COURT. JUST SOME INFORMATION HERE. WE ALL TALK ABOUT THIS DACA AND WE TALK ABOUT PRESIDENT OBAMA'S ACTIONS, BUT THIS IS WHAT REALITY HAPPENED. THIS IS A MEMORANDUM. BY THIS MEMORANDUM, I'M SETTING FORTH HOW IN THE EXERCISE OF OUR "PROSECUTIONAL" DISCRETION, THE DEPARTMENT OF HOMELAND SECURITY, DHS, SHOULD ENFORCE THE NATION'S IMMIGRATION LAWS AGAINST CERTAIN YOUNG PEOPLE WHO WERE BROUGHT TO THIS COUNTRY AS CHILDREN AND HAS KNOWN ONLY THIS COUNTRY AS HOME. AS A GENERAL MATTER, THESE

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INDIVIDUALS LACKED INTENT TO VIOLATE THE LAW IN OUR ONGOING REVIEW, PENDING REMOVAL CASES IS ALREADY OFFERED, AND ADMINISTRATIVE CLOSURE TO MANY OF THEM. HOWEVER, ADDITIONAL MEASURES ARE NECESSARY TO ENSURE THAT OUR ENFORCEMENT RESOURCES ARE NOT EXPENDED ON THESE LOW-PRIORITY CASES, BUT ARE INSTEAD APPROPRIATELY FOCUSED ON PEOPLE WHO MEET OUR ENFORCEMENT PRIORITIES. THE FOLLOWING CRITERIA SHOULD BE SATISFIED BEFORE AN INDIVIDUAL IS CONSIDERED FOR A EXERCISE OF "PROSECUTIONAL" DISCRETION PURSUANT TO THE MEMORANDUM: CAME TO THE UNITED STATES UNDER AGE THE AGE OF 16; HAS CONTINUOUSLY RESIDED IN THE UNITED STATES FOR AT LEAST FIVE YEARS; PRECEDING THE DATE OF THIS MEMORANDUM AND IS PRESENT IN THE UNITED STATES ON THE DATE OF THIS MEMORANDUM; IS CURRENTLY IN SCHOOL; HAS GRADUATED FROM HIGH SCHOOL; HAS OBTAINED A GENERAL EDUCATION DEVELOPMENT CERTIFICATE OR IS AN HONORABLY DISCHARGED VETERAN OF THE COAST GUARD OR ARMED FORCES OF THE UNITED STATES; HAS NOT BEEN CONVICTED OF A FELONY OFFENSE, A SIGNIFICANT MISDEMEANOR OFFENSE, MULTIPLE MISDEMEANOR OFFENSES, OR OTHERWISE POSES A THREAT TO OUR NATIONAL SECURITY OR PUBLIC SAFETY; AND IS NOT ABOVE THE AGE OF 30. RESPECT TO INDIVIDUALS WHO ARE ENCOUNTERED BY U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT, ICE, U.S. CUSTOM BORDER PROTECTION, CBP, OR U.S. CITIZENSHIP AND IMMIGRATION SERVICE, USCIS, RESPECTIVE INDIVIDUALS WHO MEET THE ABOVE CRITERIA, ICE AND CBP, SHOULD IMMEDIATELY EXERCISE A DISCRETION ON AN INDIVIDUAL BASIS IN ORDER TO PREVENT LOW-PRIORITY INDIVIDUALS FROM BEING PLACED IN THE REMOVAL PROCEEDINGS OR REMOVED FROM THE UNITED STATES. USCIS INSTRUCTED TO IMPLEMENT THIS MEMORANDUM CONSISTENT WITH ITS EXISTING GUIDANCE REGARDING THE ISSUANCE OF NOTICES TO APPEAR. WITH RESPECT TO INDIVIDUALS WHO ARE IN REMOVAL PROCEDURES BUT NOT SUBJECT TO THE FINAL ORDER OF REMOVAL AND WHO MEET THE ABOVE CRITERIA, ICE SHOULD EXERCISE PROSECUTORIAL DISCRETION ON AN INDIVIDUAL BASIS OR INDIVIDUALS WHO MEET THE ABOVE CRITERIA FOR DEFERRED ACTION, FOR A PERIOD OF TWO YEARS SUBJECT TO RENEWAL IN ORDER TO PREVENT LOW-PRIORITY INDIVIDUALS FROM BEING REMOVED FROM THE UNITED STATES. ICE IS INSTRUCTED TO USE THE OFFICE OF THE PUBLIC ADVOCATE TO COMMIT INDIVIDUALS WHO BELIEVE THEY MEET THE ABOVE CRITERIA TO IDENTIFY THEMSELVES THROUGH A CLEAR AND EFFICIENT PROCESS. ICE IS DIRECTED TO BEGIN IMPLEMENTATION OF THE PROCESS IN 60 DAYS. ICE IS ALSO INSTRUCTED IMMEDIATELY TO BEGIN THE PROCESS OF DEFERRING ACTION AGAINST INDIVIDUALS WHO MEET THE ABOVE CRITERIA WHOSE CASES HAVE ALREADY BEEN IDENTIFIED THROUGH THE ONGOING

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REVIEW OF PENDING CASES BEFORE THE EXECUTIVE OFFICE IMMIGRATION REVIEW. FOR INDIVIDUALS WHO ARE GRANTED DEFERRED ACTION BY EITHER ICE OR SHALL ACCEPT APPLICATIONS DETERMINED WHETHER THESE INDIVIDUALS QUALIFY FOR WORK AUTHORIZATION DURING THIS PERIOD OF DEFERRED ACTION, THIS MEMORANDUM CONFERS NO SUBSTANTIVE RIGHT, IMMIGRATION STATUS, OR PATHWAY TO CITIZENSHIP. ONLY THE CONGRESS ACTING THROUGH ITS LEGISLATIVE AUTHORITY CAN CONFER THESE RIGHTS. IT REMAINS FOR THE EXECUTIVE BRANCH, HOWEVER, TO SET FORTH POLICY FOR THE EXERCISE OF DISCRETION WITHIN THE FRAMEWORK OF THE EXISTING LAW. I HAVE DONE SO HERE. YOU WOULD THINK THAT WOULD HAVE BEEN SIGNED BY PRESIDENT OBAMA. JANET NAPOLITANO. [LB623]

SPEAKER HADLEY: ONE MINUTE. [LB623]

SENATOR GROENE: WE GOT TO APOLOGIZE TO PRESIDENT OBAMA. HE DIDN'T DO THIS. A GOVERNMENT EMPLOYEE DID THIS BY A MEMORANDUM. THEY'RE NOT GIVEN CITIZENSHIP. THEY'RE STILL ILLEGALLY HERE. THEY'RE JUST NOT BEING PERSECUTED...PROSECUTED AT THIS TIME. PRESIDENT OBAMA DID NOTHING. MAYBE WE SHOULD JUST CLOSE THIS PLACE DOWN AND ASK THE ATTORNEY GENERAL TO GIVE A MEMORANDUM ON HOW WE SHOULD HANDLE ILLEGAL ACTIVITY IN OUR STATE, BECAUSE THAT'S WHAT THE FEDERAL GOVERNMENT DID. CONGRESS DIDN'T GIVE THIS DEFERRED ACTION. ONE GOVERNMENT BUREAUCRAT DID. [LB623]

SPEAKER HADLEY: TIME, SENATOR. [LB623]

SENATOR GROENE: THANK YOU. [LB623]

SPEAKER HADLEY: THANK YOU, SENATOR GROENE. (VISITORS INTRODUCED.) SENATOR BLOOMFIELD, YOU'RE RECOGNIZED. [LB623]

SENATOR BLOOMFIELD: THANK YOU, MR. PRESIDENT. SENATOR GROENE SAID WE OUGHT TO HAND THIS OFF, MAYBE, TO A SUGGESTION FROM THE ATTORNEY GENERAL. UNDER FEDERAL GUIDELINES, SENATOR, THAT WOULDN'T WORK. HE WAS ELECTED. JANET NAPOLITANO NEVER WAS. I CANNOT SUPPORT LB623 AND I WILL NOT. I WASN'T GOING TO SPEAK ON IT. I PROBABLY STILL WON'T ANY FURTHER THAN THIS. SENATOR KINTNER ASKED ME TO YIELD HIM SOME TIME AND I WILL DO THAT. THANK YOU, MR. PRESIDENT. [LB623]

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SPEAKER HADLEY: SENATOR KINTNER, YOU'RE YIELDED 4 MINUTES AND 20 SECONDS. [LB623]

SENATOR KINTNER: WELL, THANK YOU, MR. PRESIDENT. I THOUGHT WE CAN'T GO THROUGH DACA AND DAPA AND WHAT IT MEANS AND WHAT THE LAWSUIT SAYS. I THINK IT'S KIND OF IMPORTANT TO GO BACK AND LOOK AT THAT. I'M GOING TO READ FROM THE NATIONAL CATHOLIC REPORTER. AND THIS IS FROM FEBRUARY OF THIS YEAR. IT SAYS: A LITTLE MORE THAN ONE DAY BEFORE AN EXPANSION WAS TO TAKE EFFECT IN THE DEFERRED DEPORTATION PROGRAM KNOWN AS DACA, A FEDERAL JUDGE IN TEXAS ISSUED A PRELIMINARY JUNCTION (SIC-INJUNCTION) BLOCKING THE OBAMA ADMINISTRATION'S EFFORT. AND I MAY ADD A LITTLE EDITORIAL COMMENT THERE, THANK GOODNESS HE DID. BACK TO THE ARTICLE: A 123-PAGE MEMORANDUM RELEASED BY TEXAS GOVERNOR GREG ABBOTT LATE MONDAY EVENING, DISTRICT COURT JUDGE, ANDREW HANEN, GRANTED THE REQUEST OF TEXAS AND 25 OTHER STATES TO TEMPORARILY BLOCK A PLANNED EXPANSION OF DEFERRED ACTION FOR CHILDHOOD ARRIVALS TO CERTAIN PEOPLE WHO ARE INELIGIBLE FOR THE ORIGINAL 2012 PROGRAM. THE EXPANSION OF DACA WAS TO BE ROLLED OUT WEDNESDAY, BUT JEH JOHNSON, SECRETARY OF HOMELAND SECURITY, SAID TUESDAY THAT THE IMPLEMENTATION WOULD BE DEPLOYED WHILE THE ADMINISTRATION APPEALS. BY THE WAY, I THINK THEY'VE GONE AHEAD AND VIOLATED THAT COURT ORDER SINCE THEN. BUT WE DON'T HAVE A CONGRESS THAT WILL DO ANYTHING ABOUT IT. MEANWHILE, ORGANIZATIONS THAT HAVE BEEN HELPING PEOPLE PREPARE TO APPLY FOR THE PROGRAMS SAID THEY WOULD CONTINUE THAT WORK IN ANTICIPATION OF WHAT THEY HOPE WILL BE A REVERSAL OF THE INJUNCTION. RALLIES PREVIOUSLY PLANNED FOR THE SAME WEEK IN DOZENS OF CITIES TO BRING ATTENTION TO THE NEW PROGRAMS WERE GOING ON AS SCHEDULED. IN SOME CASES, THEY PICKED UP A NEW FOCUS OF PROTESTS AGAINST HANEN'S RULING. LET ME JUST ADD SOMETHING TO THAT, LET ME STOP READING. HOW ABOUT IF 20 OF US, HOW ABOUT IF THE WHOLE BODY, 49 OF US WENT DOWN TO MEXICO CITY AND DECIDED TO HAVE A PROTEST AND WE WERE GOING TO PROTEST SOME OF THEIR LAWS AND RULES THAT WE DIDN'T LIKE. HOW WELL RECEIVED DO YOU THINK WE'D BE? DO YOU THINK THEY'D WELCOME US WITH OPEN ARMS? OF COURSE NOT. OF COURSE NOT. BUT HERE IN AMERICA EVERY MALCONTENT OR PERSON THAT DOESN'T LIKE OUR COUNTRY OR LIKES OUR COUNTRY OR WANTS TO CHANGE OUR COUNTRY OR THINKS THEY CAN MAKE OUR COUNTRY BETTER OR THINKS THEY CAN IMPROVE IT OR AS OUR PRESIDENT LIKES TO SAY, THEY THINK THEY CAN REFORM IT, IS WELCOME TO PROTEST. YOU DON'T EVEN HAVE TO SPEAK ENGLISH. NO MATTER HOW MUCH YOU HATE OUR COUNTRY, NO

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MATTER WHAT YOUR CAUSE, IN AMERICA YOU CAN COME AND YOU CAN HAVE YOUR VOICE HEARD. I GOT TO BE HONEST WITH YOU, SOMETIMES IT'S NOT VERY FUN TO LISTEN TO IT. [LB623]

SPEAKER HADLEY: ONE MINUTE. [LB623]

SENATOR KINTNER: BUT THAT'S THE WAY WE DO THINGS IN AMERICA. WE OPEN UP OUR ARMS TO PEOPLE THAT WANT TO DESTROY OUR WAY OF LIFE AND WE GIVE THEM THEIR VOICE AND WE LET THEM TALK. I DON'T KNOW IF THAT'S GOOD FOR OUR COUNTRY OR NOT, BUT WE LET IT HAPPEN. AND I HOPE THAT SOMEWHERE ALONG THE LINE WE'RE STRONGER FOR IT, AT LEAST IF YOU'RE A CITIZEN AND YOU'RE UNDER OUR PROTECTION OF THE FIRST AMENDMENT. THAT WAS DESIGNED NOT FOR THE PEOPLE THAT ARE TALKING ABOUT THE POPULAR STUFF, BUT THE PEOPLE TALKING ABOUT THE UNPOPULAR STUFF, THE UNPOPULAR OPINIONS. THAT WAS WHO THE FIRST AMENDMENT WAS DESIGNED TO PROTECT. THANK YOU, MR. PRESIDENT. [LB623]

SPEAKER HADLEY: THANK YOU, SENATOR BLOOMFIELD AND SENATOR KINTNER. SENATOR SCHNOOR, YOU'RE RECOGNIZED. [LB623]

SENATOR SCHNOOR: THANK YOU, MR. PRESIDENT. YOU KNOW, THIS COUNTRY THAT WE LIVE IN IS NOT PERFECT. YOU KNOW, SENATOR CHAMBERS POINTED OUT A FEW VERY DISTINCT FAULTS THAT WE DO HAVE, I THINK WE ALL HAVE. ALL OF US IN HERE HAVE THEM. ARE WE ALL HYPOCRITICAL AT TIMES? YES, WE ARE. ARE WE ALL BIGOTS AT TIMES? I BELIEVE WE ARE. ARE WE ALL PREJUDICED AT TIMES? THERE'S NO DOUBT. ARE WE RACIST AT TIMES? I THINK WE PROBABLY ALL ARE. AND WE'RE TALKING ABOUT THIS ISSUE, SO THIS GETS...WE GET CALLED TO QUESTION ABOUT ALL OF THOSE THINGS. YOU KNOW, A FEW POINTS THAT WERE BROUGHT UP ABOUT THE, I GUESS I'LL SAY THE INVESTMENT THAT'S BEEN PUT INTO THESE DACA...DACA--I'M NOT SURE HOW YOU PRONOUNCE THAT ACRONYM--BUT THESE IMMIGRANTS. AND JUST REMIND YOU THAT THEY ARE ILLEGAL. THE EDUCATION PORTION, YOU KNOW, THE EDUCATION THAT THEY HAVE GOT HERE, MAYBE AT THE EXPENSE OF US AS THE TAXPAYERS, MAYBE AT THEIR OWN EXPENSE, DON'T KNOW. BUT LET'S REMEMBER THEY ARE ILLEGAL. THEY ARE UNDOCUMENTED IMMIGRANTS. THEY ARE ILLEGAL HERE, ILLEGAL ALIENS. WE ALWAYS TALK ABOUT OUR SOUTHERN BORDERS, AND WE'VE...I THINK WE AUTOMATICALLY, WHEN WE TALK ABOUT IMMIGRANTS, WE CLASSIFY EVERYBODY AS BEING FROM SOUTH OF THE BORDER AND WE GOT TO REMEMBER THAT THERE'S MORE TO IT THAN

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THAT. YOU KNOW, I TALKED ABOUT HOW IMPERFECT THIS COUNTRY IS. I WOULD...YOU KNOW, I'VE BEEN TO A LOT OF FOREIGN COUNTRIES. SOME OF THEM UNDER SOME NASTY CIRCUMSTANCES. AND WHAT WE HAVE HERE IS PRETTY DARN GOOD. WHEN YOU SEE HOW A THIRD-WORLD COUNTRY LIVES, ALL OF A SUDDEN OUR IMPERFECT COUNTRY, OUR IMPERFECT STATE IS LOOKING PRETTY NICE, BECAUSE I'VE SEEN PRETTY BAD. WE'RE TALKING ABOUT THESE DACA FOLKS. DOES THE NAME ROBERTO C. MARTINEZ-MARINERO RING A BELL? HE IS BELIEVED TO FALL INTO THIS CATEGORY. DOES ANYBODY KNOW WHO THAT IS? HE'S THE GENTLEMAN THAT JUST STABBED HIS WIFE, (SIC-MOTHER) THREW HIS BABY BROTHER IN A DUMPSTER, THREW HIS FIVE-YEAR-OLD BROTHER IN THE RIVER. THAT'S WHO FALLS INTO THAT CATEGORY. NOW, IS THAT ONE OF SEVERAL THOUSAND? YES, IT IS. BUT, NONETHELESS, THAT'S THE TYPE OF PEOPLE WE'RE TALKING ABOUT PROTECTING. [LB623]

SPEAKER HADLEY: ONE MINUTE. [LB623]

SENATOR SCHNOOR: THANK YOU, SIR. SO I GUESS I ALWAYS WANT YOU TO JUST GO BACK AND THINK THIS ISN'T A GREAT...LET ME REPHRASE THAT...THERE ARE A LOT OF COUNTRIES OUT THERE THAT ARE NOT VERY GOOD AND EVERYBODY WANTS TO COME HERE. THERE'S NO DOUBT ABOUT THAT, BECAUSE, YOU KNOW, I'VE SEEN HOW THEY HAVE TO LIVE. I'VE NEVER LIVED UNDER THE SAME CONDITIONS THEY'VE LIVED IN, BUT I KNOW WHAT SOME OF THOSE COUNTRIES ARE LIKE. SO FROM THAT PERSPECTIVE AND THAT PERSPECTIVE ONLY, I CAN UNDERSTAND WHY THEY WANT TO COME HERE. BUT LET'S JUST ALWAYS REMEMBER THAT THEY ARE NOT HERE LEGALLY. AND I THINK YOU NEED TO FACTOR THAT IN WHEN YOU MAKE YOUR DECISION. [LB623]

SPEAKER HADLEY: TIME, SENATOR. [LB623]

SENATOR SCHNOOR: THANK YOU, SIR. [LB623]

SPEAKER HADLEY: THANK YOU, SENATOR SCHNOOR. SENATOR BRASCH, YOU'RE RECOGNIZED. [LB623]

SENATOR BRASCH: THANK YOU, MR. SPEAKER, AND THANK YOU, COLLEAGUES. I WILL CONTINUE, LIKE SENATOR SCHNOOR HERE, TO REITERATE THAT ALTHOUGH AMERICA MAY HAVE FLAWS AND DOES HAVE FLAWS, THAT ON SOME OF OUR WORST DAYS THERE ARE INDIVIDUALS IN OTHER COUNTRIES WHO WOULD TRADE PLACES IN A HEARTBEAT. THAT WHEN I WAS SPEAKING WITH AN

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INTERNATIONAL VISITOR FROM THE UKRAINE WHO TOLD ME THE SITUATION WITH THE RUSSIANS, SHE MENTIONED THAT A FRIEND OF HERS, HER HUSBAND AND HER WERE TOLD BY THE RUSSIANS THAT THIS IS OUR BUSINESS NOW. AND THE WOMAN'S HUSBAND STEPPED IN AND SAID, NO, THIS IS NOT YOURS, GO AWAY. AND THE RUSSIAN SHOT HIM; THIS IS IN THE YEAR 2014-2015. I HEARD THE SAME STORY BACK BEFORE 1950--MY PARENTS CAME HERE IN 1950--HOW INDIVIDUALS WERE SHOT PROTESTING, NOT WANTING TO FOLLOW THE GOVERNMENT. HOW FARMS WHAT WERE PRIVATELY OWNED, WERE TURNED INTO KOLKHOZES, COMMUNITY FARMS. STALIN CAME IN AND JUST TOOK THE PROPERTY. THE HISTORY OF MANKIND HAS BEEN TRYING, HAS NOT BEEN HUMANE. I WOULD LIKE TO BELIEVE THAT WE CONTINUE TO EVOLVE. I'VE ALWAYS BEEN TOLD THAT DISCRIMINATION IS TAUGHT, THAT IT'S A LEARNED BEHAVIOR, THAT IF WE TEACH OUR CHILDREN NOT TO DISCRIMINATE AND TO LOVE OTHERS, THAT THEY'LL FOLLOW SUIT. I BELIEVE MY PARENTS DID THAT WITH ME. AGAIN, THEY TALKED ABOUT...THEY HAD BLUE-COLLAR JOBS, THEY LEARNED TO READ AND WRITE ENGLISH. MANY OF THE FELLOW IMMIGRANTS THAT THEY HAD, THEY USED TO CALL THEM DISPLACED PERSONS. THEY ALL WORKED TOGETHER AND THEY LOVED EACH OTHER AS HUMAN BEINGS. SO DISCRIMINATION HAPPENS WITH PEOPLE COMING HERE FROM THE UKRAINE. MY MOTHER HAD INDICATED A DENTIST TOLD HER TO GO HOME, YOU COMMUNIST. THEY WERE NOT COMMUNISTS; THEY WERE ESCAPING THAT, BECAUSE MY PARENTS DID NOT SPEAK CLEAR ENGLISH. AND AS FAR AS THE LANGUAGE SKILLS OF OUR IMMIGRANTS AND THE DACA PEOPLE I HAVE MET, THEIR ENGLISH IS WONDERFUL, PERHAPS BETTER THAN MY ENGLISH. THEY'VE LEARNED VERY WELL. THEY HAVE RESPECTED THIS COUNTRY. AND WOMEN DO UNDERSTAND DISCRIMINATION. WE'RE WORKING TOWARDS, YOU KNOW, MANY AREAS NOW IN FIELDS WE'VE NOT BEEN IN, IN THE MILITARY, FOR EXAMPLE. AND WOMEN UNDERSTAND SLAVERY. IT EXISTS FOR WOMEN TODAY. I BELIEVE WE CALL IT HUMAN TRAFFICKING. WE'RE TRYING TO COME OUT OF THAT AS WELL. OVER 4.4 MILLION INDIVIDUALS WITH FAMILIES WANT TO BE AMERICAN CITIZENS. EVEN WITH THE WORST OF THE WORST WE SEE TODAY, WHEN YOU TURN ON THE TELEVISION AND HEAR ALL THAT IS BAD, IT'S BETTER THAN WHAT MANY EXPERIENCE EVERY DAY. THE DILEMMA WE HAVE NOW IS WHAT DO WE DO WITH THE 4.4 MILLION WITH CHILDREN DOCUMENTED, AWAITING BECOMING CITIZENSHIP WHO ALSO WANT TO HAVE... [LB623]

SPEAKER HADLEY: ONE MINUTE. [LB623]

SENATOR BRASCH: ...A NEBRASKA EDUCATION, TO HAVE THOSE BENEFITS, TO HAVE AN OPPORTUNITY WHERE THEY CAN TEACH THEIR CHILDREN TO LOVE

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ONE ANOTHER, TO BE COMPASSIONATE. AND THERE IS COMPASSION HERE, BUT THERE IS ALSO OUR LAWS. AND THESE INDIVIDUALS ARE NOT ESCAPING POLITICAL ASYLUM. THEIR STATUS HAS BEEN GRANTED BY PRESIDENTIAL ORDER, NOT BY CONGRESS. IT IS NOT SIMPLE AND IT IS NOT CLEAR, BUT WE DO HAVE MANY INDIVIDUALS WITH MERIT THAT WE NEED TO ADDRESS. BUT WE NEED TO UNDERSTAND AMERICA IS A NATION OF LAW, AND WE'VE TRIED TO MAKE THEM BETTER. THANK YOU, MR. PRESIDENT, AND THANK YOU, COLLEAGUES. [LB623]

SPEAKER HADLEY: THANK YOU, SENATOR BRASCH. SENATOR CHAMBERS, YOU ARE RECOGNIZED. [LB623]

SENATOR CHAMBERS: THANK YOU, MR. PRESIDENT. THERE'S A PHILOSOPHER. HE SAID, EVEN THE GODS LABOR IN VAIN AGAINST STUPIDITY. THERE WAS A BILL KNOWN AS LB775 AND THERE'S ALSO THE NEBRASKA ADVANTAGE ACT, AND SOME OF THESE ARE THE VERY ONES WHO RECRUITED THE PARENTS OF THESE CHILDREN WE'RE TALKING ABOUT TO COME WORK IN THEIR COMPANIES OUT THERE IN NORTHEASTERN PART OF THE STATE AND THE WESTERN PART OF THE STATE WHERE THEY WERE WELCOME WHEN THEY TOOK THOSE DIRTY, LOW-PAYING, DANGEROUS JOBS. I EVEN HAD TO GET LEGISLATION, THAT I FORGOT ABOUT, REQUIRING THEM, THOSE COMPANIES, TO TREAT THEM LIKE HUMAN BEINGS, TO PROVIDE MEDICAL CARE, TO PROVIDE A DECENT PLACE TO LIVE, THEN TRANSPORTATION BACK TO THE PLACE WHERE THEY PICK THEM UP. THAT'S WHAT HAD TO BE DONE BECAUSE THESE LAW-ABIDING WHITE, AMERICAN CAPITALISTS WHO PERSUADED THIS WHITE LEGISLATURE TO GIVE THEM BENEFITS SO THEY COULD RECRUIT THE PARENTS OF THESE VERY CHILDREN TO COME WORK IN NEBRASKA. AND SOME OF THE STRONGEST DEFENDERS OF LB775, THAT BILL, ARE THE VERY ONES OPPOSED TO THIS BILL WE'RE TALKING ABOUT FOR THE CHILDREN OF THOSE...THEY WHOSE PARENTS THEY RECRUITED. I'D LIKE TO ASK SENATOR KINTNER A QUESTION, IF HE WILL ANSWER ONE OR TWO ABOUT HIS PRESENTATION. [LB623]

SPEAKER HADLEY: SENATOR KINTNER, WILL YOU YIELD? [LB623]

SENATOR KINTNER: CERTAINLY. [LB623]

SENATOR CHAMBERS: SENATOR KINTNER, WHAT WAS THE SOURCE OF THE STATISTICS YOU WERE READING ABOUT THESE, AS YOU CALL THEM, UNAUTHORIZED PEOPLE? [LB623]

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SENATOR KINTNER: YEAH, THAT WAS THEIR TERMINOLOGY, AND THAT IS THE MIGRATION POLICY INSTITUTE. [LB623]

SENATOR CHAMBERS: WHO IS THAT? WHO ARE THEY? JUST AN ORGANIZATION? [LB623]

SENATOR KINTNER: I DON'T KNOW MUCH ABOUT THEM. [LB623]

SENATOR CHAMBERS: OKAY, I WON'T ASK YOU... [LB623]

SENATOR KINTNER: THIS IS JUST A PROFILE, THE UNAUTHORIZED POPULATION OF NEBRASKA. [LB623]

SENATOR CHAMBERS: OKAY, THAT'S ALL RIGHT. HERE'S WHAT I WANT TO GET TO. HOW MANY...WHAT WAS YOUR...WHAT DID YOU TAKE YOUR DEGREE IN WHEN YOU WERE IN...WENT TO THE UNIVERSITY? [LB623]

SENATOR KINTNER: ONE MARKETING DEGREE, ONE FINANCIAL SERVICE DEGREE. [LB623]

SENATOR CHAMBERS: NOW ON THIS FLOOR, HOW MANY PEOPLE DO YOU THINK HAVE COLLEGE DEGREES? [LB623]

SENATOR KINTNER: MAJORITY. [LB623]

SENATOR CHAMBERS: YOU DO? [LB623]

SENATOR KINTNER: YEAH, THE VAST MAJORITY. [LB623]

SENATOR CHAMBERS: THAT'S WHAT YOU THINK, BUT YOU DON'T KNOW FOR SURE, DO YOU? [LB623]

SENATOR KINTNER: I KNOW IT'S A MAJORITY. I DON'T KNOW HOW MANY. [LB623]

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SENATOR CHAMBERS: NOW, WHEN YOU WERE TALKING ABOUT ENGLISH PROFICIENCY AND HOW WELL ENGLISH IS SPOKEN, DO YOU THINK ENGLISH IS SPOKEN WELL ON THIS FLOOR? [LB623]

SENATOR KINTNER: GENERALLY, PRETTY WELL, YES. [LB623]

SENATOR CHAMBERS: NOT GENERALLY. DO YOU THINK ENGLISH IS SPOKEN WELL ON THIS FLOOR? [LB623]

SENATOR KINTNER: WELL, YOU HAVE TO HAVE A MEASURE. I SAY YES, BUT IT'S NOT PERFECT. [LB623]

SENATOR CHAMBERS: OKAY. WELL, YOU THINK IT'S SPOKEN WELL AND I DON'T. THAT'S ALL I'LL ASK YOU. THANK YOU. IF THERE WERE A CONFERENCE OF EDUCATED PEOPLE, KNOWLEDGEABLE PEOPLE, WHICH OF THE PEOPLE ON THIS FLOOR THAT YOU'VE HEARD SPEAK AGAINST THIS BILL DO YOU THINK COULD GO AMONG THOSE PEOPLE AND SAY THE VERY THINGS THEY'RE SAYING NOW WITHOUT BEING LAUGHED OUT AND ASKED, WHY IN THE WORLD ARE YOU EVEN HERE? WHAT IN THE WORLD ARE YOU TALKING ABOUT? WHERE DID YOU COME FROM? WHERE HAVE YOU SPENT THE LAST CENTURY? DON'T THEY HAVE NEWSPAPERS WHERE YOU COME FROM? THEY DON'T HAVE SCHOOLS? THE BRAIN DRAIN THAT THEY TALK ABOUT IN THIS STATE ARE YOUR YOUNG WHITE CHILDREN. THEY SEE YOU. ARE YOU WHAT THEY WANT TO GROW UP TO BE? DO THEY WANT TO BE LIKE THE PEOPLE WE HEAR TALKING ON THIS FLOOR? THEY DON'T NEED TO GO TO SCHOOL TO DO THAT. THAT'S WHY THEY LEAVE HERE. IT IS A BACKWARD PLACE. HOW YOU GOING TO KEEP THEM DOWN ON THE FARM WHEN THEY'VE VISITED NUMBSKULL, ARKANSAS? SENATOR KINTNER IS READING STATISTICS TO INDICATE PEOPLE ARE BRINGING DOWN THIS ECONOMY. WHAT ABOUT WALL STREET, WHERE THEY WOULDN'T HAVE HIM, BY THE WAY, BROUGHT DOWN NOT ONLY THIS ECONOMY BUT AFFECTED THE ECONOMY AROUND THE WORLD? THEY DON'T TALK ABOUT THAT HERE BECAUSE THEY DON'T KNOW ABOUT THAT. THEY DON'T THINK VERY FAR. THEY DON'T UNDERSTAND THINGS. SO WHEN THEY REINFORCE WHAT EACH OF THEM THINKS, THAT MAKES THEM FEEL EVERYTHING IS ALL RIGHT WITH THE WORLD. BUT I'D RATHER BE ME THAN ANYBODY ELSE, WITH ALL THE DISCRIMINATIONS I FACE, AND IT'S NOT BECAUSE THIS COUNTRY IS SO GOOD. [LB623]

SPEAKER HADLEY: ONE MINUTE. [LB623]

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SENATOR CHAMBERS: AND I WILL QUOTE AGAIN WHAT H.L. MENCKEN, M-E-N-C-K-E-N, STATED. HE WAS VERY CRITICAL OF AMERICA AND THE BOURGEOISIE, THE "BOOPSIEBEE" (PHONETIC), WHEN HE WAS ASKED, WHY DO YOU STAY IN AMERICA IF YOU FIND IT SO BAD? HE SAID, WHY DO MEN VISIT ZOOS, Z-O-O-S? WHY DO MEN VISITS ZOOS? THAT GIVES YOU THE ANSWER. INTELLIGENT, ANALYTICAL, THOUGHTFUL PEOPLE ARE THE ONES YOU OUGHT TO READ, INSTEAD OF THIS STUFF WHERE YOU PICK SOMETHING UP AND SAY THIS IS WHERE I GET THESE STATISTICS AND CANNOT DOCUMENT THEM. HE DOESN'T KNOW WHETHER A SINGLE FIGURE HE QUOTED IS CORRECT. DID THEY DO A CENSUS? HOW DID THEY GET THOSE? BUT I'M LISTENING. I WOULDN'T TRY TO COUNTERACT EVERYTHING THEY SAY. THE BOOK SAYS, ANSWER NOT A FOOL ACCORDING TO HIS FOLLY, LEST THOU BE LIKE UNTO HIM. [LB623]

SPEAKER HADLEY: TIME, SENATOR. [LB623]

SENATOR CHAMBERS: WAS THAT MY THIRD TIME? [LB623]

SPEAKER HADLEY: THAT WAS YOUR THIRD TIME. SORRY, I SHOULD HAVE TOLD YOU. [LB623]

SENATOR CHAMBERS: THANK YOU, MR. PRESIDENT. [LB623]

SPEAKER HADLEY: SENATOR HANSEN. [LB623]

SENATOR HANSEN: CALL THE QUESTION. [LB623]

SPEAKER HADLEY: QUESTION HAS BEEN CALLED. DO I SEE FIVE HANDS? I DO. THE QUESTION IS, SHALL DEBATE CEASE? ALL THOSE IN FAVOR VOTE AYE; ALL THOSE OPPOSED VOTE NAY. THE QUESTION IS, SHALL DEBATE CEASE? HAVE ALL VOTED? SENATOR HANSEN. [LB623]

SENATOR HANSEN: MR. PRESIDENT, I WOULD LIKE A CALL OF THE HOUSE. [LB623]

SPEAKER HADLEY: YOU DON'T NEED TO. [LB623]

SENATOR HANSEN: NEVER MIND. [LB623]

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SPEAKER HADLEY: RECORD, MR. CLERK. [LB623]

ASSISTANT CLERK: 25 AYES, 0 NAYS TO CEASE DEBATE, MR. PRESIDENT. [LB623]

SPEAKER HADLEY: DEBATE DOES CEASE. SENATOR KINTNER, YOU'RE RECOGNIZED TO CLOSE. [LB623]

SENATOR KINTNER: WELL, THANK YOU, MR. PRESIDENT. WHAT THIS AMENDMENT DOES IS IT HOLDS OFF IMPLEMENTATION OF THIS UNTIL 2017, AFTER WE'VE GOTTEN CLEAR OF THE COURTS AND WE FIND OUT WHAT'S GOING TO HAPPEN THERE. AND THEN, ASSUMING EVERYTHING GOES THROUGH AND THE COURT SAYS THE CHALLENGE IS NOT...DOES NOT HOLD WATER, IT STRIKES DOWN THE CHALLENGE, THEN THIS WOULD TAKE EFFECT. ALL IT IS, IT'S VERY SIMPLE, VERY EASY TO UNDERSTAND, AND I ENCOURAGE EVERYONE WHO SUPPORTS THE RULE OF LAW TO SUPPORT THIS AMENDMENT. THANK YOU, MR. PRESIDENT. [LB623]

SPEAKER HADLEY: THE QUESTION BEFORE THE BODY IS THE ADOPTION OF AM1623. THOSE IN FAVOR VOTE AYE; OPPOSED VOTE NAY. THERE'S BEEN A REQUEST FOR A ROLL CALL VOTE. MR. CLERK. [LB623]

ASSISTANT CLERK: (ROLL CALL VOTE TAKEN, LEGISLATIVE JOURNAL PAGES 1552-1553.) 8 AYES, 28 NAYS, MR. PRESIDENT, ON THE ADOPTION OF THE AMENDMENT. [LB623]

SPEAKER HADLEY: THE AMENDMENT FAILS. MR. CLERK. [LB623]

ASSISTANT CLERK: MR. PRESIDENT, I HAVE A PRIORITY MOTION. SENATOR KINTNER WOULD MOVE TO RECONSIDER THE VOTE JUST TAKEN. [LB623]

SPEAKER HADLEY: SENATOR KINTNER, YOU ARE RECOGNIZED TO OPEN ON YOUR MOTION TO RECONSIDER. [LB623]

SENATOR KINTNER: WELL, THANK YOU, MR. PRESIDENT. PLENTY MORE MOTIONS WHERE THAT CAME FROM. I THINK THAT IF WE REALLY WANT TO STAND BY THE RULE OF LAW, IF WE VALUE THE HARD WORK OF PEOPLE WHO HAVE COME HERE LEGALLY, PEOPLE WHO HAVE PLAYED BY THE RULES, PEOPLE THAT HAVE STOOD IN LINE, PEOPLE THAT HAVE SPENT THOUSANDS OF DOLLARS FOR AN

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ATTORNEY, IMMIGRATION ATTORNEY TO COME TO THIS COUNTRY LEGALLY-- AND I THINK THAT THERE ARE STILL A LOT OF PEOPLE THAT DO THAT--THEN WE NEED TO STAND BY THE RULE OF THE LAW. I THINK IT'S JUST SAD FOR THE PEOPLE THAT GO THROUGH THAT ENTIRE EXPENSE, THROUGH OUR IMMIGRATION SYSTEM WHICH PURPOSELY DOES NOT WORK VERY WELL. IT ENCOURAGES PEOPLE TO JUST OVERSTAY A VISA OR JUMP A FENCE OR GO THROUGH A TUNNEL OR CROSS A RIVER AND COME HERE ILLEGALLY. AND I THINK THAT'S THE PURPOSE OF ALL THESE...OF THIS ADMINISTRATION AND THEIR LAWS. THEY WANT TO ENCOURAGE PEOPLE TO COME HERE ILLEGALLY. AND I DON'T FAULT ANYONE FOR COMING HERE TO GET PART OF THE AMERICAN DREAM, TO MAKE A BETTER LIFE FOR THEMSELVES. BUT IF THE FIRST THING YOU'RE GOING TO DO WHEN COMING TO A NEW COUNTRY IS BREAK THE LAW, WHAT DOES THAT SAY ABOUT YOUR FUTURE IN THAT COUNTRY? IF YOUR FIRST ACT IS BREAKING FEDERAL LAW, THAT DOESN'T SAY VERY MUCH ABOUT YOUR FUTURE AND ABOUT YOUR PRIORITIES AND ABOUT WHAT YOU THINK ARE IMPORTANT. SO WE WANT TO ENCOURAGE LEGAL IMMIGRATION. WE WANT PEOPLE TO BE ABLE TO COME HERE AND ENJOY THE AMERICAN DREAM. WE WANT PEOPLE TO ADD TO THE ECONOMY. I WANT TO TELL YOU, A PROSPEROUS ECONOMY NEEDS IMMIGRANTS. AND IF WE WANT TO PROSPER AND MOVE FORWARD, WE NEED TO BRING IN A SKILLED WORK FORCE. WE NEED TO BRING IN PEOPLE THAT ARE HIGHLY SPECIALIZED IN COMPUTERS AND SCIENCE AND CHEMISTRY AND TECHNOLOGY. WE ALSO NEED PEOPLE TO COME IN AND JUST DO CONSTRUCTION AND DO MANUAL LABOR. WE NEED THOSE PEOPLE. AND I AM REALLY...IT'S A REAL SORROW THAT WE DON'T HAVE A SYSTEM THAT ENCOURAGES THAT TO HAPPEN LEGALLY. AND HERE WE ARE TRYING TO PATCH IT TOGETHER, BECAUSE THE FEDERAL GOVERNMENT AND A LAWLESS ADMINISTRATION DON'T WANT TO FIX THE PROBLEM. THEY WANT A CRISIS. REMEMBER, DAVID AXELROD SAID, NEVER LET A GOOD CRISIS GO TO WASTE. WHEN THEY CAN CREATE A CRISIS OR TAKE ADVANTAGE OF A CRISIS, THAT'S WHEN THEY EXPAND THEIR POWER. AND THAT'S TOO BAD. THAT'S TOO BAD. YOU KNOW, THERE WAS A TIME WHEN WE COULD HOLD OUR CHILD UP AND SAY, LOOK AT THE PRESIDENT. BE LIKE THAT. IT DIDN'T HAVE TO BE OUR PARTY; IT COULD BE ANY PRESIDENT. I THINK THERE WERE PLENTY OF REPUBLICANS IN 1961 THAT CHEERED JOHN F. KENNEDY, BECAUSE HE WAS THE PRESIDENT OF THE UNITED STATES AND HE RESPECTED THE CONSTITUTION AND HE RESPECTED THE RULE OF LAW. AND WE WANTED OUR CHILD TO BE LIKE THE PRESIDENT. AND I THINK PARENTS LOOKED AT PRESIDENT KENNEDY, PRESIDENT JOHNSON, AND PRESIDENT NIXON, UNTIL ABOUT 1973, AND PROBABLY JIMMY CARTER, AND CERTAINLY RONALD REAGAN AND GEORGE BUSH, WHO WE COULD DISAGREE WITH ON POLICY, BUT LOOK AT HIM AND SAY, HE'S A GOOD GUY. HE

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BELIEVES IN THE RULE OF LAW. HE BELIEVES IN OUR CONSTITUTION. HE'S DOING HIS BEST TO UPHOLD OUR CONSTITUTION. AND NOW LOOK AT WHERE WE ARE. LOOK AT WHAT'S SITTING IN THE WHITE HOUSE. WE HAVE AN ADMINISTRATION IN WASHINGTON THAT HAS UTTER CONTEMPT FOR THE AMERICAN PEOPLE, AND UTTER CONTEMPT FOR THE CONSTITUTION, UTTER CONTEMPT FOR THE RULE OF LAW, AND THAT DIVIDES OUR COUNTRY. AND WE ARE NOW DIVIDED INTO BLUE STATES VERSUS RED STATES. UNFORTUNATELY, REPUBLICAN VERSUS DEMOCRAT; CONSERVATIVE VERSUS PROGRESSIVE LIBERAL. WE CAN'T EVEN AGREE ON WHAT THE VALUES OF AMERICA ARE ANYMORE. WE CAN'T EVEN AGREE ON WHAT'S RIGHT AND WHAT'S WRONG ANYMORE. IT USED TO BE WE COULD AGREE ON WHAT WAS RIGHT AND WHAT NEEDED TO BE DONE. AND WE HAD DIFFERENT WAYS OF GETTING THERE. AND SOME PEOPLE WANTED TO GO THIS WAY AND SOME PEOPLE WANTED TO GO THAT WAY, BUT WE ALWAYS SEEMED TO WANT THE SAME THING IN THE ENDS. AND NOW LOOK AT OUR COUNTRY. WE DON'T EVEN AGREE ON WHAT NEEDS TO BE DONE, WHERE WE NEED TO GO, WHAT AMERICA SHOULD LOOK LIKE. AND THAT'S A DARN SHAME. THERE'S ENOUGH BLAME TO GO AROUND EVERYWHERE. BUT I'LL TELL YOU WHAT, IT WOULD BE A LOT EASIER IF WE HAD SOMEONE IN THE WHITE HOUSE THAT SOUGHT TO BRING US TOGETHER INSTEAD OF DIVIDE US, INSTEAD OF DIVIDE AND CONQUER. IT WOULD MAKE OUR JOB IN THIS LEGISLATURE A WHOLE LOT EASIER. IT WOULD BE A LOT BETTER FOR IMMIGRANTS WANTING TO COME TO OUR COUNTRY; IT WOULD BE BETTER FOR IMMIGRANTS ALREADY HERE. AND THAT IS KIND OF WHERE WE FIND OURSELVES. MR. PRESIDENT, I THINK IT'S SAD, SAD WHERE OUR COUNTRY IS, IT'S SAD TO SEE THE DIVISIONS IN OUR COUNTRY. AND TO BE HONEST WITH YOU, THE ONLY WAY I SEE IT CHANGING IS FOR US TO GET ON OUR KNEES AND SEEK GOD'S WISDOM, BECAUSE, WHAT THE HECK, OUR WISDOM, MAN'S WISDOM SURE HASN'T DONE A DARN THING FOR US. ALL IT'S DONE IS DIVIDE US. AND MAYBE, JUST MAYBE, ENOUGH OF US WILL SEEK GOD'S WISDOM THAT WE WILL FOLLOW HIS WAYS, NOT MAN'S WAYS. THANK YOU, MR. PRESIDENT. [LB623]

SPEAKER HADLEY: THANK YOU, SENATOR KINTNER. YOU'VE HEARD THE OPENING ON THE RECONSIDERATION MOTION. SENATOR NORDQUIST, YOU'RE RECOGNIZED. [LB623]

SENATOR NORDQUIST: THANK YOU, MR. PRESIDENT, MEMBERS. I DO THINK IT'S A SHAME. I THINK IT'S A SHAME WHEN THERE IS INFORMATION PUT ON THE FLOOR THAT IS BLATANTLY MISLEADING. THE FACT OF THE MATTER IS THAT WE HAVE MORE DEPORTATIONS OF IMMIGRANTS IN OUR COUNTRY, IT'S AT AN ALL-TIME HIGH, TWICE AS MUCH AS THE PREVIOUS ADMINISTRATION. MORE THAN TWICE

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AS MANY DEPORTATIONS OF CRIMINALS, AND THAT'S WHERE THE PROSECUTORIAL DISCRETION IS BEING USED, MAKING SURE THAT WE ARE DEPORTING OVER 200,000 CRIMINAL IMMIGRANTS A YEAR, ANOTHER 230,000, 240,000 NONCRIMINAL IMMIGRANTS A YEAR, AND WE HAVE LEGISLATORS STANDING ON THIS FLOOR IN A VERY ANGRY WAY TALKING ABOUT HOW THAT ISN'T HAPPENING, TRYING TO PRESENT SOME REVISIONIST HISTORY OF THE FACTS. WE CAN BE ENTITLED TO OUR OWN OPINIONS ON THIS FLOOR, BUT THE FACTS ARE THE FACTS. AND WE ALSO HEARD A LONG RANT ABOUT THE LACK OF EDUCATION OF THIS POPULATION. WELL, IF SENATOR KINTNER HAD TAKEN A MOMENT TO READ ANY COMMITTEE TRANSCRIPT OR SIT DOWN AND TALK WITH ANY OF THESE DACA YOUTH, I'M SURE HE WOULD BE AS IMPRESSED AS I AM BY THE FACT THAT THESE KIDS ARE GOING AND GETTING HIGHER EDUCATION IN TECHNOLOGY, IN INFORMATION SYSTEMS, GOING AND GETTING GRADUATE AND PROFESSIONAL DEGREES, BECOMING PHYSICIANS THAT WANT TO COME BACK AND SERVE UNDERSERVED AREAS OF OUR STATE. THESE ARE THE BRIGHT, YOUNG PEOPLE THAT ARE THE FUTURE OF NEBRASKA. AND WHAT DO WE SEE ON THE FLOOR? WE SEE, UNFORTUNATELY, VERY ANGRY RHETORIC ABOUT THEM, ABOUT THEIR POTENTIAL, ABOUT THE STRENGTH AND ENTREPRENEURSHIP THAT THEY BRING. SENATOR KINTNER TALKED ABOUT LITIGATION ON DACA AND DAPA. THE DACA PORTION, WHICH WE ARE SPECIFICALLY FOCUSING ON HERE FOR DEFERRED ACTION, IS NOT BEING CHALLENGED. IT IS GOING FORWARD. IT HAS BEEN IN PLACE SINCE 2012 IN NEARLY EVERY CREDIBLE POTENTIAL CANDIDATE FOR PRESIDENT SUPPORTS SOME SORT OF PATHWAY OF AUTHORIZATION OR LEGALIZATION OF CITIZENSHIP FOR DACA RECIPIENTS, FOR DREAMERS, BECAUSE WE KNOW THEY ARE THE BACKBONE OF OUR STATE, THE BACKBONE OF OUR COUNTRY, THE FUTURE OF OUR COUNTRY. AND WE KNOW FROM JUST LOOKING AT CENSUS NUMBERS, MOST RECENTLY, OUR STATE WOULD BE LOSING POPULATION RIGHT NOW IF IT WASN'T FOR THE LATINO POPULATION, AND YET AGAIN, WE HEAR VERY UNFORTUNATE RHETORIC ON THE FLOOR OF THIS LEGISLATURE. I WANTED TO ASK SENATOR SCHNOOR A QUESTION, BUT I DON'T HAPPEN TO SEE HIM AROUND. [LB623]

SPEAKER HADLEY: SENATOR SCHNOOR? BEING ASKED TO YIELD? [LB623]

SENATOR NORDQUIST: MAYBE I'LL GET A CHANCE. IS SENATOR SCHNOOR OUT THERE? YES, I'D APPRECIATE...I WOULD LIKE TO ASK SENATOR SCHNOOR A QUESTION. [LB623]

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SPEAKER HADLEY: SENATOR SCHNOOR, WILL YOU YIELD TO A QUESTION?  
[LB623]

SENATOR SCHNOOR: I WILL. [LB623]

SENATOR NORDQUIST: SENATOR SCHNOOR, YOU MENTIONED YOU HAD SOME INFORMATION THAT IN THE MARTINEZ-MARINERO CASE HAPPENING IN OMAHA THAT THAT INDIVIDUAL, THAT PERPETRATED OR IS BEING ACCUSED OF IT OR EVEN ADMITTED TO IT, IS A DACA RECIPIENT. DO YOU HAVE THAT INFORMATION? [LB623]

SENATOR SCHNOOR: HE WAS BELIEVED TO BE A DACA RECIPIENT, IS THAT AS YOU SAID? [LB623]

SENATOR NORDQUIST: YEAH, THAT'S WHAT YOU SAID ON A PREVIOUS TIME ON THE MIKE. [LB623]

SENATOR SCHNOOR: YES, I DID. [LB623]

SENATOR NORDQUIST: AND WHERE DID YOU GET THAT INFORMATION, BECAUSE I'VE BEEN FOLLOWING IT CLOSELY AND LOOKED THROUGH EVERY ARTICLE ONLINE AND DON'T SEE THAT? THERE'S ARTICLES THAT SAID HIS FATHER WAS AN UNDOCUMENTED IMMIGRANT. [LB623]

SENATOR SCHNOOR: IT WAS AN E-...AND NOW I'VE GOT TO FIND IT, IT WAS AN E-MAIL THAT WAS SENT TO ME. [LB623]

SENATOR NORDQUIST: FROM...DO YOU KNOW WHO THE SOURCE OF THAT E-MAIL WAS? [LB623]

SENATOR SCHNOOR: DR. JOHN COPENHAVER. [LB623]

SENATOR NORDQUIST: OKAY. AND DID HE PROVIDE ANY CITATION TO THAT?  
[LB623]

SENATOR SCHNOOR: NOT THAT I...I GUESS I DON'T KNOW FOR SURE IF THERE WAS FOR THAT. [LB623]

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SENATOR NORDQUIST: OKAY, WELL, IF YOU FIND IT, I'D APPRECIATE SEEING THAT OR HEARING THAT OTHER, YOU KNOW...I'M VERY CONCERNED THAT IF WE START THROWING AROUND ACCUSATIONS LIKE THAT,... [LB623]

SPEAKER HADLEY: ONE MINUTE. [LB623]

SENATOR NORDQUIST: ...THAT PEOPLE WHO...AND CERTAINLY, YOU KNOW, CITIZENS COMMIT CRIMES TOO. SO IT CERTAINLY DOESN'T...PEOPLE THAT...I WOULDN'T SAY THAT, YOU KNOW, THE POTENTIAL ISN'T THERE THAT A DACA RECIPIENT COULDN'T DO THAT, BUT CERTAINLY BY THROWING THAT OUT THERE AS AN ARGUMENT AGAINST THIS BILL, I'D CERTAINLY LIKE TO SEE SOME DOCUMENTATION OF THAT, BECAUSE, AGAIN, AS A WHOLE, LARGELY AS A WHOLE, THIS POPULATION IS TRULY AMAZING, TRULY A NET POSITIVE TO OUR STATE. WE SHOULD BE DOING WHAT WE CAN TO KEEP THEM HERE RATHER THAN HAVING THEM TAKE THEIR MEDICAL EDUCATION, THEIR HIGHLY SKILLED TECHNICAL EDUCATION THAT THEY'RE GETTING AT OUR UNIVERSITIES, TAKING THAT TO ONE OF THE 49 OTHER STATES. AND THAT'S WHAT WILL HAPPENED AND HAS ALREADY HAPPENED, UNFORTUNATELY, AND WILL CONTINUE TO HAPPEN IF WE DON'T MOVE FORWARD WITH LB623. THANK YOU MR. PRESIDENT. [LB623]

SPEAKER HADLEY: THANK YOU, SENATOR NORDQUIST. SENATOR SCHEER, YOU'RE RECOGNIZED. [LB623]

SENATOR SCHEER: THANK YOU, MR. SPEAKER. I RISE TODAY IN SUPPORT OF LB623. THERE'S A LOT OF REASONS A PERSON COULD, I SUPPOSE, BE AGAINST THIS OR SUPPORT IT, BUT IT CAME TO MY KNOWLEDGE THAT SOMETHING COULD HAPPEN IN ONE'S LIFE. YOU KNOW, IRONICALLY I'M SITTING HERE TODAY BECAUSE A YEAR AGO TODAY MY BROTHER PASSED AWAY OF A HEART ATTACK. SO CONSEQUENTLY, I'M THINKING SOMEBODY COULD BE AT A HOSPITAL, HAVE A HEART ATTACK, HAVE SOMETHING ELSE. THEY CALL THE DOCTOR. THE DOCTOR IS LICENSED TO PRACTICE IN THE STATE OF NEBRASKA. BUT WE'RE WAITING FOR THE DOCTOR. WE'RE STILL WAITING. BY THE WAY, SENATOR KINTNER, WE'RE STILL WAITING BECAUSE THE DOCTOR HAS TO WALK TO THE HOSPITAL BECAUSE HE CAN'T DRIVE TO THE HOSPITAL. BUT ONCE HE GETS TO THE HOSPITAL, HE'S FULLY CAPABLE OF CUTTING MY CHEST OPEN AND REPAIRING MY HEART. BUT HE CAN'T DRIVE TO THE HOSPITAL, SO THIS MAY FIND OURSELVES IN SOME LEGAL PROBLEMS. MAY GET PICKED UP, BE TAKEN DOWN TO THE POLICE STATION, BEING HELD, LIKE EVERYBODY ELSE, PROBABLY GET ONE PHONE CALL, I GUESS. I DON'T KNOW, I'VE NOT BEEN IN THAT POSITION YET,

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THANKFULLY. BUT AS THEY DO ON TV, THEY TELL YOU, YOU GET YOUR ONE PHONE CALL. SO I ASSUME MOST EVERYONE WOULD CALL THEIR ATTORNEY. SO, I CALL MY ATTORNEY; BUT I'M WAITING AND I'M WAITING. AND, YES, SENATOR KINTNER, I'M STILL WAITING BECAUSE ALTHOUGH HE CAN REPRESENT ME IN COURT AND HE'S FULLY LICENSED IN THE STATE OF NEBRASKA TO BE AN ATTORNEY, HE CAN'T DRIVE TO THE POLICE STATION TO GET ME OUT. HE HAS TO WALK THERE. FOLKS, THERE'S SOMETHING WRONG WITH THAT PICTURE IF AN INDIVIDUAL HAS THE CAPACITY TO BE LICENSED IN THE STATE OF NEBRASKA TO PERFORM ANY ONE OF MANY PROFESSIONAL PROFESSIONS, AND WE'RE CONCERNED ABOUT THEM DRIVING. WE ALLOW ALL SORTS OF PEOPLE FROM OUTSIDE THE UNITED STATES TO GET DRIVER'S LICENSES. WE'VE EXCLUDED A CERTAIN SEGMENT OF SOCIETY. WE ARE THE ONLY STATE IN THE NATION THAT DOES THAT. YOU KNOW, I COULD TURN THE TIDE A LITTLE BIT HERE. I NOTICE THAT SENATOR LARSON IS NOT HERE, BUT, YES, WE'RE THE ONLY STATE THAT DOESN'T DO THIS. BUT, YOU KNOW, A LOT OF TIMES WE ARE VERY SLOW. IF SENATOR LARSON WERE HERE...AND I'LL DO HIS PLUG. AND I'LL...I'M ASSUMING WE'RE JUST BURNING TIME UP TODAY, SO I'LL SIMPLY NOTE THAT THERE'S ONLY FOUR OR SIX STATES IN THE NATION THAT DON'T HAVE CHARTER SCHOOLS THAT ARE AUTHORIZED IN THE STATE. WE'RE ONE OF THEM. DOESN'T MAKE IT RIGHT. BUT WE CERTAINLY ARE ONE STATE THAT DOESN'T AUTHORIZE CHARTER SCHOOLS. WE'RE THE ONLY ONE STATE THAT DOESN'T AUTHORIZE THESE INDIVIDUALS TO DRIVE A VEHICLE. IF WE'RE GOING TO TRUST OUR LIVES, OUR WELL-BEING TO SOMEBODY THAT HAS THE CAPACITY TO CURE US, TO PROTECT US, THEN WE OUGHT TO MAYBE BE ABLE TO PROVIDE THEM THE ABILITY TO DRIVE A VEHICLE. THIS MAKES NO SENSE ANYMORE. [LB623]

SPEAKER HADLEY: ONE MINUTE. [LB623]

SENATOR SCHEER: WE NEED TO USE OUR OWN LOGIC. THANK YOU, MR. SPEAKER. [LB623]

SPEAKER HADLEY: SENATOR BAKER, YOU'RE RECOGNIZED. [LB623]

SENATOR BAKER: THANK YOU, MR. PRESIDENT. IT'S BEEN SOMEWHAT INTERESTING LISTENING TO THE CONVERSATIONS. AND IF I THOUGHT THIS THING WAS ABOUT READY TO WRAP UP, COME TO A VOTE, MOVE ON TO THE NEXT ITEM ON THE AGENDA, I PROBABLY WOULDN'T EVEN BE UP TALKING. SO A LOT OF THINGS THAT WOULD HAVE BEEN...I WOULD HAVE SAID, NORMALLY, HAVE ALREADY BEEN SAID, NO NEED REPEATING THOSE. SO I'LL TALK ABOUT

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SOME DIFFERENT THINGS. MY FIRST ANCESTORS CAME TO THIS COUNTRY IN 1623 AND MOST OF THE REST CAME IN THE MID-1700s, SO FOR A CERTAIN NUMBER OF YOU IN THIS BODY, MY ANCESTORS WERE PEOPLE THAT LET YOUR ANCESTORS INTO THIS COUNTRY. DO WE HAVE ILLEGAL IMMIGRANTS IN NEBRASKA NOW? YES. SHOULD THIS COUNTRY SECURE THE BORDER WITH MEXICO? YEAH, I THINK WE SHOULD. ONE OF MY SONS LIVES AND WORKS IN PHOENIX. HE AGREES THE BORDER WITH MEXICO OUGHT TO BE SECURED, BUT HE ALSO THINKS THE WESTERN BORDER OUGHT TO BE SECURED, TOO, SO CALIFORNIANS CAN'T COME IN. NOW I WILL TALK A LITTLE ABOUT PARENTS OF THE DACA KIDS. WE TALKED MOSTLY ABOUT THE KIDS WHO WERE DEBATING WHETHER OR NOT THEY SHOULD BE ALLOWED TO RECEIVE DRIVING PERMITS OF SOME KIND. WHY ARE THERE SO MANY ILLEGAL IMMIGRANTS IN NEBRASKA NOW? BECAUSE PEOPLE HIRED THEM. THEY HAD JOBS. PEOPLE HIRED THEM TO DO, OFTENTIMES, UNPLEASANT AND HARD WORK FOR LOW WAGES. I'VE SEEN A BIG CHANGE IN MY OWN LIFETIME RIGHT HERE IN NEBRASKA. RIGHT AFTER I GRADUATED FROM HIGH SCHOOL, I WAS RECRUITED TO PLAY ON A HIGHLY COMPETITIVE FAST-PITCH SOFTBALL TEAM; TEAM SPONSOR WAS A PACKING PLANT. ALL THE OTHER PLAYERS WERE EMPLOYEES OF THE PACKING PLANT. THEY WERE A LITTLE BIT OLDER THAN ME. THEY WERE MARRIED, BY AND LARGE, HAD KIDS. AND THEY WERE MAKING A SOLID MIDDLE-CLASS INCOME. THAT CHANGED IN THE '70s AND '80s. THE PACKING PLANT OWNERS GOT RID OF THE UNIONS, AND GUESS WHO CAME IN TO DO THE WORK FOR MUCH LOWER WAGES? IN THE '80s, I SAW THE SAME THING HAPPEN WHEN I WAS LIVING IN THE FREMONT AREA, SAW THE SAME THING HAPPEN WITH THE HORMEL PACKING PLANT. SAME PATTERN HAS FOLLOWED ALL OVER THE STATE: LEXINGTON, SCHUYLER, SOUTH SIOUX. THAT'S WHEN OUR MINORITY POPULATION IN NEBRASKA INCREASED DRAMATICALLY. SO DON'T ACT LIKE YOU DON'T KNOW WHY IMMIGRANTS CAME HERE LEGALLY AND ILLEGALLY. PLANTS WANTED TO HIRE CHEAP LABOR AND THE PEOPLE CAME HERE TO ENJOY A BETTER LIFE. NOW WE POSTURE IN INDIGNATION THESE PEOPLE ARE HERE. I'M SUPPORTING LB623. I AGREE WITH A RECENT EDITORIAL PIECE CALLED OUR REFUSAL TO GRANT DACA KIDS DRIVING PERMITS TO BE MEAN SPIRITED. I AGREE. FORTY-NINE OTHER STATES THAT ALLOW IT, WE DON'T. THOMAS JEFFERSON ONCE SAID SOMETHING TO THE EFFECT, IF YOU FIND THAT YOU THINK EVERYBODY ELSE IS OUT OF STEP, YOU NEED TO CLOSELY EXAMINE YOUR OWN POSITION. I THINK THAT'S WHERE WE ARE HERE IN NEBRASKA TODAY. THANK YOU. [LB623]

SPEAKER HADLEY: THANK YOU, SENATOR BAKER. SENATOR SCHNOOR, YOU ARE RECOGNIZED. [LB623]

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SENATOR SCHNOOR: THANK YOU, MR. PRESIDENT. YOU KNOW, SENATOR BAKER BROUGHT UP SOME VERY GOOD POINTS, YOU KNOW, ABOUT THE PACKING PLANTS, AND HE USED...ABSOLUTELY CORRECT, THAT IT WAS CHEAP LABOR. YOU KNOW, I NEVER WORKED IN A PACKING PLANT. IN FACT, I'VE BEEN IN ONE TWO TIMES IN MY LIFE. I REMEMBER MY BROTHER-IN-LAW WORKED IN ONE. HE SAID HE STARTED THERE IN THE MID-'70s, I THINK, MADE \$11 AN HOUR, WHICH AT THAT TIME WAS A LOT OF MONEY. AND NOW I THINK THEY OFFER LESS FOR STARTING WAGE BECAUSE OF THE CHEAP LABOR THEY'VE BEEN ABLE TO GET. SO, UNFORTUNATELY, IT HAS PUT A LOT OF CITIZENS OUT OF WORK. A QUESTION WAS ASKED OF ME EARLIER BY SENATOR NORDQUIST, AND THAT CAME FROM THE OMAHA WORLD-HERALD, 05-12-15 WAS THE DATE. THAT WAS THE DATE THAT WAS ON THE E-MAIL. SO THAT'S THE BEST INFORMATION I CAN GIVE YOU. I'D ALSO LIKE TO READ SOME LETTERS TO THE EDITOR FROM THE WORLD-HERALD. NOW, THESE, OBVIOUSLY, REPRESENT THE OPINION OF ONE PERSON. BUT IT IS, YOU KNOW, IT'S WORTH NOTING. THIS ONE IS FROM DR. MARK O'NEIL (PHONETIC). IT SAYS, THE MAYOR'S LETTER DOESN'T REFLECT MY VIEW. OMAHA MAYOR JEAN STOTHERT ISSUED A LETTER TO STATE LAWMAKERS STATING HER SUPPORT OF ILLEGAL IMMIGRANTS--THERE'S THAT KEY WORD, "ILLEGAL"-- BROUGHT UP HERE AS CHILDREN TO RECEIVE THE RIGHT TO OPERATE A VEHICLE IN NEBRASKA. THE MAYOR HAS EVERY RIGHT AS A PRIVATE CITIZEN TO ISSUE HER OPINION. BUT IF SHE IS SPEAKING FOR THE PEOPLE AS OUR MAYOR, I WANT TO MAKE SURE SHE KNOWS SHE IS NOT SPEAKING FOR ME. ILLEGAL IMMIGRATION IS AGAINST THE LAW. AND WE HAVE LAWS IN NEBRASKA THAT CLEARLY STATE THAT STATE BENEFITS MUST NOT BE GIVEN TO UNDOCUMENTED IMMIGRANTS. AND OF COURSE HERE WE'RE DEBATING TO CHANGE THAT. AND I'LL CONTINUE: OUR ELECTED OFFICIALS ARE ALREADY GIVING FREE PRENATAL CARE AND IN-STATE TUITION TO THEM. THE DEFERRED ACTION FOR CHILDREN ARRIVALS, BETTER KNOWN AS DACA, THIS PROGRAM AGAIN DEMONSTRATES THAT PRESIDENT OBAMA DOES NOT RESPECT OUR IMMIGRATION LAWS. BUT, HOPEFULLY, OUR ELECTED OFFICIALS OF NEBRASKA WILL READ UP ON OUR LAWS TO MAKE SURE THEY UNDERSTAND THEY WERE ELECTED TO DO THE WILL OF THE PEOPLE AND OUR PEOPLE ARE CITIZENS OF THE UNITED STATES OF AMERICA; MARK O'NEIL FROM OMAHA. ANOTHER ARTICLE FROM MISS JANE WILSON: ILLEGAL IMMIGRANTS AREN'T OWED RIGHTS. IT SEEMS TO ME THAT THESE DAYS MANY PEOPLE STRETCH AND INTERPRET OUR CONSTITUTION TO FIT THEIR OWN NEEDS. THE ATTORNEYS FOR THE CHILDREN BROUGHT INTO THE UNITED STATES ILLEGALLY CLAIM THAT IT IS UNCONSTITUTIONAL TO DENY THEM A DRIVER'S LICENSES. HOWEVER, THE LAST TIME I READ THE U.S. CONSTITUTION, I DIDN'T SEE ANY MENTION OF ILLEGAL IMMIGRANTS BEING COVERED. IN EVERY ITEM... [LB623]

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SPEAKER HADLEY: ONE MINUTE. [LB623]

SENATOR SCHNOOR: THANK YOU, SIR. IN EVERY ITEM, THE CONSTITUTION GUARANTEES RIGHTS TO CITIZENS ONLY. HOW DO THE ATTORNEYS SEE ILLEGALS AS CITIZENS? THEY ARE CITIZENS ONLY AFTER APPLYING FOR AND BEING GRANTED CITIZENSHIP. SIMPLY LIVING ILLEGALLY IN OUR STATE AND COUNTRY DOESN'T AUTOMATICALLY MAKE THEM CITIZENS. MY DICTIONARY DEFINES CITIZENS AS: A PERSON OWING LOYALTY BY BIRTH OR NATURALIZATION TO THE PROTECTION OF A STATE OR NATION, AND A RESIDENT ENTITLED TO VOTE AND ENJOY OTHER PRIVILEGES HERE. ILLEGAL IMMIGRANTS ARE NOT FULLY...FULFILL EITHER OF THESE DEFINITIONS. THAT IS FROM JANE WILSON IN OMAHA. NOW, I WILL SAY AGAIN, THESE ARE JUST TWO PEOPLE. WE'VE ALL GOTTEN NUMEROUS E-MAILS. BUT I JUST WANTED TO, I GUESS, TALK ABOUT A COUPLE LETTERS THAT WERE IN THE WORLD-HERALD ABOUT THIS. [LB623]

SPEAKER HADLEY: TIME, SENATOR. [LB623]

SENATOR SCHNOOR: THANK YOU, SIR. [LB623]

SPEAKER HADLEY: THANK YOU, SENATOR SCHNOOR. SENATOR MURANTE, YOU'RE RECOGNIZED. [LB623]

SENATOR MURANTE: THANK YOU, MR. PRESIDENT, MEMBERS, GOOD AFTERNOON. I RISE IN CONTINUED OPPOSITION TO LB623. BUT I HAVE BEEN LISTENING VERY CLOSELY TO THE DEBATE ON THE FLOOR. AND I'VE LISTENED IN PARTICULAR TO THE PASSIONATE AND PRAGMATIC FLOOR SPEECHES, IN PARTICULAR, BY SENATOR GARRETT, SENATOR SCHEER, SENATOR McCOLLISTER AND SENATOR NORDQUIST WHO IDENTIFIED, I'LL USE MY WORDS "A TRAGEDY," AN INCOHERENT POLICY IN THIS COUNTRY. AND YOU KNOW WHAT? THEY'RE ABSOLUTELY CORRECT. THE SITUATION FACING NEBRASKA, THE SITUATION PRESENTED TO THE SO-CALLED DACA RECIPIENTS IS A TRAGEDY. AND IT REPRESENTS DECADES OF FAILURE AND INCOMPETENCE FROM THE FEDERAL GOVERNMENT. AND IT'S NOT A PARTISAN ISSUE. THAT FAILURE EXISTED REGARDLESS OF WHICH PARTY CONTROLLED THE WHITE HOUSE OR WHICH PARTY CONTROLLED CONGRESS. IT LINGERS ON. AND IT'S CREATED A CATASTROPHE ACROSS THE ENTIRE COUNTRY, THAT EACH STATE LEGISLATURE IS GRAPPLING WITH IN A NUMBER OF DIFFERENT WAYS. AND PERHAPS THAT'S AN INDICATION THAT WE NEED BETTER REPRESENTATION IN WASHINGTON. BUT

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ACROSS THE BOARD, STATES ARE FORCED TO PICK UP THE PIECES OF A BROKEN IMMIGRATION SYSTEM. SO WE HAVE TO ASK OURSELVES A COUPLE OF QUESTIONS: HOW ARE WE GOING TO DEAL WITH IT? AND OUTSIDE OF THE QUESTION OF THE LEARNING COMMUNITY, WHEN I TALK TO MY CONSTITUENTS THE SINGLE MOST EMOTIONAL AND MOST PASSIONATE MESSAGE THAT I RECEIVE IS THAT STATE BENEFITS SHOULD NOT BE GRANTED TO ILLEGAL IMMIGRANTS. NOW, I WISH I WAS IN A POSITION THAT I COULD DO SOMETHING ABOUT THE FEDERAL IMMIGRATION CATASTROPHE. UNFORTUNATELY, AT PRESENT I CANNOT. HOWEVER, WE HAVE BEFORE US A SOLUTION TO PART OF THE PROBLEM, BECAUSE I CAN'T SIT HERE AND DEFEND, AS SENATOR SCHEER SAID, THAT A PERSON WOULD BE QUALIFIED TO BE A HEART SURGEON BUT NOT QUALIFIED TO DRIVE A CAR. I CAN'T DEFEND THAT POLICY; IT'S INCOHERENT. SENATOR SCHEER IS ABSOLUTELY CORRECT. UNFORTUNATELY, THE PATCHWORK TO ADDRESS SOME OF THESE PROBLEMS CAN'T BE DONE IN THIS CHAMBER. IT HAS TO BE DONE BY A FEDERAL GOVERNMENT WHO IS WILLING TO MAKE LEGAL IMMIGRATION EASIER THAN ILLEGAL IMMIGRATION. A FEDERAL GOVERNMENT WHO UNDERSTANDS THE VALUE THAT SO MANY OF US HAVE TALKED ABOUT TODAY, OF LEGAL IMMIGRANTS AND THEIR PARTICIPATION IN THE WORKFORCE IN THE UNITED STATES. BUT, UNFORTUNATELY,... [LB623]

SPEAKER HADLEY: ONE MINUTE. [LB623]

SENATOR MURANTE: ...WE DON'T HAVE THAT POWER IN THIS CHAMBER. ALL WE HAVE IS AN OPPORTUNITY TO PICK UP THE PIECES. AND SO I HAVE TO STAND HERE AND COMMEND SENATOR McCOLLISTER AND SENATOR NORDQUIST, BECAUSE THEY HAVE IDENTIFIED A PROBLEM AND I BELIEVE THAT THEY HAVE A WELL-INTENTIONED SOLUTION. UNFORTUNATELY, IT'S NOT A SOLUTION THAT I CAN SUPPORT, BECAUSE MY CONSTITUENTS HAVE SENT ME A MESSAGE LOUD AND CLEAR THAT THIS IS NOT THE SOLUTION. UNFORTUNATELY, WE ARE AT THE MERCY OF POLITICIANS IN WASHINGTON TO GET THEIR ACT TOGETHER. AND IT'S MY HOPE THAT GOING FORWARD THERE IS ENOUGH PRESSURE GIVEN TO THE FEDERAL GOVERNMENT BY STATE LEGISLATURES... [LB623]

SPEAKER HADLEY: TIME, SENATOR. [LB623]

SENATOR MURANTE: ...THAT WE CAN GET SOMETHING DONE AT THE FEDERAL LEVEL. THANK YOU, MR. PRESIDENT. [LB623]

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SPEAKER HADLEY: THANK YOU, SENATOR MURANTE. SENATOR McCOY, YOU'RE RECOGNIZED. [LB623]

SENATOR McCOY: THANK YOU, MR. PRESIDENT. WOULD SENATOR NORDQUIST YIELD, PLEASE? [LB623]

SPEAKER HADLEY: SENATOR NORDQUIST, WILL YOU YIELD? [LB623]

SENATOR NORDQUIST: YES. [LB623]

SENATOR McCOY: THANK YOU, SENATOR. UNDER THE AMENDMENT THAT...YOUR AMENDMENT THAT WAS PASSED A LITTLE EARLIER, TALKED ABOUT FORM I-797, A FEDERAL FORM, IS THAT CORRECT? [LB623]

SENATOR NORDQUIST: YES. [LB623]

SENATOR McCOY: WHAT IS THAT FORM? [LB623]

SENATOR NORDQUIST: THAT IS A FORM FROM U.S. CITIZENSHIP AND IMMIGRATION SERVICES THAT'S USED AS A FORM OF DOCUMENTATION FROM THEM FOR DEFERRED ACTION. [LB623]

SENATOR McCOY: I'M NOT...WELL...I...PERHAPS YOU MIGHT BE A LITTLE MISUNDERSTOOD, AT LEAST BY MY RESEARCH, AND I'M LOOKING AT AN ACTUAL PRINTOUT FROM THE U.S. CITIZENSHIP AND IMMIGRATION SERVICES OF WHAT A FORM I-797 IS. THAT'S NOT HOW I READ IT. IT'S A FORM THAT CAN, VERY SIMPLY, ESSENTIALLY NOTE THAT A DEFERRED ACTION STATUS HAS BEEN REJECTED. I DON'T REALLY SEE WHAT THE VALUE OF THIS FORM IS. I WOULD HAVE RAISED THIS QUESTION IN THE COURSE OF THE DEBATE OVER YOUR AMENDMENT, BUT JUST HAD THE CHANCE TO DO A LITTLE BIT MORE DIGGING ON WHAT THIS FORM IS, BECAUSE IT WAS A FORM I WASN'T FAMILIAR WITH. AND BY MY INSPECTION, AND I'M SURE THE TIME ON THE MICROPHONE ON YOUR TIME YOU CAN CORRECT ME IF I'M WRONG, BUT I'M LOOKING RIGHT AT WHAT THE PRINTOUT IS. I DON'T...IT DOESN'T APPEAR TO ME, SENATOR--AND THANK YOU FOR RESPONDING TO THAT QUESTION. IT DOESN'T APPEAR TO ME, MEMBERS, THAT THIS FORM ACTUALLY HAS ANY REAL VALUE AT ALL. IT'S MORE...AS NEAR AS I CAN TELL, IT COULD BE USED IF SOMEBODY IS DEFERRED ACTION STATUS HAS BEEN REJECTED. IT'S NOT AN ACTUAL I.D. FORM, IT'S MORE

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OR LESS JUST A PROCESSING FORM. SO I'M NOT REALLY SURE WHAT WE ADDED TO OUR STATUTES WHEN WE CALLED OUT THE FEDERAL I-797 FORM AND THE VALUE OF THAT. I WONDERED ABOUT THAT BECAUSE IT WASN'T A FORM THAT I HAD EVER RECALLED HEARING ABOUT. BUT I GO BACK TO WHAT I SAID ABOUT IN EARLIER...WHAT I SAID IN EARLIER DISCUSSION ON THIS ISSUE. AT THE END OF THE DAY, WE REMAIN--REGARDLESS OF WHETHER WE CLUTTER THIS UP WITH WHATEVER FEDERAL FORM WE WANT TO CALL OUT--WE REMAIN THE ONLY STATE IN THE UNION...AND I'LL SAY AGAIN, IF ANYONE CAN FIND ME THE STATUTES FROM ANY OTHER STATE THAT SHOWS THAT THEY HAVE HARD-WIRED INTO THEIR STATE STATUTE THE REAL I.D. ACT, I'D LOVE TO SEE IT, BECAUSE UNLESS I'M MISTAKEN, THEY HAVE NOT. WE'RE THE ONLY ONE. SO, AGAIN, I DON'T KNOW WHAT...NUMBER ONE, I DON'T KNOW WHAT THE FEDERAL I-797 FORM REALLY HAS TO DO WITH THIS ISSUE OTHER THAN IT COMES FROM THE U.S. CITIZEN AND IMMIGRATION SERVICES AGENCY. IT'S NOT RELEVANT TO THIS SUBJECT, NEAR AS I CAN TELL. AND I STILL REMAIN VERY PERPLEXED AS TO HOW WE'RE SOMEHOW, IN LIGHT OF THE FACT THAT THIS ISSUE HAS BEEN THROWN OUT OF FEDERAL COURT, HOW WE'RE GOING TO SKIRT AROUND THAT TO ISSUE DRIVER'S LICENSES TO THESE INDIVIDUALS. ANOTHER ISSUE, WHICH...AND I WILL ASK SENATOR NORDQUIST ONE MORE QUESTION. [LB623]

SPEAKER HADLEY: ONE MINUTE. [LB623]

SENATOR McCOY; THANK YOU, MR. PRESIDENT. [LB623]

SPEAKER HADLEY: SENATOR NORDQUIST, WILL YOU YIELD? [LB623]

SENATOR NORDQUIST: YES. [LB623]

SENATOR McCOY: SENATOR NORDQUIST, DO YOU BELIEVE THAT WHAT WE ARE DOING, IF YOUR LEGISLATION ADVANCES, WILL ENSNARL US INTO THE, NOT JUST THE DACA ISSUE, BUT THE DAPA ISSUE, WHERE WE MAY BE IN A SITUATION THEN...WE WOULD BE PROVIDING DRIVER'S LICENSES TO THE PARENTS OF THESE INDIVIDUALS? [LB623]

SENATOR NORDQUIST: WE WILL BE COMPLETELY ALIGNED WITH THE FEDERAL REAL I.D. ACT, WHICH IS IF YOU HAVE APPROVED DEFERRED ACTION STATUS, YOU GET A DRIVER'S LICENSE. WE CANNOT DRAW A DISTINCTION IN THE CATEGORY OF DEFERRED ACTION, BECAUSE THAT CREATES AN EQUAL PROTECTION ISSUE. OUR DMV IS DOING IT RIGHT NOW, AND THAT'S THE BASIS

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OF THE LITIGATION AGAINST IT. NOW, DAPA IS NOT IN EFFECT AND ACCORDING...IT'S BEING HELD UP IN THE COURTS AND LIKELY WON'T GO INTO EFFECT. SO, BUT IF... [LB623]

SENATOR McCOY: BUT IF IT DID GO INTO EFFECT, WE WOULD BE ISSUING DRIVER'S LICENSES TO THOSE INDIVIDUALS AS WELL. [LB623]

SENATOR NORDQUIST: ...EITHER THROUGH...EITHER THROUGH CONGRESSIONAL ACTION, EXECUTIVE ACTION, ANY DEFERRED ACTION, YOU CAN'T SEPARATE THAT. [LB623]

SPEAKER HADLEY: TIME, SENATOR. [LB623]

SENATOR NORDQUIST: THANK YOU. [LB623]

SPEAKER HADLEY: THANK YOU, SENATOR NORDQUIST AND SENATOR McCOY. SENATOR McCOLLISTER, YOU'RE RECOGNIZED. [LB623]

SENATOR McCOLLISTER: THANK YOU, MR. SPEAKER. I'LL JUST ENTER INTO THE DEBATE THAT SENATOR McCOY AND SENATOR NORDQUIST WERE INVOLVED WITH. WITH THE AMENDMENTS PASSED EARLIER, THE COMMITTEE AMENDMENTS AND THE AMENDMENTS FROM SENATOR NORDQUIST, THE...WE WILL NOT HAVE ANY MORE PROBLEMS IN COURT, BECAUSE IT WILL CLARIFY THE ISSUES WITH REGARD TO THIS BILL. AND THERE CAN BE NO MORE COURT ACTION, BECAUSE THE TERMS HAVE BEEN DEFINED. WE WON'T HAVE ISSUES WITH DIFFERENT TERMS WITH DIFFERENT MEANINGS. SECONDLY, I'D LIKE TO THANK SENATOR MURANTE FOR SOME OF HIS COMMENTS. AND THIS IS A GOOD BILL. I THINK IT'S GOING TO MOVE NEBRASKA FORWARD. AND I'D LIKE TO POINT OUT THAT THIS IS A PROBLEM THAT COVERS BOTH POLITICAL PARTIES. THE IMMIGRATION REFORM AND CONTROL ACT, ENACTED IN NOVEMBER 6, 1986, KNOWN AS THE SIMPSON-MAZZOLI ACT, SIGNED BY RONALD REAGAN WAS AN ACT OF CONGRESS WHICH FORMED UNITED STATES IMMIGRATION LAW. THE ACT REQUIRED EMPLOYERS TO ATTEST TO THEIR EMPLOYEES' IMMIGRATION STATUS MADE IT ILLEGAL TO HIRE OR RECRUIT ILLEGAL IMMIGRANTS KNOWINGLY; LEGALIZED CERTAIN SEASONAL AGRICULTURAL IMMIGRANTS; AND LASTLY, LEGALIZED ILLEGAL IMMIGRANTS WHO ENTERED THE UNITED STATES BEFORE JANUARY 1, 1982. THIS PROBLEM OF IMMIGRATION COVERS BOTH DEMOCRAT AND REPUBLICAN ADMINISTRATIONS. SECONDLY, TWO OF THE LAST THREE REPUBLICAN PRESIDENTS, RONALD REAGAN AND GEORGE H.W. BUSH DID THE

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SAME THING EXTENDING AMNESTY TO FAMILY MEMBERS WHO ARE NOT COVERED BY THE LAST MAJOR OVERHAUL OF IMMIGRATION IN '86. THE AUDACITY TO THINK THAT THIS PRESIDENT CAN COMPLETELY DESTROY THE RULE OF LAW WITHIN THE STROKE OF A PEN IS UNFATHOMABLE TO ME, SAID REPRESENTATIVE STEVE KING OF IOWA, AN OUTSPOKEN OPPONENT OF RELAXING U.S. IMMIGRATION LAW. IT'S UNCONSTITUTIONAL, IT IS CYNICAL, AND IT VIOLATES THE WILL OF THE AMERICAN PEOPLE. AND HERE WE HAVE BOTH A REPUBLICAN AND DEMOCRAT PRESIDENT DOING THE SAME THING. AND AS A MATTER OF FACT, LOOK AT THE STATISTICS IN REGARDS TO PRESIDENT OBAMA. THE NUMBER OF IMMIGRANTS DEPORTED HAS ACTUALLY INCREASED. SO IT'S UNFAIR FOR US TO SAY THIS IS A PRESIDENT OBAMA-TYPE OF ISSUE. AND SOME OF THE VITRIOL THAT WE HAVE RELATED TO THIS PRESIDENT IS UNWARRANTED. SO I THANK YOU AND I HOPE THAT WE WILL VOTE GREEN ON LB623 AND MOVE THIS BILL FORWARD. I HAD HOPED THAT WE COULD BREAK THE FILIBUSTER BY SUGGESTING TO BILL KINTNER THAT THERE WAS ICE CREAM IN THE COURTYARD, BUT THAT WASN'T TO BE. THANK YOU, MR. PRESIDENT. [LB623]

SPEAKER HADLEY: THANK YOU, SENATOR McCOLLISTER. THOSE IN THE QUEUE ARE SENATORS KEN HAAR, KINTNER, PANSING BROOKS, MORFELD, NORDQUIST, AND OTHERS. SENATOR KEN HAAR, YOU'RE RECOGNIZED. [LB623]

SENATOR HAAR: MR. PRESIDENT, MEMBERS OF THE BODY, I'VE TALKED TO QUITE A FEW DREAMERS. AND YOU KNOW WHAT? THEY SPEAK PERFECT ENGLISH. THEY FIT IN...THEY'RE AMERICAN KIDS. BUT I WANTED TO BRING UP, AND THIS IS ONE OF THE FIRST THINGS THAT STRUCK ME WHEN WE STARTED TALKING ABOUT DREAMERS, THIS NOON A GROUP OF US WERE SITTING EATING AND SENATOR SCHNOOR WAS TELLING US ABOUT HIS EXPERIENCE ON AN AIRCRAFT CARRIER. AND HE WOULDN'T TELL US WHERE OR WHEN OR WHY, BUT UNDOCUMENTED WORKERS, ILLEGAL IMMIGRANTS CAN SERVE IN THE MILITARY. SO I DON'T KNOW IF EVERYBODY ON THAT AIRCRAFT CARRIER WAS ASKED IF THEY WERE AN UNDOCUMENTED WORKER OR A TRUE AMERICAN CITIZEN OR WHATEVER, BUT THERE WERE PROBABLY SOME ILLEGAL IMMIGRANTS SERVING IN THE MILITARY ON THAT VERY SAME AIRCRAFT CARRIER. SO, FOR EXAMPLE, IF SOMEONE CAME BACK, SOMEONE WHO'S IN THE AIR FORCE, AN UNDOCUMENTED WORKER LIVING AND WORKING IN OMAHA AT OFFUTT AND YET THAT PERSON CAN'T HAVE A DRIVER'S LICENSE. WHAT SENSE DOES THAT MAKE? WHAT SENSE DOES THAT MAKE? AND AS HAS BEEN BROUGHT UP, THEY'RE NOT ONLY PEOPLE WHO ARE UNDOCUMENTED WORKERS OR ILLEGAL IMMIGRANTS, WHATEVER YOU WANT TO SAY, IN THE MILITARY, BUT

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THEY'RE GRAD STUDENTS, AND THEY'RE SERVICE WORKERS, AND THEY'RE RESPONSIBLE PEOPLE SERVING THIS COUNTRY AND SERVING OUR ECONOMY. SOMEONE SAID EARLIER THAT, GOD, THERE'S NOTHING WE CAN DO, WE'RE AT THE MERCY OF WASHINGTON. WELL, THAT'S NOT TRUE. WE'RE SUPPOSED TO BE LEADERS IN THIS LEGISLATURE. WE'RE SUPPOSED TO BE LEADERS AND THAT MEANS NOT JUST LOOKING AT POLLS--ALTHOUGH POLLS CAN BE USEFUL--BUT WE'RE NOT JUST LOOKING AT POLLS, WE'RE EXPECTED TO USE OUR BRAINS AND OUR MORAL SENSE OF JUSTICE AND SO ON AND SO FORTH. WE'RE EXPECTED TO MAKE DECISIONS THAT MAY NOT PLEASE EVERYBODY IN OUR DISTRICT. AND AT SOME TIMES MAYBE NOT MOST OF THE PEOPLE IN OUR DISTRICT. THAT'S WHAT LEADERSHIP IS ABOUT. SO I THINK THE EXCUSE THAT THERE'S REALLY NOTHING WE CAN DO, IT'S BEEN A PROBLEM THAT'S BEEN GOING ON FOREVER. WE HAVE TO WAIT FOR WASHINGTON TO SOLVE IT IS AN ABDICATION OF OUR LEADERSHIP RESPONSIBILITIES. IT'S NOT A LIBERAL ISSUE, AS WE'VE HEARD, IT'S NOT A CONSERVATIVE ISSUE. IT'S AN ISSUE OF FAIRNESS AND WE CAN DO SOMETHING TO HELP SOLVE THAT PROBLEM. IT'S NOT GOING TO SOLVE THE PROBLEM IN THE WHOLE UNITED STATES, ALTHOUGH IN TERMS OF DRIVER'S LICENSE, APPARENTLY, WE'RE THE ONLY STATE THAT DOESN'T ALLOW THAT. AND GOD HELP US IF WE'RE BECOMING A LIBERAL STATE BEHIND SUCH LIBERAL STATES AS TEXAS THAT HAS DRIVER'S LICENSES FOR THE DREAMERS. THOSE ARE ALL RED HERRINGS. THEY DON'T MAKE SENSE. WHAT MAKES SENSE IS THAT THESE PEOPLE, NOT EVERYBODY OF COURSE, NOT EVERYBODY WHO'S A GOOD AMERICAN CITIZEN IS ALWAYS ABOVE THE LAW AND MAKING NO PROBLEM, BUT THE DREAMERS ARE A GOOD GROUP OF YOUNG PEOPLE. THEY ADD FRESHNESS AND VIGOR TO OUR ECONOMY. THEY CONTRIBUTE IN MANY WAYS... [LB623]

SPEAKER HADLEY: ONE MINUTE. [LB623]

SENATOR HAAR: THANK YOU...AND I BELIEVE IT'S ONLY FAIR THAT THEY SHOULD BE ALLOWED TO HAVE DRIVER'S LICENSES. I THINK IT'S A MATTER OF LEADERSHIP ON OUR PART TO SAY--THIS IS SOMETHING WE CAN MAKE A DIFFERENCE IN DOING. AND IN THAT RESPECT THEN I CERTAINLY FAVOR LB623 AND WANT TO THANK SENATOR NORDQUIST AND McCOLLISTER FOR BRINGING THIS BILL TO US. THANK YOU. [LB623]

SPEAKER HADLEY: THANK YOU, SENATOR HAAR. SENATOR KINTNER, YOU'RE NEXT. [LB623]

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SENATOR KINTNER: WELL, THANK YOU, MR. PRESIDENT. SO MUCH STUFF AND SO LITTLE TIME. LET ME GO THROUGH A COUPLE THINGS THAT WE HAD HERE. SENATOR NORDQUIST SAID THAT WE'RE DEPORTING MORE PEOPLE THAN EVER BEFORE. TO THAT I WILL SAY, HORSE MANURE. HERE'S WHAT THEY'RE DOING. EVERY TIME THEY TURN SOMEONE AWAY AT THE BORDER THAT COUNTS AS A DEPORTATION. NOW IN THE OLD DAYS, A DEPORTATION WAS SLAP THE HANDCUFFS ON THEM, PROCESS THEM, GET THEM OUT OF THE COUNTRY. THAT WAS WHAT WE USED TO CALL DEPORTATION. BUT NOW, BECAUSE WE DON'T DO THAT ANYMORE, WHAT THIS ADMINISTRATION IS DOING--AND THEY USED THEIR IMAGINATION--THESE LIBERALS AT THE WHITE HOUSE, THEY WORK FULL TIME. WHILE WE'RE WATCHING OUR FAMILIES GOING TO CHURCH, THEY'RE PLOTTING AND SCHEMING AGAINST OUR COUNTRY. BUT ANYWAY, THEY DECIDED THAT EVERY TIME WE TURN AWAY SOMEBODY AT THE BORDER, WE'RE GOING TO PRINT A LITTLE CHECK AND WE'RE GOING TO SAY THAT'S A DEPORTATION. I'M NOT EVEN SURE THEY MADE IT ON THE DRY LAND. I'M NOT EVEN SURE THEY GOT ALL THE WAY OVER THE FENCE. WE MIGHT HAVE CAUGHT THEM ON TOP OF THE FENCE AND SAID, GET OFF THE FENCE. OH, THERE WE GO, WE GOT ONE. SO TO SAY THAT WE'RE ROUNDING PEOPLE UP, PROCESSING THEM, AND SENDING THEM OUT OF OUR COUNTRY AT HIGHER NUMBERS THAN EVER, THAT'S A FALSEHOOD. IT'S PRETTY MUCH CATCH AND RELEASE, WHICH I'M OKAY IF GAME AND PARKS WANTS TO DO A CATCH AND RELEASE PROGRAM. I'M NOT OKAY IF ICE DOES CATCH AND RELEASE. I JUST DON'T THINK THAT'S RIGHT. WE HAD A SENATOR SAY THAT RONALD REAGAN GAVE AMNESTY. WELL, IT WAS CALLED THE SIMPSON-MAZZOLI ACT. IT WAS 1986 AND THE IDEA WAS WE'RE GOING TO DO IT ONE TIME. ONE TIME WE'RE GOING TO GIVE THEM AMNESTY, WE'RE GOING TO SEAL THAT BORDER OFF AND THAT'S THE END OF THAT. WELL, OBVIOUSLY, THAT'S WAS A COLOSSAL FAILURE. WE GAVE THEM AMNESTY, AND I THINK WE GAVE JUST A FEW MILLION AMNESTY. AND THEN WE GOT MILLIONS AND MILLIONS AND MILLIONS AND MILLIONS OF MORE. AND SO THAT DIDN'T WORK AT ALL. WE JUST ENDED UP BECOMING MORE ENTICING. THE NEXT GROUP CAME HERE AND THEY WANTED US TO GIVE THEM AMNESTY TOO. SO NO, RONALD REAGAN DIDN'T HAVE A SUCCESSFUL POLICY. NOW, LET ME GIVE YOU A SUCCESSFUL POLICY, SENATOR McCOLLISTER. HAVE YOU EVER HEARD OF PRESIDENT EISENHOWER? HOW ABOUT OPERATION WETBACK? THEY WENT AROUND AND THEY ABSOLUTELY ROUNDED THEM UP AND SHIPPED THEM OUT. NOW I'M NOT SAYING DO THAT NOW, BUT THAT'S WHAT THEY DID. AND THAT'S ACTUALLY A POLICY THAT WORKED. AND I'M THINKING THAT WAS 1952, '53, '54, '55. OBVIOUSLY, WE DON'T USE THE TERM WETBACK ANYMORE, BUT THAT WAS WHAT THEY CALLED IT. AND THAT WAS A SUCCESSFUL POLICY. I WOULD LIKE TO SEE IF SENATOR EBKE WOULD YIELD TO A QUESTION OR TWO? [LB623]

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SPEAKER HADLEY: SENATOR EBKE, WILL YOU YIELD? [LB623]

SENATOR EBKE: YES. [LB623]

SENATOR KINTNER: THANK YOU, SENATOR EBKE. YOU TALKED ABOUT SALINE COUNTY. TELL ME ABOUT THE POPULATION OF SALINE COUNTY. YOU SAID YOU HAVE A LARGE LATINO POPULATION THERE. CAN YOU TELL ME A LITTLE BIT ABOUT THAT AND HOW IT CAME TO BE AND WHAT THEY DO AND HOW THEY LIVE AND WHAT YOU KNOW ABOUT IT. [LB623]

SENATOR EBKE: IT'S COME TO BE PRIMARILY IN THE LAST 20 YEARS. IT HAD STARTED A LITTLE BIT BEFORE THAT, BUT IT'S GROWN A LOT IN THE LAST 20 YEARS SINCE WE'VE BEEN IN CRETE. IT'S BASED IN CRETE, HOWEVER THE LATINO POPULATION EXPANDS INTO DORCHESTER AND WILBER AND DEWITT AND FRIEND. SO THROUGHOUT THE COUNTY REALLY, BUT MOST OF THEM IN CRETE. MANY WORK OR AT LEAST SOME PORTION OF THE FAMILY WORKS AT THE SMITHFIELD FARMLAND PACKING PLANT OUTSIDE OF CRETE. AND THE POPULATION HAS GROWN SO MUCH IN CRETE THAT...YOU KNOW, I SAT ON THE SCHOOL BOARD FOR 12 YEARS, WE ARE...AND I CAN'T SAY IT'S DISTRICTWIDE YET, BUT I KNOW THAT AT LEAST TWO OF THE SCHOOLS IN THE DISTRICT ARE WHAT THEY CALL MAJORITY-MINORITY SCHOOLS. AND WE ARE VERY CLOSE TO THAT AS A DISTRICT WHERE...MY SON'S KINDERGARTEN CLASS, WHEN HE WAS IN KINDERGARTEN--HE'S IN SIXTH GRADE NOW--THAT WAS THE FIRST YEAR THAT THEY HAD A CLASS THAT WAS MAJORITY-MINORITY. [LB623]

SENATOR KINTNER: BUT DO THEY HAVE ENGLISH AS A SECOND LANGUAGE COURSES? [LB623]

SENATOR EBKE: YES, THEY DO. [LB623]

SENATOR KINTNER: WHAT PERCENTAGE OF THOSE PEOPLE, DO YOU THINK, ARE ILLEGAL AND WHAT PERCENT ARE LEGAL RESIDENTS? [LB623]

SENATOR EBKE: NO IDEA, BECAUSE MANY ARE LEGAL BECAUSE THEY HAVE TO HAVE DOCUMENTATION IN ORDER TO GO TO WORK. SO THEY HAVE SOME SORT OF DOCUMENTATION. [LB623]

SPEAKER HADLEY: TIME, SENATOR. [LB623]

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SENATOR EBKE: THANK YOU. [LB623]

SENATOR KINTNER: YEP, THANK YOU. [LB623]

SPEAKER HADLEY: THANK YOU, SENATOR KINTNER; THANK YOU, SENATOR EBKE. SENATOR PANSING BROOKS, YOU'RE RECOGNIZED. [LB623]

SENATOR PANSING BROOKS: THANK YOU, MR. PRESIDENT. I CAN BARELY STAND SOME OF THE LANGUAGE BEING USED HERE TODAY, THEY, THEM, YES, REFERRING BACK TO A HISTORICALLY RACIST PROGRAM, AND THEN SAYING, OH, WELL, WE DON'T USE THAT ANYMORE. I FIND IT HORRIFYING. TODAY, EARLIER, WE WERE TALKING ABOUT THEY AND THEM AND THOSE PEOPLE AND IN CAME AN ENTIRE GROUP OF FOURTH-GRADERS OF MUCH DARKER PIGMENTATION THAN MANY OF US, THAN THE MAJORITY OF US SITTING HERE TODAY. I THOUGHT, WHAT ARE THEY THINKING ABOUT THIS? WHAT ARE THEY THINKING ABOUT THIS COUNTRY OF DEMOCRACY AND FREEDOM AND EQUAL PROTECTION? I FIND SOME OF THIS DISCUSSION DISGUSTING. LET ME READ...TAKE A DEEP BREATH AND READ ONE OF THE PIECES OF TESTIMONY FROM A YOUNG MAN, LUIS OLIVAS, WHEN HE SPOKE IN FRONT OF THE TRANSPORTATION AND TELECOMMUNICATIONS COMMITTEE. HE SAID, I GRADUATED FROM CRETE HIGH SCHOOL IN 2007. I'M CURRENTLY ATTENDING CENTRAL COMMUNITY COLLEGE OUT OF COLUMBUS PURSUING MY EDUCATION DEGREE WITH HOPES OF OBTAINING MY COLLEGE DEGREE IN LAW LATER ON. I AM A DACA RECIPIENT. I CAME TO THE UNITED STATES WHEN I WAS SEVEN YEARS OLD. I'M GRATEFUL THAT I'VE LIVED IN THE STATE OF NEBRASKA SINCE THEN. I'VE LIVED HERE FOR A TOTAL OF 19 YEARS. I HAVE THREE SIBLINGS, ALL OF THEM UNITED STATES CITIZENS, ALL OF THEM. MY PARENTS ARE BOTH LEGAL, PERMANENT RESIDENTS. I AM THE ONLY PERSON IN MY FAMILY WHO DOES NOT HAVE PERMANENT LEGAL STATUS. I WOULD JUST WANT TO ASK YOU FOR YOUR SUPPORT REGARDING LB623 TO GRANT DRIVER'S LICENSES TO DACA RECIPIENTS, BECAUSE THERE ARE MANY PEOPLE, NOT JUST MYSELF, BUT MANY OTHER PEOPLE WITH MANY GIFTS THAT THE STATE OF NEBRASKA HAS GIVEN THEM AND WE ARE NOT TAKING ADVANTAGE OF THOSE AS OF RIGHT NOW. I AM PROBABLY ONE OF THE ONLY ONES THAT HAS COME UP TO TESTIFY TODAY THAT'S FROM RURAL NEBRASKA. I'M FROM COLUMBUS, NEBRASKA, LIKE I MENTIONED BEFORE. PUBLIC TRANSPORTATION IS NOT AVAILABLE THERE, AS MANY OF YOU MIGHT KNOW. MANY OF THE PEOPLE FROM OMAHA AND LINCOLN, POSSIBLY, MIGHT HAVE THAT OPPORTUNITY. COLUMBUS, SCHUYLER, LEXINGTON, GRAND ISLAND DO NOT HAVE THAT OPPORTUNITY. AND FOR PEOPLE THERE IN THOSE CITIES TO BE ABLE TO PARTICIPATE IN THEIR

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COMMUNITY EFFICIENTLY WITHOUT HAVING A DRIVER'S LICENSE IS HONESTLY JUST NOT POSSIBLE. MANY OF YOU HAVE ASKED HOW, IF THERE'S ANY WAY OF PEOPLE OBTAINING LEGAL STATUS. MY WAIT TIME TO OBTAIN LEGAL STATUS FOR MY PARENTS WERE A PERMANENT LEGAL RESIDENCE IS 20 YEARS. AND WITHOUT DEFERRED ACTION FOR CHILDHOOD ARRIVALS, I WOULD HAVE NO OTHER STATUS THAN THIS. AND TO AN ANSWER FOR SENATOR DAVIS' QUESTION EARLIER TODAY, WE DON'T LEAVE NEBRASKA, THE STATE OF NEBRASKA, BECAUSE THE STATE OF NEBRASKA IS OUR HOME. WE KNOW NO OTHER HOME OTHER THAN THAT. THANK YOU VERY MUCH FOR YOUR TIME, HE SAID. I'D LIKE TO ADD ONE OTHER QUOTE FROM ALBERT EINSTEIN. HE SAID THAT A HUMAN BEING IS PART OF THE WHOLE, CALLED BY US THE UNIVERSE, A PART LIMITED IN TIME AND SPACE. HE EXPERIENCES HIMSELF, HIS THOUGHTS, AND FEELINGS AS SOMETHING SEPARATED FROM THE REST, A KIND OF OPTICAL DELUSION OF HIS CONSCIOUSNESS. THE DELUSION IS A KIND OF PRISON FOR US, RESTRICTING US TO OUR PERSONAL DESIRES AND TO AFFECTION FOR A FEW PERSONS NEAREST TO US. OUR TASK MUST BE TO FREE OURSELVES FROM THIS PRISON BY WIDENING OUR CIRCLE OF COMPASSION TO EMBRACE ALL LIVING CREATURES AND THE WHOLE OF NATURE IN ALL ITS BEAUTY. NOBODY IS ABLE TO ACHIEVE THIS COMPLETELY, BUT THE STRIVING FOR SUCH ACHIEVEMENT... [LB623]

SPEAKER HADLEY: ONE MINUTE. [LB623]

SENATOR PANSING BROOKS: ...IS IN ITSELF A PART OF LIBERATION AND A FOUNDATION FOR INNER SECURITY. I ASK THAT WE LOOK AT THIS WITH COMPASSION, WITH LOVE--THE SECOND COMMANDMENT IN MY FAITH, THE SECOND GREATEST COMMANDMENT IS LOVE--AND EMBRACING PEOPLE AND TRYING TO FIGURE OUT HOW TO ACCEPT AND MAKE THINGS WORK. WE HAVE HUMAN SOULS, WE HAVE HUMAN HEARTS LIVING AMONGST US. WE MUST TREAT THEM WITH COMPASSION AND WIDEN OUR CIRCLE OF COMPASSION. THANK YOU, MR. PRESIDENT. [LB623]

SPEAKER HADLEY: THANK YOU, SENATOR PANSING BROOKS. SENATOR MORFELD, YOU ARE RECOGNIZED. [LB623]

SENATOR MORFELD: THANK YOU, MR. SPEAKER. I WON'T SPEND TOO MUCH TIME ON THIS AT ALL, BUT I DO WANT TO CLEAR UP A FEW THINGS. SENATOR SCHNOOR READ SOME E-MAILS OR PERHAPS IT WAS HIS OPINION, I CAN'T REMEMBER EITHER ONE, NOTING THAT SINCE CERTAIN PEOPLE ARE NOT CITIZENS, THEY DO NOT HAVE CERTAIN RIGHTS. AND THAT'S JUST FALSE. IF YOU

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ACTUALLY READ THE CONSTITUTION, WHICH IS USEFUL--I'D SUGGEST SOME PEOPLE READ IT, PARTICULARLY AFTER THIS DEBATE--EQUAL PROTECTION IS PROVIDED TO NOT ONLY CITIZENS, BUT ANY PERSON. AND IT STATES IN PERTINENT PART, AND I'M KIND OF SUMMARIZING HERE, BUT, QUOTE, NOR SHALL ANY STATE DEPRIVE ANY PERSON OF LIFE, LIBERTY, OR PROPERTY WITHOUT DUE PROCESS OF LAW, NOR DENY TO ANY PERSON WITHIN ITS JURISDICTION THE EQUAL PROTECTION OF LAWS. SO OUR CONSTITUTION AND OUR RIGHTS APPLY NOT ONLY TO CITIZENS, BUT TO ANYONE. AND THAT LEADS ME TO MY NEXT POINT, WHICH I WON'T BELABOR TOO LONG. BUT I FIND IT A LITTLE BIT DISTURBING SOME OF THE LANGUAGE USED IN HERE, REFERRING TO PEOPLE AS...WELL, NOT REFERRING, BUT COMPARING PEOPLE TO ANIMALS AND ROUNDING PEOPLE UP AND USING, IN MY OPINION, WHAT'S RACIAL SLURS. THESE ARE PEOPLE. THESE ARE INDIVIDUALS. AND THEY MAY NOT BE CITIZENS, BUT THEY'RE STILL HUMAN BEINGS. AND I'D PREFER THAT MEMBERS OF THIS BODY SHOW A LITTLE BIT OF RESPECT AND REFER TO THEM AS SUCH AND TREAT THEM WITH DIGNITY WHEN THEY TALK ABOUT THEM. THANK YOU, MR. PRESIDENT. [LB623]

SPEAKER HADLEY: THANK YOU, SENATOR MORFELD. SENATOR NORDQUIST, YOU'RE RECOGNIZED. [LB623]

SENATOR NORDQUIST: THANK YOU, MR. PRESIDENT AND MEMBERS. I'LL PIGGYBACK ON WHAT SENATOR MORFELD WAS SAYING, BECAUSE I ASKED IN MY QUESTIONING OF SENATOR SCHNOOR ON THE CASE IN OMAHA, I ASKED HIM TO SEND ME ANY CITATIONS AND HE SENT ME AN E-MAIL FROM A GENTLEMEN THAT CITED A WORLD-HERALD ARTICLE, WHICH IN NO WAY IN THAT ARTICLE, DOES NOT SAY ANYTHING ABOUT THE GENTLEMEN'S IMMIGRATION STATUS. AS A MATTER OF FACT, I'VE TALKED TO SOMEONE WHO WORKS IN HR CONAGRA WHERE THE MOTHER USED TO WORK, AND THE MOTHER IS A LEGAL CITIZEN, AND HER SON THAT PERPETRATED THE CRIME WAS AS WELL. SO IT'S IMPORTANT TO CHECK OUR FACTS HERE. BUT THEN IN THIS E-MAIL THAT SENATOR SCHNOOR GOT THIS COMMENT FROM, I WENT ON TO READ THIS GENTLEMEN'S COMMENTS. AND IT'S...FOLKS, IF THIS IS WHERE WE ARE GETTING INFORMATION, THESE ARE NOT PEOPLE WE SHOULD BE LISTENING TO. THIS GENTLEMEN SAYS, GARBAGE IN, GARBAGE OUT. I'VE MET AND SEEN ENOUGH OF THE DREAMERS, ET AL, AT "STINKO DEMAYONNAISEO" WAVING THE FLAGS OF MEXICO, CENTRAL AMERICA, AND SOUTH AMERICA AND ALL WHILE GIVING THE FINGER IN THE AREA OF YOUR BODY WHERE THE SUN DOESN'T SHINE; GARBAGE IN, GARBAGE OUT. THIS IS WHERE WE'RE GETTING WHAT WE'RE READING ON THE FLOOR OF THE LEGISLATURE? LET'S BE A LITTLE BETTER CONSUMERS OF INFORMATION

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AND CHECKING SOME FACTS BEFORE WE STAND UP AND START SPEWING WHAT TRULY IS GARBAGE. AND THE GARBAGE I HEARD FROM SENATOR KINTNER IS VERY UNFORTUNATE TOO. YOU CAN DISAGREE WITH THE PRESIDENT ALL DAY LONG, SENATOR KINTNER, BUT TO ACCUSE THE PRESIDENT OF WORKING AGAINST AMERICA IS WRONG. HE'S THE COMMANDER IN CHIEF OF OUR MILITARY. AND HE DESERVES SOME RESPECT WHETHER YOU AGREE HIM...DISAGREE WITH HIM OR NOT. FOLKS, IF YOU WANT TO BURN TIME ON THIS FLOOR FOR EIGHT HOURS, BE MY GUEST. I FEEL CONFIDENT IN OUR VOTES WHEN WE GET TO A CLOTURE VOTE. BUT IF YOU'RE GOING TO USE RHETORIC AND USE INFORMATION FROM FOLKS LIKE THIS, WE WILL CALL YOU OUT BY NAME. WE'RE NOT GOING TO STAND FOR IT. WE CAN HAVE A THOUGHTFUL DEBATE WITH ACTUAL FACTS, ACTUAL INFORMATION ABOUT THE SUBSTANCE OF THE BILL, BUT WE'RE NOT GOING TO STAND FOR RIDICULOUS RHETORIC. BECAUSE THESE...AGAIN, THE RECIPIENTS THAT WE'RE TALKING ABOUT HERE ARE TRULY AMAZING INDIVIDUALS. AND QUITE FRANKLY, I SAID THIS AT THE COMMITTEE HEARING AND I'LL SAY IT AGAIN, I CAME TO NEBRASKA IN 2000 TO GO TO CREIGHTON. I'VE BEEN HERE 14 AND A HALF YEARS. MOST OF THESE RECIPIENTS HAVE BEEN IN NEBRASKA LONGER THAN I HAVE. THEY'RE AS MUCH NEBRASKAN AS I AM, AND I'M NOT AFRAID TO SAY THAT. I KNOW SOME POLITICIANS LIKE TO SAY THAT THEY'RE EIGHTH GENERATION NEBRASKAN OR SOMETHING, THAT'S FINE. I'VE BEEN HERE 14 AND A HALF YEARS AND THESE KIDS HAVE BEEN HERE AS LONG AS I HAVE. AND THEY HAVE AUTHORIZATION TO BE HERE AND ARE GREAT, POSITIVE IMPACTS. WE HEARD FROM ONE MEMBER, ONE RECIPIENT AT THE HEARING WHO IS IN THE SECOND YEAR OF GRADUATE STUDIES IN EDUCATION ADMINISTRATION, WANTS TO SERVE LOW-INCOME KIDS. HE'S BEEN ACCEPTED TO THE Ph.D. PROGRAM AT UNL. HE'S TEACHING RIGHT NOW AT SOUTHEAST COMMUNITY COLLEGE. HE'S A POSITIVE ROLE MODEL THROUGHOUT HIS COMMUNITY; HE'S A POSITIVE ROLE MODEL IN ORGANIZATIONS ON THE CAMPUS THAT HE'S A MEMBER OF, A CAMPUS THAT HE TEACHES AT. THESE ARE THE TYPE OF PEOPLE THAT WE WILL LOSE OUT ON. AND QUITE FRANKLY, I'M CONCERNED ABOUT THE FUTURE OF OUR STATE IF WE LOSE THESE TYPE OF PEOPLE, BECAUSE WHAT'S LEFT? WHAT'S LEFT FOR THE FUTURE OF NEBRASKA WHEN OUR POPULATION IS DECLINING... [LB623]

SPEAKER HADLEY: ONE MINUTE. [LB623]

SENATOR NORDQUIST: ...ESPECIALLY IN GREATER NEBRASKA? OUR POPULATION WITHOUT THE LATINO POPULATION IS DECLINING, FOLKS. AND WE CAN EITHER CHOOSE TO BE WELCOMING OF EDUCATED, YOUNG INDIVIDUALS OR WE CAN CHOOSE TO HAVE INCENTIVES IN PLACE THAT PUSH THEM AWAY. THAT IS NOT

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THE WAY TO MOVE FORWARD WITH OUR STATE, I CERTAINLY THINK. AND I WOULD APPRECIATE YOUR CONTINUED SUPPORT OF LB623. THANK YOU. [LB623]

SPEAKER HADLEY: THANK YOU, SENATOR NORDQUIST. SENATOR GROENE, YOU'RE RECOGNIZED. [LB623]

SENATOR GROENE: THANK YOU, MR. PRESIDENT. I BELIEVE NOBODY IS INFERRING THAT I AM CALLING ANYBODY NAMES. I'VE CALLED THEM VISITORS TO OUR COUNTRY, CITIZENS OF OTHER COUNTRIES, AS I WOULD BE IF I VISITED THEIR COUNTRY OR MY CHILDREN VISITED THEIR COUNTRY. I'VE TRAVELED THE WESTERN PART OF NEBRASKA, WESTERN KANSAS, COLORADO, AND I'VE SEEN THE GENERATIONS OF MEXICAN AND CUBAN AND CENTRAL AMERICAN, BECAUSE I DON'T CALL THEM HISPANICS, JUST LIKE I DON'T CALL MY HERITAGE EUROPEANS. I'M IRISH AND GERMAN AND I'M PROUD OF IT, AND THE FOLKS I KNOW AND THE FRIENDS I KNOW. IN FACT, MANY OF YOU KNOW DON PEDERSON. I WAS THE CAMPAIGN MANAGER FOR MR. MUNOZ WHO RAN AGAINST SENATOR PEDERSON FOR THIS OFFICE. HE WAS A PROUD FOURTH GENERATION MEXICAN HERITAGE, FULL BLOOD. I CAN'T CLAIM THAT. I'M HALF IRISH AND HALF GERMAN. I JUDGE AN INDIVIDUAL BY WHO THEY ARE AND WHAT THEY DO. I DON'T CARE WHAT COLOR YOU ARE OR WHERE YOU CAME FROM. BUT I DO JUDGE YOU IF YOU OBEY THE LAWS OF THE LAND. EXCUSE ME, WE ALL ARE JUDGED. YOU FOLLOW THE LAWS OF THE LAND THAT YOU ARE VISITING. AS I SAID, IF YOU WOULD HAVE FOLLOWED MY AMENDMENT AND CREATED WITHIN OUR DMV A PRIVILEGE FOR GUEST INDIVIDUALS, LAWFUL PRESENCE HERE NOT LAWFUL STATUS, I WOULD HAVE BEEN FINE BECAUSE THE RULE OF LAW IS IMPORTANT TO ME. IT KEEPS CIVILIZATION CIVILIZED, THE RULE OF LAW. YOU DON'T DO IT BY COMPASSION. YOU DON'T DO IT BY LOVE. YOU DO IT BY YOU TREAT EVERYBODY EQUALLY UNDER THE LAW. YOU DON'T MAKE EXCEPTIONS. YOU FOLLOW THE LAW. WE ARE NOT DOING IT IN THIS INSTANCE. I WILL AGAIN READ--AND I CORRECT SENATOR KINTNER--PRESIDENT OBAMA MADE NO DECLARATION, NO EXECUTIVE ORDER. WHAT WE ARE WORKING ON HERE IS A MEMORANDUM FROM SECRETARY JANET NAPOLITANO, GOING THROUGH THE DACA AND WHO QUALIFIES FOR IT. BUT SHE CLOSES HER MEMORANDUM BY SAYING, FOR INDIVIDUALS WHO ARE DEFERRED ACTION BY EITHER USCIS AND THE OTHER IMMIGRATION ORGANIZATIONS SHALL ACCEPT THE APPLICATION TO DETERMINE WHETHER THESE INDIVIDUALS QUALIFY FOR WORK AUTHORIZATION DURING THIS PERIOD OF DEFERRED ACTION. THIS MEMORANDUM CONFERS NO SUBSTANTIAL RIGHT, IMMIGRATION STATUS, OR PATHWAY TO CITIZENSHIP. ONLY THE CONGRESS ACTING THROUGH ITS LEGISLATIVE AUTHORITY CAN CONFER THESE RIGHTS. IT REMAINS FOR THE

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EXECUTIVE BRANCH, HOWEVER, TO SET FORTH POLICY FOR THE EXERCISE OF DISCRETION WITHIN THE FRAMEWORK OF THE EXISTING LAW. ALL THEY DID WITH DACA IS SAY, WE'RE NOT GOING TO PROSECUTE YOU. YOU STILL BROKE THE LAW. YOU'RE STILL HERE ILLEGALLY. WE'RE JUST LOOKING THE OTHER WAY, AND WE'RE DOING IT FOR TWO YEARS. OUR DRIVER'S LICENSE LAWS SHOULD REFLECT THAT. WE SHOULDN'T BE SETTING UP A FOOT IN THE DOOR TO SAY THE NEXT GROUP...SENATOR NORDQUIST, WOULD YOU ANSWER A QUESTION? [LB623]

SPEAKER HADLEY: SENATOR NORDQUIST, WILL YOU YIELD? [LB623]

SENATOR NORDQUIST: YES. [LB623]

SENATOR GROENE: YOU MENTIONED UTAH LAWS, THAT THEIR LICENSE IS FOR ALL ILLEGAL IMMIGRANTS. IF YOU COULD AND YOU HAD THE MAJORITY HERE, WOULD YOUR LAW SAY THAT THIS LEGISLATION GAVE A DRIVER'S LICENSE TO ALL ILLEGAL IMMIGRANTS? [LB623]

SENATOR NORDQUIST: NO, I DON'T SUPPORT THAT. THAT WAS A POSITION THAT SOME OF THE ADVOCATES I WORKED WITH EARLIER THIS INTERIM REALLY PUSHED ME ON. [LB623]

SENATOR GROENE: ALL RIGHT, THANK YOU. I APPRECIATE THAT. [LB623]

SENATOR NORDQUIST: THANK YOU. [LB623]

SENATOR GROENE: WE ARE RULE OF LAW. [LB623]

SPEAKER HADLEY: ONE MINUTE. [LB623]

SENATOR GROENE: THAT'S WHERE I STAND ON THIS ISSUE. AND WE ARE NOT FOLLOWING LAW. WE'RE USING SOMETHING WE DO IN CHURCH, COMPASSION. BUT YOU ARE AN ELECTED REPRESENTATIVE WHO HAS TO REPRESENT EVERYBODY. AND YOU HAVE TO CREATE LAWS THAT REPRESENT EVERYBODY AND THAT WE ALL FOLLOW. WE DO NOT CARVE OUT SPECIAL NICHES BECAUSE WE FEEL. LEAVE YOUR FEELINGS IN CHURCH. WE TREAT EVERYBODY EQUAL IN THIS COUNTRY. WE DON'T LABEL PEOPLE AND WE DON'T PUT THAT IN THE LAW. THIS LAW IS WRITTEN BADLY AND THAT'S WHY I STAND AGAINST IT. WE NEED TO DO IT CORRECTLY. I HAVEN'T HEARD THAT THE DMV WAS CONSULTED ABOUT

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HOW THEY WOULD PREFERRED HAVING DONE TO BE...FIT WITHIN OUR EXISTING LAW. WE DID THAT. THIS WAS WRITTEN APPARENTLY BY PEOPLE WHO WISH TO GIVE DRIVER'S LICENSE AWAY. [LB623]

PRESIDENT HADLEY: TIME, SENATOR. [LB623]

SENATOR GROENE: DID YOU SAY A MINUTE OR I'M DONE? [LB623]

SPEAKER HADLEY: TIME. [LB623]

SENATOR GROENE: TIME. THANK YOU. [LB623]

SPEAKER HADLEY: THANK YOU, SENATOR GROENE. SENATOR McCOY, YOU'RE RECOGNIZED. [LB623]

SENATOR McCOY: THANK YOU, MR. PRESIDENT. WOULD SENATOR NORDQUIST YIELD, PLEASE? [LB623]

SPEAKER HADLEY: SENATOR NORDQUIST, WILL YOU YIELD? [LB623]

SENATOR NORDQUIST: YES. [LB623]

SENATOR McCOY: THANK YOU, SENATOR. I WANT TO CONTINUE WITH THE LINE OF DIALOGUE THAT WE STARTED A TIME AGO. AND I THINK WE HAD ENDED UP ON THE MICROPHONE I HAD ASKED YOU THE QUESTION OF WHAT WOULD HAPPEN IN THE CASE OF DAPA, WHICH OF COURSE IS DEFERRED ACTION FOR PARENTS OF AMERICANS AND LAWFUL PERMANENT RESIDENTS, AND YOU HAD GIVEN ME THE ANSWER AND I WANT TO NOT PUT WORDS IN YOUR MOUTH, BUT I THINK YOU WERE CONCLUDING AN ANSWER TO ME THAT IN THIS AREA YOU CAN'T DIVIDE THE TWO. IS THAT CORRECT? [LB623]

SENATOR NORDQUIST: IT'S NOT JUST THE TWO, THERE ARE OTHER CATEGORIES. FOR INSTANCE, WOMEN WHO HAVE BEEN VICTIMS OF DOMESTIC VIOLENCE GET DEFERRED ACTION WHO HAVE AN UNDOCUMENTED STATUS. SO THERE'S A NUMBER OF OTHER CATEGORIES AS WELL OF DEFERRED ACTION, AND YOU CAN'T ARBITRARILY PICK ONE PART OF DEFERRED ACTION OVER ANOTHER. [LB623]

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SENATOR McCOY: YOU ARE CORRECT. THERE ARE OTHER PROGRAMS. THE TWO MAIN ONES THOUGH OBVIOUSLY THAT ENCOMPASS THE LARGEST...THE GREATEST NUMBER OF INDIVIDUALS ARE DAPA AND DACA, CORRECT? [LB623]

SENATOR NORDQUIST: I DON'T KNOW THE NUMBERS ON THE OTHER ONES... [LB623]

SENATOR McCOY: I BELIEVE THEY ARE. AND DACA ACTUALLY IS 4 (MILLION) TO 5 MILLION INDIVIDUALS... [LB623]

SENATOR NORDQUIST: DAPA. DACA IS NOT. [LB623]

SENATOR McCOY: DAPA, PARDON ME...IN THE COUNTRY. AND MY QUESTION, SENATOR, IS, WE'RE PART--ALONG WITH 25 OTHER STATES--OF A LAWSUIT WITH FEDERAL GOVERNMENT ON THIS VERY ISSUE. AND MY QUESTION TO YOU IS, AND I THINK MAYBE THIS ACTUALLY IS WHERE WE ENDED UP AT AN EARLIER TIME ON THE MICROPHONE, WITH I THINK YOU WERE SAYING ACT OF CONGRESS, EXECUTIVE ACTION, WE COULD BE IN A SITUATION IF THIS LEGISLATION GOES FORWARD WHERE WE WOULD BE PROVIDING DRIVER'S LICENSE TO A GREAT DEAL MORE INDIVIDUALS THAN JUST THOSE THAT WE'RE TALKING ABOUT AS FAR AS DACA GOES. CORRECT? [LB623]

SENATOR NORDQUIST: ONLY IF THEY HAVE, AS THE FEDERAL REAL ID ACT DEFINED, HAS AN APPROVED DEFERRED ACTION STATUS. SO YOU'RE MAKING THE ASSUMPTION THAT SOMEHOW DAPA IS UPHeld IN THE COURTS, WHICH RIGHT NOW MOST PROGNOSTICATORS WOULD SAY THAT THAT PROBABLY IS UNLIKELY THAT DACA WOULD BE...DACA DOESN'T HAVE ANY PENDING CHALLENGES. DAPA, THOUGH, IS IN SERIOUS TROUBLE AND IS UNLIKELY TO GO FORWARD, BUT SHOULD THAT HAPPEN, THEN YES BECAUSE QUITE FRANKLY FROM A POLICY PERSPECTIVE WE WOULD HAVE ANOTHER CLASS OF INDIVIDUALS WHO IS WOULD HAVE AUTHORIZATION TO BE HERE, HAVE A WORK PERMIT, AND NOT BE DEPORTED. WHY WOULD WE NOT WANT THEM... [LB623]

SENATOR McCOY: BUT, SENATOR, THOSE INDIVIDUALS UNDER DAPA WOULD BE ACTUALLY THE ONES IN MANY CASES WHO HAD COME HERE ILLEGALLY, NOT JUST BEEN BROUGHT HERE, CORRECT? [LB623]

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SENATOR NORDQUIST: YES, THERE OBVIOUSLY ARE CIRCUMSTANCES OF THEIR ARRIVAL. WE TALKED ABOUT THAT, THE HISTORICAL NATURE OF NEBRASKA BUSINESSES RECRUITING THEM A DECADE OR TWO AGO. BUT THAT IS CORRECT. BUT WE CANNOT...UNLESS YOU'RE WILLING TO TAKE DRIVER'S LICENSES AWAY FOR WOMEN WHO HAVE BEEN DOMESTICALLY ASSAULTED AND THE DEFERRED ACTION FOR CHILDHOOD ARRIVAL POPULATION, WE CANNOT DRAW AN ARBITRARY LINE. [LB623]

SENATOR McCOY: WELL...THANK YOU, SENATOR NORDQUIST. WELL, MEMBERS, THAT...THEREIN LIES THE HEART OF MY BIGGEST CONCERN WITH THIS WHOLE ISSUE, IS WHAT STARTS OUT AS SOMETHING VERY WELL-INTENTIONED OSTENSIBLY AND... [LB623]

SPEAKER HADLEY: ONE MINUTE. [LB623]

SENATOR McCOY: ...WE'RE GOING TO REWARD IN A WAY OR ALLOW THESE INDIVIDUALS TO DRIVE, IN A WAY REWARD THEM BECAUSE DRIVING IS A PRIVILEGE THAT NOT EVERYONE CAN GET. BUT IN TURN WE'RE OPENING THE DOOR TO IF DAPA IS HELD UP IN COURT OR I SHOULD SAY IS ALLOWED TO PROCEED, THAT WE WILL THEN BE FORCED, AS SENATOR NORDQUIST JUST SAID, TO OPEN THE DOOR TO ALL DEFERRED ACTION INDIVIDUALS, INCLUDING THOSE WHO ACTUALLY CAME HERE ILLEGALLY. NOT JUST CHILDREN WHO MAY HAVE BEEN BROUGHT HERE BY PARENTS, BUT THE ACTUAL INDIVIDUALS WHO BROKE THE LAW TO COME TO THE UNITED STATES ILLEGALLY. IN MY OPINION, MEMBERS, THAT CAN'T STAND. THAT FLIES IN THE FACE OF EVERYTHING THAT I BELIEVE IN. [LB623]

SPEAKER HADLEY: TIME, SENATOR. THANK YOU, SENATOR McCOY. SENATOR BRASCH, YOU ARE RECOGNIZED. [LB623]

SENATOR BRASCH: THANK YOU, MR. SPEAKER, AND THANK YOU, COLLEAGUES. SOME POINTS HAVE BEEN MADE ABOUT BEING ACCURATE ON OUR SOURCES AND RESOURCES HERE THIS AFTERNOON IN REFERENCE TO IMMIGRATION, ILLEGAL IMMIGRATION, DACA, PRESENT STATUS. AND THE QUESTION CAME UP ABOUT THE MILITARY. AND THAT QUESTION HAS COME TO OUR OFFICE BEFORE AND WE'VE DONE RESEARCH, AND READING TO YOU--FORGIVE ME FOR READING--FROM THE IMMIGRANT LEGAL RESOURCE CENTER. THE QUESTION, CAN NON-U.S. CITIZENS JOIN THE MILITARY? ANSWER, YES, LAWFUL PERMANENT RESIDENTS, THE LPRs, MAY ENLIST IN THE MILITARY, BUT

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UNDOCUMENTED IMMIGRANTS CANNOT. UNDER THE M-A-V-N-I, THE MILITARY ACCESSIONS VITAL TO THE NATIONAL INTEREST PROGRAM, SOME OTHER LAWFULLY PRESENT NONCITIZENS SUCH AS TPS STATUS HOLDERS, T AND U VISA HOLDERS, AND ASYLEES, REFUGEES--AND THAT INCLUDES DACA--MAY ALSO JOIN THE MILITARY. BUT IN THIS PROGRAM THE MILITARY IS ACCEPTING THOSE WITH IN-DEMAND SKILLS IN EXCHANGE FOR EXPEDITED U.S. CITIZENSHIP. AND THESE PROGRAMS ARE OFFERED TO NONCITIZENS, BUT THEY ARE VERY SPECIFIC ON THOSE IN-DEMAND SKILLS, AND IT'S A VERY SMALL NUMBER OF THOSE WHO ARE WITHIN THIS PROGRAM. AND IN THIS PROGRAM, IN MOST CASES THAT ONCE THE UNDOCUMENTED IMMIGRANT, DACA OR OTHER, HAS COMPLETED TEN WEEKS OF BASIC COMBAT TRAINING OR ACCEPT A COMMISSION AS ARMY OFFICERS, THEY ARE NATURALIZED AT THAT POINT. AND, CURRENTLY, THE ARMY IS SEARCHING FOR HEALTHCARE PROFESSIONALS AND INDIVIDUALS WHO CAN SPEAK MORE THAN ONE LANGUAGE. AND WHEN YOU READ FROM THE WEB SITE OF THE U.S. ARMY, IT DOES GIVE YOU WHAT THOSE LANGUAGES ARE AND NONE OF THEM INCLUDE SPANISH. THERE ARE MANY LANGUAGES. AND THAT'S NOT TO SAY THAT SOMEONE DACA MIGHT BE PROFICIENT IN OTHER LANGUAGES, THAT IS POSSIBLE. BUT THE MILITARY ACCESSIONS VITAL TO THE NATIONAL INTEREST IS VERY, VERY NARROW TO BE OFFERED TO NONLEGAL CITIZENS. AND SO TO SAY THAT A PERSON CAN JUST ENLIST IN THE MILITARY AS UNDOCUMENTED OR ILLEGAL, THAT IS NOT THE CASE. THERE ARE SPECIFIC AREAS, FIELDS, MEDICAL OR LANGUAGE SKILLS THAT ARE HIGHLY IN DEMAND, AND I ENCOURAGE YOU TO DO GO TO THE WEB SITE AND SEE WHAT'S THERE. BUT ONCE THEY DO COMPLETE THE BASIC TRAINING IN THOSE AREAS, THEN THEY BECOME NATURALIZED CITIZENS. [LB623]

SPEAKER HADLEY: ONE MINUTE. [LB623]

SENATOR BRASCH: SO I DO THANK YOU FOR BRINGING THAT TO THE FLOOR FOR DISCUSSION, BECAUSE MANY HAVE ASKED THAT QUESTION. AND IT'S IMPORTANT THAT WE DO STATE THE FACTS OF WHO MAY SERVE IN OUR MILITARY, AND IT IS VERY NARROW IN WHO CAN IF THEY'RE NOT A LEGAL IMMIGRANT. THANK YOU, MR. PRESIDENT, AND THANK YOU, COLLEAGUES. [LB623]

SPEAKER HADLEY: THANK YOU, SENATOR BRASCH. SENATOR KINTNER, YOU'RE RECOGNIZED. [LB623]

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SENATOR KINTNER: WELL, THANK YOU, MR. PRESIDENT. I WANT TO RESPOND TO A FEW THINGS THAT WERE SAID. FIRST OF ALL, SENATOR BAKER SAID THAT HE PLAYED FAST-PITCH SOFTBALL AND SO DID I. SO I GOT THAT GOING FOR ME, SENATOR BAKER. BUT I PLAYED FOR FIVE YEARS AND I WAS A BASEBALL PITCHER BUT I DIDN'T KNOW HOW TO PITCH SOFTBALL, SO I WENT TO A CATCHER. SO I THINK FROM '93 AND '90 (SIC) I PLAYED FAST PITCH SOFTBALL AND I HAD A LOT OF FUN DOING IT. SO THAT'S KIND OF COOL. THE OTHER THING IS, LET ME JUST GO OVER WHAT I SAID LAST TIME. I SAID THAT THE SIMPSON-MAZZOLI LAW SIGNED BY RONALD REAGAN THAT SENATOR SIMPSON, REPUBLICAN OF WYOMING, SENATOR MAZZOLI, A DEMOCRAT FROM KENTUCKY IN THE HOUSE...IT WAS AN AMNESTY BILL AND IT WAS AN UTTER FAILURE AND REAGAN SIGNED IT AND IT DIDN'T DO A THING. I MENTIONED PRESIDENT EISENHOWER'S OPERATION WETBACK, AND THAT WAS A SUCCESSFUL ONE. AS OFFENSIVE AS THE NAME IS TO SOME PEOPLE, THAT WAS A VERY EFFECTIVE PROGRAM THAT SHUTDOWN ILLEGAL IMMIGRATION, AT LEAST FOR A WHILE IN THE FIFTIES. I DON'T KNOW WHEN WE STARTED HAVING A PROBLEM AGAIN, MAYBE THE LATE SIXTIES OR SEVENTIES. BUT THAT WAS A VERY EFFECTIVE PROGRAM. THE LETTER, THE TESTIMONY THAT SENATOR PANSING BROOKS READ, IF YOU'RE NOT MOVED BY THAT I DON'T KNOW WHAT WOULDN'T MOVE YOU. YOU KNOW, YOU GOT TO FEEL FOR THESE PEOPLE CAUGHT IN BETWEEN THE BAD POLICIES IN WASHINGTON AND I GUESS, PARENTS OR FAMILY THAT BROUGHT THEM I'M GUESSING ILLEGALLY TO OUR STATE AND HERE THEY ARE AND THEY'RE NOT KNOWING ANY OTHER LIFE. AND I UNDERSTAND THAT AND I DON'T FEEL VERY GOOD ABOUT THEIR SITUATION, BUT WE NEED SOME HELP FROM WASHINGTON. WE NEED TO WORK ON THIS TOGETHER, AND THIS IS NOT SOMETHING THAT WE'RE GOING TO JUST FIX HERE. NOW, I WANT TO READ A LITTLE BIT FROM AN ARTICLE IN TOWNHALL.COM. AND IT TALKS ABOUT THE...IT SAYS, "THE FIVE KEY FINDINGS FROM THE INJUNCTION BLOCKING OBAMA'S AMNESTY." IT TALKS ABOUT THE UNITED STATES DISTRICT JUDGE, ANDREW HANEN'S VERY THOROUGH 123-PAGE OPINION EXPLAINING HIS DECISION TO ISSUE AN INJUNCTION BLOCKING PRESIDENT OBAMA'S DEFERRED ACTION FOR PRINT OR ACCOUNTABILITY PROGRAMS COVERS A MULTITUDE OF LEGAL AND FACTUAL ISSUES. AND HERE ARE THE FIVE MOST IMPORTANT ONES. I DID WANT TO SAY ONE OTHER THING ABOUT SENATOR MORFELD. HE TALKED ABOUT EQUAL PROTECTION CLAUSE. WELL, YOU KNOW WHAT? WE DON'T GIVE BENEFITS TO ILLEGAL ALIENS. I GUESS BY HIS INTERPRETATION OF THE EQUAL PROTECTION CLAUSE, WE SHOULD JUST GIVE EVERYTHING TO ANYONE WHO HAPPENS TO FIND THEIR WAY IN OUR STATE. SO I GUESS I'LL WAIT FOR THAT LAWSUIT DEMANDING THAT WE GIVE THE BENEFITS TO NONRESIDENT ALIENS AND PEOPLE THAT WE WOULD NORMALLY CALL ILLEGAL ALIENS IN OUR STATE.

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I GUESS THAT'S WHERE HE WAS GOING WITH THAT. ANYWAY, THE FIVE THINGS RIGHT HERE. FIVE FINDINGS FROM THE INJUNCTION BLOCKING OBAMA'S AMNESTY: THE DAPA PROGRAM DIRECTLY CAUSES SIGNIFICANT INJURY TO THE STATES. THAT'S THE FIRST ONE. THE KEY HURDLE THAT ANY PLAINTIFF MUST CLEAR IN ANY LAWSUIT IS ESTABLISHING THE STANDING TO SUE IN COURT. IN ORDER TO ESTABLISH STANDING, A PLAINTIFF MUST SHOW HOW THE DEFENDANT'S ACTIONS CAUSED THE PLAINTIFF A SPECIFIC AND SIGNIFICANT HARM. MANY LEGAL EXPERTS BELIEVE THAT DEMONSTRATING HOW OBAMA'S DAPA PROGRAM... [LB623]

SPEAKER HADLEY: ONE MINUTE. [LB623]

SENATOR KINTNER: ...HARMS STATES WOULD BE THE PLAINTIFF'S MOST DIFFICULT ISSUE. THE STATE SOLVED THIS PROBLEM BY IDENTIFYING A NUMBER OF SERVICES THAT WOULD BE REQUIRED TO PROVIDE TO FORMERLY ILLEGAL IMMIGRANTS IF A DAPA PROGRAM WERE MOVED FORWARD. THE COURT SPENDS THE MAJORITY OF TIME WORKING OF TIME ON DRIVER'S LICENSE, SPECIFICALLY \$174 IT WOULD COST TEXAS FOR EACH OF THE 10,000 DAPA RESIDENTS WHO WOULD LIKELY APPLY FOR THE DRIVER'S LICENSES ONCE THEY GET THEIR LEGAL STATUS. SO THAT'S THE FIRST THING THAT THEY CAME UP WITH. THE SECOND WAS CONGRESS NEVER CREATED OR AUTHORIZED DEFERRED ACTION STATUS. THAT'S VERY IMPORTANT THAT BY THE STROKE OF THE PEN OUR LAWLESS PRESIDENT DECIDED THAT HE COULD JUST CREATE SOMETHING OUT OF THIN AIR THAT DID NOT HAVE THE CONSTITUTIONAL AUTHORITY TO DO. AND BEFORE I READ IT I THINK WE'RE GRINDING ON TIME. SO I WILL WORK ON THAT THE NEXT TIME I'M AT THE MIKE. THANK YOU, MR. PRESIDENT. [LB623]

SPEAKER HADLEY: THANK YOU, SENATOR KINTNER. SENATOR SCHNOOR, YOU'RE RECOGNIZED. [LB623]

SENATOR SCHNOOR: THANK YOU, MR. PRESIDENT. WE TALKED ABOUT THIS-- NOW I CAN'T FIND THE GUY'S NAME--THE GUY THAT KILLED HIS MOTHER AND, OH, WHETHER HE'S A DACA, I DON'T KNOW WHAT THE TERM THAT SENATOR NORDQUIST SAID, WE'LL JUST SAY A DACA INDIVIDUAL, WHETHER HE FALLS INTO THAT CATEGORY. AND THERE'S A LOT OF PREREQUISITES FOR THIS OF WHICH ONE OF THIS IS HE WILL NO LONGER MEET HAVING NOT BEEN CONVICTED OF A FELONY. OBVIOUSLY HE'S NOT CONVICTED, BUT I THINK HE WILL BE. SO AND DR. COPENHAVER, WHOM I QUOTED, HE DID CALL MY OFFICE,

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SO OBVIOUSLY HE'S LISTENING, SO THANK YOU, DOCTOR. HE DID SAY THAT THE STATUS OF CATHARSIS STATUS OF THIS INDIVIDUAL THAT HE HAS FOUND OUT IS UNKNOWN. AUTHORITIES IN OMAHA WILL NOT DISCLOSE THIS. SO I THANK SENATOR BRASCH FOR THE MILITARY INFORMATION. YOU KNOW, THAT HAS BEEN A SOURCE OF MISINFORMATION HERE BY, I THINK, BY ALL OF US. YOU KNOW, THE ASSUMPTION WAS THAT ALL OF THESE FOLKS CAN JOIN THE MILITARY AND THAT OBVIOUSLY WE HAVE FOUND OUT THAT IS NOT TRUE. IT'S ONLY A LIMITED NUMBER. I LOOKED AT THE ARMY WEB SITE. I LOOKED AT THE USA TODAY AND ALL OF THAT IS VERIFIED THAT IT'S A SMALL AMOUNT OF THESE INDIVIDUALS THAT GO INTO SPECIALIZED SKILLS. AND THEN I THINK IT WAS POINTING OUT THEY'RE DRIVING VEHICLES IN IRAQ AND AFGHANISTAN OR DOING WHATEVER, BUT ACCORDING TO WHAT I HAVE LOOKED AT, BY THE TIME THEY GET OVER THERE THEY'VE BEEN GIVEN THEIR CITIZENSHIP. SO THAT IS A LEGAL WAY, OBVIOUSLY, THAT INDIVIDUALS CAN ATTAIN CITIZENSHIP HERE. BUT, YOU KNOW, WE'RE TALKING HERE ABOUT DRIVER'S LICENSE. AND WE'RE GETTING AWFULLY REPETITIVE, GETTING OUR EIGHT-HOUR TIME LIMIT IN. AND, YOU KNOW, WE'RE HEARING A LOT OF THE SAME THINGS OVER AND OVER, YOU KNOW, FOR MYSELF INCLUDED. I'LL READ ANOTHER LETTER TO THE EDITOR. THIS COMES FROM A GENTLEMEN NAMED JIM NIPPER. THIS IS IN THE OMAHA WORLD-HERALD. MAY 8, 2015, WAS THE DATE. WHY REWARD LAWBREAKERS WITH LICENSES? WHAT PART OF ILLEGAL DO SOME ELECTED OFFICIALS NOT UNDERSTAND? WELL, MR. NIPPER, I DO UNDERSTAND THAT. CONTINUING ON: IT APPEARS THE A MAJORITY OF THE LEGISLATURE FAVORS GIVING ILLEGAL IMMIGRANTS IN OUR STATE THE ADVANTAGE OF HAVING STATE DRIVER'S LICENSES. ILLEGAL IMMIGRANTS ALREADY HAVE BEEN RESPONSIBLE... [LB623]

SPEAKER HADLEY: ONE MINUTE. [LB623]

SENATOR SCHNOOR: ONE MINUTE, SIR? [LB623]

SPEAKER HADLEY: ONE MINUTE. [LB623]

SENATOR SCHNOOR: THANK YOU. ILLEGAL IMMIGRANTS ALREADY HAVE BEEN RESPONSIBLE FOR DRAINING NEBRASKA TAXPAYERS OF HUNDREDS OF MILLIONS OF DOLLARS FOR WELFARE, HEALTHCARE, EDUCATION, AND INCARCERATION COSTS. NOW LEGISLATURES (SIC-LEGISLATORS), AND I WON'T SAY THEIR NAMES, WANT TO REWARD THEM BY GIVING THEM DRIVER'S LICENSES. THESE LEGISLATURES (SIC-LEGISLATORS) ARE ACCOMMODATING A LOBBY THAT REPRESENTS AN ILLEGAL INDUSTRY WORTH BILLIONS OF

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DOLLARS IN THE U.S. UNDER THE TABLE; LOW-COST LABOR PROVIDED BY ILLEGAL IMMIGRANTS. THIS IS NO DIFFERENT THAN IF THEY WERE ACCOMMODATING DRUG DEALERS, BOOKIES, OR OTHER PEOPLE IN ANY OTHER ILLEGAL ACTIVITIES. THEY WANT TO GIVE THIS ADVANTAGE TO SO-CALLED DREAMERS WHO HAVE BEEN GIVEN A LEGAL STATUS BY EXECUTIVE ORDER OF PRESIDENT BARACK OBAMA. [LB623]

SPEAKER HADLEY: TIME, SENATOR. [LB623]

SENATOR SCHNOOR: THANK YOU, SIR. [LB623]

SPEAKER HADLEY: THANK YOU, SENATOR SCHNOOR. SENATOR BLOOMFIELD, YOU'RE RECOGNIZED. [LB623]

SENATOR BLOOMFIELD: THANK YOU, MR. PRESIDENT. I WANT TO PUT SENATOR McCOLLISTER'S MIND AT EASE. IF SENATOR KINTNER RUNS OUT OF ENERGY, I'LL GO GET HIM SOME ICE CREAM IF HE NEEDS IT. BUT I WOULD YIELD THE REMAINDER OF MY TIME TO SENATOR KINTNER. [LB623]

SPEAKER HADLEY: SENATOR KINTNER, YOU'RE YIELDED 4 MINUTES AND 40 SECONDS. [LB623]

SENATOR KINTNER: WELL, THANK YOU, MR. PRESIDENT. I'M SURE PEOPLE AT HOME ON THE EDGE OF THEIR COUCH JUST WAITING FOR ME TO FINISH THE FIVE KEY FINDINGS FROM THE INJUNCTION BLOCKING OBAMA'S AMNESTY BY CON CARROLL ON TOWNHALL.COM. THAT'S EXACTLY THE TITLE, "FIVE KEY FINDINGS FROM THE INJUNCTION BLOCKING OBAMA'S AMNESTY." THE FIRST ONE WAS THE DAPA PROGRAM DIRECTLY CAUSED SIGNIFICANT INJURY TO THE STATE. THEY HAD TO PROVE THAT. OBVIOUSLY, THEY DID. THE SECOND IS CONGRESS NEVER CREATED OR AUTHORIZED DEFERRED ACTION STATUS. DEFENDERS OF OBAMA'S DACA AND DAPA PROGRAMS OFTEN NOTE THAT THE SUPREME COURT HAS BEEN CLEAR ABOUT THE SUPREMACY OF THE FEDERAL GOVERNMENT OVER THE STATES ON IMMIGRATION POLICY. AS JUDGE HANEN NOTES VERY EARLY IN HIS OPINION, DEFERRED CONGRESSIONAL ACTION BASIS FOR OBAMA'S DACA AND DAPA PROGRAMS WAS NEVER CREATED BY CONGRESS. DEFERRED ACTION IS NOT A STATUS CREATED OR AUTHORIZED BY LAW OR BY CONGRESS NOR HAS ITS PROPERTIES BEEN DESCRIBED IN ANY RELEVANT LEGISLATURE LEGISLATIVE ACT. HANEN WRITES ON PAGE 15, THE GOVERNMENT MUST CONCEDE THAT THERE IS NO SPECIFIC LAW OR STATUTE THAT AUTHORIZES DAPA. HE REPEATS

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THAT ON PAGE 90. INSTEAD, HANEN NOTES, THE OBAMA ADMINISTRATION RELIES ON TWO GENERAL GRANTS OF DISCRETION AND IMMIGRATION LAW TO SUPPORT DAPA. BUT AS HANEN GOES ON TO EXPLAIN, IF ANYTHING, THE STATUTE CREATES SEPARATE AND SPECIFIC WAYS THE SECRETARY OF HOMELAND SECURITY CAN OFFER LEGAL STATUS TO ILLEGAL IMMIGRANTS. BUT OBAMA'S DAPA PROGRAM DOES NOT FOLLOW THE PROCESS THESE TWO OTHER STATUTES CREATED. INSTEAD, DAPA CREATED A BRAND NEW PROGRAM OUT OF WHOLE CLOTHE AFTER CONGRESS SPECIFICALLY DEBATED AND ULTIMATELY REJECTED NEW LAWS LIKE OBAMA'S DAPA PROGRAM. SO CONGRESS LOOKED AT IT AND SAID, NA, BABY, NA. NUMBER THREE, THERE'S A BIG DIFFERENCE BETWEEN EXECUTIVE DISCRETION AND BESTOWING BENEFITS. IN 1985, HECKLER V. CHANEY, THE SUPREME COURT HELD THE PLAINTIFF DEATH PENALTY OPPONENTS COULD NOT USE THE ADMINISTRATIVE PROCEDURE ACT TO FORCE THE FOOD AND DRUG ADMINISTRATION TO TAKE ENFORCEMENT ACTIONS AGAINST STATES WHO USE CERTAIN DRUGS FOR LETHAL INJECTION THAT HAS NOT BEEN APPROVED FOR THAT PURPOSE. OH, THAT MIGHT COME IN HANDY WHEN WE DO DEATH PENALTY. I'LL HAVE TO KEEP THAT IN MIND. IN THAT CASE, THE COURT FOUND THAT NONENFORCEMENT DECISIONS OF FEDERAL AGENCIES WERE GENERALLY COMMITTED TO AN AGENCY'S ABSOLUTE DISCRETION AND WERE, THEREFORE, UNSUITABLE FOR JUDICIAL REVIEW. JUDGE HANEN FOUND THAT OBAMA'S DAPA PROGRAM, HOWEVER, CANNOT BE CHARACTERIZED AS NONENFORCEMENT SINCE IT IS ACTUALLY AFFIRMATIVE ACTION, RATHER THAN INACTION. SPECIFICALLY, HANEN NOTES THAT DAPA AWARDS LEGAL PRESENCE TO INDIVIDUALS CONGRESS HAS DEEMED UNDEPORTABLE OR REMOVABLE AS WELL AS THE ABILITY TO OBTAIN SOCIAL SECURITY NUMBERS, WORK AUTHORIZATION PERMITS, AND ABILITY TO TRAVEL. ABSENT DAPA, THESE INDIVIDUALS WOULD NOT RECEIVE THOSE BENEFITS. HANEN CONTINUES: EXERCISING PROSECUTORIAL DISCRETION AND/OR REFUSING TO ENFORCE THE STATUTE DOES NOT ALSO ENTAIL BESTOWING BENEFITS. [LB623]

SPEAKER HADLEY: ONE MINUTE. [LB623]

SENATOR KINTNER: SO THAT'S THE THIRD ONE. THE FOURTH ONE IS IMMIGRATION OFFICIALS HAVE NO DISCRETION ON HOW TO IMPLEMENT DACA AND DAPA. NOW I'M GOING TO JUST KIND OF TEASE YOU HERE, BECAUSE I'M SURE YOU'RE ON THE EDGE OF YOUR COUCH AT HOME. I WANT TO GIVE YOU A LITTLE TEASE ON WHAT THE FIFTH ONE IS. SO THE FOURTH ONE IS IMMIGRATION OFFICIALS HAVE NO DISCRETION ON HOW TO IMPLEMENT DACA, DAPA. AND THEN THE FIFTH ONE IS PREVENTING THE IMPLEMENTATION OF DAPA

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PRESERVES THE STATUS QUO. SO NOW YOU KNOW WHAT ALL FIVE OF THEM ARE. NUMBER ONE, THE DAPA PROGRAM DIRECTLY CAUSES SIGNIFICANT INJURY TO STATES. NUMBER TWO, CONGRESS NEVER CREATED OR AUTHORIZED DEFERRED ACTION STATUS. NUMBER THREE, THERE'S A BIG DIFFERENCE BETWEEN EXECUTIVE DISCRETION AND BESTOWING BENEFITS. NUMBER FOUR, IMMIGRATION OFFICIALS HAVE NO DISCRETION HOW TO IMPLEMENT DACA, DAPA. AND NUMBER FIVE, PREVENTING THE IMPLEMENTATION OF DAPA PRESERVES THE STATUS QUO. AND THERE YOU HAVE IT. [LB623]

SPEAKER HADLEY: TIME, SENATOR. [LB623]

SENATOR KINTNER: THANK YOU. [LB623]

SPEAKER HADLEY: THANK YOU, SENATOR KINTNER. SENATOR GROENE, YOU'RE RECOGNIZED. [LB623]

SENATOR GROENE: THANK YOU, MR. PRESIDENT. YOU KNOW, I'VE ALWAYS WONDERED. WE STICK OUR NOSE IN THE AIR HERE IN AMERICA, HOW GREAT WE ARE AND WE'RE BETTER THAN OTHER COUNTRIES. AND I DON'T HAPPEN TO BELIEVE THAT. I THINK WE JUST WORK HARD AND WE PROTECT OUR FREEDOMS, BUT EVERYBODY HAS AN OPPORTUNITY. SO I LOOKED UP SOME FACTS ON MEXICO, BECAUSE THAT'S THE ONE THAT MOST OF OUR IMMIGRANTS COME FROM. THERE'S...I THINK THERE WAS, LIKE, RIGHT AT 120 MILLION FOLKS THAT LIVE IN MEXICO. WE GOT 11 MILLION HERE THAT HAVE IMMIGRATED HERE; I THINK THAT'S WHAT I'VE HEARD OVER THE LAST 40 YEARS. YOU GET PAST THE BORDER, FOLKS, YOU GO DOWN INTO MEXICO AND IT'S A PRETTY NICE PLACE. MIDDLE-CLASS FAMILIES, SMALL BUSINESSMEN, LARGE CORPORATIONS. MOST OF OUR VEHICLES ARE BUILT THERE. CHRYSLER HAS...MY PICKUP WAS BUILT THERE. THEY LIVE THEIR LIVES, THEY HAVE FAMILIES. AVERAGE...THE MEDIAN LIFE EXPECTANCY IS 77 YEARS. IT'S 71 YEARS WORLDWIDE. UNITED STATES IS 79 YEARS, SO THEY'RE RIGHT BEHIND US. NOT EVERYBODY'S LIVING IN HUTS. I'M NOT THAT KIND OF A RACIST TO THINK THAT ANOTHER CIVILIZATION ISN'T AS GOOD AS OURS AND THAT WE HAVE TO TAKE CARE OF THEM. I HAPPEN TO BELIEVE THAT IT'S A GOOD, STRONG COUNTRY. IT'S A GOOD ALLY. APPARENTLY THEY DON'T HAVE THE SAME SOCIAL SERVICES WE HAVE OR SOMETHING AND MAYBE THEY BALANCE THEIR BUDGETS A LITTLE BETTER THAN WE DO. BUT MOST OF THE FOLKS DOWN THERE LIVE THEIR LIVES, MOST OF THEM ARE CATHOLIC, IT SAYS HERE. IT'S A GOOD COUNTRY. THEY PROTECT THEIR BORDERS. I MEAN, THEY HAVE A VERY STRONG IMMIGRATION POLICY. TRY TO

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GO DOWN THERE AND STAY. TRY TO OWN LAND AS A FOREIGNER. YOU KNOW, IF YOU BUILD...I'VE HAD SOME FOLKS THAT I'VE KNOWN THAT HAVE GONE DOWN THERE AND BOUGHT CONDOS AND STUFF. YOU DON'T OWN YOUR LAND AS A FOREIGNER. YOU OWN YOUR PROPERTY, THE BUILDING, BUT THEY CAN TAKE IT FROM YOU ANY TIME BECAUSE THEY'RE REALLY STRICT ABOUT WHAT KIND OF INFLUENCE THEY WANT OF PEOPLE IMMIGRATING THERE. GOOD, SOLID PEOPLE. GOOD CIVILIZED NATION. WE HAVE PEOPLE HAVE BROKE OUR LAWS AND CAME HERE ILLEGALLY. APPARENTLY THEY COULDN'T...THE...MAYBE IT'S ROUGHER THERE. YOU GOT TO WORK HARDER IN MEXICO TO MAKE A LIVING AND COMPETE. MAYBE THEY GOT...I DO KNOW THEM FOLKS HAVE A WORK ETHIC. THEY DON'T WORRY ABOUT 40 HOURS. THEY DON'T WORK THE ONES I'VE MET THAT CAME UP HERE. SO I'M ASSUMING THE WHOLE COUNTRY HAS THAT WORK ETHIC. BUT I'M NOT GOING TO CRITICIZE THEM. I'M GOING TO ASK...WONDER WHY CERTAIN ONES CAME HERE ILLEGALLY. WE HAVE POOR IN OUR COUNTRY. THEY COULDN'T GO SOUTH, ESTABLISH RESIDENCY. THEY COULDN'T GET A PERMANENT DRIVER'S LICENSE, BUT THEY PROTECT THEIR BORDERS. WE ARE NOT SPECIAL IN THAT AS A CIVILIZATION. THERE ARE LOTS OF CULTURES OUT THERE. AND WE SHOULDN'T BE THINKING WE ARE DOING SOMEBODY A FAVOR BY ALLOWING THEM TO COME INTO OUR COUNTRY AND BREAK OUR LAWS BECAUSE, MY, WE SAVED THEM FROM WHERE THEIR CIVILIZATION AND WHERE THEIR COUNTRY IS. I DON'T SEE IT. THERE'S 120 (SIC) CITIZENS OF MEXICO LIVE THEIR LIVES DOWN THERE, GO TO SCHOOL, LIVE A GOOD LIFE. SOME FOLKS DECIDED TO COME INTO OUR COUNTRY ILLEGALLY. I DON'T KNOW WHY. IF THEY WANT TO DO IT LEGALLY, I'M ALL FOR THEM. [LB623]

SENATOR SCHEER PRESIDING

SENATOR SCHEER: ONE MINUTE. [LB623]

SENATOR GROENE: I DON'T CARE IF YOU'RE FROM EUROPE. I DON'T CARE IF YOU'RE FROM AFRICA. GOT SOME GOOD SOMALIAN FOLKS THAT HAVE MOVED OUT OUR WAY; THEY CAME HERE LEGALLY, WORKING IN THE FACTORIES. IT'S ALL ABOUT RULE OF LAW, FOLKS. AND WHO ARE WE BUT A LEGISLATURE IN NEBRASKA WHO'S WILLING TO PASS A LEGISLATION UNDER DRIVER'S LICENSE THAT DOESN'T FOLLOW THE RULE OF LAW? I FIND SOMETHING WRONG WITH THAT BECAUSE WE THINK WE'RE DOING OUR GOOD WORKS THROUGH GOVERNMENT. BY THE WAY, YOU CAN'T FIND THAT IN THE BIBLE ANYWHERE WHERE THE MAIN MAN EVER SAID, DO YOUR GOOD WORKS THROUGH YOUR NEIGHBOR'S TAX DOLLARS OR THROUGH GOVERNMENT. I DON'T THINK HE EVER SAID THERE OUGHT TO BE A LAW EITHER. BUT, ANYWAY, THAT'S ANOTHER ISSUE

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AND ANOTHER TOPIC. IF WE'RE GOING TO DO THIS, LET'S DO IT RIGHT OR NOT DO IT AT ALL. BUT DON'T DO IT BECAUSE YOU FEEL GOOD. YOU'RE GOING TO GO HOME AND PAT YOURSELF ON THE BACK BECAUSE YOU HELPED SOMEBODY ELSE... [LB623]

SENATOR SCHEER: TIME, SENATOR. [LB623]

SENATOR GROENE: THANK YOU. [LB623]

SENATOR SCHEER: THANK YOU, SENATOR GROENE. SENATOR CRAIGHEAD, YOU'RE RECOGNIZED. [LB623]

SENATOR CRAIGHEAD: THANK YOU, MR. PRESIDENT. I'D LIKE TO YIELD MY TIME TO SENATOR KINTNER. [LB623]

SENATOR SCHEER: SENATOR KINTNER, YOU'RE YIELDED 4 MINUTES AND 50 SECONDS. [LB623]

SENATOR KINTNER: THANK YOU. I'M TRYING TO FIGURE OUT IF PEOPLE ARE STILL RIVETED FROM THE FIVE I GAVE THEM OR IF THEY WANT TO MOVE ON. THE LAST TWO WE TALKED ABOUT, IMMIGRATION OFFICIALS HAVE NO DISCRETION HOW TO IMPLEMENT DACA. NOW THIS IS THE FIVE KEY FINDINGS FROM THE INJUNCTION BLOCKING OBAMA'S AMNESTY BY CON CARROLL, TOWNHALL.COM. AND THEN THE VERY LAST ONE WAS PREVENTING THE IMPLEMENTATION OF DAPA PRESERVES THE STATUS QUO. AND THOSE ARE THE FIVE. LET ME GIVE YOU THE FIRST THREE AGAIN. NUMBER ONE, DAPA PROGRAM DIRECTLY CAUSED A SIGNIFICANT INJURY TO THE STATE; THE JUDGE FOUND THAT. NUMBER TWO, CONGRESS NEVER CREATED OR AUTHORIZED DEFERRED ACTION STATUS; THIS IS WHAT THE JUDGE SAID. NUMBER THREE, THERE'S A BIG DIFFERENCE BETWEEN EXECUTIVE DISCRETION AND BESTOWING BENEFITS; THIS IS BESTOWING BENEFITS, THE JUDGE SAID. IMMIGRATION FIGURES HAVE NO DISCRETION ON HOW TO IMPLEMENT DACA, DAPA, AND PREVENTING THE IMPLEMENTATION OF DAPA PRESERVES THE STATUS QUO. NOW WITH THAT SAID, IT GETS A LITTLE BETTER. THE PLOT THICKENS. WHAT I'M HOLDING IN MY FINGERS RIGHT HERE BEFORE YOUR VERY EYES ARE 22 QUOTES THAT PROVE THAT PRESIDENT OBAMA KNOWS HIS ILLEGAL AMNESTY DECREE...DECREE IS UNCONSTITUTIONAL. THESE ARE QUOTES FROM THE PRESIDENT OF THE UNITED STATES BEFORE HE DECIDED JUST TO GO AHEAD AND ISSUE HIS LAWLESS EXECUTIVE ACTION WHICH TRAMPLES OVER OUR CONSTITUTION. NUMBER

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ONE...OH, BACK THEN, I ALSO GOT TO SAY THIS, THE PRESIDENT BLAMED THE PREVIOUS ADMINISTRATION FOR MANY OF THE NATION'S WOES. AND SENATOR OBAMA, WHEN HE WAS A SENATOR, BLAMED THE CURRENT ADMINISTRATION, THE ADMINISTRATION BEFORE THIS ONE, FOR OVERSTEPPING ITS AUTHORITY. HE VOWED THAT IF HE WAS EVER ELECTED HE WOULD NEVER OVERREACH. WELL, HERE WE ARE, FOLKS. WHAT DO YOU KNOW? LET'S SEE WHAT WE GOT HERE. NUMBER ONE, QUOTE, I TAKE THE CONSTITUTION VERY SERIOUSLY. THE BIGGEST PROBLEM THAT WE ARE FACING RIGHT NOW HAS TO DO WITH THE PRESIDENT--THIS WAS BUSH HE WAS TALKING ABOUT--TRYING TO BRING MORE AND MORE POWER INTO THE EXECUTIVE BRANCH AND NOT GOING THROUGH CONGRESS AT ALL. AND THAT'S WHAT I INTEND TO REVERSE WHEN I'M PRESIDENT OF THE UNITED STATES. THAT WHICH WAS SAID ON 3/31/08. LOOK WHERE WE ARE NOW, FOLKS. NUMBER TWO, QUOTE, WE'VE GOT A GOVERNMENT DESIGNED BY THE FOUNDERS SO THAT THERE WOULD BE CHECKS AND BALANCES. YOU DON'T WANT A PRESIDENT WHO'S TOO POWERFUL OR A CONGRESS THAT'S TOO POWERFUL OR A COURT THAT'S TOO POWERFUL. EVERYBODY HAS GOT THEIR OWN ROLE. CONGRESS'S JOB AS THE PAST LEGISLATION, THE PRESIDENT CAN VETO IT OR HE CAN SIGN IT. I BELIEVE IN THE CONSTITUTION. I WILL OBEY THE CONSTITUTION OF THE UNITED STATES. WE ARE NOT GOING TO USE THE SIGNING STATEMENTS AS A WAY OF DOING END-RUN AROUND CONGRESS. THAT WAS 5/19/08. CANDIDATE OBAMA. NUMBER THREE THIS IS WHEN IMMIGRATION BECAME A HOT TOPIC,... [LB623]

SENATOR SCHEER: ONE MINUTE. [LB623]

SENATOR KINTNER: ...BUT THE LEGISLATION WASN'T MOVING THROUGH CONGRESS. OBAMA EXCUSED THE LACK OF ACTION ON HIS LACK OF CONSTITUTIONAL AUTHORITY TO DO SO. QUOTE, COMPREHENSIVE REFORM, THAT'S HOW WE'RE GOING TO SOLVE THE PROBLEM. ANYBODY WHO TELLS YOU IT'S GOING TO BE EASY OR THAT I CAN WAVE A MAGIC WAND AND MAKE IT HAPPEN, HASN'T BEEN PAYING ATTENTION TO HOW THIS TOWN WORKS. THAT WAS 5/5/10. THAT WAS FIVE YEARS AND THREE DAYS AGO WHEN PRESIDENT OBAMA SAID THAT IT DOESN'T WORK THAT WAY, YOU JUST CAN'T WAVE A WAND. BUT I GUESS YOU CAN WAVE A PEN. UNBELIEVABLE. IF SOMEBODY WOULD HAVE TOLD ME 20 YEARS AGO, I'D BE STANDING HERE SAYING THIS, I WOULD NEVER BELIEVE IT. OBVIOUSLY, THE PEOPLE IN THE STATE DIDN'T BELIEVE IT HERE BECAUSE I THINK OBAMA LOST ALL 93 COUNTIES WHEN HE RAN LAST TIME. THANK YOU, MR. PRESIDENT. [LB623]

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SENATOR SCHEER: THANK YOU, SENATOR KINTNER. SENATOR HADLEY, YOU'RE RECOGNIZED. [LB623]

SPEAKER HADLEY: MR. PRESIDENT AND MEMBERS OF THE BODY, I'M GOING TO TAKE ABOUT ONE MINUTE. I'M NOT GOING TO TALK ABOUT AM1623, AM1203, OR LB623, BUT I WANT TO GO BACK ABOUT, OH, FOUR, FIVE MONTHS. AND I HAD A WHOLE BUNCH OF SENATORS COME TO ME AND THEY WANTED TO SUSPEND THE RULES ON FILIBUSTERS AND SUCH AS THAT. AND I FIND IT INTERESTING NOW THAT SOME OF THOSE ARE THE SAME SENATORS THAT ARE USING THAT TOOL. THANK YOU, MR. PRESIDENT. [LB623]

SENATOR SCHEER: THANK YOU, SENATOR HADLEY. SEEING NO ONE IN THE QUEUE, SENATOR KINTNER, YOU'RE ACKNOWLEDGED TO CLOSE ON YOUR RECONSIDERATION MOTION. [LB623]

SENATOR KINTNER: WELL, THANK YOU, MR. PRESIDENT. IF I SEE ANY OF THOSE SENATORS THAT WANT TO SUSPEND THE RULES, I'LL TELL THEM, NO, YOU DON'T. OKAY. I'M GOING TO CONTINUE HERE FOR A LITTLE BIT. SO WE WENT THROUGH THE FIRST THREE. BACK IN 2010, OBAMA REBUFFED...REMEMBER, I'M GOING THROUGH THE 22 QUOTES THAT PROVE THAT PRESIDENT OBAMA KNOWS HIS ILLEGAL AMNESTY DECREE...DECREE IS UNCONSTITUTIONAL. NUMBER FOUR, BACK IN 2010, OBAMA REBUFFED THE VERY IDEA THAT HE'S NOW TOUTING IN HIS PLANNED ACTION. QUOTE, THERE ARE THOSE IN THE IMMIGRANTS' RIGHT COMMUNITY WHO HAVE ARGUED PASSIONATELY THAT WE SHOULD SIMPLY PROVIDE THOSE WHO ARE HERE ILLEGALLY WITH LEGAL STATUS OR AT LEAST IGNORE THE LAWS ON THE BOOKS AND PUT AN END TO DEPORTATION UNTIL WE HAVE BETTER LAWS. I BELIEVE SUCH AN INDISCRIMINATE APPROACH WOULD BE BOTH UNWISE AND UNFAIR. IT WOULD SUGGEST TO THOSE THINKING ABOUT COMING HERE ILLEGALLY THAT THERE WILL BE NO REPERCUSSIONS FOR SUCH DECISION. AND THIS COULD LEAD TO A SURGE IN MORE ILLEGAL IMMIGRATION. IT WOULD ALSO IGNORE THE MILLIONS OF PEOPLE AROUND THE WORLD WHO ARE WAITING IN LINE TO COME HERE LEGALLY. ULTIMATELY, OUR NATION LIKE ALL NATIONS HAS THE RIGHT AND THE OBLIGATION TO CONTROL ITS BORDERS AND SET LAWS FOR RESIDENCY AND CITIZENSHIP NO MATTER HOW DECENT THEY ARE, NO MATTER THEIR REASONS. THE 11 MILLION WHO BROKE THOSE LAWS SHOULD BE HELD ACCOUNTABLE, 7/1/10. I WANT THAT PRESIDENT OBAMA BACK. I'LL TAKE THAT ONE ANY DAY. NUMBER FIVE, QUOTE, I DO HAVE AN OBLIGATION TO MAKE SURE THAT I'M FOLLOWING SOME OF THE RULES. I CAN'T SIMPLY IGNORE LAWS THAT ARE OUT THERE. I'VE GOT TO WORK TO MAKE SURE THEY ARE CHANGED. THAT WAS 10/14/10. I WOULD LIKE THAT PRESIDENT

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OBAMA TO COME BACK. THE SAME YEAR, HE ALSO BEGAN TELLING THE PUBLIC THAT HE WAS NOT KIDDING. HE KEPT REMINDING HIMSELF AND THE AMERICAN PEOPLE OF IN RECENT WEEKS. NUMBER SIX, I'M PRESIDENT...THIS QUOTE, I'M PRESIDENT, NOT KING. I CAN'T DO THESE THINGS JUST BY MYSELF. WE HAVE A SYSTEM OF GOVERNMENT THAT REQUIRES THE CONGRESS TO WORK WITH THE EXECUTIVE BRANCH TO MAKE IT HAPPEN. I'M COMMITTED TO MAKING IT HAPPEN, BUT I'VE GOT TO HAVE SOME PARTNERS TO DO IT. THE MAIN THING WE HAVE TO DO TO STOP DEPORTATION IS TO CHANGE THE LAWS. THE MOST IMPORTANT THING THAT WE CAN DO IS TO CHANGE THE LAW BECAUSE THAT'S THE WAY THE SYSTEM WORKS. AGAIN, I WANT TO REPEAT, I'M PRESIDENT, I'M NOT KING. IF CONGRESS HAD LAWS ON THE BOOKS THAT SAYS THAT PEOPLE WHO ARE HERE WHO ARE NOT DOCUMENTED HAVE TO BE DEPORTED, THEN I CAN EXERCISE SOME FLEXIBILITY IN TERMS OF WHERE WE CAN DEPLOY OUR RESOURCES TO FOCUS ON PEOPLE WHO ARE REALLY CAUSING PROBLEMS AS OPPOSED TO FAMILIES JUST TRYING TO WORK AND SUPPORT THEMSELVES. BUT THERE'S A LIMIT TO THE DISCRETION THAT I CAN SHOW BECAUSE I'M OBLIGATED TO EXECUTE THE LAW. I CAN'T JUST MAKE THE LAWS UP BY MYSELF. SO THE MOST IMPORTANT THING THAT WE CAN DO IS FOCUS ON CHANGING THE UNDERLYING LAWS. THAT WAS 10/25/10. WE'VE COME A LONG WAY, BABY. I WOULD LIKE TO SEE THAT PRESIDENT OBAMA COME BACK. I LIKE THAT VERSION OF PRESIDENT OBAMA BETTER THAN THE ONE WE'RE SEEING RIGHT NOW. AND, MR. PRESIDENT, THANK YOU VERY MUCH. THAT'S MY CLOSE. [LB623]

SENATOR SCHEER: THANK YOU, SENATOR KINTNER. YOU'VE HEARD THE CLOSE ON THE RECONSIDERATION MOTION. [LB623]

SENATOR KINTNER: CALL OF THE HOUSE. [LB623]

SENATOR SCHEER: THERE HAS BEEN A REQUEST TO PLACE THE HOUSE UNDER CALL. THE QUESTION IS, SHALL THE HOUSE GO UNDER CALL? ALL THOSE IN FAVOR VOTE AYE; ALL THOSE OPPOSED VOTE NAY. ALL THOSE VOTED THAT WISH? RECORD, MR. CLERK. [LB623]

CLERK: 16 AYES, 0 NAYS TO PLACE THE HOUSE UNDER CALL. [LB623]

SENATOR SCHEER: THE HOUSE IS UNDER CALL. SENATORS, PLEASE RECORD YOUR PRESENCE. THOSE UNEXCUSED SENATORS OUTSIDE THE CHAMBER PLEASE RETURN TO THE CHAMBER AND RECORD YOUR PRESENCE. ALL

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UNAUTHORIZED PERSONNEL PLEASE LEAVE THE FLOOR. THE HOUSE IS UNDER CALL. SENATOR MELLO, SENATOR KRIST, SENATOR KUEHN, SENATOR BURKE HARR, SENATOR COASH, SENATOR MORFELD, SENATOR HANSEN, SENATOR JOHNSON, SENATOR GARRETT, PLEASE RETURN TO THE FLOOR. THE HOUSE IS UNDER CALL. SENATOR KUEHN, SENATOR KRIST, SENATOR JOHNSON, PLEASE RETURN TO THE FLOOR. SENATOR JOHNSON, PLEASE RETURN TO THE FLOOR. ALL SENATORS ARE PRESENT. [LB623]

SENATOR KINTNER: A ROLL CALL VOTE, REGULAR ORDER. [LB623]

SENATOR SCHEER: BEEN A REQUEST FOR A ROLL CALL VOTE IN REGULAR ORDER. MR. CLERK. [LB623]

CLERK: (ROLL CALL VOTE TAKEN, LEGISLATIVE JOURNAL PAGES 1553-1554.) 7 AYES, 37 NAYS, MR. PRESIDENT, ON THE MOTION TO RECONSIDER. [LB623]

SENATOR SCHEER: THANK YOU, MR. CLERK. ARE THERE ANNOUNCEMENTS? RAISE THE CALL, PLEASE. [LB623]

CLERK: A FEW ITEMS, MR. PRESIDENT, BEFORE WE PROCEED. NEW A BILLS: (READ LB196A, LB200A, LB390A, LB607A, LB448A, AND LB643A BY TITLE FOR THE FIRST TIME.) ENROLLMENT AND REVIEW REPORTS LB643 TO SELECT FILE. FOLLOWING BILLS REPORTED CORRECTLY ENGROSSED: LB81, LB173, LB347, LB598, LB605. AMENDMENTS: SENATOR CRAWFORD WOULD LIKE TO PRINT AN AMENDMENT TO LB390. CONFIRMATION REPORTS FROM GENERAL AFFAIRS COMMITTEE, TWO SEPARATE REPORTS, THREE SEPARATE REPORTS, FOUR SEPARATE REPORTS. NOTICE OF HEARING FROM TRANSPORTATION. RESOLUTIONS: LR270 THROUGH LR281, ALL CALLING FOR INTERIM STUDIES, ALL WILL BE REFERRED TO THE EXECUTIVE BOARD. (LEGISLATIVE JOURNAL PAGES 1554-1566.) [LB196A LB200A LB390A LB607A LB448A LB643A LB643 LB81 LB173 LB347 LB598 LB605 LB390 LR270 LR271 LR272 LR273 LR274 LR275 LR276 LR277 LR278 LR279 LR280 LR281]

MR. PRESIDENT, I HAVE NOTHING FURTHER PENDING TO THE COMMITTEE AMENDMENTS TO LB623. [LB623]

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SENATOR SCHEER: THANK YOU, MR. CLERK. SEEING NO ONE WISHING TO SPEAK, SENATOR SMITH, YOU'RE RECOGNIZED TO CLOSE ON THE COMMITTEE AMENDMENTS. [LB623]

SENATOR SMITH: THANK YOU, MR. PRESIDENT AND COLLEAGUES. WE'VE HEARD A LOT OF DISCUSSION. I ASK THAT YOU VOTE YES ON THE COMMITTEE AMENDMENT, WHICH HAS BEEN AMENDED AND INCLUDES REQUIREMENTS THAT AN INDIVIDUAL HAS BEEN ISSUED A LICENSE OR ID CARD BASED ON LAWFUL STATUS AND LATER HAS THAT STATUS TERMINATED, SHALL RETURN THE OPERATOR'S LICENSE OR ID CARD TO THE DEPARTMENT OF MOTOR VEHICLES. I'D JUST ASK FOR YOUR GREEN VOTE ON THIS. THANK YOU, MR. PRESIDENT. [LB623]

SENATOR SCHEER: THANK YOU, SENATOR SMITH. THE QUESTION IS, SHALL THE COMMITTEE AMENDMENTS TO LB623 BE ADOPTED? ALL THOSE IN FAVOR VOTE AYE; ALL THOSE OPPOSED VOTE NAY. HAVE ALL VOTED THAT WISH TO? RECORD, MR. CLERK. [LB623]

CLERK: 34 AYES, 0 NAYS, MR. PRESIDENT, ON THE ADOPTION OF COMMITTEE AMENDMENTS. [LB623]

SENATOR SCHEER: THE AMENDMENT IS ADOPTED. WE NOW TURN TO LB623. [LB623]

CLERK: MR. PRESIDENT, SENATOR KINTNER WOULD MOVE TO AMEND WITH FA63. (LEGISLATIVE JOURNAL PAGE 1567.) [LB623]

SENATOR SCHEER: SENATOR KINTNER, YOU'RE RECOGNIZED TO INTRODUCE YOUR FLOOR AMENDMENT, FA63. [LB623]

SENATOR KINTNER: WELL, THANK YOU, MR. PRESIDENT. OKAY. I THINK I UNDERSTAND THE WILL OF THE BODY IS NOT TO RECONSIDER THAT LAST AMENDMENT, SO LET'S TRY A NEW AMENDMENT. WE'LL TRY A NEW APPROACH HERE. GO TO PAGE 2. I STRIKE LINES 17 AND 18, AND THAT'S PRETTY MUCH IT. IT'S ABOUT THAT EASY. NOW ONE THING I DID WANT TO DO, THERE WAS A PRETTY GOOD ARTICLE THAT WAS GIVEN FROM THOMAS SOWELL. YOU MAY RECOGNIZE HIM AND HE IS AN ECONOMIST, AND HE'S ACTUALLY AN ECONOMIST THAT I VERY MUCH ENJOY READING AND LISTENING TO. HE'S BEEN

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AROUND FOR A LONG TIME. BUT HE IS REALLY AN INTERESTING GUY. SO THIS IS CALLED "IMMIGRATION SOPHISTRY." MOST LAWS--I'M GOING TO READ TO IT YOU--ARE MEANT TO STOP PEOPLE FROM DOING SOMETHING AND TO PENALIZE THOSE WHO DISREGARD THOSE LAWS. MORE GENERALLY, LAWS ARE MEANT TO PROTECT SOCIETY FROM LAWBREAKERS. OUR IMMIGRATION LAWS ARE DIFFERENT. HERE THE WHOLE FOCUS IS ON THE PLIGHT OF THOSE WHO HAVE BROKEN THE LAWS AND ON WHAT CAN BE DONE TO LIFT THE STIGMA AND EASE THE PRESSURES THEY FEEL SO THAT THEY CAN COME OUT OF THE SHADOWS AND NORMALIZE THEIR LIFE. MERELY USING THE WORD ILLEGAL TO DESCRIBE THEIR BREAKING THE LAW IS CONSIDERED TO BE A SIGN OF MEANSPIRITEDNESS. THE ASSOCIATED PRESS REFUSES TO LET THEIR REPORTERS REFER TO PEOPLE WHO SNEAKED ACROSS THE BORDER INTO THIS COUNTRY IN VIOLATION OF AMERICAN IMMIGRATION LAWS AS ILLEGAL IMMIGRANTS. ON THE OTHER HAND, IF AN ORDINARY AMERICAN CITIZEN BREAKS THE LAW, NO ONE CARES IF HE HAS TO LIVE IN FEAR FOR YEARS IN THE SHADOWS, AS IT WERE, WORRYING THAT HIS ILLEGAL ACT WILL BE DISCOVERED AND PUNISHED. NO ONE BOTHERS TO COME UP WITH EUPHEMISMS TO KEEP FROM CALLING WHAT HE DID ILLEGAL. NO CITIES PRONOUNCE THAT THEY WILL PROVIDE A SANCTUARY SO THAT AMERICAN SHOPLIFTERS OR EVEN JAYWALKERS WILL BE PROTECTED FROM THE LAW. BUT SOME PLACES, ILLEGAL IMMIGRANTS ARE TREATED ALMOST AS IF THEY WERE IN A WITNESS PROTECTION PROGRAM. WHAT IS EVEN MORE REMARKABLE ABOUT THIS SPECIAL TREATMENT IS THAT YOU ARE NOT SUPPOSED TO THINK ABOUT IT AS SPECIAL TREATMENT WHEN A NEW IMMIGRATION LAW IS PROPOSED THAT SIMPLY OVERLOOKS VIOLATIONS OF THE OLD LAW THAT IS NOT SUPPOSED TO BE CALLED AMNESTY, EVEN THOUGH THE WORD AMNESTY HAS THE SAME ROOT AS AMNESIA. IT'S ALL ABOUT FORGETTING. WHY IS IT NOT SUPPOSED TO BE CALLED AMNESTY? BECAUSE ILLEGAL IMMIGRANTS MUST EARN THEIR CITIZENSHIP. BUT IF AN ORDINARY AMERICAN CITIZEN GETS A TRAFFIC TICKET, THE LAW IS NOT GOING TO JUST FORGET ABOUT IT NO MATTER WHAT GOOD DEEDS HE DOES AFTERWARDS. PEOPLE WHO COME HERE PERFECTLY LEGALLY HAVE TO EARN THEIR CITIZENSHIP. WHY IS EARNING CITIZENSHIP SOME SPECIAL REASON FOR IGNORING THE ILLEGALITY OF OTHERS? IMPRESSIVE FEATS HAVE BECOME THE NORM IN DISCUSSIONS OF ILLEGAL IMMIGRATION. FOR EXAMPLE, WE ARE TOLD THAT THERE IS NO WAY THE GOVERNMENT CAN FIND ALL THE PEOPLE WHO ARE IN THE COUNTRY ILLEGALLY AND DEPORT THEM. DOES ANYONE IMAGINE THAT THE GOVERNMENT CAN FIND ALL THE EMBEZZLERS, DRUNK DRIVERS, OR BANK ROBBERS IN THE COUNTRY? AND DOES ANYONE THINK THAT THERE IS A REASON WHY THE GOVERNMENT SHOULD STOP TRYING TO ENFORCE LAWS AGAINST EMBEZZLEMENT, DRUNK

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DRIVING, OR BANK ROBBERY OR THAT EMBEZZLERS, DRUNK DRIVERS, AND BANK ROBBERS COME OUT OF THE SHADOWS AND NORMALIZE THEIR LIFE? EVEN IF THE GOVERNMENT DOES NOT LIFT A FINGER TO FIND ILLEGAL IMMIGRANTS, MANY WILL COME TO THE ATTENTION OF LAW ENFORCEMENT OFFICIALS BECAUSE OF THEIR VIOLATIONS OF OTHER LAWS. BUT EVEN THEN THERE IS NO ASSURANCE THEY WILL BE DEPORTED AND CERTAINLY NOT IN SANCTUARY CITIES, WHICH IS PRETTY MUCH CALIFORNIA. WHY ARE THERE IMMIGRATION LAWS IN THE FIRST PLACE? FOR THE BENEFIT OF THE AMERICAN PEOPLE, NOT FOR THE BENEFIT OF PEOPLE IN OTHER COUNTRIES WHO WANT TO COME HERE. BUT POLITICAL AND MEDIA ELITES TREAT THE AMERICAN PEOPLE AS IF THEY ARE THE PROBLEM, A PROBLEM TO BE CIRCUMVENTED WITH SOPHISTICATION (SIC-SOPHISTRY) AND PIOUS PROMISES ABOUT BORDER SECURITY THAT HAVE NOT BEING KEPT IN ALL THE YEARS SINCE THE LAST AMNESTY DECADES AGO. THAT'S THE SIMPSON-MAZZOLI BILL I MENTIONED EARLIER. MAKING IRREVERSIBLE DECISIONS TO ADD MILLIONS OF PEOPLE AND THEIR DISSIMILAR CULTURES PERMANENTLY TO THE AMERICAN PUBLIC POLITIC IS SOMETHING THAT SHOULD TAKE MONTHS OF CAREFUL EXAMINATION AND DISCUSSION BOTH INSIDE AND OUTSIDE OF CONGRESS. BUT IT IS LIKELY TO GET LESS TIME THAN YOU WOULD TAKE TO DECIDE WHETHER TO BUY A HOUSE OR PERHAPS EVEN A CAR. WHY SHOULD AMERICAN IMMIGRATION POLICY BE OR WHAT SHOULD IT BE? IT DOESN'T MATTER WHAT ANY OF US THINK THAT POLICY SHOULD BE IF THE BORDERS ARE NOT SECURE, BECAUSE WHOEVER WANTS TO COME ACROSS THE BORDER WILL COME ACROSS ANYWAY, IN DEFIANCE OF WHATEVER POLICY WE MIGHT IMPLEMENT. IF LEGAL BENEFITS ARE CONFERRED TO ILLEGAL IMMIGRATION BEFORE THE BORDER IS SECURED, WE MAY AS WELL GIVE UP ANY PRETENSE THAT WE HAVE AN IMMIGRATION POLICY, BECAUSE BENEFITS CONFERRED ARE NEVER GOING TO BE TAKEN BACK, NO MATTER HOW POROUS THE BORDER REMAINS. YOU KNOW, THOMAS SOWELL WAS A SENIOR FELLOW AT THE HOOVER INSTITUTE AND I NEVER EVER GROW TIRED OF READING HIS POLICIES. AND EVERY ONCE IN A WHILE YOU GET TO HEAR HIM ON THE RADIO AND IT'S A REAL TREAT. SO I WOULD ADD THAT I HOPE YOU'LL SUPPORT THIS AMENDMENT. I HOPE YOU'LL OPPOSE THIS BILL AND LET'S DO THE WORK OF THE PEOPLE HERE, THE WORK THEY EXPECT US TO DO. THANK YOU, MR. PRESIDENT. [LB623]

SENATOR SCHEER: THANK YOU, SENATOR KINTNER. SENATOR CHAMBERS, YOU ARE RECOGNIZED. [LB623]

SENATOR CHAMBERS: MR. PRESIDENT, I WAS LISTENING TO SENATOR KINTNER JUST RAMBLING ON AND THEN MY PHONE RANG AND SOMEBODY CALLED ME.

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THEY SAID, IS THIS SENATOR CHAMBERS? I SAID, THAT'S WHO ANSWERED THE PHONE. WELL, I THOUGHT I MIGHT GET A RECEPTIONIST. I SAID, THIS IS SENATOR CHAMBERS. AND THE PERSON SAID, YOU TAUGHT HIM WELL HOW TO TALK A LONG TIME, BUT YOU DIDN'T TEACH HIM HOW TO BE INTERESTING (LAUGHTER). AND THEY ARE TALKING ABOUT SENATOR KINTNER AND YOU ALL CAN CONFIRM THAT. AND I SAID, THAT'S WHY I'M DOWN HERE, SO I DO SOME WORK. SO I'M GOING TO TEACH HIM A SONG. (SINGING) "AY, AY, AY, AY, CANTA Y NO LLORES, PORQUE CANTANDO SE ALEGRAN, CEILITO LINDO, LOS CORAZONES." NOW I MIGHT HAVE TO SING THAT THREE OR FOUR TIMES BEFORE HE GETS IT. BUT THESE THINGS THAT HE IS SAYING ARE NOT AS SIGNIFICANT AS WHAT I JUST SANG. FOR YOU SEE, MUSIC HATH CHARM TO SOOTHE THE SAVAGE BREAST. MOST PEOPLE SAY BEAST BECAUSE THEY DON'T READ WELL. I WAS GOING THROUGH MY MIND ABOUT STUFF SENATOR KINTNER WAS READING FROM A SOURCE HE DIDN'T UNDERSTAND, HE COULDN'T CONFIRM TO PUT DOWN THE PEOPLE WE'RE TALKING ABOUT. THEN SOME PEOPLE WANT TO SAY THERE'S NO RACISM AROUND HERE. THAT'S WHAT THAT WAS, PURE AND SIMPLE. HIS SOURCE WAS RACIST. EVERYTHING HE SAYS. BUT I'M GLAD HE SAYS IT SO PEOPLE KNOW WHAT I'M DEALING WITH HERE. WITH ALL OF THAT YAKETY-YAK ABOUT TELLING ME TO RESIGN, NOT ONE PERSON SAID ANYTHING ON THIS FLOOR ABOUT THAT PERSON ON THE STATE BOARD OF EDUCATION WHO MADE THE RACIST, INSULTING SLUR AGAINST THE PRESIDENT. WELL, NOW WHILE ALL KIND OF WHITE PEOPLE OUTSIDE THE LEGISLATURE WAS CALLING FOR HIS RESIGNATION, I DIDN'T. I DIDN'T. I DIDN'T DO LIKE THESE PEOPLE ON THIS FLOOR DID ME. AND DO YOU KNOW WHY? I WANT THESE RACISTS TO EXPOSE THEMSELVES. I WANT PEOPLE TO KNOW THAT THEY'RE DEALING WITH A VIPER. AND THE ONLY WAY YOU'RE DEALING WITH A VIPER WHO KNOWS HOW TO BLEND IN WITH THE BACKGROUND IS TO MAKE HIM HISS. SO I'M GLAD FOR WHAT'S HAPPENING TODAY BECAUSE THEY WANT TO JUST WASTE TIME. HOWEVER, WHEN I GET CALLS FROM PEOPLE IN MY DISTRICT AND ASK ME WHAT CAN I DO TO MAKE THEM BE QUIET, I SAID, FIRST OF ALL, THEY HAVE A RIGHT UNDER THE RULES TO JUST TALK AND TALK AND TALK. I SAID, BUT PAY ATTENTION. YOU DON'T HAVE TO LIKE IT, BUT THIS LETS YOU KNOW WHAT THEY ARE. AND THAT'S WHAT YOU'VE GOT TO LEARN HOW TO DO AS BLACK PEOPLE. KNOW YOUR ENEMY. MAKE YOUR ENEMY PULL THE COVER OFF HIMSELF AND SHOW WHAT HE IS, THAT YOU'RE NOT DEALING WITH A PROFOUND INTELLECT. YOU'RE NOT DEALING WITH SOMEBODY WHO CAN GARNER SUPPORT. YOU'RE NOT DEALING WITH SOMEBODY WHO'S A LEADER. I HEARD SENATOR SCHNOOR UP THERE REFERRING TO THE DICTIONARY AND MAYBE I MISUNDERSTOOD. HE READ FROM THE DICTIONARY WHAT THE TERM CITIZEN MEANS AND SAID THAT THE CONSTITUTION ONLY PROTECTS CITIZENS. THAT'S WRONG, BECAUSE HE

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DOESN'T READ THE CONSTITUTION OR IF HE DOES HE DOESN'T UNDERSTAND IT. THE CONSTITUTION PROTECTS PERSONS. THERE ARE CERTAIN RIGHTS THAT ARE ACCRUED TO YOU IF YOU'RE A CITIZEN. BUT IF YOU ARE A PERSON, THE CONSTITUTION PROTECTS YOU. NO PERSON SHALL BE DEPRIVED OF LIFE, LIBERTY, OR PROPERTY WITHOUT DUE PROCESS OF LAW. YOU DON'T HAVE TO BE A CITIZEN. BUT SENATOR SCHNOOR DOESN'T KNOW THAT BECAUSE HE DOESN'T READ THE CONSTITUTION. HE FOLLOWS THE WRONG PEOPLE. IF HE FOLLOWS A LEMMING, ALL HE CAN DO IS WIND UP GOING OFF THE CLIFF. BUT I WATCH, AS I STATED. I LISTEN TO THESE PEOPLE. AND WHILE SENATOR KINTNER IS TALKING ABOUT HOW IGNORANT THESE DREAMERS ARE, I'M LISTENING TO THE IGNORANCE ON THIS FLOOR. AND THESE DREAMERS ARE ASKING... [LB623]

SENATOR SCHEER: ONE MINUTE. [LB623]

SENATOR CHAMBERS: ...ONLY FOR THE RIGHT TO DRIVE A CAR. THESE PEOPLE WANT TO MAKE LAWS. THEY DON'T KNOW WHAT THE CONSTITUTION SAYS. THEY DON'T KNOW WHOM THE CONSTITUTION PROTECTS. SO THEY GET THIS TRASH AND READ IT, POORLY. THEY DO NOT EVEN READ IN A WAY THAT'S INTERESTING. SENATOR KINTNER, WHEN HE READS, DOESN'T READ WELL. MAYBE HE'S TIRED. AND IF HE'S GOING TO DEGRADE AND DEMEAN THESE CHILDREN--AND COMPARED TO ME THEY'RE CHILDREN--THEN CERTAINLY I DON'T WANT TO STAND UP HERE AND LISTEN TO A GROWN MAN WHO'S GOT A FAMILY MEMBER IN GOVERNMENT. AND HE BELONGS TO A TEA POT GROUP OR SOME WHO SAY REDUCE THE SIZE OF GOVERNMENT. TAKE HIS FAMILY OFF THE PAYROLL AND GET OFF THE PAYROLL HIMSELF. BUT HE'S NOT GOING TO DO THAT. IN THE SAFETY OF THIS CHAMBER, HE WILL ATTACK THOSE WHO CANNOT PROTECT... [LB623]

SENATOR SCHEER: TIME, SENATOR. [LB623]

SENATOR CHAMBERS: ...OR DEFEND THEMSELVES. DEPRIVE THEM OF THE RIGHT... [LB623]

SENATOR SCHEER: TIME, SENATOR. [LB623]

SENATOR CHAMBERS: ...TO DRIVE A CAR. AND I KNOW PEOPLE WANT TO SAY IT'S A PRIVILEGE... [LB623]

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SENATOR SCHEER: TIME, SENATOR. [LB623]

SENATOR CHAMBERS: THANK YOU, MR. PRESIDENT, BUT I'M NOT THROUGH.  
[LB623]

SENATOR SCHEER: THANK YOU, SENATOR CHAMBERS. SENATOR NORDQUIST,  
YOU'RE RECOGNIZED. [LB623]

SENATOR NORDQUIST: THANK YOU, MR. PRESIDENT AND MEMBERS. I RISE IN  
OPPOSITION TO FA63. I THINK IT TAKES OUT LANGUAGE THAT WOULD  
CERTAINLY HELP ADD A LITTLE CLARIFICATION THAT THE DEPARTMENT SHALL  
REQUIRE THE APPLICANT TO PRESENT VALID DOCUMENTARY EVIDENCE THAT  
HE OR SHE HAS LAWFUL STATUS IN THE UNITED STATES WITH THE NEW  
LANGUAGE AS ENUMERATED IN SECTION 202(c)(2)(B) (i-ix) OF THE FEDERAL REAL  
ID ACT OF 2005, PUBLIC LAW 109-13. AND THE AMENDMENT STRIKING THOSE  
TWO LINES, NOT JUST STRIKING THE NEW LANGUAGE, WOULD RESULT IN AN  
INCOMPLETE SENTENCE. IT WOULD READ: THE DEPARTMENT SHALL REQUIRE  
AN APPLICANT TO PRESENT VALID DOCUMENTARY EVIDENCE THAT HE OR SHE  
HAS LAWFUL STATUS IN, THAT WOULD BE THE END OF THE SENTENCE. SO FOR  
THOSE TWO REASONS, I WOULD ENCOURAGE YOU TO OPPOSE FA63. THANK YOU.  
[LB623]

SENATOR SCHEER: THANK YOU, SENATOR NORDQUIST. SENATOR BRASCH,  
YOU'RE RECOGNIZED. [LB623]

SENATOR BRASCH: THANK YOU, MR. PRESIDENT, AND THANK YOU,  
COLLEAGUES. AGAIN, THIS IS A VERY IMPORTANT BILL HERE. AND, ONCE AGAIN,  
AS THE DAUGHTER OF TWO LEGAL IMMIGRANTS, I WAS THEIR FIRST CHILD  
BORN IN AMERICA. MY OLDER TWO BROTHERS WERE BROUGHT OVER HERE AT A  
YOUNG AGE. MY PARENTS WERE AROUND 30 YEARS OLD AT THE TIME. AND I  
HAVE A YOUNGER BROTHER WHO WAS ALSO BORN HERE. WE HELPED MANY  
OTHER GENERATIONS OF IMMIGRANTS THAT...TO COME HERE LEGALLY. I  
BELIEVE THAT WE HAVE LEGAL IMMIGRATION AND THAT IS VERY IMPORTANT. IT  
HAS AN IMPACT ON OUR COUNTRY. THE BILL SPECIFICALLY TODAY, WHY I  
CANNOT SUPPORT IT, YET I AM NOT GOING TO OPPOSE IT. I'M NOT GOING TO  
VOTE ON THIS BILL. BUT THE QUESTION THAT WE DO HAVE IS MOVING  
FORWARD, IN MY MIND, THAT THERE ARE OVER 4.4 MILLION INDIVIDUALS WITH  
CHILDREN WHO WANT TO IMMIGRATE LEGALLY. AND IF WE TAKE A LOOK...AND,  
AGAIN, OUT OF 4.4 MILLION, WE'RE LOOKING AT THERE ARE--AND I'M READING

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FROM THE IMMIGRATION POLICY CENTER--THERE ARE APPROXIMATELY 1.4 MILLION IMMIGRANTS CURRENTLY IN THE UNITED STATES WHO MIGHT MEET THE REQUIREMENTS OF THE DEFERRED ACTION INITIATIVE EITHER NOW OR WHEN THEY ARE OLDER. AND IN THE DEFERRED ACTION PROGRAM THAT...AND, AGAIN, I'LL REITERATE THAT WHAT IT DOES IS IT AUTHORIZE...THE DEFERRED ACTION INITIATIVE IS FOR UNAUTHORIZED YOUTH WHO WERE BROUGHT INTO THIS COUNTRY AS CHILDREN. THIS INITIATIVE ANNOUNCED BY HOMELAND SECURITY, JANET NAPOLITANO ON JUNE 15th OFFERS A TWO-YEAR RENEWABLE REPRIEVE FROM DEPORTATION TO UNAUTHORIZED IMMIGRANTS WHO ARE UNDER THE AGE OF 31. THEY ENTERED THE UNITED STATES BEFORE AGE 16; THEY HAVE LIVED CONTINUOUSLY IN THE COUNTRY FOR AT LEAST FIVE YEARS; THEY'VE NOT BEEN CONVICTED OF A FELONY, A SIGNIFICANT MISDEMEANOR, OR THREE OTHER MISDEMEANORS; THAT THEY'RE CURRENTLY IN SCHOOL OR GRADUATED FROM HIGH SCHOOL; EARNED A GED; OR SERVED IN THE MILITARY. AND, ONCE AGAIN, THE MILITARY SERVICE IS VERY, VERY LIMITED. IT IS FOR SPECIFIC MILITARY THAT ARE VITAL TO OUR SECURITY AND WITH SELECTIVE LANGUAGES. AND FROM THIS GROUP OF INDIVIDUALS, IT SAYS THAT OUT OF THE 1.4 MILLION IMMIGRANTS, THEY ARE ABOUT 69 PERCENT OF THE POPULATION THAT WILL RECEIVE THESE BENEFITS. THE LEGISLATION HERE IS ABOUT THE DACA WHO ARE IN NEBRASKA. STATISTICS SHOW THAT IF YOU LOOK AT THOSE WHO ARE IMMEDIATE BENEFICIARIES BETWEEN THE AGES OF 15 AND 30 AND THE FUTURE ONES THAT ARE 15 OR 5 TO 14 YEARS OF AGE... [LB623]

SENATOR SCHEER: ONE MINUTE. [LB623]

SENATOR BRASCH: ...IT'S A LITTLE OVER 5,000 INDIVIDUALS. AND MANY OF THESE HAVE ACCOMPLISHED MANY WONDERFUL THINGS. BUT THEY HAVE ALSO BENEFITED FROM OUR EDUCATION AND OTHER QUALITIES THAT WE APPRECIATE AND ARE PRIVILEGES IN OUR STATE AND IN OUR COUNTRY AS A WHOLE. AND THE STATISTICS ALSO DO TELL THAT DACA IS NOT ENTIRELY IMMIGRANTS WHO...OR ILLEGAL IMMIGRANTS WHO COME FROM MEXICO NECESSARILY, BUT THEY COME FROM ALL CORNERS OF THE GLOBE. WHILE ROUGHLY 68 PERCENT ARE FROM MEXICO, AND 13 PERCENT ARE FROM OTHER COUNTRIES, NORTH AND CENTRAL AMERICA, INCLUDING THE CARIBBEAN, AND 8 PERCENT ARE FROM ASIA, 7 PERCENT FROM SOUTH AMERICA... [LB623]

SENATOR SCHEER: TIME, SENATOR. [LB623]

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SENATOR BRASCH: THANK YOU, MR. PRESIDENT. THANK YOU, COLLEAGUES.  
[LB623]

SENATOR SCHEER: THANK YOU, SENATOR BRASCH. SENATOR CHAMBERS,  
YOU'RE RECOGNIZED. [LB623]

SENATOR CHAMBERS: THANK YOU. MR. PRESIDENT, MEMBERS OF THE LEGISLATURE, I HANDED OUT A COPY OF A BILL. IT BECAME LAW. IT'S NOW FOUND AT SECTION 48-2208, ET SEQ. THIS WAS PASSED IN 1995 TO PROTECT THE PARENTS OF THESE CHILDREN BECAUSE THEY WERE BEING RECRUITED BY THESE WHITE BUSINESS OWNERS, AND THE WHITE FARMERS WANTED TO BE EXCLUDED FROM THE OPERATION OF THIS LAW, AS YOU WILL READ, BECAUSE THEY DIDN'T WANT TO HAVE TO OBEY IT. THESE ARE THOSE FINE, GENEROUS AMERICANS THAT I'VE BEEN HEARING ABOUT ON THIS FLOOR. I'VE BEEN DEALING WITH THEM EVER SINCE I'VE BEEN IN THE LEGISLATURE, AND THE BILLS AND THE LAWS THAT WE PUT IN PLACE ARE FOR THEM, TO GIVE THEM PRIVILEGES. AND I HAVE LISTENED DOWN IN MY OFFICE EVEN THOUGH I WASN'T HERE AND I HEAR REPETITIVELY OVER AND OVER AND OVER, THEY READ THE SAME THING OVER AND OVER AND OVER. SHOW SOME OF THAT EDUCATION THAT YOU SUPPOSEDLY HAVE THAT IS SO SUPERIOR, IT PUTS YOU IN A POSITION TO LOOK DOWN YOUR NOSE AND CONDEMN AND RIDICULE OTHER PEOPLE. AND YOU ARE NOT MANIFESTING THE EDUCATION THAT YOU OUGHT TO HAVE. SHOW YOUNG PEOPLE WHAT EDUCATION CAN DO. HOW MANY OF THOSE YOUNG PEOPLE WHO ARE LISTENING TO US DO YOU THINK WOULD WANT TO GROW UP AND BE WHAT WE ARE? EXPRESS THEMSELVES THE WAY WE DO? YOU KNOW THAT'S WHY THEY LEAVE THIS STATE. THIS STATE IS SO HATEFUL, IT IS SO BACKWARD, IT IS SO DISCRIMINATORY THAT THE YOUNG PEOPLE WANT TO GET AWAY FROM IT. BUT SOME OF THEM, UNFORTUNATELY, BECOME INFECTED BY IT AND THEY MANIFEST THIS RACISM ON THE CAMPUS AT UNL AND OTHER UNIVERSITIES AROUND THIS COUNTRY BECAUSE THEY ARE TAUGHT BY THEIR BETTERS, B-E-T-T-E-R-S, POLITICIANS, PREACHERS, OTHERS WHO HOLD POSITIONS SUPPOSEDLY OF PRESTIGE, POWER, AND RESPONSIBILITY, DOING THE SAME THING, LIKE THAT GUY WHO'S ON THE STATE BOARD OF EDUCATION. SO THEY FEEL IF IT'S ALL RIGHT FOR THEM, THESE ADULTS, IT'S ALL RIGHT FOR THE YOUNG PEOPLE TO DO IT. AND THEY MAKE A MISTAKE, AND SOME WORDS ARE FIGHTING WORDS. THEN WHEN THEY GET THEIR NOSE KNUCKLED, THEN THEY WANT TO RUN HOME AND CRY AND TELL MAMA. LEARN HOW TO TREAT PEOPLE THE WAY YOU WANT TO BE TREATED. AND IF YOU THINK THAT YOU'RE BIGGER THAN SOMEBODY, STRONGER THAN SOMEBODY, AND, THEREFORE, YOU CAN BULLY THEM OR HAVE THE NUMBERS, THEN WHEN THEY GIVE IT BACK TO

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YOU, TAKE IT. TAKE IT. BUT LEARN HOW TO PICK ON SOMEBODY YOUR OWN SIZE. BRIAN BOSWORTH, WHO I FELT WAS A GREAT LINEBACKER FOR OKLAHOMA, SAID THAT THEY LIKED IT WHEN THEY PLAYED NEBRASKA. THEY DIDN'T LIKE THESE CUPCAKE PUSHOVER TEAMS. AND HE SAID THEY LIKE IT WHEN THEY PLAY NEBRASKA BECAUSE THEY'RE PLAYING SOMEBODY THEIR OWN SIZE. AND I HEAR PEOPLE ON THIS FLOOR CONDEMNING THE PEOPLE WHO THEY FEEL HAVE NO VOICE, NO POWER, WHO ARE FRIENDLESS. THE SICK, THE ILL, THE MENTALLY CHALLENGED, THE FRIENDLESS, THE MARGINALIZED, BECAUSE THAT'S WHEN THEY FEEL TOUGH BECAUSE THEY HAVE NOTHING TO FEAR. THAT'S WHAT YOU CALL COWARDICE AND I NEVER LIKED IT, EVEN WHEN I WAS YOUNGER. WHEN I WAS GROWING UP, WE CALLED IT TAKING UP FOR SOMEBODY IF YOU HELPED THEM WHEN THEY WERE OUTNUMBERED. THAT'S WHAT I FELT LIKE DOING. I NEVER WAS AMONG THE BIGGER PEOPLE PHYSICALLY. BUT SINCE EVERYBODY WAS BIGGER THAN ME, TALLER, I ALWAYS LOOKED THE SAME WAY. I ALWAYS WAS LOOKING UP. BUT I WASN'T AWARE I WAS LOOKING UP. I FELT LIKE I WAS LOOKING AT THEM AT EYE LEVEL SO I WASN'T AFRAID OF ANY OF THEM. AND YOU KNOW WHAT THESE BIG COWARDS DO?  
[LB623]

SENATOR SCHEER: ONE MINUTE. [LB623]

SENATOR CHAMBERS: WHEN SOMEBODY LITTLE IS NOT AFRAID OF THEM, THEY SAY, OH, HE MUST KNOW SOMETHING. I'M GOING TO LEAVE HIM ALONE. SOME OF YOU HAVE BEEN THROUGH THAT. YOU WEREN'T ALWAYS BIG AND YOU'VE SEEN AND YOU CAN KNOW THE BULLY, AND SOME BULLIES ARE SMALL. BUT THEY PICK THEIR VICTIM AND I'M NOT GOING TO BE QUIET WHILE I'M ON THIS FLOOR AND WATCH PEOPLE VICTIMIZED BY THOSE WHO OUGHT TO BE HEALING, HELPING, UPLIFTING, AND SETTING AN EXAMPLE OF THIS SO-CALLED ECUMENISM THAT'S SUPPOSED TO BE RUNNING LOOSE IN THIS COUNTRY. THANK YOU, MR. PRESIDENT. [LB623]

SENATOR SCHEER: THANK YOU, SENATOR CHAMBERS. SENATOR SCHNOOR, YOU'RE RECOGNIZED. [LB623]

SENATOR SCHNOOR: THANK YOU, SIR. SENATOR CHAMBERS, WILL YOU YIELD TO A QUESTION, PLEASE? [LB623]

SENATOR CHAMBERS: SIR, I CERTAINLY WILL. [LB623]

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SENATOR SCHEER: SENATOR CHAMBERS, WILL YOU YIELD? [LB623]

SENATOR SCHNOOR: THANK YOU, SIR. [LB623]

SENATOR CHAMBERS: YES. [LB623]

SENATOR SCHNOOR: YOU HAD IN THE PAST--AND I ASK YOU TO CORRECT ME IF I'M WRONG--BUT YOU HAVE TALKED ABOUT I BELIEVE IT WAS THE CONSTITUTION AND YOU MIGHT HAVE SAID THE BILL OF RIGHTS BUT YOU TALKED ABOUT YOUR CONSTITUTION AND YOUR BILL OF RIGHTS... [LB623]

SENATOR CHAMBERS: THE DECLARATION OF INDEPENDENCE, RIGHT. I SAID YOUR. [LB623]

SENATOR SCHNOOR: OKAY. WHY DO YOU REFER TO IT AS YOURS? [LB623]

SENATOR CHAMBERS: BECAUSE YOU HAVE OWNERSHIP IN IT AND I DON'T. [LB623]

SENATOR SCHNOOR: WHY DO YOU FEEL THAT? [LB623]

SENATOR CHAMBERS: BECAUSE IF IT WAS MY CONSTITUTION, I WOULD ENJOY EVERY RIGHT AND PRIVILEGE CONTAINED THEREIN AND I DON'T. [LB623]

SENATOR SCHNOOR: OKAY. EARLIER, I DON'T BELIEVE YOU WERE ON THE FLOOR, BUT YOU HAVE TALKED ABOUT HYPOCRISY. [LB623]

SENATOR CHAMBERS: YES. [LB623]

SENATOR SCHNOOR: AND I MENTIONED ABOUT HYPOCRISY AND RACISM AND I THINK I SAID BIGOTRY. WERE YOU ON THE FLOOR WHEN I WAS TALKING ABOUT THAT? [LB623]

SENATOR CHAMBERS: YES. [LB623]

SENATOR SCHNOOR: YOU WERE? [LB623]

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SENATOR CHAMBERS: YES. [LB623]

SENATOR SCHNOOR: OKAY. WOULD YOU AGREE WITH THAT? [LB623]

SENATOR CHAMBERS: YES. [LB623]

SENATOR SCHNOOR: THAT WE ALL ARE AT SOME TIME? [LB623]

SENATOR CHAMBERS: YOU ALL CERTAINLY ARE. [LB623]

SENATOR SCHNOOR: AND WHAT ABOUT YOURSELF THOUGH? [LB623]

SENATOR CHAMBERS: NO, IT DOESN'T APPLY TO ME. [LB623]

SENATOR SCHNOOR: WHY DO YOU SAY THAT? [LB623]

SENATOR CHAMBERS: BECAUSE I'M NOT THOSE THINGS. I'M NOT A HYPOCRITE.  
WHAT YOU SEE IS WHAT YOU GET. [LB623]

SENATOR SCHNOOR: SO... [LB623]

SENATOR CHAMBERS: AND YOU CAN'T TREAT ME BETTER THAN I'LL TREAT YOU,  
AND YOU KNOW THAT. [LB623]

SENATOR SCHNOOR: OKAY, I GUESS. COULD YOU DEFINE THAT FURTHER,  
PLEASE? [LB623]

SENATOR CHAMBERS: YES. ALTHOUGH YOU SAID I SHOULD RESIGN AND GET  
OUT OF HERE AND APOLOGIZE, YOU CAME TO ME TO WORK ON SOME ISSUES.  
AND I LET ALL THAT GO UNDER THE BRIDGE AND WORKED WITH YOU, WHICH IS  
BETTER THAN THE TREATMENT YOU ACCORDED ME. [LB623]

SENATOR SCHNOOR: HAVE I SAID ANYTHING BAD ABOUT YOU SINCE THEN?  
[LB623]

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SENATOR CHAMBERS: I DON'T KNOW WHAT YOU SAY BEHIND MY BACK. WELL, SINCE THEN, NO, NO, NOT ANYTHING THAT I KNOW OF. [LB623]

SENATOR SCHNOOR: OKAY. AND I DON'T KNOW THAT YOU'VE SAID ANYTHING BAD ABOUT ME THAT I KNOW OF EITHER. [LB623]

SENATOR CHAMBERS: WELL, IF I HAD ANYTHING TO SAY BAD ABOUT YOU I'D I SAY IT TO YOU. [LB623]

SENATOR SCHNOOR: OKAY. I GUESS MY POINT IS YOU WERE TALKING ABOUT THE CONSTITUTION, THE NEBRASKA CONSTITUTION AND THE STATEMENT OF RIGHTS, ALL PERSONS ARE BY NATURE FREE AND INDEPENDENT AND HAVE CERTAIN INHERENT AND INALIENABLE RIGHTS. AMONG THESE ARE LIFE, LIBERTY, AND THE PURSUIT OF HAPPINESS, AND THE RIGHT TO KEEP AND BEAR ARMS FOR SECURITY OR DEFENSE OF SELF, OF FAMILY, HOME, AND OTHERS, AND FOR LAWFUL COMMON DEFENSE, HUNTING, RECREATIONAL USE, AND ALL OTHER LAWFUL PURPOSES. AND SUCH RIGHTS SHALL NOT BE DENIED OR INFRINGED BY THE STATE OR ANY SUBDIVISION THEREOF. TO SECURE THESE RIGHTS AND THE PROTECTION OF PROPERTY, GOVERNMENTS ARE INSTITUTED AMONG PEOPLE, DERIVING THEIR JUST POWERS FROM THE CONSENT OF THE GOVERNED. SO... [LB623]

SENATOR CHAMBERS: SO WHAT? [LB623]

SENATOR SCHNOOR: I HAVEN'T FINISHED TALKING YET. [LB623]

SENATOR CHAMBERS: OH, OKAY. [LB623]

SENATOR SCHNOOR: SO WE ARE HERE. YOU KNOW, WE FIT AS...AS CITIZEN LEGISLATORS, WE FIT ON BOTH SIDES OF THAT ISSUE AS THE GOVERNED, THE GOVERNED PEOPLE, AND THE GOVERNMENT INSTITUTING THESE LAWS. WE'VE TALKED AT GREAT LENGTH ABOUT THIS. AND, YOU KNOW, WE'VE TALKED ABOUT THE RIGHTS OF PEOPLE. YOU KNOW, SENATOR CHAMBERS HAS TALKED ABOUT... [LB623]

SENATOR SCHEER: ONE MINUTE. [LB623]

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SENATOR SCHNOOR: ...ON THIS...THANK YOU, SIR...ON THIS ISSUE. I DON'T KNOW IF YOU MENTIONED HYPOCRISY OR NOT. I KNOW I BROUGHT IT UP AND I DO BELIEVE YOU ARE CORRECT THAT EVERYONE IS HYPOCRITICAL AT TIMES. YOU TALKED ABOUT MUSIC HAS ITS CHARMS, EXCEPT NOT ALL THE TIME. WHEN YOU SING IT USUALLY, IT LOSES ITS CHARM. [LB623]

SENATOR CHAMBERS: RIGHT. [LB623]

SENATOR SCHNOOR: BUT I, TOO, LOVE TO SING. IT'S POWERFUL. BUT, YOU KNOW, WE'RE TALKING ABOUT THE RIGHTS OF INDIVIDUALS. WE ALL...BUT WE GOT TO REALIZE, YOU KNOW, AND I REALIZE WE ARE ALL...WE ALL MAKE MISTAKES. WE ALL MAKE BAD DECISIONS AND WE MAKE BAD DECISIONS IN JUDGMENT AT TIMES, BUT WE'RE STILL TASKED TO MAKE A DECISION ON THIS ISSUE. [LB623]

SENATOR SCHEER: TIME, SENATORS. [LB623]

SENATOR SCHNOOR: THANK YOU, SIR. [LB623]

SENATOR SCHEER: THANK YOU, SENATOR CHAMBERS AND SENATOR SCHNOOR. SENATOR KINTNER, YOU'RE RECOGNIZED. [LB623]

SENATOR KINTNER: WELL, THANK YOU, MR. PRESIDENT. AND, SENATOR CHAMBERS, WILL YOU YIELD TO A QUESTION? [LB623]

SENATOR SCHEER: SENATOR CHAMBERS, WILL YOU YIELD? [LB623]

SENATOR CHAMBERS: YES, YES. [LB623]

SENATOR KINTNER: NOW THE LITTLE SONG THAT YOU SANG TO ME EARLIER, NOW DID YOU OR DID YOU NOT SING THAT SAME SONG TO SENATOR JANSSEN TWO YEARS AGO? [LB623]

SENATOR CHAMBERS: MY RECOLLECTION IS NOT CLEAR ON THAT; BUT IF I DID, I HOPE I SANG IT BETTER THIS TIME THAN I DID THAT TIME. [LB623]

SENATOR KINTNER: I'M NOT SURE. THANK YOU, SENATOR CHAMBERS. [LB623]

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SENATOR CHAMBERS: OKAY. [LB623]

SENATOR KINTNER: YES, YOU DID. YOU SANG THE SAME SONG TO SENATOR JANSSEN. I WOULD HOPE AT LEAST I GET MY OWN SONG THAT WOULD BE SOMEWHAT ORIGINAL, BUT I APPRECIATE THE EFFORT ANYWAY. A COUPLE THINGS I WANT TO SAY. ONE, SENATOR CHAMBERS, YOU TALKED ABOUT YOUR ENEMIES DOWN HERE. I GOT TO TELL YOU SOMETHING, WE SHOULDN'T HAVE ENEMIES. WE HAVE OPPONENTS ON DIFFERENT ISSUES AND SOMETIMES YOU AND I ARE OPPONENTS AND SOMETIMES WE'RE ON THE SAME SIDE TOGETHER. I DON'T HAVE ANY ENEMIES IN THIS CHAMBER. I HAVE 48 FRIENDS AND WE SOMETIMES DIFFER AND WE SOMETIMES ARGUE AND DISAGREE, BUT GENERALLY WE AREN'T DISAGREEABLE WITH EACH OTHER. AND THAT'S ONE OF THE PRIVILEGES OF SERVING IN THIS INSTITUTION. AND THAT I DON'T LOOK AT PEOPLE WHO OPPOSE ME AS ENEMIES, THEY'RE JUST PEOPLE WHO HAVE DIFFERENT POINTS OF VIEW, AND THAT'S OKAY. ONE THING I ALSO WANTED TO SAY IS THAT I'M NOT TAKING ANY SHOTS AT ANYONE. IF YOU'VE LISTENED TO WHAT I'VE SAID, I'M VERY SYMPATHETIC TO THE SO-CALLED DREAMERS AND PEOPLE THAT ARE PUT IN A TOUGH SITUATION NOT OF THEIR OWN CHOOSING. I THINK WHEN THEIR RELATIVES BROUGHT THEM HERE, THAT WAS A BAD DECISION. THERE'S BEEN A NUMBER OF BAD DECISIONS THAT HAVE BEEN MADE, BUT NOT BY THE PEOPLE THAT WE'RE TRYING TO HELP WITH THIS BILL. I AM VERY SYMPATHETIC TO THEIR SITUATION. THE FEW THAT I HAVE MET HAVE BEEN YOUNG GENTLEMEN AND YOUNG LADIES THAT I THOUGHT HAD A VERY BRIGHT FUTURE. THAT'S NOT THE ISSUE. THE ISSUE IS LAWS AND WHO MAKES THE LAWS AND WHO MAKES THE RULES AND HOW WE ENFORCE THEM. AND WE'VE GOT A FEDERAL COURT DECIDING THAT RIGHT NOW. THAT, TO ME, IS THE ISSUE. WHEN SENATOR PANSING BROOKS READ THAT TESTIMONY, I DON'T KNOW HOW THAT WOULDN'T MOVE SOMEBODY. SO I JUST WANT TO MAKE SURE THAT WE ALL UNDERSTAND THAT THIS...THESE ARE NOT PERSONAL THINGS. WE HAVE DIFFERENT VIEWPOINTS. WE HAVE DIFFERENT PEOPLE WE ANSWER TO. AND I THINK THAT'S ENTIRELY FAIR AND THAT'S THE WAY IT SHOULD BE IN HERE. SO I JUST DON'T WANT ANYONE TO THINK THAT I LOOK AT ANYONE, INCLUDING SENATOR CHAMBERS, AS AN ENEMY OF MINE. IT'S JUST NOT SO. WE JUST HAVE DIFFERENT VIEWPOINTS ON DIFFERENT THINGS. I DID WANT TO GET BACK TO MY 22 QUOTES TO PROVE THAT PRESIDENT OBAMA KNOWS THE ILLEGAL AMNESTY DECREE IS UNCONSTITUTIONAL. THIS WAS A LOT OF FUN SO START READING THESE, AND IT'S ABSOLUTELY AMAZING HOW DIFFERENT PRESIDENT OBAMA WAS AND CANDIDATE OBAMA WAS IN 2008 TO 2010 COMPARED TO PRESIDENT OBAMA OF 2014 AND '15. NUMBER NINE, AND THIS IS A QUOTE BY OBAMA THAT SHOWS THAT HE KNOWS THAT HIS ILLEGAL ACTIONS AND

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ILLEGAL AMNESTY IS ILLEGAL. NUMBER NINE, I KNOW SOME HERE WISH THAT I WOULD JUST BYPASS CONGRESS AND CHANGE THE LAWS MYSELF, BUT THAT'S NOT HOW A DEMOCRACY WORKS. SEE, DEMOCRACY IS HARD BUT IT'S RIGHT. CHANGING OUR LAWS MEANS DOING THE WORK... [LB623]

SPEAKER HADLEY PRESIDING

SPEAKER HADLEY: ONE MINUTE. [LB623]

SENATOR KINTNER: WE AT FIVE OR A MINUTE? [LB623]

SPEAKER HADLEY: ONE MINUTE. [LB623]

SENATOR KINTNER: A MINUTE. THANK YOU. OKAY ...CHANGING OUR LAWS MEANS DOING THE HARD WORK OF CHANGING MINDS AND CHANGING VOTES ONE BY ONE. THAT WAS 4/29/11. OTHER THAN THAT WE DON'T HAVE A DEMOCRACY. WE HAVE A REPUBLIC, BUT LET'S NOT QUIBBLE. BUT I TOTALLY AGREE WITH WHAT THE PRESIDENT SAID. AND SO FAR I'VE READ THROUGH NINE DIFFERENT QUOTES BY PRESIDENT AND CANDIDATE OBAMA WHERE HE TALKS ABOUT LAWS AND SEPARATION OF POWERS AND THE DUTIES OF CONGRESS AND THE DUTIES OF HIS OFFICE AND THE DUTIES OF THE COURTS AND HE FULLY UNDERSTANDS, HE FULLY UNDERSTANDS WHAT HE'S DOING HERE AND HE KNOWS DARN WELL IT'S LAWLESSNESS. [LB623]

SPEAKER HADLEY: TIME, SENATOR. [LB623]

SENATOR KINTNER: THANK YOU, MR. PRESIDENT. [LB623]

SPEAKER HADLEY: THANK YOU, SENATOR KINTNER. SENATOR NORDQUIST, YOU'RE RECOGNIZED. [LB623]

SENATOR NORDQUIST: THANK YOU, MR. PRESIDENT AND MEMBERS. YOU KNOW, ON KINTNER'S FIRST YEAR ON THE APPROPRIATIONS COMMITTEE, HE WOULD OFTEN REFER TO ME AS HIS, I THINK, SOCIAL WELFARE MENTOR. OBVIOUSLY, NOT ALL MENTEE-MENTOR RELATIONSHIPS WORK OUT. BUT I DID CONFER WITH THE SPEAKER AND I JUST WANTED TO EXPRESS TO THE BODY, SO PEOPLE ARE AWARE, AT 6:00 WE MOVE ON THE AGENDA TO LB607. AND SHOULD SENATOR KINTNER AND OPPONENTS OF THE BILL CHOOSE TO CONTINUE TO FILIBUSTER

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TILL 6:00, WHICH IS ONLY TEN MORE MINUTES, WE'LL COME BACK TO THIS BILL AT 9:00 A.M. AND THERE WILL BE A CLOTURE VOTE AROUND 10:40 OR SO TOMORROW MORNING. SO I JUST WANTED TO MAKE SURE PEOPLE WERE AWARE THAT THAT'S GOING TO BE THE CRITICAL TIME TO BE HERE TOMORROW MORNING, AGAIN, UNLESS THE OPPONENTS WERE TO CHOOSE NOT TO TAKE IT ALL THE WAY TILL THAT TIME. THANK YOU. [LB623 LB607]

SPEAKER HADLEY: SENATOR CHAMBERS, YOU'RE RECOGNIZED, AND THIS IS YOUR THIRD TIME, SIR. [LB623]

SENATOR CHAMBERS: I KEPT TRACK. THANK YOU, MR. PRESIDENT. [LB623]

SPEAKER HADLEY: YOU'RE WELCOME. [LB623]

SENATOR CHAMBERS: MEMBERS OF THE LEGISLATURE, I'M GOING TO GIVE ALL OF THE CHRISTIANS IN HERE THEIR MARCHING ORDERS, NOT FROM ME BUT FROM GOD. NOW DON'T BLAME THE MESSENGER. LISTEN TO THE MESSAGE. YOU KNOW WHAT YOU ALL ARE SUPPOSED TO DO? LOVE MERCY, DO JUSTICE, AND WALK HUMBLLY WITH THY GOD. NOW TELL ME I'M WRONG. TELL ME THAT'S NOT IN THE BIBLE. I'M LAYING ON YOU WHAT YOUR BIBLE LAID ON YOU. HOW MANY OF YOU DO JUSTICE? HOW MANY OF YOU LOVE MERCY? HOW MANY OF YOU SHOW MERCY? THOSE WHO ARE DOWN, YOU KICK THEM. THOSE WHO ARE WEAK, YOU STEP ON THEM. PICK ON SOMEBODY YOUR OWN SIZE. SENATOR KINTNER SHOULD HAVE GONE RIGHT AFTER ME LIKE HE WENT AFTER THOSE YOUNG PEOPLE. I'D LIKE TO ASK SENATOR KINTNER A CIVIL QUESTION OR TWO IF HE'S WILLING TO YIELD. [LB623]

SPEAKER HADLEY: SENATOR KINTNER, WILL YOU YIELD? [LB623]

SENATOR KINTNER: I'D BE HAPPY TO. [LB623]

SENATOR CHAMBERS: SENATOR KINTNER, DID YOU HEAR PRESIDENT OBAMA MAKE ANY OF THE STATEMENTS THAT YOU WERE READING? [LB623]

SENATOR KINTNER: I PROBABLY DID. I DON'T REMEMBER THEM. I'M RELYING ON THIS ARTICLE TO REFRESH MY MEMORY. FIVE YEARS IS A WHILE. I DON'T REMEMBER EVERY LITTLE THING. [LB623]

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SENATOR CHAMBERS: SO YOU MAY NOT HAVE ACTUALLY HEARD THEM YOURSELF? [LB623]

SENATOR KINTNER: I HEARD SOME OF THEM, NOT ALL OF THEM. [LB623]

SENATOR CHAMBERS: WHICH ONES DID YOU HEAR? [LB623]

SENATOR KINTNER: I DO NOT KNOW. [LB623]

SENATOR CHAMBERS: YOU DON'T KNOW? YOU DON'T KNOW WHICH ONES YOU HEARD BUT YOU CAN TELL ME YOU HEARD THEM? [LB623]

SENATOR KINTNER: YEAH, BECAUSE I REMEMBER HIM TALKING ON THE CAMPAIGN TRAIL, ATTACKING PRESIDENT BUSH FOR TAKING TOO MUCH POWER AND NOT DEFERRING TO CONGRESS ON THINGS. I DO REMEMBER THAT. [LB623]

SENATOR CHAMBERS: BUT YOU DON'T REMEMBER HEARING THOSE QUOTES. SO IF YOU IN WERE COURT AND YOU WERE ASKED WHILE YOU WERE UNDER OATH, DO YOU OF YOUR PERSONAL KNOWLEDGE RECALL HAVING HEARD THE PRESIDENT MAKE THESE STATEMENTS, WHAT WOULD YOUR ANSWER BE? YES OR NO? [LB623]

SENATOR KINTNER: I WOULD SAY I REMEMBER SOME OF THEM. [LB623]

SENATOR CHAMBERS: BUT YOU DON'T REMEMBER ALL OF THEM? [LB623]

SENATOR KINTNER: DO NOT. [LB623]

SENATOR CHAMBERS: YOU'RE RELYING ON AN ARTICLE? [LB623]

SENATOR KINTNER: CORRECT. [LB623]

SENATOR CHAMBERS: DO YOU KNOW WHO WROTE THE ARTICLE? NO, DO YOU KNOW OF YOUR PERSONAL KNOWLEDGE? [LB623]

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SENATOR KINTNER: I DO NOT KNOW CAROLYN SCHAEFER, NO, I DO NOT KNOW HER. I DON'T RECALL READING ANYTHING BY HER BEFORE. [LB623]

SENATOR CHAMBERS: AND YOU OBTAINED THAT ARTICLE FROM WHERE? [LB623]

SENATOR KINTNER: HAD MY STAFF PULL IT FOR ME. IT'S... [LB623]

SENATOR CHAMBERS: COULD SOMEBODY HAVE PUT THAT NAME ON THAT ITEM AND PUT IT ON THE SOCIAL MEDIA NETWORK? IS THAT POSSIBLE? [LB623]

SENATOR KINTNER: NO. [LB623]

SENATOR CHAMBERS: SO YOU KNOW THAT THAT PERSON WHOSE NAME IS ON THERE, IS THE PERSON WHO WROTE THAT ARTICLE? DO YOU KNOW THAT? [LB623]

SENATOR KINTNER: THAT'S THE BYLINE, IN THAT I TRUST A BYLINE... [LB623]

SENATOR CHAMBERS: ARE YOU... [LB623]

SENATOR KINTNER: ...FROM A REPUTABLE WEB PAGE, YES. [LB623]

SENATOR CHAMBERS: ARE YOU FAMILIAR WITH THAT PERSON? [LB623]

SENATOR KINTNER: I DON'T THINK SO. [LB623]

SENATOR CHAMBERS: SENATOR KINTNER, IF A PERSON IS KNOWN TO BE A LIAR, HOW MANY PEOPLE BELIEVE WHAT THAT PERSON WILL SAY? IN OTHER WORDS, A LIAR HAS TO HAVE THE RING OF TRUTH IN WHAT HE OR SHE SAYS IN ORDER TO BE CREDIBLE. WOULD YOU AGREE WITH THAT? [LB623]

SENATOR KINTNER: YEAH. YEAH, YOU HAVE TO HAVE A LITTLE BIT OF TRUTH, YEAH. [LB623]

SENATOR CHAMBERS: OKAY. THANK YOU. THAT'S ALL THAT I WILL ASK YOU. [LB623]

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SENATOR KINTNER: OKAY. [LB623]

SENATOR CHAMBERS: MEMBERS OF THE LEGISLATURE, WE'RE NOT IN A COURT OF LAW. WE'RE NOT CALLED TO ACCOUNT FOR WHAT WE SAY OTHER THAN BY EACH OTHER AND USUALLY ME. BUT WHEN I HEAR PEOPLE ON THIS FLOOR PONTIFICATE AND TALK IN A VERY DEMEANING WAY ABOUT PEOPLE WHO HAVE HARMED HIM IN NO MANNER OTHER THAN BEING WHO AND WHAT THEY ARE, THEN I'VE GOT TO TAKE ISSUE WITH THAT. [LB623]

SPEAKER HADLEY: ONE MINUTE. [LB623]

SENATOR CHAMBERS: AND I WILL DO IT, AND I DON'T NEED A LOT OF COMPANY OR A LOT OF HELP. THE ONLY ONE THAT I HAVE TO SATISFY IN TERMS OF RIGHT AND WRONG IS ME. SO WHEN IT COMES TO BEING A HYPOCRITE, THAT'S SOMETHING THAT EACH PERSON CAN DETERMINE FOR HIMSELF OR HERSELF. I KNOW THAT THERE ARE A LOT OF THINGS THAT ARE SAID ON THIS FLOOR. AND I DON'T TAKE ISSUE WITH EVERYONE THAT I DISAGREE WITH. BUT I LISTENED UNTIL I COULDN'T STAND IT ANYMORE TO THESE YOUNG PEOPLE BEING DEMEANED, DEGRADED, THE SUGGESTION THAT THEY'RE CRIMINALS, THAT THEY'RE MURDERERS, ALL SUCH THINGS AS THAT. AND THE ONES BEATING THEIR GUMS AND SAYING THOSE THINGS DON'T KNOW WHETHER WHAT THEY SAY IS TRUE OR NOT, BUT IT SHOWS HOW LITTLE RESPECT THEY HAVE FOR THESE PEOPLE, AND I CANNOT STAND BY QUIETLY AND HEAR THAT. AND I DON'T WANT THIS RECORD TO BE DEVOID OF MY HAVING TAKEN ISSUE WITH IT. THANK YOU, MR. PRESIDENT. [LB623]

SPEAKER HADLEY: THANK YOU, SENATOR CHAMBERS. SENATOR GROENE, YOU'RE RECOGNIZED. [LB623]

SENATOR GROENE: THANK YOU, MR. PRESIDENT. I DON'T HAVE MUCH MORE TO SAY ON THIS. IT'S BASICALLY A RULE OF LAW. YOU'LL FIND I REPEAT THAT A LOT. YOU'RE GOING TO GET TIRED OF ME REPEATING THAT LAW. WE DON'T DO THINGS BECAUSE WE FEEL GOOD. WE DO THINGS BECAUSE IT'S BEST FOR THE COUNTRY, BEST FOR THE STATE, BEST FOR OUR DISTRICTS. IT WOULD BE BEST FOR THESE YOUNG PEOPLE TO HAVE A LICENSE THAT REFLECTED THEIR STATUS, NOT BECAUSE WE HAVE A POLITICAL AGENDA THAT WE WOULD LIKE TO MAYBE EXPAND THAT LICENSE TO OTHER INDIVIDUALS WHO CAME HERE ILLEGALLY. IT'S AN INJUSTICE TO THOSE YOUNG PEOPLE THAT THEY DON'T HAVE THAT LICENSE REFLECT THAT THEY ARE DEFERRED, NOT STATUS, BUT A DEFERRED

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PRIVILEGE. THAT WOULD BE THE RIGHT THING TO DO SO THAT WHEN THEY BECAME CITIZENS--I'M SURE THEY WILL, I'M SURE WE'LL PROGRESS TO THAT-- THAT THEY TOOK THE STEPS, BECAUSE THEY BROKE NO LAWS. THEIR PARENTS DID, BUT THEY DID NOT. GOOD YOUNG PEOPLE PROBABLY MOST OF THEM. IT'S LIKE ANY SUBSET OF POPULATION. THERE'S GOOD AND THERE'S BAD. BUT WE SHOULD ALLOW THAT THEIR...IF WE GIVE THEM A PRIVILEGE TO DRIVE, THAT IT REFLECTS THEIR STATUS SO THAT THEY CAN SAY WHEN THEY BECOME...TAKE THAT CITIZENSHIP TEST, THAT WE DID IT THE RIGHT WAY, NOT BECAUSE WE FEEL GOOD THAT WE'RE GOING TO DO A GOOD WORKS FOR SOMEBODY THROUGH GOVERNMENT. SENATOR KINTNER, WOULD...I WILL YIELD TIME TO HIM IF HE WANTS IT. IF HE DOES NOT WANT TO CLOSE IN HIS AMENDMENT, I'M ASSUMING THAT'S COMING TO THAT POINT. DO YOU WANT THE TIME, SENATOR KINTNER? [LB623]

SPEAKER HADLEY: SENATOR KINTNER, YOU'RE YIELDED 3 MINUTES AND 12 SECONDS. [LB623]

SENATOR KINTNER: I TAKE IT! I TAKE IT! THANK YOU. WELL, THAT...WE'VE GONE THROUGH NINE, AND I'M LIKING THESE MORE EVERY DAY. WE'RE GETTING CLOSER AND CLOSER TO THE PRESENT DAY. SO, ONCE AGAIN, IF YOU'RE JUST TUNING IN OR IF YOU'VE BEEN IN THE CHAMBER AND OUT DOING SOMETHING ELSE, 22 QUOTES THAT PROVE PRESIDENT OBAMA KNOWS THAT HIS ILLEGAL AMNESTY DECREE IS UNCONSTITUTIONAL. I FIND THEM TO BE QUITE COMPELLING AND QUITE INTERESTING. AND SEE WHERE WE ARE HERE. OKAY. NOW FURTHER ALONG IN THE PRESIDENT'S PRESIDENCY, OBAMA'S PRESIDENCY, HE STARTED REFERRING TO THE TEMPTATION OF CHANGING LAWS ON HIS OWN, WHICH WE KNOW HE'S DONE. BUT, PUBLICLY, HE ALWAYS SNAPPED OUT OF THAT FANTASY, REMINDING HIS AUDIENCE THAT THAT'S NOT PART OF HIS JOB...UNTIL HE DID THIS. NUMBER TEN, SOMETIMES WHEN I TALK TO IMMIGRATION ADVOCATES THEY WISH I COULD JUST BYPASS CONGRESS AND CHANGE THE LAW MYSELF, BUT THAT'S NOT HOW DEMOCRACY WORKS. WHAT WE REALLY NEED TO DO IS KEEP UP THE FIGHT TO PASS GENUINE COMPREHENSIVE REFORM. THAT IS THE ULTIMATE SOLUTION TO THIS PROBLEM. THAT'S WHAT I'M COMMITTED TO DOING. THAT WAS 5-10-11. THAT'S JUST ABOUT FOUR YEARS AND FOUR DAYS...OH, NO, FOUR YEARS AND TWO DAYS AGO PRESIDENT SAID THAT. ONCE AGAIN, I LIKE THAT PRESIDENT OBAMA BETTER THAN THE CURRENT PRESIDENT OBAMA. NUMBER 11. NOW WE'RE GOING TO 22, FOLKS. NUMBER 11. NOW, I SWORE AN OATH TO UPHOLD THE LAWS ON THE BOOKS. NOW I KNOW SOME PEOPLE WANT ME TO BYPASS CONGRESS AND CHANGE LAWS ON MY OWN. AND I BELIEVE THE IDEA OF DOING THINGS ON MY OWN IS VERY TEMPTING, I

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PROMISE YOU, NOT JUST ON IMMIGRATION REFORM. BUT THAT'S NOT HOW OUR SYSTEM WORKS. THAT'S NOT HOW OUR DEMOCRACY FUNCTIONS. THAT'S NOT HOW OUR CONSTITUTION IS WRITTEN; 7/25/11. WE MOVE ON TO NUMBER 12. WE'RE GETTING CLOSER AND CLOSER... [LB623]

SPEAKER HADLEY: ONE MINUTE. [LB623]

SENATOR KINTNER: ...TO 22. THE TENSION IS BUILDING. HERE WE GO. SO WHAT WE'VE TRIED TO DO WITHIN OUR CONSTRAINTS OF THE LAWS ON THE BOOKS, WE'VE TRIED TO BE FAIR, HUMANE, AND JUST AS WE CAN, RECOGNIZING THE LAWS THEMSELVES NEED TO BE CHANGED. THE MOST IMPORTANT THING FOR YOUR VIEWERS AND LISTENERS AND READERS TO UNDERSTAND IS THAT IN ORDER TO CHANGE OUR LAWS, WE'VE GOT TO GET SOMETHING THROUGH THE HOUSE OF REPRESENTATIVES--WHICH IS CURRENTLY CONTROLLED BY THE REPUBLICANS--AND WE'VE GOT TO GET 60 VOTES IN THE SENATE. ADMINISTRATIVELY, WE CAN'T IGNORE A LAW. I JUST HAVE TO CONTINUE TO SAY THAT THIS NOTION OF SOMEHOW I CAN JUST CHANGE THE LAWS UNILATERALLY IS JUST NOT TRUE. WE'RE DOING EVERYTHING WE CAN ADMINISTRATIVELY, BUT THE FACT OF THE MATTER IS THERE'S LAWS ON THE BOOKS THAT I HAVE TO ENFORCE. THAT WAS 9/28/11. BOY, HOW THINGS HAVE CHANGED WITH THIS PRESIDENT. I WANT THE OLD OBAMA BACK. THE ONE WE CURRENTLY HAVE IS LAWLESS. THANK YOU, MR. PRESIDENT. [LB623]

SPEAKER HADLEY: TIME, SENATOR. THANK YOU, SENATOR KINTNER. MR. CLERK FOR AN ANNOUNCEMENT. [LB623]

CLERK: MR. PRESIDENT, A NEW A BILL, LB315A BY SENATOR HOWARD. (READ LB315A BY TITLE FOR THE FIRST TIME.) I HAVE AN AMENDMENT TO LB623 TO BE PRINTED. THAT'S ALL THAT I HAVE, MR. PRESIDENT. (LEGISLATIVE JOURNAL PAGE 1567.) [LB315A LB623]

SPEAKER HADLEY: WE WILL NOW GO TO THE AGENDA. IT'S 6:00. I'M MAKING TWO CHANGES TO THE AGENDA. LB607A IS READY, SO IT'S AN A BILL THAT CAN FOLLOW...OR LB607A WHICH WILL FOLLOW LB607, AND LB196A WHICH WILL FOLLOW LB196, WHICH MEANS THE A BILL WILL BE FOLLOWING THE BILL. MR. CLERK. [LB607 LB607A LB196 LB196A]

CLERK: MR. PRESIDENT, LB607 IS A BILL BY SENATOR MELLO. (READ TITLE.)  
INTRODUCED IN JANUARY, REFERRED TO THE HEALTH AND HUMAN SERVICES

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COMMITTEE, ADVANCED TO GENERAL FILE. THERE ARE COMMITTEE AMENDMENTS. (AM782, LEGISLATIVE JOURNAL PAGE 806.) [LB607]

SPEAKER HADLEY: SENATOR MELLO, YOU ARE RECOGNIZED TO OPEN ON YOUR BILL. [LB607]

SENATOR MELLO: THANK YOU, MR. PRESIDENT AND MEMBERS OF THE LEGISLATURE. LB607 IS A BILL THAT WOULD CREATE THE HOME CARE CONSUMER BILL OF RIGHTS AS A RESPONSE TO ONE OF THE KEY RECOMMENDATIONS FROM THE LEGISLATIVE LED AGING NEBRASKANS TASK FORCE IN 2014 CREATED BY LB690. MY GOAL WITH LB607 WAS TO ENSURE THAT THE RIGHTS OF NEBRASKA'S VULNERABLE POPULATIONS SUCH AS THE ELDERLY AND PEOPLE WITH DISABILITIES ARE PROTECTED WHEN THEY HAVE ASSISTANCE FROM SOMEONE ELSE IN THEIR HOME THROUGH THE USE OF HOME CARE SERVICES. THAT LEADS US TO THE DEBATE WE HAVE TONIGHT, COLLEAGUES, IN RESPECTS TO LB607 AND IN A FORTHCOMING AMENDMENT THAT SENATOR CAMPBELL HAS FILED TO THE UNDERLYING BILL. SENATOR CAMPBELL'S BILL ESSENTIALLY IS THE RECREATION OF WHAT WE HAVE ALREADY VOTED ON IN REGARDS TO LB89. AFTER LB89 WAS PASSED BY THIS BODY AND SENT TO THE GOVERNOR, SENATOR CAMPBELL, SENATOR KRIST AND MYSELF HAD A NUMBER OF CONVERSATIONS WITH THE EXECUTIVE BRANCH IN RESPECTS TO TRYING TO ADDRESS CONCERNS THAT THEY MAY HAVE HAD WITH THE UNDERLYING FISCAL IMPACTS OF THE USE OF FEDERAL FUNDS IN LB89. ULTIMATELY, GOVERNOR RICKETTS HAD DECIDED TO VETO LB89 AND PRESENTED A PATHWAY FORWARD FOR SENATOR CAMPBELL AND OTHERS TO BE ABLE TO CONSIDER A WAY TO MOVE FORWARD WITH THE CONCEPTS OF LB89, WHICH IS TO TRY TO ADDRESS THE CLIFF EFFECTS IN RESPECTS TO THE AID TO DEPENDENT CHILDREN PROGRAM. IN DISCUSSING THIS POSSIBLE CONSIDERATION IN REGARDS TO A NUMBER OF IDEAS AND SUGGESTIONS BETWEEN SENATOR CAMPBELL'S OFFICE, MY OFFICE, THE GOVERNOR'S OFFICE AND OTHERS, WE CAME TO A CONCLUSION IN REGARDS TO A REVAMPED VERSION OF LB89, WHICH I'LL LET SENATOR CAMPBELL SPEAK OF, AND TO USE LB607 AS A VEHICLE TO BE ABLE TO MOVE FORWARD A CLEAN VERSION OF THE UNDERLYING BILL THAT RESULTED FROM THE GOVERNOR'S VETO. I'D LIKE TO THANK THE HHS COMMITTEE IN RESPECTS TO PASSING OUT THE ORIGINAL LB607 WITH UNANIMOUS 7-0 VOTE. THERE IS A COMMITTEE AMENDMENT THAT MAKES SOME SLIGHT CHANGES THAT WE PRESENTED TO THE COMMITTEE THAT ALSO ELIMINATES THE FISCAL NOTE ON THE UNDERLYING BILL THAT IS IN FRONT OF YOU, WHICH WILL BE CHANGED WITH THE ADOPTION OF SENATOR CAMPBELL'S AMENDMENT. COLLEAGUES, I WANTED TO REITERATE--AND

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SENATOR CAMPBELL AND I HAVE DISCUSSED THIS AS WELL AS A NUMBER OF MEMBERS ON THE HEALTH AND HUMAN SERVICES COMMITTEE--THAT I'M COMMITTED TO BRING BACK THE FIRST BILL I INTRODUCED NEXT YEAR. THE NEW LB THAT HAS THE HOME CARE CONSUMER BILL OF RIGHTS. IT WILL BE ONE OF THE FIRST BILLS I CHOOSE TO INTRODUCE AND WILL WORK TO ENSURE THE PROTECTIONS THAT THE AGING NEBRASKANS TASK FORCE HAD DISCUSSED OVER THE INTERIM LAST YEAR THAT WE BELIEVE IS GOOD PUBLIC POLICY AND PROVIDES GOOD CONSUMER PROTECTIONS TO OUR VULNERABLE POPULATIONS. WITH THAT, I'D URGE THE BODY TO ADVANCE WHAT WE WILL HEAR AS AN AMENDED LB607. THANK YOU, MR. PRESIDENT. [LB607 LB89]

SPEAKER HADLEY: AS THE CLERK STATED, THERE ARE AMENDMENTS FROM THE HEALTH AND HUMAN SERVICES COMMITTEE. SENATOR CAMPBELL, AS CHAIR OF THE COMMITTEE, YOU'RE RECOGNIZED TO OPEN ON THE AMENDMENTS. [LB607]

SENATOR CAMPBELL: THANK YOU, MR. PRESIDENT. COLLEAGUES, I AM NOT GOING TO COVER THE AMENDMENT FOR THE HEALTH AND HUMAN SERVICES COMMITTEE BECAUSE WITH MY AMENDMENT TO LB607...THE AMENDMENT DEALT WITH THE ORIGINAL LB607. SO, WHEN WE GET TO A VOTE OF THAT AMENDMENT, I WILL ASK YOU TO VOTE NO ON THAT AMENDMENT. MR. CLERK, IS THAT A CORRECT PROCEDURE? [LB607]

CLERK: SENATOR, IF I UNDERSTAND WHAT YOU'D LIKE TO DO, YOU WANT TO REJECT THE COMMITTEE AMENDMENTS TO GO TO YOUR OTHER AMENDMENT, IS THAT RIGHT? [LB607]

SENATOR CAMPBELL: THAT IS ABSOLUTELY CORRECT. [LB607]

SPEAKER HADLEY: CORRECT. OKAY. SEEING NO ONE IN THE QUEUE, YOU'RE RECOGNIZED TO CLOSE. [LB607]

SENATOR CAMPBELL: I WOULD LIKE A RED VOTE ON AM...THAT IS BEFORE YOU FROM THE HEALTH AND HUMAN SERVICES COMMITTEE. [LB607]

SPEAKER HADLEY: THE QUESTION IS THE ADOPTION OF AM782. ALL IN FAVOR VOTE AYE; ALL OPPOSED VOTE NAY. RECORD, MR. CLERK. [LB607]

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CLERK: 1 AYE, 28 NAYS, MR. PRESIDENT, ON THE COMMITTEE AMENDMENTS.  
[LB607]

SPEAKER HADLEY: THE AMENDMENT FAILS. [LB607]

CLERK: MR. PRESIDENT, SENATOR CAMPBELL WOULD MOVE TO AMEND WITH  
AM1551. (LEGISLATIVE JOURNAL PAGE 1433.) [LB607]

SPEAKER HADLEY: SENATOR CAMPBELL, YOU'RE RECOGNIZED TO OPEN ON  
YOUR AMENDMENT. [LB607]

SENATOR CAMPBELL: THANK YOU, MR. PRESIDENT. I MUST SAY IN SEVEN YEARS I'VE NEVER ASKED FOR A NO VOTE ON A HEALTH AND HUMAN SERVICES AMENDMENT. THAT WAS INTERESTING. I WANT TO START THIS EVENING IN MY INTRODUCTION TO THIS AMENDMENT BY CERTAINLY THANKING GOVERNOR RICKETTS AND SENATOR MELLO, THE LEGISLATIVE FISCAL OFFICE, AND THE GOVERNOR'S BUDGET OFFICE. WITHOUT ALL OF THESE PEOPLE, WE WOULD NOT HAVE REACHED THIS POINT. LET ME EXPLAIN TO YOU A LITTLE BIT ABOUT WHAT HAPPENED AFTER THE NIGHT THAT WE RECEIVED THE VETO. I READ THE GOVERNOR'S VETO LETTER TO THIS BODY AND I PARTICULARLY LOOKED AT THE LAST PARAGRAPHS IN WHICH THE GOVERNOR SAID THAT HE FELT THE BILL HAD MERIT. BUT I THINK HIS CONCERN HAD TO DO WITH THE SUSTAINABILITY. AND AFTER WORKING WITH MY STAFF AND THE LEGISLATIVE FISCAL OFFICE, I MADE A CALL TO THE GOVERNOR'S OFFICE AND SAID, WOULD THE GOVERNOR BE WILLING TO LOOK AT OTHER OPTIONS OTHER THAN A SUNSET? AND THE RESPONSE WAS AFFIRMATIVE. YES, THEY WOULD. AND SO WHAT TRANSPIRED FROM THAT THURSDAY TO THE NEXT MONDAY WAS A SERIES OF BACK AND FORTH WORK PRIMARILY BETWEEN THE NUMBER CRUNCHERS--AS I CALLED THEM--THE GOVERNOR'S BUDGET OFFICE AND THE LEGISLATURE'S FISCAL OFFICE; LIZ HRUSKA, DESERVES A MEDAL FOR THE NUMBER OF TIMES. AND ESSENTIALLY WHAT WE TRIED TO FIND OUT WAS WHERE WAS THE DISCONNECT, BECAUSE I WAS UNDER THE ASSUMPTION AS WE HAD WORKED THROUGH THE LEGISLATIVE FISCAL OFFICE THAT WE HAD SUSTAINABILITY. AND YET THE GOVERNOR'S GOAL AND WHAT HE WAS BEING TOLD BY HIS BUDGET PEOPLE, WAS THAT THE SUSTAINABILITY WOULDN'T BE THERE IN THAT SHORT A TIME AND COULD IT BE EXTENDED. AND SO, AT THAT POINT IS WHEN WE BEGAN LOOKING AND SAYING, THE NUMBERS ARE THE SAME. WE AGREE ON THE NUMBERS. IT WAS THE ASSUMPTIONS THAT WE HAD MADE IN THE LEGISLATIVE FISCAL OFFICE AND THE ASSUMPTIONS ON THE GOVERNOR'S SIDE, BOTH VALID

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ASSUMPTIONS. AND ONCE WE GOT TO THAT POINT, THEN WE MET THE NEXT MONDAY AFTERNOON AT 2:00 AND AGREED THAT WE HAD LOOKED AT THIS PROCESS IN THE SAME WAY AND HOW COULD WE GET TO THE GOALS. THE GOVERNOR'S GOAL WAS TO CREATE A SUSTAINABILITY, TO STRETCH THE FUNDS THAT WE HAVE IN RESERVE, AND TO STRETCH TO MAKE SURE THAT WE COULD COVER THIS PROGRAM OVER A PERIOD OF TIME. AND SO THE QUESTION WAS, WHAT IS THE DEFINITION THEN OF THE SUSTAINABLE FACTOR? WHAT WAS THE GOVERNOR TRYING TO GET TO? AND THE RESPONSE WAS, I WOULD LIKE US TO GET INTO 2025. SO, ONCE WE DETERMINED THE DEFINITION OF WHAT THE GOAL WAS FROM THE GOVERNOR, THEN WHAT WE DID IS WE BEGAN LOOKING AT OPTIONS. WHAT WOULD GET US TO THAT GOAL? AND THAT MONDAY AFTERNOON AT A 4:00 MEETING FOLLOWING UP, WE FOUND WE HAD THE ANSWER. AND SO, YESTERDAY, WHAT WE PROVIDED TO YOU IN AN E-MAIL WAS THE GIST OF WHAT IS IN AM1551. AND I'M VERY PROUD TO SAY AND THANKFUL THAT SO MUCH WORK WENT INTO THIS TO TRY TO PRESERVE MY GOAL OF SERVING NEBRASKA FAMILIES WHO NEED OUR HELP AND PARTICULARLY THE CHILDREN. ONE IN FIVE CHILDREN IN THE STATE LIVE IN POVERTY. IT HAD BEEN MY GOAL ALL ALONG TO ADDRESS THAT AND TO RAISE THE MAXIMUM PAYMENT WHICH HAD NOT BEEN DONE IN 30 YEARS. SO, IF YOU KEPT THE E-MAIL, BASICALLY WHAT THE COMPROMISE IS, IS THAT THE AMENDMENT DOES THE FOLLOWING: IT ADOPTS AN INCREASE IN THE MAXIMUM MONTHLY ADC PAYMENT THAT IS 55 PERCENT OF THE STANDARD OF NEED, AND IT STRIKES THE OTHER INCREASES IN THE MAXIMUM MONTHLY ADC PAYMENT SO THAT WITH AM1551 THERE IS ONE INCREASE, NOT THREE. GOVERNOR RICKETTS WANTED THE BILL'S PROVISIONS TO BE SUSTAINABLE AS I HAVE EXPLAINED. THE LEGISLATIVE FISCAL OFFICE, THE GOVERNOR'S BUDGET OFFICE, AND THE DEPARTMENT OF HEALTH AND HUMAN SERVICES CONDUCTED SEPARATE ANALYSES ON THE CONTENTS OF AM1551. SO, WE'VE HAD THREE DIFFERENT ENTITIES LOOK AT THIS. ALL SHOW THAT AM1551 IS SUSTAINABLE INTO THE YEAR 2025, WHICH WAS THE GOVERNOR'S REQUEST AS WELL. THAT DATE IS WELL BEYOND THE USUAL TIME FRAME USED TO PREPARE OUR FISCAL NOTES IN THIS BODY, BUT IT WAS A GOAL WE NEEDED TO ACHIEVE. AM1551 RETAINS THE CLIFF EFFECT PROVISIONS AS THEY EXISTED IN THE FINAL READING COPY OF LB89. AM1551'S ADC PROVISIONS ARE EFFECTIVE 90 DAYS AFTER THE LEGISLATURE ADJOURNS, SINE DIE, WHICH MEANS THE EFFECTIVE DATE WILL MOST LIKELY BE SEPTEMBER 5 OF 2015. THIS IS THE SAME EFFECTIVE DATE THAT WAS IN THE FINAL READING COPY OF LB89. THE AMENDMENT RETAINS THE PROVISIONS OF THE INTERGENERATIONAL POVERTY TASK FORCE, WHICH WAS SENATOR MELLO'S BILL ALSO, LB335, AND WHICH WERE AMENDED INTO LB89 ON SELECT FILE. AND I THINK ALL OF US IN OUR DISCUSSIONS OVER THOSE

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PERIOD OF ABOUT FIVE DAYS AGREED THAT THIS TASK FORCE WOULD GREATLY HELP US IN THE FUTURE DETERMINE WHAT PROGRAMS WE ARE PROVIDING TO HELP WITH POVERTY AND WHAT CHANGES WE MIGHT NEED TO MAKE TO THEM. THOSE PROVISIONS, THE POVERTY TASK FORCE, HAVE THE EMERGENCY CLAUSE THAT IS THE SAME EFFECTIVE DATE THAT WAS IN THE FINAL READING COPY OF LB89. IN MY SEVEN YEARS IN THE LEGISLATURE, I HAVE NOT SEEN WHAT YOU ARE GOING TO HEAR DISCUSS WHAT YOU ARE SEEING BEFORE YOU IN AM1551. BUT I BELIEVE THAT IT REPRESENTS THE SENSE OF TRUE COMPROMISE AND COOPERATION BETWEEN THE EXECUTIVE BRANCH AND THE LEGISLATIVE BRANCH. AND I'D LIKE TO QUOTE THE JOURNAL-STAR EDITORIAL ON THIS BY SAYING, IT IS WELCOME THAT THE SPIRIT OF COMPROMISE STILL EXISTS IN THE STATE CAPITOL. I'M VERY PROUD OF THE EFFORT THAT WAS PUT IN OVER THOSE FIVE DAYS. AND, ONCE AGAIN, I'M VERY GRATEFUL TO SENATOR MELLO FOR HIS WILLINGNESS TO JUST GUT LB607 AND ALLOW A COMPROMISE TO GO FORWARD. AND, OF COURSE, I AM ALWAYS GRATEFUL TO THE GOVERNOR FOR HIS WILLINGNESS TO LISTEN THE DAY I CALLED AFTER THE VETO. AND WITH THAT, MR. PRESIDENT, I'LL CONCLUDE MY OPENING. [LB607 LB89 LB335]

SPEAKER HADLEY: YOU'VE HEARD THE OPENING TO AM1551. THOSE IN THE QUEUE ARE SENATORS MELLO, CHAMBERS, KOLTERMAN, BLOOMFIELD AND McCOY. SENATOR MELLO, YOU ARE RECOGNIZED. [LB607]

SENATOR MELLO: THANK YOU, MR. PRESIDENT AND MEMBERS OF THE LEGISLATURE. I RISE IN SUPPORT OF AM1551, WHICH WOULD BECOME THE NEW UNDERLYING BILL. WITHOUT REPEATING WHAT YOU JUST...WHAT I JUST HEARD AND WHAT YOU JUST HEARD FROM SENATOR CAMPBELL, IT INCORPORATES, OBVIOUSLY, A COMPONENT FROM THE ORIGINAL LB89 WHICH WAS ANOTHER BILL I BROUGHT TO THE HHS COMMITTEE, THE LB335, THE INTERGENERATIONAL POVERTY TASK FORCE, WHICH WILL LOOK INTO THE FUTURE OVER THE NEXT TWO YEARS SOME OF THE LONG-TERM FUNDING NEEDS AND CONCERNS ASSOCIATED WITH OUR TEMPORARY AID TO NEEDY FAMILIES BETTER KNOWN AS TANF, OR WHAT WE USE IN NEBRASKA, AID TO DEPENDENT CHILDREN, BETTER KNOWN AS ADC, AS WELL AS LOOKING AT A VARIETY OF OUR PUBLIC AND ECONOMIC ASSISTANCE PROGRAMS TO IDENTIFY WAYS THAT WE CAN IDEALLY GET BETTER RESULTS OUT OF THESE PROGRAMS AND LOOK TO LONGER TERM REFORMS TO BE ABLE TO HELP MOVE FAMILIES, BUT MOST IMPORTANTLY, CHILDREN OUT OF INTERGENERATIONAL POVERTY. BUT THAT'S A SMALL COMPONENT OF THE UNDERLYING BILL AND THE UNDERLYING AMENDMENT YOU HAVE IN FRONT OF YOU FROM SENATOR CAMPBELL. I ALSO WANT TO EXTEND MY THANKS TO SENATOR CAMPBELL AND THE GOVERNOR

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AND THE GOVERNOR'S OFFICE IN RESPECTS TO WORKING THROUGH A, I WOULD SAY, AN UNPRECEDENTED COMPROMISE IN RESPECTS TO WHAT WE'RE LOOKING AT IN A TEN-YEAR WINDOW FROM WHAT WE ORIGINALLY HAD WITH THE ORIGINAL LB89, WHICH WAS A FOUR-YEAR WINDOW. COLLEAGUES, WE DON'T PRODUCE FISCAL NOTES THAT ARE TEN YEARS IN LENGTH AND WE DON'T NORMALLY TAKE INTO CONSIDERATION A TEN-YEAR WINDOW WHEN MAKING A DECISION IN RESPECTS TO THE APPROPRIATION OF GENERAL FUNDS, LET ALONE FEDERAL FUNDS. AND I THINK THE COMPROMISE THAT WAS DEVELOPED FROM SENATOR CAMPBELL AND THE GOVERNOR'S OFFICE EXTENDED THE USE OF THIS ROUGHLY \$60 MILLION OF FEDERAL TANF FUNDING AND DREW IT OUT OVER A TEN-YEAR PERIOD, WHICH WAS WELL LONGER THAN ARGUABLY WHAT THE GOVERNOR EVEN RECOMMENDED IN HIS VETO LETTER. I THINK THAT REALLY SPEAKS TO THE HARD WORK THAT THE DEPARTMENT OF ADMINISTRATIVE SERVICES' BUDGET OFFICE, OUR BUDGET DIVISION, AS WELL AS LIZ HRUSKA IN THE LEGISLATIVE FISCAL OFFICE WORKED JOINTLY WITH THEM TO FIND A WAY TO BE ABLE TO MAKE THIS WORK. AND IT PROVIDED, I THINK, A WINDOW THAT I'VE NEVER SEEN QUITE IN MY TIME IN THE LEGISLATURE, BOTH JUST AS A MEMBER OF THE APPROPRIATIONS COMMITTEE AND AS CHAIR, WHERE WE WERE ABLE TO SEE A COMPROMISE EXTEND A FOUR-YEAR WINDOW INTO A TEN-YEAR WINDOW BETWEEN BOTH BRANCHES OF GOVERNMENT. I KNOW THERE WERE SOME OF YOU WHO VOTED AGAINST THE ORIGINAL LB89 AND I DON'T KNOW EXACTLY WHAT YOUR RATIONALE OR YOUR REASONS WERE. AND IT COULD HAVE BEEN THAT YOU HAD CONCERNS IN REGARDS TO DRAWING DOWN THAT \$60 MILLION FUND TOO QUICKLY. COLLEAGUES, I THINK WITH WHAT SENATOR CAMPBELL HAS OFFERED THIS BODY, AND AS A SECOND BITE AT THE APPLE SO TO SPEAK, IS NOT ONLY GOOD PUBLIC POLICY BUT IT'S GOOD FISCAL POLICY, BECAUSE IT TAKES THOSE CONCERNS OFF THE TABLE BECAUSE THE REALITY BETWEEN WHERE WE'RE AT AS A BRANCH OF GOVERNMENT IN REGARDS TO SOME OF OUR FISCAL CONCERNS AS WELL AS THE EXECUTIVE BRANCH'S FISCAL CONCERNS OF DEALING WITH TANF FUNDING, COLLEAGUES, WE HAVE NOW TEN YEARS TO BE ABLE TO FIGURE OUT HOW WE CAN REMAKE, REFORM, OR REAPPROPRIATE THOSE FEDERAL FUNDS WITHIN THE TANF PROGRAM IN THE AID TO DEPENDENT CHILDREN TO ENSURE ITS LONG-TERM SUSTAINABILITY SO WE'RE NOT INCREASING GENERAL FUNDS INTO THE FUTURE. THAT IS THE REALITY THAT SENATOR CAMPBELL WANTED, SENATOR...OR IN CONVERSATION, SENATOR CAMPBELL, SENATOR KRIST, MYSELF, AND THE GOVERNOR ALL HAD DISCUSSED WANTING TO SEE THAT LONG-TERM SUSTAINABILITY WHILE STILL HELPING CHILDREN IN NEED AND TRYING TO ADDRESS WHAT WE KNOW IS AN ISSUE THAT SENATOR COOK HAS A BILL ON. HHS COMMITTEE HAS BEEN DEALING WITH THIS FOR THE LAST

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COUPLE YEARS OF TRYING TO ADDRESS A CLIFF EFFECT IN OUR PUBLIC AND ECONOMIC ASSISTANCE PROGRAMS THAT ARGUABLY ARE TRAPPING PEOPLE IN THESE PROGRAMS. AND IF WE DON'T ADDRESS THE CLIFF EFFECT... [LB607 LB89 LB335]

SPEAKER HADLEY: ONE MINUTE. [LB607]

SENATOR MELLO: ...WE'RE KEEPING PEOPLE IN THESE PROGRAMS. THEY'RE NOT ABLE TO MOVE OUT OF POVERTY SIMPLY DUE TO THE LACK OF GETTING AN EXTRA 25 CENTS OR 50 CENTS AN HOUR LEADS THEM TO LOSE MORE MONEY OUT IN THE LONG RUN THAN TRYING TO ESSENTIALLY MOVE OUT OF THESE ECONOMIC ASSISTANCE PROGRAMS. SO, COLLEAGUES, I WANT TO APPLAUD SENATOR CAMPBELL. SHE'S BEEN A FRIEND. SHE'S BEEN A GREAT COLLEAGUE TO WORK WITH OVER THE LAST SEVEN YEARS. I KNOW THIS HAS BEEN A VERY IMPORTANT ISSUE TO HER OVER THE LAST FEW YEARS, AND FOR HER TO BE ABLE TO FIND A COMPROMISE THAT I THINK REPRESENTS THE WILL OF THIS BODY AND I THINK REPRESENTS THE WILL OF WHAT THE EXECUTIVE BRANCH ALSO WANTED TO SEE, WHICH WAS THE USE OF FEDERAL FUNDS OVER A LONGER PERIOD OF TIME WITHOUT IMPACTING THE GENERAL FUND BUDGET WHILE STILL REMINDING EVERYONE THAT THE POLICY AT HAND IS TO TRY TO AID AND ASSIST CHILDREN IN POVERTY, COLLEAGUES, THIS IS A WIN-WIN. AND I DON'T KNOW IF WE'RE EVER GOING TO SEE QUITE A WIN-WIN IN THIS SCENARIO FOR THE REST OF THE SESSION... [LB607]

SPEAKER HADLEY: TIME, SENATOR. [LB607]

SENATOR MELLO: ...BUT I HOPE THAT YOU WILL SUPPORT IT. THANK YOU, MR. PRESIDENT. [LB607]

SPEAKER HADLEY: THANK YOU, SENATOR MELLO. SENATOR CHAMBERS, YOU'RE RECOGNIZED. [LB607]

SENATOR CHAMBERS: THANK YOU. MR. PRESIDENT AND MEMBERS OF THE LEGISLATURE, WOULD SENATOR MELLO YIELD TO A QUESTION OR TWO? [LB607]

SPEAKER HADLEY: SENATOR MELLO, WILL YOU YIELD? [LB607]

SENATOR MELLO: OF COURSE. [LB607]

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SENATOR CHAMBERS: SENATOR MELLO, CAN THIS LEGISLATURE BIND A FUTURE LEGISLATURE? [LB607]

SENATOR MELLO: IN RESPECTS TO APPROPRIATIONS THROUGH THE BUDGET PROCESS, SENATOR CHAMBERS, NO. [LB607]

SENATOR CHAMBERS: NOW, WHAT WOULD STOP...YOU'RE NOT GOING TO BE HERE TWO YEARS FROM NOW, ARE YOU? YOU'LL BE TERM LIMITED OUT. [LB607]

SENATOR MELLO: I WILL BE LEAVING THE LEGISLATURE DUE TO TERM LIMITS, THAT IS CORRECT. [LB607]

SENATOR CHAMBERS: WOULD SENATOR CAMPBELL, TO YOUR KNOWLEDGE, BE LEAVING ALSO? [LB607]

SENATOR MELLO: SHE WILL BE LEAVING THE LEGISLATURE DUE TO TERM LIMITS AS WELL. [LB607]

SENATOR CHAMBERS: SO YOU TWO WILL NOT EVEN BE HERE TO DEFEND AND PROTECT THIS THAT SEEMS SO WONDERFUL NOW, ISN'T THAT TRUE? [LB607]

SENATOR MELLO: THAT IS CORRECT, SENATOR CHAMBERS, BUT THE DIFFERENCE BETWEEN THIS AMENDMENT AND THE UNDERLYING...WHICH WILL BECOME THE UNDERLYING BILL IS, THIS IS STATUTORY CHANGE NOT SIMPLY AN APPROPRIATION. SO, THIS IS A STATUTORY CHANGE THAT WOULD NEED TO HAVE A SEPARATE BILL INTRODUCED TO REPEAL IT OR CHANGE IT. THIS COULD NOT BE CHANGED THROUGH THE BUDGET PROCESS IN THE FUTURE. [LB607]

SENATOR CHAMBERS: THE POINT I'M MAKING IS THAT THE LEGISLATURE CAN DO AWAY WITH THIS. THAT'S THE ONLY THING I WANTED MY COLLEAGUES TO BE CLEAR ON. WE CAN SAY IT'S FOR TEN YEARS. WE CAN'T EVEN ENSURE THAT IT'S FOR THE END OF THIS SESSION IF A GROUP OF US DECIDE TO DO SOMETHING IN HASTE, PUT AN EMERGENCY CLAUSE, SUSPEND WHATEVER RULES WE NEED TO AND CHANGE WHATEVER WE DID. BUT ANYWAY THIS REMINDS ME, THIS SO-CALLED COMPROMISE--AND I'M NOT CONDEMNING SENATOR CAMPBELL--OF A SCENE FROM A MAN FOR ALL SEASONS, ABOUT MASTER THOMAS MORE AND CARDINAL WOLSEY WAS DYING AND THE DUKE CAME TO HIM. AND CARDINAL WOLSEY LOOKED UP FROM HIS DEATHBED AND HE SAID, IF I HAD SERVED MY

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GOD HALF AS FAITHFULLY AS I'VE SERVED MY KING, HE WOULDN'T LET ME DIE IN THIS PLACE, MEANING GOD. THE DUKE SAID, YOU BETTER BE GLAD THAT YOU'RE DYING IN THIS PLACE, BECAUSE IF THE KING HAD HIS WAY YOU'D BE DYING IN THE TOWER. SO, I THINK INSTEAD OF SENATOR CAMPBELL THANKING THE GOVERNOR, THE GOVERNOR SHOULD THANK SENATOR CAMPBELL THAT SHE KEPT ME OFF HIS CASE. I TOLD HER I WOULD OFFER THE OVERRIDE MOTION. THE RULES, WHICH I FOLLOW, SAY THAT ANY MEMBER MAY MAKE THE MOTION TO PASS THE BILL NOTWITHSTANDING THE GOVERNOR'S OBJECTION, AND THAT'S WHAT I INTENDED TO DO. BUT IT'S HER BILL AND SHE DID WHAT SHE THOUGHT WAS THE BEST THING UNDER THE CIRCUMSTANCES, SO I WITHDREW. BUT NOW A GENERAL STATEMENT. THE GOVERNOR IS BEGINNING TO HAVE TOO HEAVY A HAND, IN MY OPINION, IN THE LEGISLATURE'S PROCEEDINGS. THE GOVERNOR POPS HIS FINGER AND EVERYBODY JUMPS. PEOPLE THANK THE GOVERNOR FOR DOING SOMETHING THAT BENEFITS HIM POLITICALLY AND DIMINISHES THE LEGISLATURE. I KEEP USING THAT TERM MORAL AUTHORITY AND I'M GOING TO KEEP USING IT. THE LEGISLATURE'S MORAL AUTHORITY IS BEING UNDERMINED AND NULLIFIED BY THE GOVERNOR AND THE ATTORNEY GENERAL. THEY FRIGHTEN PEOPLE. BOTH OF THEM ARE NEW. NEITHER ONE OF THEM KNOWS ANYTHING ABOUT GOVERNMENT AND THEY COME HERE AND FRIGHTEN PEOPLE. AND DECISIONS THAT WE'VE TAKEN BASED ON OUR STUDY, OUR UNDERSTANDING, OUR DISCUSSIONS, AND ALL THAT'S OUT THE WINDOW. SO, WE OUGHT TO NAME HIM LOLA BECAUSE OF THE SONG, "WHATEVER LOLA WANTS, LOLA GETS." BUT AT SOME POINT THIS LEGISLATURE IS GOING TO WAKE UP, MAYBE NOT THIS SESSION BECAUSE THERE MAY NOT BE ENOUGH TIME IN THIS SESSION, BUT AS YOU ALLOW PEOPLE TO MISUSE... [LB607]

SPEAKER HADLEY: ONE MINUTE. [LB607]

SENATOR CHAMBERS: ...YOU, THEY'RE GOING TO MISUSE YOU MORE AND MORE AND MORE. THEN IT'S GOING TO BE A POINT REACHED WHERE YOU CANNOT EVEN RESIST, YOU CANNOT EVEN DEVELOP THE WILL TO RESIST BECAUSE YOU'VE GIVEN UP EVERYTHING. I AM CONCERNED ABOUT THE LEGISLATURE AS AN INSTITUTION, BUT THAT MEANS NOTHING. HOWEVER, IT'S GOING TO IMPEL ME TO MAKE COMMENTS FROM TIME TO TIME. AND I WOULD DO NOTHING TO OVERTURN AT THIS POINT WHAT IS DEEMED BY PEOPLE TO BE A WIN-WIN SITUATION. I DON'T THINK THAT EVER HAPPENS ANYWHERE, NOT EVEN IN THE MOVIES. THEY SAY IT, BUT IT'S NOT TRUE. BUT, ANYWAY, MY TIME IS UP. THANK YOU FOR YOURS, QUOTING AN OLD GUY NAMED MERRILL WORKHOVEN. [LB607]

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SPEAKER HADLEY: THANK YOU, SENATOR CHAMBERS. SENATOR KOLTERMAN, YOU'RE RECOGNIZED. [LB607]

SENATOR KOLTERMAN: THANK YOU, MR. PRESIDENT. COLLEAGUES, I WANT TO SHED A LITTLE HISTORY ON THIS. FIRST OF ALL, I WANT YOU TO KNOW THAT I SUPPORT AM1551, LB607. I'D LIKE TO THANK SENATOR MELLO. I MEAN, THIS WAS A SPEAKER PRIORITY BILL THAT HE ALLOWED US TO GUT AND INSERT THIS NEW BILL. AND IF YOU KNOW THE HISTORY OF THIS, WHEN SENATOR CAMPBELL BROUGHT LB89 TO US IN HHS AND WE HAD THE HEARING, THE FIRST THING SHE DID WAS LOOK AT THE FISCAL NOTE AND SAY IT WAS \$90 MILLION OVER THE BIENNIUM. SHE LOOKED AT THAT AND SAID, THERE'S SOMETHING WRONG WITH THAT, WE NEED TO FIX THAT. LET'S HAVE THE HEARING ANYWAY. SO WE HAD THE HEARING. SHE WENT TO WORK WITH LIZ HRUSKA IN THE FISCAL OFFICE AND GOT THAT DOWN TO \$19 MILLION. THAT'S WHAT WE VOTED ON WITH LB89. THE GOOD THING ABOUT LB89 WAS, WE HAD NOT GIVEN THESE PEOPLE A RAISE IN OVER 30 YEARS. SO, PEOPLE THAT QUALIFIED FOR AID TO DEPENDENT CHILDREN DID NOT HAVE ENOUGH INCOME TO LIVE ON. SO, BECAUSE OF HER DEDICATION TO THIS BILL, IT IS NOW COMING TO FRUITION AND I KNOW THERE WAS SOME NEGOTIATION. I PREFERRED IT THE WAY IT WAS. AND AGAIN, SENATOR CAMPBELL ALLUDED TO THE FACT THAT WE THOUGHT WE WERE OPERATING IN GOOD FAITH ON THE NUMBERS THAT WE HAD. THE GOVERNOR HAD DIFFERENT NUMBERS AND WE WORKED THROUGH THAT. BUT WHAT I REALLY ENJOY ABOUT THIS IS THE FACT THAT WE HAVE SELFISH, NOT SELFISH...SELFLESS SENATORS LIKE MELLO WHO WOULD GUT HIS BILL, SAY WE CAN DEAL WITH THAT NEXT YEAR, ALLOW SENATOR CAMPBELL TO PUT HER BILL IN--BECAUSE IT DOES MEAN A LOT TO HER AS WELL AS THE REST OF US THAT ARE ON THE COMMITTEE--AND THEN MOVE FORWARD. AND ALSO, I DO APPRECIATE THE FACT THAT THE GOVERNOR WAS WILLING TO TAKE THE...RATHER THAN OVERRIDE IT, COME BACK WITH SOME ALTERNATIVES. SO, I JUST THINK SENATOR CAMPBELL NEEDS A REAL SILENT APPLAUD BECAUSE SHE'S DONE THE RIGHT THING HERE. AND I WOULD ENCOURAGE YOU TO VOTE FOR LB...OR AM1551, LB607, AND LET'S GO ON TO THE NEXT LEGISLATION. THANK YOU. [LB607 LB89]

SPEAKER HADLEY: THANK YOU, SENATOR KOLTERMAN. SENATOR BLOOMFIELD, YOU'RE RECOGNIZED. [LB607]

SENATOR BLOOMFIELD: THANK YOU, MR. PRESIDENT. I HAVE THE GREATEST RESPECT FOR SENATOR CAMPBELL. I ALSO HAVE A LOT OF RESPECT FOR OUR NEW GOVERNOR, BUT THE PROCESS IN WHICH THIS IS BEING DONE FRIGHTENS

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ME A LITTLE. I FEEL THE LONG ARM OF THE GOVERNOR'S OFFICE, AND NOT JUST THIS GOVERNOR, FUTURE GOVERNORS, REACHING INSIDE THIS CHAMBER. I WON'T BE HERE WHEN IT HAPPENS MORE AND AGAIN. BUT WE PASSED A BILL, THE GOVERNOR VETOED A BILL, AND THEN, OH, WE CAN NEGOTIATE THAT. COLLEAGUES, I BELIEVE THAT'S IMPROPER. I DON'T KNOW THAT IT'S UNCONSTITUTIONAL. IF THE GOVERNOR SAYS IT ISN'T AND THE ATTORNEY GENERAL SAYS IT ISN'T AND NOBODY TAKES IT TO COURT, THEN IT'S NOT UNCONSTITUTIONAL. BUT I REALLY HAVE SEVERE QUESTIONS ABOUT THE WAY THIS IS BEING DONE. I WILL NOT SUPPORT THIS BILL, NOT BECAUSE IT'S A BAD BILL, BUT BECAUSE THE PROCESS TO ME SMELLS REALLY, REALLY BAD. AND IF SENATOR CHAMBERS COULD USE A COUPLE MINUTES, HE CAN HAVE IT. [LB607]

SPEAKER HADLEY: SENATOR CHAMBERS, YOU'RE YIELDED 3 MINUTES AND 39 SECONDS. [LB607]

SENATOR CHAMBERS: THANK YOU, SENATOR BLOOMFIELD. THANK YOU, MR. PRESIDENT. AND I WILL SAY AGAIN, SENATOR CAMPBELL, SENATOR...I BELIEVE IT WAS SENATOR MELLO WHO WORKED WITH HER ON THE BILL ON THIS ARRANGEMENT, THEY WERE DOING WHAT THEY THOUGHT WAS BEST, BUT WE DON'T AGREE. I LOOK BEYOND A BILL. I LOOK BEYOND THE MOMENT AND I LOOK AT THE ONE WITH WHOM THEY'RE DEALING. THEY TRUST HIM. WELL, MAYBE YOU CAN. BUT REAGAN, QUIET AS IT'S KEPT, WAS QUOTING A RUSSIAN PROVERB WHEN HE SAID, TRUST BUT VERIFY. AND THERE IS ANOTHER ONE THAT HAS TO DO WITH THE WAY, YOU KNOW, YOU WATCH AND PRAY. THAT MEANS WHEN YOU'RE IN A PRAYERFUL POSITION PEOPLE CAN TAKE ADVANTAGE OF YOU, SO YOU WATCH WHILE YOU PRAY TO MAKE SURE YOU'RE NOT TAKEN ADVANTAGE OF. WHEN WE ARE TOO EAGER TO GIVE UP EVERYTHING, THEN WE MAKE OURSELVES AN EASY TARGET. IF THE GOVERNOR WAS OF A MIND TO NEGOTIATE, THAT SHOULD HAVE BEEN DONE BEFORE HE CAST THE CROWNING INSULT, IF YOU WANT TO CALL IT THAT, THAT CAN BE GIVEN. I, AS THE GOVERNOR, KNOW BETTER THAN ALL OF THE PEOPLE WHO VOTED FOR THIS BILL, SO I'M VETOING IT. WELL, IF NEGOTIATION OCCURS AFTER HE HAS DONE HIS DAMAGE, THAT'S NOT NEGOTIATION. THE EXAMPLE I GIVE, YOU'VE GOT...SENATOR KOLTERMAN HAS GOT SIX EGGS, I'VE GOT SIX EGGS. WE'RE GOING TO NEGOTIATE UNTIL I HAVE 12 EGGS AND HE HAS NO EGGS. THEN I TELL SENATOR KOLTERMAN, I LIKE THE WAY YOU NEGOTIATE, WHEN YOU GET SOME MORE EGGS, COME BACK AND WE'LL NEGOTIATE SOME MORE. THEN SENATOR KOLTERMAN'S WIFE IS GOING TO SAY, WHEN I WENT THERE TO THE CUPBOARD, THE CUPBOARD WAS BARE AND MY CUPBOARD HAD NONE, MEANING NO EGGS, BECAUSE SENATOR KOLTERMAN HAD BEEN NEGOTIATING WITH THE GOVERNOR.

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SENATOR KOLTERMAN, TAKE HEED IF YOU WANT TO LIVE HAPPILY EVER AFTER IN DOMESTIC BLISS. THANK YOU, MR. PRESIDENT. [LB607]

SPEAKER HADLEY: THANK YOU, SENATOR BLOOMFIELD AND SENATOR CHAMBERS. SENATOR McCOY, YOU ARE RECOGNIZED. [LB607]

SENATOR McCOY: THANK YOU, MR. PRESIDENT AND MEMBERS. WOULD SENATOR CAMPBELL YIELD FOR A FEW QUESTIONS, PLEASE? [LB607]

SPEAKER HADLEY: SENATOR CAMPBELL, WILL YOU YIELD? [LB607]

SENATOR CAMPBELL: CERTAINLY. [LB607]

SENATOR McCOY: THANK YOU, SENATOR. I DO HAVE A FEW QUESTIONS AND I APPRECIATE THE E-MAIL THAT I GUESS I'D MORE OR LESS CALL IT AN EXPLANATION OF A COMMITTEE STATEMENT, FOR LACK OF A BETTER TITLE, THAT YOU SENT OUT YESTERDAY THAT WAS VERY HELPFUL, THANK YOU, WHICH YOU WENT THROUGH AGAIN IN YOUR OPENING ON AM1551 A SHORT TIME AGO. I DO HAVE A COUPLE OF QUESTIONS. AND I WANTED TO DELVE IN A LITTLE FURTHER AS I HAVE READ THE AMENDMENT SEVERAL TIMES AND JUST TRYING TO UNDERSTAND HOW THE MECHANICS OF THIS WOULD WORK, BECAUSE IN YOU AND I'S TIME, AND SENATOR MELLO'S TIME AND OTHERS IN THIS BODY, WHICH WOULD BE SEVEN YEARS, I DON'T RECALL, UNLESS I'M MISTAKEN, THE SITUATION QUITE LIKE THIS WHERE WE WOULD BE TALKING ABOUT SOMETHING THIS FAR OUT INTO THE FUTURE. AND I'M NOT SURE THE MECHANICS OF HOW THAT WOULD WORK. IT'S BEEN MENTIONED BINDING A FUTURE LEGISLATURE AND THERE WAS AN EXCHANGE A FEW MOMENTS AGO BETWEEN SENATOR CHAMBERS AND SENATOR MELLO TO THAT EFFECT. I GUESS MY QUESTION WOULD BE THIS POOL OF FUNDS, THIS ROUGHLY \$60 MILLION, AND I THINK THAT'S THE CORRECT NUMBER, RIGHT, GIVE OR TAKE? [LB607]

SENATOR CAMPBELL: EXACTLY. [LB607]

SENATOR McCOY: OKAY. THAT'S FEDERAL FUNDS, CORRECT? SO THAT...THOSE FUNDS, AS I UNDERSTAND THEM SENATOR CAMPBELL, THOSE ARE ALREADY...THOSE AREN'T JUST FUNDS THAT ARE...AND I'M NOT GOING TO USE THE WORD EARMARKED BECAUSE THAT HAS CONNOTATIONS OTHERWISE, BUT ARE THOSE FUNDS THAT WE CURRENTLY HAVE ALREADY, OR ARE SOME OF

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THOSE FUNDS THAT WE HAVE AND SOME WILL BE FORTHCOMING FROM THE FEDERAL GOVERNMENT? [LB607]

SENATOR CAMPBELL: THE RESERVE WE ARE TALKING ABOUT, WE HAVE IN HAND. [LB607]

SENATOR McCOY: OKAY. SO THE \$60 MILLION WE HAVE IN HAND. NOW, IS THERE ANY POSSIBLE WAY--AND I'M NOT TRYING TO ASK YOU TO LOOK IN YOUR CRYSTAL BALL, I'M JUST TRYING TO BETTER UNDERSTAND HOW THIS WOULD WORK--IS THERE ANY POSSIBLE WAY IN WHICH A FUTURE LEGISLATURE, SENATOR CHAMBERS MENTIONED THIS A FEW MINUTES AGO, WOULD MAKE A DIFFERENT DECISION ON HOW THIS PROGRAM SHOULD WORK? ARE ANY OF THOSE FUNDS...DO THEY HAVE STRINGS ATTACHED FROM THE FEDERAL GOVERNMENT IN WHICH SOME OF THOSE FUNDS OR ALL OF THEM, DEPENDING ON WHAT WAS LEFT AT WHICHEVER POINT IN TIME IT WOULD BE, CAN THOSE FUNDS BE PULLED BACK TO THE FEDERAL GOVERNMENT? ARE THOSE STRINGS ATTACHED IF WE DON'T ALIGN OURSELVES IN SOME CERTAIN WAY IF A FUTURE LEGISLATURE CHANGES, CAN THOSE FUNDS DISAPPEAR, IN OTHER WORDS? [LB607]

SENATOR CAMPBELL: THE TANF FUNDS, WHICH STANDS FOR TEMPORARY AID TO NEEDY FAMILIES, IS ACTUALLY A BLOCK GRANT THAT COMES FROM THE FEDERAL GOVERNMENT TO STATES AND IT HAS FOUR MAJOR GOALS. IT WAS PART OF THE 1996 WELFARE TO WORK BILL THAT WAS PUT INTO PLACE. AND IT'S MEANT TO HELP THOSE FAMILIES WHO NEED THAT HELP, AND ITS CORE PROGRAM IS AID TO DEPENDENT CHILDREN. IT HAS BEEN IN EXISTENCE SINCE 1996 AND WE'VE GOTTEN AN APPROPRIATION EACH YEAR. WE HAD TWO CONSULTANTS THAT WERE HERE FOR THE CHILD WELFARE HEARING THAT WE HAD. SENATOR KOLTERMAN SAID TO THEM, HOW STABLE DO YOU THINK TANF IS? I THOUGHT THAT WAS A GREAT QUESTION, AND THEY SAID, PROBABLY MORE STABLE THAN A LOT OF OTHER FUNDS. THEY EXPECT THE FEDERAL GOVERNMENT TO CONTINUE THAT APPROPRIATION. SENATOR McCOY, IF THE FEDERAL GOVERNMENT STOPS SENDING TANF FUNDS TO THE STATES, AND THAT'S ALL THE STATES, NOT JUST US, THEN... [LB607]

SPEAKER HADLEY: ONE MINUTE. [LB607]

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SENATOR CAMPBELL: ...MY GUESS IS THAT THE GOVERNOR AND THE LEGISLATURE WOULD HAVE TO TAKE ACTION TO REVISE THE PROGRAM IN ITS ENTIRETY. [LB607]

SENATOR McCOY: I APPRECIATE THAT, SENATOR CAMPBELL. AND I MAY HAVE TO ASK YOU A FEW QUESTIONS FURTHER, BUT I THINK THAT'S HELPFUL INFORMATION. AND I MAY RUN OUT OF TIME ABOUT THIS POINT AND IF SO, I'LL CONTINUE IT IN A FEW MINUTES WHEN I GET AN EXTRA OPPORTUNITY. BUT I GUESS MY FURTHER QUESTION WOULD BE THEN IF THAT MONEY IS HERE AND THE FEAR IS NOT THAT WE'RE GOING TO LOSE IT, THEN PERHAPS--AND I'LL ASK YOU THIS FURTHER--I'D LIKE TO KNOW HOW THE SUSTAINABILITY ARGUMENT WORKS WHEN YOU'RE TALKING THIS FAR OUT INTO THE FUTURE, AND WHERE WE'RE GOING TO FALL IN THE LINE OF IS, DO WE NEED TO WORRY ABOUT IT'S SUSTAINABLE OR NOT SUSTAINABLE IF WE GIVE IT ALL AWAY, WHICH WAS THE ARGUMENT, I THINK, THAT GOVERNOR RICKETTS GAVE. [LB607]

SPEAKER HADLEY: TIME, SENATOR. THANK YOU, SENATOR McCOY AND SENATOR CAMPBELL. SENATOR KRIST, YOU'RE RECOGNIZED. [LB607]

SENATOR KRIST: THANK YOU, MR. PRESIDENT. GOOD EVENING, COLLEAGUES. GOOD EVENING, NEBRASKA. I'M NOT GOING TO TRY TO ANSWER FOR SENATOR CAMPBELL, BUT HAVING BEEN VERSED IN THIS AND BEEN ON THE HEALTH AND HUMAN SERVICES COMMITTEE AND PART OF THIS TANF DISCUSSION FOR THE LAST FEW YEARS, I'LL GIVE YOU MY PERSPECTIVE. THE STATE CONTINUES TO GET TANF MONEY INTO THE POT. THE POT GETS BIGGER AND BIGGER AND BIGGER UNLESS YOU SPEND THE MONEY. IT'S A BLOCK GRANT. THERE'S ALWAYS A POSSIBILITY THAT THE FEDERAL GOVERNMENT IS GOING TO GO BANKRUPT AND THAT THEY'RE GOING TO STOP DOING THINGS AND I'M NOT GOING TO GET MY MILITARY RETIREMENT. BUT THE CHANCES OF THIS TANF FUND ACTUALLY GOING AWAY TO ZERO WOULD NOT BE UNFORECAST. AND THEN THE GOVERNOR AND THE LEGISLATURE, THE WAY WE TOOK ACTION IN 2009 AND CUT SERVICES, CUT PROGRAMS BECAUSE WE DIDN'T HAVE MONEY, WOULD HAVE ANOTHER DECISION TO MAKE. THE PROBLEM IS...THE BASELINE PROBLEM IS, THAT IF YOU DON'T SPEND THE MONEY--THE FEDERAL GOVERNMENT EXPECTS YOU TO USE THE MONEY FOR PROGRAMS--AND YOU COULD BE FINED, I GUESS IS A GOOD WORD TO PUT IT, OR IT CALLED BACK, TAKING MONEY BACK OUT. AND IF YOU DON'T KEEP UP WITH THE LEVEL OF PERFORMANCE THAT YOU'RE SUPPOSED TO, TO TAKE CARE OF PEOPLE WHO ARE SUPPOSED TO BE TAKEN CARE OF, TANF, IT BECOMES A PROBLEM IN TERMS OF THAT BLOCK GRANT CONTINUING. AND I'M SURE SENATOR McCOY WILL HAVE OTHER QUESTIONS FOR SENATOR CAMPBELL,

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BUT THAT IS IN THE LAYMEN'S TERM, I THINK, IN TERMS OF HOW THE PROGRAM IS BEST EXPLAINED. I'D LIKE TO ADDRESS, THOUGH, SENATOR BLOOMFIELD'S COMMENTS AND I UNDERSTAND, SENATOR BLOOMFIELD WAS ON HEALTH AND HUMAN SERVICES WITH ME AND WE HAVE BEEN IN THIS LEGISLATURE TOGETHER AND I RESPECT HIS OPINION. THIS IS...AND SENATOR CHAMBERS' OPINION AS WELL, BECAUSE HE HAD SOME OF THE SAME CONCERNS. FOLKS, HERE'S THE BOTTOM LINE: OUR GOVERNOR WAS ELECTED IN NOVEMBER. HE WAS SWORN IN JANUARY. HE HIT THE GROUND RUNNING. DIDN'T REALLY UNDERSTAND, I DON'T THINK IN TOTAL, WHAT THIS LEGISLATIVE PROCESS WAS AND HE STARTED BEHIND THE EIGHT BALL. HE'S REALLY SPRINTING TO CATCH UP WITH THE PROCESS AND AT SOME POINT HIS STAFF, BETWEEN GENERAL AND SELECT AND FINAL READING, SHOULD HAVE BROUGHT THIS PARTICULAR MATTER TO HIS ATTENTION. AND IT REALLY WAS NEVER ADDRESSED TO THE GOVERNOR UNTIL THEN. AND TRUST ME, YOU CAN WALK DOWN THE HALL TO THE CORNER OFFICE AND ASK HIM THE QUESTION AND HE'LL TELL YOU THE SAME THING. REALLY NOT BROUGHT INTO THE CONVERSATION UNTIL THE ELEVENTH HOUR. HIS WORDS TO ME--AND I STOPPED NEGOTIATING, IT WAS SENATOR CAMPBELL'S BILL--BUT HIS WORDS TO ME WERE, I LIKE THIS. I LIKE PARTS OF THIS. I WANT TO HELP THE PEOPLE THAT THIS WILL HELP, BUT NOT IN THIS FORM. MY STAFF IS TELLING ME THERE'S SUSTAINABILITY ISSUES. SO, IT IS AN UNUSUAL SITUATION. IT'S A SITUATION THAT I'M SURE WHETHER YOU CALL IT A HOT WASH, WHETHER YOU CALL IT A REVIEW, WHETHER YOU CALL IT A LEARN BY DOING EXPERIENCE, I'M SURE THAT GOVERNOR RICKETTS WILL NOT WANT TO REPEAT THIS PROCESS, BECAUSE IN THIS PARTICULAR CASE HE WANTED TO HELP THE PEOPLE THAT THIS WILL HELP. SO, IT IS AN UNUSUAL SITUATION, SENATOR BLOOMFIELD, AND I DO RESPECT THAT. YOU'LL HAVE TO VOTE THE WAY YOU WILL, BUT WE ALL LEARN BY DOING SOMETIMES. AND IN THIS PARTICULAR CASE, THE WINNER ARE THE RECIPIENTS OF THE TANF FUNDS. I'LL CLOSE BY JUST SAYING THIS, ALSO: I WAS VERY DISAPPOINTED IN THE WAY THAT THE TANF FUNDS WERE BEING USED IN THE PAST. WE AND HEALTH AND HUMAN SERVICES COMMITTEE CAUGHT THE DEPARTMENT SPEEDING, USING SOME OF THIS MONEY TO PAY FINES THAT THEY SHOULD HAVE NEVER USED. SO, THAT BY ITSELF COULD HAVE GOTTEN US INTO A LOT OF ISSUES AND PROBLEMS. AND THE OVERSIGHT THAT THIS BILL BRINGS WITH IT IS PROBABLY THE MOST IMPORTANT PART. IT PUTS A SPOTLIGHT ON THE OVERSIGHT THAT NEEDS TO HAPPEN BETWEEN THE LEGISLATURE... [LB607]

SPEAKER HADLEY: ONE MINUTE. [LB607]

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SENATOR KRIST: ...AND THE TANF FUNDS THEMSELVES. SO, PLEASE, PLEASE, SUPPORT AM1551. THANK YOU SENATOR CAMPBELL, SENATOR MELLO FOR NEGOTIATING AT SOME POINT AND SUPPORT THE UNDERLYING LB607 FOR ALL THOSE FAMILIES AND PEOPLE WHO WILL BE SERVED BY THOSE TANF FUNDS. THANK YOU, MR. PRESIDENT. [LB607]

SPEAKER HADLEY: SENATOR KOLTERMAN, YOU'RE RECOGNIZED. [LB607]

SENATOR KOLTERMAN: THANK YOU, MR. PRESIDENT. I'D LIKE TO SPEAK A LITTLE BIT TO THE TANF FUNDS. WHEN WE WERE LEARNING...I DIDN'T HAVE ANY IDEA WHAT TANF FUNDS WERE WHEN I FIRST GOT ON THE COMMITTEE. AND WHEN THEY CAME BACK AND SAID THESE TANF FUNDS WERE AVAILABLE AND WE COULD USE THEM FOR THIS PARTICULAR PROGRAM AND IT WAS ALL FEDERAL MONIES I THOUGHT, WHY WOULDN'T WE DO THAT? AND THEN AS WE TALKED ABOUT IT EVEN A LITTLE BIT LONGER, WE DISCOVERED THAT WHEN AT THE TIME LIEUTENANT GOVERNOR FOLEY WAS A STATE AUDITOR, THE AUDITORS HAD LOOKED AT THESE FUNDS AND ACTUALLY CRITICIZED THE DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR NOT USING THESE TANF FUNDS. AND SO, WHEN IT CAME TO US THAT THERE WAS ABOUT \$59 (MILLION), \$60 MILLION THERE AND IT WAS GOING TO BE REPLENISHED EVERY YEAR, IT JUST BECAME A NO-BRAINER THAT WHY WOULDN'T WE DO THIS? AND THE FACT THAT WE WEREN'T USING ANY STATE FUNDS, IT WAS ALL FEDERAL FUNDS, WHY WOULDN'T WE DO THIS? SO, WE WERE HELPING THE NEEDY PEOPLE THAT NEEDED THE MONEY AND AT THE SAME TIME WE'RE ALLOWING THE FEDERAL GOVERNMENT TO DO IT. THE OTHER THING I WOULD TELL YOU IS, THAT AS WE...AS SENATOR CAMPBELL NEGOTIATED THIS, AS SHE INDICATED, WE HAD A HEARING FROM CHILD WELFARE. SOME CONSULTANTS AND SOME PEOPLE FROM WASHINGTON, D.C. WERE HERE SEVERAL WEEKS AGO AND I WENT TO THAT HEARING AND I DID ASK THEM HOW SECURE ARE TANF FUNDS. AND THEY FELT THAT THEY WERE VERY SECURE. NOW, THEY DID FEEL THAT SOME OF THE OTHER GRANTS THAT WERE COMING OUR WAY MIGHT NOT BE AS SECURE. BUT THEY FELT THAT THE FEDERAL GOVERNMENT HAD MADE A STRONG COMMITMENT AND THE OBAMA ADMINISTRATION ESPECIALLY HAD MADE A STRONG COMMITMENT TO KEEP THIS MONEY COMING, BECAUSE IT DEALS PRIMARILY WITH YOUTH THAT ARE IN POVERTY AND FAMILIES THAT ARE IN POVERTY. AND SO, AGAIN, I WOULD ENCOURAGE YOU TO SUPPORT THIS BILL, SUPPORT THE AMENDMENT, AND HOPEFULLY THAT SHEDS A LITTLE BIT OF LIGHT ON IT FOR YOU, SENATOR McCOY. THANK YOU. [LB607]

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SPEAKER HADLEY: THANK YOU, SENATOR KOLTERMAN. SEEING NO ONE IN THE QUEUE, SENATOR CAMPBELL, YOU'RE RECOGNIZED TO CLOSE ON YOUR AM1551. [LB607]

SENATOR CAMPBELL: THANK YOU, MR. PRESIDENT AND I APPRECIATE THE CONVERSATION TONIGHT. AND I CERTAINLY WILL ACKNOWLEDGE THAT THIS IS AN UNUSUAL SITUATION AND ALL OF US SITTING IN THIS CHAMBER MAY NOT SEE IT AGAIN. BUT AS SENATOR KRIST--AND I WAS REMISS NOT TO SAY THANKS BECAUSE HE STARTED TALKING TO ME EARLY ON ABOUT THIS--THIS WAS ONE OF THOSE SITUATIONS WHERE THE LETTER THAT THE GOVERNOR SENT ON A VETO LEFT AN OPEN DOOR. AND SOMETIMES YOU HAVE TO STEP THROUGH OR SEE WHETHER THE DOOR IS REALLY OPEN. LAST YEAR SENATOR COASH MADE AN IMPASSIONED PLEA, I THOUGHT, ON THE FLOOR ABOUT A BILL THAT HE HAD WITH REGARD TO--NOW I'M BLANKING--AUTISM. AND ONE OF THE THINGS THAT HE SAID TO THE BODY WAS, YOU KNOW, IT'S MY JOB TO GET A BILL ACROSS THE LINE. IT'S MY JOB TO SPEAK FOR THESE CHILDREN, AND I WOULD APPRECIATE A GREEN VOTE ON THE AMENDMENT AND THE UNDERLYING LB607. THANK YOU. [LB607]

SPEAKER HADLEY: THE QUESTION IS, SHALL THE AMENDMENT TO LB607 BE ADOPTED? ALL THOSE IN FAVOR VOTE AYE; ALL THOSE OPPOSED VOTE NAY. HAVE ALL VOTED THAT WISH? RECORD, MR. CLERK. [LB607]

CLERK: 30 AYES, 1 NAY, MR. PRESIDENT, ON THE ADOPTION OF THE AMENDMENT. [LB607]

SPEAKER HADLEY: THE AMENDMENT IS ADOPTED. SEEING NO ONE IN THE QUEUE, SENATOR MELLO, YOU'RE ASKED TO CLOSE ON YOUR BILL. [LB607]

SENATOR MELLO: THANK YOU, MR. PRESIDENT AND MEMBERS OF THE LEGISLATURE. NOW LB607, WITH THE ADOPTION OF SENATOR CAMPBELL'S AMENDMENT, BECOMES A REVISED VERSION OF LB89. AND I DID WANT TO CLARIFY A LITTLE BIT IN REGARDS TO, YES, SENATOR CHAMBERS AND MYSELF HAD A CONVERSATION IN REGARDS TO BINDING THE FUTURE...BINDING THE HANDS OF FUTURE LEGISLATORS. THE REALITY IS, IS THIS BILL IS A STATUTORY CHANGE IN REGARDS TO REQUIRED PAYMENT CHANGES IN STATUTE UNDER A FEDERAL PROGRAM. THAT CAN BE CHANGED BY A FUTURE LEGISLATURE. I WHOLEHEARTEDLY AGREE WITH WHAT SENATOR CHAMBERS HAD SAID, THAT CAN BE CHANGED ANY GIVEN YEAR WITH INTRODUCTION OF A BILL, A PASSAGE

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OF A BILL AND THE BILL EITHER BEING SIGNED OR OVERRIDDEN IF A GOVERNOR VETOES THAT BILL. MY MAIN POINT, THOUGH, WAS THAT THIS PROCESS DOES NOT REALLY...WILL NOT GO THROUGH THE BUDGET PROCESS WHERE THE APPROPRIATIONS COMMITTEE FIRST CAN MAKE CHANGE AND SAY, WE'RE NOT GOING TO FUND, SO TO SPEAK, WHAT THE CURRENT STATE LAW WOULD REQUIRE US. THAT WOULD REQUIRE A STATUTORY CHANGE WITH WHAT WE'RE DOING IN LB607, SO IT'S PUTTING IN STATUTE FUTURE CHANGES IN THE REIMBURSEMENT OF THE AID TO DEPENDENT CHILDREN PROGRAM. IT'S NOT SOMETHING THAT WOULD BE CHANGED, SO TO SPEAK, UNILATERALLY THROUGH THE BUDGET PROCESS. WITH THAT BEING SAID, I'D URGE THE BODY TO ADVANCE LB607. THANK YOU, MR. PRESIDENT. [LB607 LB89]

SPEAKER HADLEY: THE QUESTION IS THE ADOPTION OF LB607. ALL IN FAVOR SIGNIFY BY VOTING AYE; OPPOSED VOTE NAY. HAVE ALL VOTED THAT WISH? RECORD, MR. CLERK. [LB607]

CLERK: 41 AYES, 1 NAY, ON THE ADVANCEMENT OF THE BILL, MR. PRESIDENT. [LB607]

SPEAKER HADLEY: THE BILL IS ADVANCED TO E&R INITIAL. MR. CLERK. [LB607]

CLERK: LB607A, A BILL BY SENATOR CAMPBELL. [LB607 LB607A]

SPEAKER HADLEY: SENATOR CAMPBELL, YOU'RE RECOGNIZED TO OPEN ON LB607A. [LB607A]

SENATOR CAMPBELL: THANK YOU, MR. PRESIDENT. COLLEAGUES, THIS IS THE UNDERLYING A BILL AND THERE ARE NO GENERAL FUNDS. AS I EXPLAINED TO SENATOR McCOY, THESE ARE ALL FEDERAL FUNDS, BUT THIS ALLOWS THE APPROPRIATION AND STIPULATION FOR THOSE FUNDS AND WOULD APPRECIATE YOUR GREEN VOTE AGAIN. THANK YOU. [LB607A]

SPEAKER HADLEY: SEEING NO ONE IN THE QUEUE, YOU'RE RECOGNIZED TO CLOSE ON YOUR BILL. SENATOR CAMPBELL WAIVES CLOSING. THE QUESTION IS THE ADOPTION OF LB607A. ALL IN FAVOR SIGNIFY BY VOTING AYE; OPPOSED VOTE NAY. HAVE ALL VOTED THAT WISH? RECORD, MR. CLERK. [LB607A]

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CLERK: 42 AYES, 1 NAY, MR. PRESIDENT, ON THE ADVANCEMENT OF LB607A.  
[LB607A]

SPEAKER HADLEY: THE BILL IS ADVANCED TO E&R INITIAL. MR. CLERK. [LB607A]

CLERK: MR. PRESIDENT, LB196 WAS A BILL ORIGINALLY INTRODUCED BY SENATOR CAMPBELL. (READ TITLE.) INTRODUCED ON JANUARY 13, REFERRED TO THE HEALTH COMMITTEE, ADVANCED TO GENERAL FILE. I DO NOT HAVE COMMITTEE AMENDMENTS. I DO HAVE AN AMENDMENT FROM SENATOR CAMPBELL. (AM696, LEGISLATIVE JOURNAL PAGE 768.) [LB196]

SPEAKER HADLEY: SENATOR CAMPBELL, YOU'RE RECOGNIZED TO OPEN ON YOUR BILL. [LB196]

SENATOR CAMPBELL: THANK YOU, MR. SPEAKER, AND I APPRECIATE, AGAIN, YOUR ATTENTION AS A SPEAKER PRIORITY BILL FOR LB196. LB196'S CHIEF GOAL IS TO CREATE AN INCENTIVE FOR HEALTH PROFESSIONALS TO PRACTICE IN SHORTAGE AREAS. LB196 WOULD AMEND THE RURAL HEALTH SYSTEMS AND THE PROFESSIONAL INCENTIVE ACT, AND THE ACT ALREADY INCLUDES TWO INCENTIVES TO ENCOURAGE HEALTH PROFESSIONALS TO PRACTICE IN SHORTAGE AREAS. AND COLLEAGUES, I DID TALK...I HAVE TALKED ABOUT THIS PARTICULAR COMMISSION IN PREVIOUS STATEMENTS ON THE FLOOR, BUT THIS WILL GIVE YOU A BETTER IDEA. A LOAN FORGIVENESS PROGRAM IS AVAILABLE TO STUDENTS ENROLLED IN MEDICAL, DENTAL, MENTAL HEALTH, AND PHYSICIAN-ASSISTANT PROGRAMS. THE STUDENT LOAN PROGRAM PROVIDES LOAN FORGIVENESS FOR QUALIFIED STUDENTS WHO PRACTICE IN DESIGNATED SHORTAGE AREAS. A LOAN REPAYMENT PROGRAM AVAILABLE TO HEALTH PROFESSIONALS, PEOPLE WHO ARE NOT STUDENTS BUT WHO HAVE ENTERED THEIR RESPECTIVE PROFESSIONS, WHO PRACTICE IN DESIGNATED SHORTAGE AREAS. THIS REPAYMENT PROGRAM REQUIRES COMMUNITY-MATCHING FUNDS-- AND THAT'S WHAT'S A REALLY UNIQUE PART OF THIS--THEREBY CREATING A STATE AND LOCAL EFFORT TO ATTRACT HEALTH PROFESSIONALS TO SPECIFIC COMMUNITIES. LB196 WOULD ADD A THIRD INCENTIVE, A LOAN REPAYMENT PROGRAM AVAILABLE TO MEDICAL RESIDENTS. THIS PROGRAM WOULD PROVIDE LOAN REPAYMENT TO PEOPLE WHO HAVE COMPLETED THEIR EDUCATION BUT ARE UNDERTAKING THE RESIDENCY REQUIRED TO ENTER THEIR PROFESSION. LB196 CREATES THE MEDICAL RESIDENCY INCENTIVE PROGRAM, SPELLS OUT ELIGIBILITY FOR THE PROGRAM, AND REQUIRES AGREEMENTS BETWEEN PARTICIPANTS AND THE STATE, LIMITS THE AMOUNT OF

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LOAN FORGIVENESS, AND ESTABLISHED PENALTIES IF A PARTICIPANT DOES NOT FULFILL HIS OR HER OBLIGATION UNDER THE AGREEMENT. LB196 ALSO AMENDS EXISTING STATUTES TO INCREASE THE AMOUNTS THAT MAY BE FORGIVEN IN THE STUDENT LOAN PROGRAM OR REPAYED TO THE HEALTH PROFESSIONALS PROGRAM. THE BILL ALSO ADDS A DEFINITION TO THE ACT, ELIMINATES OBSOLETE LANGUAGE, AND INCREASES THE PERCENTAGE THAT MUST BE REPAYED IF A RECIPIENT DOES NOT FULFILL HIS OBLIGATION TO PRACTICE AS REQUIRED. THE COMMITTEE AMENDMENT--AND I'M GOING TO GO AHEAD, MR. PRESIDENT, AND TALK ABOUT THAT--SIMPLY ADDS LANGUAGE IN THE EVENT OF A STUDENT LOAN RECIPIENT'S, A STUDENT LOAN FORGIVENESS RECIPIENT'S, OR A MEDICAL RESIDENT'S LOAN REPAYMENT OBLIGATIONS IS CANCELED IN THE EVENT OF THE TOTAL AND PERMANENT DISABILITY OR DEATH OF THAT PERSON. THIS LANGUAGE WAS ADDED AT THE REQUEST OF THE RURAL HEALTH INITIATIVE'S ADVISORY COMMISSION BECAUSE THERE HAD BEEN AN INSTANCE OF DEATH OF A RECIPIENT AND THE COMMISSION WAS ADVISED BY THE LEGAL DIVISION AT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES THAT THE STATUTE SHOULD CLEARLY STATE THAT IN THE CASE OF DEATH OR TOTAL AND PERMANENT DISABILITY THE OBLIGATION SHOULD BE CANCELED. THIS HAS BEEN A PROGRAM IN THE STATE OF NEBRASKA, GOLLY, FOR A NUMBER OF YEARS AND WAS STARTED IN 1974. THE NEBRASKA LEGISLATURE STARTED AWARDING LOW-INTEREST LOANS TO MEDICAL STUDENTS WHO AGREED TO PRACTICE IN SHORTAGE AREAS. ONE OF THE IMPORTANT FEATURES OF THIS ADVISORY COMMISSION--AND THEY APPEAR ALMOST ANNUALLY, SOMETIMES SEMIANNUALLY, TO THE HEALTH AND HUMAN SERVICES COMMITTEE--THEY HAVE TO FOLLOW, BY STATUTE, CRITERIA FOR DESIGNATING A SHORTAGE AREA. SO, IF SENATOR WILLIAMS CAME AND SAID THERE'S A SHORTAGE OF...IN GOTHENBURG, THAT WOULD NOT BE GOOD ENOUGH. WHAT WOULD HAVE TO HAPPEN IS THAT THE COMMISSION WOULD THEN TAKE A LOOK AND FOLLOW ITS OWN CRITERIA AND DO A STUDY AND LOOK AT THOSE AREAS SO YOU CAN BE ASSURED THAT THE PEOPLE WHO ARE GOING OUT IN THE STATE REALLY ARE GOING INTO AREAS THAT NEED PARTICULAR PROFESSIONAL...MEDICAL PROFESSIONAL. I WOULD HAZARD TO SAY THAT IF YOU STARTED TALKING TO SOME OF THE PHYSICIANS ACROSS THE STATE, A NUMBER OF THEM HAVE PARTICIPATED IN THE PROGRAM AND ARE NOW PRACTICING. AND ONE OF THOSE PEOPLE, WHO A NUMBER OF YOU IN THE BODY WOULD KNOW, IS DR. RAUNER, WHO HAS APPEARED BEFORE THE COMMITTEE A NUMBER OF TIMES AND I KNOW HAS SPENT TIME TALKING TO SENATORS. SO, THIS PROGRAM IS HIGHLY SUCCESSFUL AND I WOULD APPRECIATE YOUR GREEN VOTE NOT ONLY ON THE AMENDMENT BEFORE YOU, BUT THE UNDERLYING BILL. THIS IS A GREAT

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PROGRAM THAT BUILDS OUR RURAL HEALTH CAPACITY ACROSS THE STATE.  
THANK YOU, MR. PRESIDENT. [LB196]

SPEAKER HADLEY: MR. CLERK, ON THE AMENDMENT...DID YOU OPEN ON THE  
AMENDMENT? OKAY. SENATOR CHAMBERS, YOU'RE RECOGNIZED. [LB196]

SENATOR CHAMBERS: THANK YOU. MR. PRESIDENT, MEMBERS OF THE  
LEGISLATURE, TO DETERMINE WHETHER I OUGHT TO APPLY THE GROENE/  
BRASCH PRINCIPLE, I WANT TO ASK SENATOR CAMPBELL A QUESTION OR TWO.  
[LB196]

SPEAKER HADLEY: SENATOR CAMPBELL, WILL YOU YIELD? [LB196]

SENATOR CAMPBELL: I'M SORRY. YES, OF COURSE. [LB196]

SENATOR CHAMBERS: I HAVEN'T ASKED YET, BUT YOU'LL YIELD. SENATOR  
CAMPBELL, HAS THIS PROGRAM GROWN AND THE COST OF SUPPORTING IT  
GROWN WITH IT SINCE IT STARTED? [LB196]

SENATOR CAMPBELL: YES, IT HAS, SENATOR CHAMBERS. [LB196]

SENATOR CHAMBERS: SO, FOLLOWING THE GROENE/BRASCH PRINCIPLE, WE  
HAVE TO BEWARE OF THESE GIVEAWAY PROGRAMS BECAUSE THEY'RE  
GOING...ALL THEY'RE GOING TO DO IS GET BIGGER ALL THE TIME. SO, IF I  
APPLIED THAT, I PROBABLY WOULDN'T SUPPORT THIS, WOULD I? [LB196]

SENATOR CAMPBELL: YOU KNOW, SENATOR CHAMBERS, IF WE WANT PEOPLE TO  
PRACTICE IN THE RURAL PARTS OF NEBRASKA, WE NEED THIS BILL. [LB196]

SENATOR CHAMBERS: BUT ISN'T THERE A WAY TO MAKE THAT PRACTICING OUT  
THERE UNNECESSARY? IF I CAN GIVE YOU A WAY TO MAKE IT UNNECESSARY TO  
HAVE THAT KIND OF MEDICAL PRACTICE, WOULD THAT HELP SOLVE THIS  
PROBLEM? AND IT WOULDN'T COST THE STATE ANYTHING. [LB196]

SENATOR CAMPBELL: SENATOR CHAMBERS, AS FAR AS I KNOW, WE'RE ALL  
GOING TO NEED HEALTH CARE AND NEED A PHYSICIAN OR A DENTIST IN THE

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FUTURE AND WE WOULD NOT WANT TO SEE THAT SHORTAGE IN THE STATE.  
[LB196]

SENATOR CHAMBERS: BUT HERE'S WHAT I'M SAYING. IF I CAN PREVENT THE NEED FOR THAT DENTAL, MEDICAL CARE, WOULDN'T THAT BE BETTER THAN HAVING A PROGRAM TO PROVIDE IT THAT COSTS THE STATE? IF I CAN GUARANTEE THAT THE ACCEPTANCE OF WHAT I WOULD SUGGEST WOULD COST THE STATE NO MONEY, WOULD THAT BE BETTER THAN SPENDING MONEY?  
[LB196]

SENATOR CAMPBELL: IN THIS CASE, SENATOR CHAMBERS, I THINK YOU DO HAVE TO SPEND MONEY TO PREVENT SERIOUS HEALTH PROBLEMS ACROSS THE STATE.  
[LB196]

SENATOR CHAMBERS: THANK YOU, SENATOR CAMPBELL. BUT I WILL SHARE WITH YOU ALL THIS NUGGET OF WISDOM ANYWAY. RURAL PEOPLE SHOULD JUST STOP GETTING SICK. THAT'S WHAT THEY NEED TO DO. THEN THEY WON'T BE COMING TO THE STATE ASKING THE STATE TO GIVE THEM MONEY. AND I LEARNED THAT FROM SENATOR GROENE. I'VE LISTENED TO HIM CONDEMN ALMOST EVERY PROGRAM THAT HAS BEEN RECOMMENDED HERE, AND SENATOR BRASCH ISN'T VERY FAR BEHIND. SO, THEY MAY HAVE PERSUADED ME, BUT NOT QUITE. SO, I'M GOING TO SUPPORT THIS PROGRAM BECAUSE SOME OF THESE RURAL PEOPLE DON'T HAVE SENSE ENOUGH NOT TO GET SICK. AND WHEN THEY DON'T HAVE SENSE ENOUGH NOT TO GET SICK, SOMETIMES THE NANNY STATE NEEDS TO TAKE CARE OF THEM. THE TAXPAYERS HAVE TO SPEND THEIR MONEY TO TAKE CARE OF THESE RURAL PEOPLE WHO SHOULD NOT BE GETTING SICK IN THE FIRST PLACE. WHAT THEY NEED IS TO LISTEN TO SOMEBODY LIKE ME. I SEE SOME HEADS NODDING IN AGREEMENT. BUT AS I SAY, I'M NOT QUITE TO THE POINT OF BELIEVING THAT WHAT I'M RECOMMENDING WOULD WORK BECAUSE PEOPLE HAVEN'T REACHED THE LEVEL OF UNDERSTANDING WHERE IT CAN BE EFFECTIVE. AND I BELIEVE THAT IF PEOPLE ARE ILL AND WE CAN DO SOMETHING TO ALLEVIATE THE DISCOMFORTS, THE DAMAGE THAT CAN BE CAUSED BY ILLNESS, WE HAVE AN OBLIGATION TO DO SO. IF THERE ARE PEOPLE WHO HAVE DENTAL PROBLEMS, THEN WE NEED TO HELP THERE. BUT AS SENATOR CAMPBELL POINTED OUT, PREVENTION IS BETTER THAN CURE. SO I THINK THE NOTION OF OUR TAKING CARE, IN WHATEVER WAY IS NECESSARY, OF THE HEALTH OF OUR BROTHERS AND SISTERS, EVEN WHEN THEY LIVE IN RURAL AREAS, EVEN WHEN THEY'RE QUOTE, REPRESENTED, UNQUOTE, BY A SENATOR GROENE OR A SENATOR BRASCH. WE SHOULDN'T BLAME THE PEOPLE... [LB196]

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SPEAKER HADLEY: ONE MINUTE. [LB196]

SENATOR CHAMBERS: ...FOR BEING UNWISE IN THE WAY THEY CAST THEIR BALLOTS. SO, THE INNOCENT SHOULD NOT BE PUNISHED WITH THE GUILTY, BUT WE OUGHT TO PRACTICE THAT AND APPLY IT ACROSS THE BOARD. SO I'M IGNORING WHAT MY RURAL COLLEAGUES HAVE BEEN SUGGESTING IS THE WAY WE OUGHT TO DO THINGS. AND I'M GOING TO FOLLOW MY MISGUIDED PATH OF SAYING THAT IT'S NOT FOR ME TO JUDGE THE SUITABILITY OF HELPING SOMEBODY, THE WORTHINESS OF SOMEBODY TO RECEIVE THAT HELP. IF SOMEBODY IS THIRSTY AND I HAVE WATER, I SHOULD GIVE THEM TO DRINK. IF THEY ARE UNCLOTHED AND I'M A CLOTHIER, I SHOULD GIVE THEM SOMETHING TO WEAR. IF THEY HAVE NO SHELTER AND I COULD PROVIDE IT, THAT'S WHAT I OUGHT TO DO. [LB196]

SPEAKER HADLEY: TIME, SENATOR. [LB196]

SENATOR CHAMBERS: AND IN THIS CASE, I WILL DO WHAT I OUGHT. THANK YOU, MR. PRESIDENT. [LB196]

SPEAKER HADLEY: THANK YOU, SENATOR CHAMBERS. SENATOR BLOOMFIELD, YOU'RE RECOGNIZED. [LB196]

SENATOR BLOOMFIELD: THANK YOU, MR. PRESIDENT. AFTER THAT NUGGET OF WISDOM ON FINANCIAL RESPONSIBILITY. I WOULD ASK YOU TO LOOK AT THE FISCAL NOTE. IT DOES CONTINUE TO GROW TO \$2.25 MILLION IN THE NEXT THREE YEARS. COLLEAGUES, WE TURNED DOWN BILLS, I THINK IT WAS FOUR YEARS AGO, BECAUSE THEY HAD A FISCAL NOTE OF \$50,000. ARE WE SO WELL HEELED NOW THAT WE CAN LOOK AT \$2.25 MILLION AND SAY, THAT'S NOT A PROBLEM, WE'VE GOT MONEY TO BURN? I THINK NOT. SENATOR CHAMBERS, IF YOU SEE A MAN THAT'S THIRSTY, YOU SHOULD GIVE HIM A DRINK, BUT YOU SHOULDN'T TAKE SOMEBODY ELSE'S WATER TO DO IT. IF I HAVE THE WATER, THAT'S FINE. IF I HAD THE WATER, I'D BE HAPPY TO SHARE, BUT I DON'T BELIEVE I SHOULD GO GET SENATOR HARR'S WATER, TAKE IT AWAY FROM HIM TO GIVE IT TO SOMEBODY ELSE. THANK YOU, MR. PRESIDENT. [LB196]

SPEAKER HADLEY: THANK YOU, SENATOR BLOOMFIELD. SENATOR GROENE, YOU'RE RECOGNIZED. [LB196]

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SENATOR GROENE: THANK YOU, MR. PRESIDENT. SENATOR CHAMBERS, YOU DON'T READ MINDS VERY WELL. I NEVER EVER SAID I WAS FOR THIS BILL. I DON'T REMEMBER ANY OF MY CONSTITUENTS ASKING FOR THIS BILL. I APPRECIATE SENATOR CAMPBELL FROM LINCOLN THINKING IT WAS A GOOD BILL FOR US IN RURAL AREAS, BUT I DON'T WANT TO SPEND \$2 MILLION OF MY PEOPLE'S TAXES, INCOME AND SALES TAXES. WE DO TAKE GOOD CARE OF OUR HEALTH. WE DO HAVE TEETH. WE DO GO TO THE DOCTOR. I'M CONCERNED ABOUT YOUR OPINION OF RURAL PEOPLE; TALK ABOUT BIGOTRY AND JUDGMENTAL BEHAVIOR. BUT WE DIDN'T ASK FOR THIS. I'M GOING TO BE SKEPTICAL. LET'S SEE, MEDICAL SCHOOLS WHO MAKE A LOT OF MONEY WANT TO BE ABLE TO GIVE MONEY, GET THEIR LOANS REPAYED; DUH. JUST LIKE DENTAL NEEDS FROM A MEDICAL SCHOOL...FROM A DENTAL SCHOOL. I DON'T REMEMBER ANY OF US ASKING FOR THAT EITHER; DUH. FOLLOW THE MONEY. CAN I BE SKEPTICAL THIS LATE AT NIGHT? ALL FLOWS BACK EAST TO THE INSTITUTIONS THAT EDUCATE THE DOCTORS. HUH, KIND OF FUNNY, ISN'T IT? WE DO JUST FINE OUT THERE. THE PEOPLE WHO WANT TO LIVE THERE COME THERE. THE DOCTORS WHO LIKE THE HUNTING AND FISHING SHOW UP THERE AND GIVE PRACTICE. BUT I DON'T REMEMBER ANY OF MY FOLKS ASKING FOR THIS. I DON'T REMEMBER ANY OF MY DOCTORS OUT THERE ASKING FOR THIS. THIS SURPRISED ME. SO, ANYWAY, SENATOR CHAMBERS, NEXT TIME ASK MY OPINION BEFORE YOU READ MY MIND, ALL RIGHT? THANK YOU. [LB196]

SPEAKER HADLEY: SENATOR CAMPBELL, YOU'RE RECOGNIZED. [LB196]

SENATOR CAMPBELL: THANK YOU, MR. PRESIDENT. THIS IS A NIGHT OF UNUSUAL SITUATIONS. WE PUT IN THE A BILL TO LB196 BECAUSE AT THAT POINT WE FELT THAT WE NEEDED TO PUT IT FORWARD. SENATOR MELLO HAS COME TO ME AND HE WILL BE REQUESTING AN IPP ON THE A BILL, BECAUSE BOTH OF US FEEL THAT THE POLICY UNDERLYING LB196 AND THE CHANGES THAT NEED TO BE MADE IN THAT POLICY ARE CRITICAL, MORE CRITICAL THAN THE A BILL AT THIS POINT. AND SO WE WILL BE ADVOCATING FOR YOU TO IPP THAT FISCAL NOTE SO THAT WE CAN PROCEED WITH LB196 AS THE POLICY. AND THEN WE WILL REVIEW IT AT THE MIDYEAR BUDGET AND SEE WHERE WE ARE BECAUSE, REALLY, I DO NOT WANT LB196 SWAMPED BY THE A BILL, BECAUSE QUITE FRANKLY IT'S THE POLICY CHANGES INSIDE OF LB196 THAT ARE CRITICAL. AND I HOPE THAT EXPLAINS IN SOME ANSWER TO SENATOR BLOOMFIELD, BECAUSE WE'RE GOING TO PROCEED ON A DIFFERENT WAY. THANK YOU, MR. PRESIDENT. [LB196]

SPEAKER HADLEY: SENATOR CHAMBERS, YOU'RE RECOGNIZED. [LB196]

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SENATOR CHAMBERS: THANK YOU. MR. PRESIDENT, MEMBERS OF THE LEGISLATURE, SENATOR GROENE...SENATOR GROENE HURT ME BECAUSE HE DIDN'T PAY ATTENTION TO WHAT I SAID. HE WAS LOOKING AT ME AND I MISTAKENLY THOUGHT HE WAS PAYING ATTENTION, BUT HE IGNORED ME. I DIDN'T SAY SENATOR GROENE SUPPORTED THIS BILL. HE SAID, BEFORE I TRY TO READ HIS MIND, THEN FIND OUT WHAT HIS POSITION IS. I SAID, IF I WERE TO APPLY THE GROENE PRINCIPLE, THEN I WOULDN'T SUPPORT THE BILL, WHICH MEANS HE WOULDN'T SUPPORT IT. HE DIDN'T PAY ATTENTION. I TELL YOU ALL, YOU DON'T LISTEN TO ME. YOU DON'T PAY ATTENTION. SENATOR GROENE DOES NOT PAY ATTENTION. I READ HIS MIND BETTER THAN HE DOES, BECAUSE I KNOW WHAT SHOULD BE IN HIS MIND AND HE DOESN'T. IF HE WOULD HAVE LISTENED, THE RIGHT WORDS WOULD HAVE BEEN INSCRIBED ACROSS HIS BRAIN AND HE WOULD HAVE GIVEN THEM BACK THE WAY THEY WERE GIVEN, BUT HE DIDN'T PAY ATTENTION. AND I ALSO SAID THAT I'M NOT GOING TO FAULT THE PEOPLE IN THE RURAL AREAS FOR THE MISTAKES THEY MAKE IN WHOM THEY SEND HERE. YOU ALL REMEMBER ME SAYING THAT IF YOU LISTENED, AND THAT I WON'T DO TO PEOPLE OUT THERE WHAT SOME OF THEIR REPRESENTATIVES SUGGEST OUGHT TO BE DONE WITH REFERENCE TO OTHER PROGRAMS, THAT I'M NOT GOING TO PUNISH THE INNOCENT WITH THE GUILTY. THEREFORE, I WILL SUPPORT THE PROGRAM. YOU THINK I'M GOING TO WAIT FOR SENATOR GROENE TO TELL ME THAT PEOPLE WHO ARE IN NEED ACTUALLY ARE IN NEED? WHY, LISTEN TO THAT SONG, LITTLE RICH GIRL, YOU GONE TOO FAR AND YOU KNOW IT DOESN'T MATTER ANYWAY. THEN HE TALKS ABOUT SOMETHING IN RAIN. IT'S SO EASY TO HURT OTHERS WHEN YOU CAN'T FEEL PAIN. SO, IF HE'S FULL, EVERYBODY'S FULL. IF HE'S SATED AS FAR AS NOT BEING THIRSTY, NOBODY IS THIRSTY. BUT SOME OF US CAN APPLY COMMON SENSE, WE DON'T HAVE TO BE IN THE RURAL AREA. WE CAN LOOK AT CIRCUMSTANCES THAT PEOPLE ARE IN WHETHER THEY LIVE IN THE RURAL AREA, IN A METROPOLIS, IN A HAMLET, IN A VILLAGE, THEN WE PERFORM WHAT IS CALLED EXTRAPOLATION. WE DON'T HAVE TO SEE EVERY INDIVIDUAL. WE DO DRAW CERTAIN CONCLUSIONS. WE HYPOTHECATE, WE SPECULATE, WE EXTRAPOLATE, THEN WE "APPLICATE." AND SENATOR FRIESEN, THAT'S A WORD THAT I'M JUST CREATING, BUT YOU'RE WELCOME TO USE IT ANY TIME YOU WANT TO BECAUSE HE'S SUCH A COOL CAT. HIS NAME GIVES HIM AWAY. AND BEFORE I SIT DOWN, I'M GOING TO MENTION SOMETHING THAT THE "PROFESSOR" GAVE. HE CAN'T STOP ME. IF YOU TAKE A FRIESEN AND ADD IT TO CHAMBERS, WHAT DO YOU GET? MOST PEOPLE SAY A COLD ROOM. NO. IF YOU TAKE FRIESEN AND ADD IT TO CHAMBERS, YOU GET A "KOL-TERMAN." AND WITH THAT, I'LL SIT DOWN...OR STOP. I CAN'T SIT DOWN. THANK YOU. [LB196]

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SPEAKER HADLEY: THANK YOU, SENATOR CHAMBERS. SENATOR BLOOMFIELD, YOU'RE RECOGNIZED. [LB196]

SENATOR BLOOMFIELD: THANK YOU, MR. PRESIDENT. THIS IS INDEED A STRANGE EVENING. FIRST, WE PASSED A BILL THAT HAS BEEN VETOED. AND NOW WE'RE PASSING A BILL AND WE'RE GOING TO FIGURE OUT NEXT YEAR HOW TO PAY FOR IT. AMAZING. WHAT HAVE WE BECOME? THANK YOU, MR. PRESIDENT. [LB196]

SPEAKER HADLEY: SEEING NO ONE IN THE QUEUE, SENATOR CAMPBELL, YOU'RE RECOGNIZED TO CLOSE ON YOUR AMENDMENT. [LB196]

SENATOR CAMPBELL: THANK YOU, MR. PRESIDENT. SENATOR WATERMEIER AND I WERE TALKING ABOUT THIS AND, COLLEAGUES, I REALLY WANT TO STRESS TO YOU HOW INCREDIBLY IMPORTANT THIS PROGRAM HAS BEEN TO THE STATE AND SINCE 1974. AND WE KNOW THAT THERE IS A WAITING LIST TO THE STUDENTS. WE CERTAINLY LOOKED AT THIS WHOLE ISSUE WHEN WE DEALT WITH THE CREIGHTON ISSUE AND KNOWING HOW IMPORTANT IT IS TO GET PEOPLE OUT HERE. BUT SENATOR MELLO HAS MADE A COMMITMENT TO ME THAT WE WILL SIT DOWN AND REVIEW THE FINANCES OF ALL OF THIS BEFORE WE COME BACK AND MAKE THOSE MIDBUDGET ADJUSTMENTS, IF WE NEED TO. BUT FOR THIS YEAR, WE WANT TO CONCENTRATE ON THE POLICY. SO, WE'RE GOING TO ASK FOR YOUR GREEN LIGHT ON THE AMENDMENT AND THE UNDERLYING BILL. THANK YOU, MR. PRESIDENT. [LB196]

SPEAKER HADLEY: THE QUESTION IS THE ADOPTION OF THE AMENDMENT. ALL IN FAVOR SIGNIFY BY VOTING AYE; OPPOSED VOTE NAY. HAVE YOU ALL VOTED? RECORD, MR. CLERK. [LB196]

CLERK: 38 AYES, 2 NAYS, MR. PRESIDENT, ON THE ADOPTION OF THE AMENDMENT. [LB196]

SPEAKER HADLEY: THE AMENDMENT IS ADOPTED. SEEING NO ONE IN THE QUEUE, SENATOR CAMPBELL, YOU'RE RECOGNIZED TO CLOSE ON THE BILL. SENATOR CAMPBELL WAIVES. THE QUESTION IS THE ADVANCEMENT OF LB196. ALL IN FAVOR SIGNIFY BY VOTING AYE; OPPOSED VOTE NAY. HAVE ALL VOTED? RECORD, MR. CLERK. [LB196]

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CLERK: 40 AYES, 2 NAYS, MR. PRESIDENT, ON THE ADVANCEMENT OF LB196.  
[LB196]

SPEAKER HADLEY: THE BILL IS ADVANCED TO E&R INITIAL. MR. CLERK. [LB196]

CLERK: MR. PRESIDENT, LB196A WAS A BILL ORIGINALLY INTRODUCED BY SENATOR CAMPBELL. (READ TITLE.) I DO HAVE A MOTION ON THE BILL, MR. PRESIDENT. [LB196A]

SPEAKER HADLEY: WE WILL GO TO THE MOTION ON THE BILL. MR. CLERK.  
[LB196A]

CLERK: MR. PRESIDENT, SENATOR MELLO WOULD MOVE TO INDEFINITELY POSTPONE LB196A. [LB196A]

SPEAKER HADLEY: SENATOR MELLO, YOU'RE RECOGNIZED TO OPEN ON YOUR AMENDMENT. [LB196A]

SENATOR MELLO: THANK YOU, MR. PRESIDENT AND MEMBERS OF THE LEGISLATURE. AS SENATOR CAMPBELL DISCUSSED IN THE AMENDMENT AND THE UNDERLYING BILL WE JUST PASSED, THE POLICY THAT WE JUST ADOPTED IN THE UNDERLYING BILL IS DIFFERENT FROM THE ABILITY FOR THE LEGISLATURE TO SIMPLY APPROPRIATE MORE FUNDING TO THE EXISTING PROGRAM. THE PROGRAM RESIDES THROUGH THE BUDGET PROCESS WHERE THE APPROPRIATIONS COMMITTEE AND THE LEGISLATURE AS A WHOLE CAN CHOOSE TO MAKE AMENDMENTS TO THE BUDGET BILL TO SIMPLY APPROPRIATE MORE MONEY AT ANY GIVEN TIME THROUGH THAT BUDGET PROCESS TO THE PROGRAM. AND WHAT WE DISCUSSED IN LIGHT OF SENATOR KRIST SPEAKING ON IT THIS MORNING, AND I KNOW A NUMBER OF YOU I'VE TALKED TO YOU INDIVIDUALLY IN RESPECTS TO FINDING WAYS TO REDUCE YOUR FISCAL NOTES ON SPENDING BILLS IS TO BE ABLE TO REDUCE THAT \$5.2 MILLION NUMBER THAT SHOWS THAT WE'RE ABOVE THE MINIMUM RESERVE AND OUT OF BALANCE, SO TO SPEAK, IN REGARDS TO BILLS OUTSIDE OF THE BUDGET BILLS THEMSELVES. SENATOR CAMPBELL ACKNOWLEDGED THAT WE DON'T HAVE TO APPROPRIATE FUNDING FOR LB196 THIS YEAR. THE POLICY CHANGES ARE THE DRIVING FORCE OF REALLY WHAT WE DISCUSSED. THE APPROPRIATIONS OF THE FUNDING CAN COME NEXT YEAR THROUGH THE REGULAR BUDGET PROCESS THROUGH AN APPROPRIATIONS BILL THAT SENATOR CAMPBELL HAD SAID SHE WILL BRING AFTER WE CAN DISCUSS MORE OF AN ANALYSIS OF WHERE THE

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CURRENT PROGRAM FUNDING IS AND THE POTENTIAL BACKLOG OF APPLICANTS IN THE RURAL HEALTH OPPORTUNITIES PROGRAM. WITH THAT, I'D URGE THE BODY TO POLITELY, INDEFINITELY POSTPONE LB196A. THANK YOU, MR. PRESIDENT. [LB196 LB196A]

SPEAKER HADLEY: SENATOR CAMPBELL, YOU'RE RECOGNIZED. [LB196A]

SENATOR CAMPBELL: COLLEAGUES...THANK YOU, MR. PRESIDENT. COLLEAGUES, I FULLY SUPPORT SENATOR MELLO'S MOTION HERE AND I DO WANT TO SHARE WITH YOU THAT THE CLERK CAME UP TO ME AND SAID, YOU AND SENATOR MELLO REPRESENT A FIRST IN THIS BODY TO INTRODUCE A BILL AND INDEFINITELY POSTPONE IT THE SAME DAY. SO, PLEASE SUPPORT THE BILL BEFORE...OR THE INDEFINITELY POSTPONE BEFORE YOU. THANK YOU, MR. PRESIDENT. [LB196A]

SPEAKER HADLEY: SENATOR BLOOMFIELD, YOU'RE RECOGNIZED. [LB196A]

SENATOR BLOOMFIELD: THANK YOU, MR. PRESIDENT. WOULD SENATOR MELLO YIELD TO A QUESTION? [LB196A]

SPEAKER HADLEY: SENATOR MELLO, WILL YOU YIELD? [LB196A]

SENATOR MELLO: ABSOLUTELY. [LB196A]

SENATOR BLOOMFIELD: THANK YOU, SENATOR MELLO. AGAIN, IN A NIGHT OF STRANGE PROCESSES, ARE WE NOT NOW DIPPING INTO NEXT YEAR'S BUDGET, NOT KNOWING THE FULL COST OF WHAT WE'RE DOING? [LB196A]

SENATOR MELLO: NO, WE'RE NOT, SENATOR BLOOMFIELD, BECAUSE THE REALITY IS THE BILL ITSELF HAS THE ABILITY TO SIMPLY ASK FOR AN APPROPRIATION. IT'S NOT A TRIGGERED APPROPRIATION, SO TO SPEAK, THAT SOME BILLS HAVE WHEN YOU MAKE A POLICY CHANGE. SENATOR CAMPBELL'S LB196 SIMPLY HAD A BIGGER POLICY CHANGE OF OPENING UP THE PROGRAM, THE QUALIFYING COMPONENTS OF THE RESIDENCY PROGRAM IN EXPANDING AND TRYING TO INCENTIVIZE APPLICANTS TO APPLY FOR THAT. SIMPLY MAKING THAT POLICY CHANGE DOESN'T MEAN THE LEGISLATURE NEEDS TO APPROPRIATE MORE MONEY FOR THE FUND, IT SIMPLY OPENED UP THE USE OF THE FUND. AND SO, SHE WAS ASKED TO ESSENTIALLY INTRODUCE AN

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ACCOMPANIED A BILL, WHICH WE HAVE IN FRONT OF US, TO APPROPRIATE MORE MONEY BASED ON WHAT THEY THOUGHT POSSIBLY WAS GOING TO BE THE DESIRE TO WANT TO SEE MORE PEOPLE APPLY FOR THE PROGRAM. BUT PER OUR RULES AND OUR ABILITY, WE DON'T HAVE TO APPROPRIATE MORE MONEY FOR THE PROGRAM TO PASS THE UNDERLYING BILL, LB196. [LB196 LB196A]

SENATOR BLOOMFIELD: THANK YOU. COLLEAGUES, WHAT WE'VE DONE AND ARE GOING TO DO IN THE LAST HOUR TODAY, TO ME IS A FRONTAL ASSAULT ON THIS LEGISLATURE. I DON'T KNOW THAT I'VE EVER VOTED AGAINST AN IPP THAT WOULD HAVE ALLOWED US, OR KEPT US FROM SPENDING MONEY, BUT LIKE WE SAID, TONIGHT'S THE NIGHT OF FIRST. THANK YOU, MR. PRESIDENT. [LB196A]

SPEAKER HADLEY: SENATOR GROENE, YOU'RE RECOGNIZED. [LB196A]

SENATOR GROENE: THANK YOU, MR. PRESIDENT. SENATOR MELLO, WOULD YOU YIELD TO A QUESTION? [LB196A]

SPEAKER HADLEY: SENATOR MELLO, WILL YOU YIELD? [LB196A]

SENATOR MELLO: OF COURSE. [LB196A]

SENATOR GROENE: SO, THIS IS AN EXISTING PROGRAM. DO YOU, OFF THE TOP OF YOUR HEAD, KNOW HOW MUCH IS APPROPRIATED TO IT IN THIS BIENNIUM BUDGET? [LB196A]

SENATOR MELLO: RIGHT OFF THE TOP OF MY HEAD, SENATOR GROENE, I DO NOT. [LB196A]

SENATOR GROENE: SENATOR MELLO, ANOTHER QUESTION. DO YOU THINK IT'S GOOD PRACTICE TO PASS BILLS...TO GET THEM PASSED AND THEN DROP THE A BILL SO YOU GET LEGISLATION ENACTED AND THEN TURN OVER THE POWER TO NINE PEOPLE ON THE APPROPRIATIONS COMMITTEE TO FUND IT THE NEXT YEAR, WHO KEEP A SECRET OATH NOT TO TELL US ABOUT THE DEBATE, AND TO PUT IT INTO A \$10 BILLION APPROPRIATIONS BILL INSTEAD OF TO FACE REALITY WHEN THE BILL IS INTRODUCED AND TO FACE THE APPROPRIATIONS THAT WE CAN ALL DEBATE IT? [LB196A]

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SENATOR MELLO: SENATOR GROENE, ARE YOU ASKING ME TO ANSWER THAT QUESTION OR...? [LB196A]

SENATOR GROENE: NO, I'M PLAYING A REPORTER WHO JUST MAKES A STATEMENT AND ACTS LIKE IT'S A QUESTION. (LAUGHTER) [LB196A]

SENATOR MELLO: SENATOR GROENE, I WOULD NORMALLY KIND OF FIND SOME OFFENSE IN REGARDS TO, I THINK, THE STATEMENT AND THE ASSUMPTIONS YOU MADE IN YOUR QUESTION. I WOULD SAY SIMPLY, OUR LEGISLATIVE PROCESS ALLOWS FOR US TO PASS A BILL THAT TWEAKS CHANGES OR ALTERS AN EXISTING STATUTORY PROGRAM. IT'S LEFT UP TO INDIVIDUAL LEGISLATORS IF THEY SO CHOOSE TO WANT TO APPROPRIATE FUNDING THAT PROGRAM, WHETHER WITH THE ACCOMPANIED BILL OR IF THEY SO CHOOSE TO INTRODUCE AN APPROPRIATIONS BILL AT A LATER TIME, THAT'S LEFT UP TO THE PREROGATIVE OF AN INDIVIDUAL MEMBER TO BE ABLE TO DO ON ANY GIVEN PROGRAM. [LB196A]

SENATOR GROENE: THANK YOU. SO, YOU'RE TELLING ME IT'S COMMON PRACTICE? [LB196A]

SENATOR MELLO: SENATOR GROENE, TO SOME EXTENT I WANT TO REMAIN CIVIL AND RESPECTFUL HERE. I DON'T THINK I...I DON'T FEEL THE NEED REALLY TO ANSWER, I THINK, A VERY LOADED QUESTION THAT I THINK CUTS AT THE CHARACTER OF MY COMMITTEE MEMBERS AND THE LEGISLATIVE PROCESS THAT HAS BEEN UTILIZED IN THIS BODY FOR DECADES. I UNDERSTAND THAT YOU MAY NOT APPRECIATE OR RESPECT THAT PROCESS, BUT I THINK ME DIGNIFYING SOME KIND OF RESPONSE TO THAT IS SIMPLY, THE LEGISLATURE HAS RULES THAT WE FOLLOW. [LB196A]

SENATOR GROENE: THANK YOU, THANK YOU, SENATOR MELLO, BUT I'M NOT ATTACKING INDIVIDUAL SENATORS WHO JUST HAPPEN TO BE ON THE COMMITTEE AT THIS TIME. AS YOU SAID, APPARENTLY, IT'S TRADITION. I'M JUST WONDERING IF IT'S A GOOD TRADITION. I'M WONDERING IF THIS BODY GIVES TOO MUCH AUTHORITY TO THE APPROPRIATIONS COMMITTEE ON ISSUES LIKE THIS. I'VE SEEN IT TOO OFTEN. I'VE CAUGHT HINTS OF IT WHERE WE, LET'S JUST GET THE BILL PASSED. NO A BILL AND THEN WE'LL WORRY ABOUT JUST CONVINCING NINE PEOPLE LATER. AND THAT'S NO ASPIRATION, I MEAN, NO ATTACK ON ANY INDIVIDUAL ON THE COMMITTEE, BUT I JUST WONDER IF THAT'S GOOD GOVERNMENT. THANK YOU. [LB196A]

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SPEAKER HADLEY: SEEING NO ONE IN THE QUEUE, SENATOR MELLO, YOU'RE RECOGNIZED TO CLOSE ON YOUR AMENDMENT. [LB196A]

SENATOR MELLO: THANK YOU, MR. PRESIDENT AND MEMBERS OF THE LEGISLATURE. AND I GUESS JUST MORE FOR A CLARIFICATION TO CORRECT THE RECORD. IF SIMPLY 9 MEMBERS OF THE LEGISLATURE DON'T APPROVE A FINAL BUDGET, 49 MEMBERS OF THE LEGISLATURE GET THEIR ABILITY TO GO THROUGH THREE ROUNDS OF DEBATE TO MAKE CHANGES TO THAT DOCUMENT AND/OR PASS OR VOTE YES OR NO OR ABSTAIN IN THAT PROCESS. SO, I JUST WANT TO CLARIFY THAT IN REGARDS TO, I THINK, SOME OF THE DIALOGUE SENATOR GROENE AND MYSELF JUST HAD. WITH THAT BEING SAID, INDEFINITELY POSTPONING THIS A BILL, COLLEAGUES, SIMPLY MEANS THE POLICY CHANGE THAT WE JUST ADOPTED IN THE PREVIOUS AMENDMENT AND UNDERLYING BILL WILL BE ABLE TO MOVE FORWARD WITH THAT POLICY CHANGE TO THE EXISTING RURAL HEALTH OPPORTUNITIES PROGRAM, WHILE NOT APPROPRIATING ANY MORE FUNDING TO THE PROGRAM. SENATOR CAMPBELL, AS SHE MENTIONED, WILL BE REVIEWING THIS PROGRAM'S FINANCES AND THE FUNDING STREAMS WITH ME OVER THE INTERIM IN THE LIKELIHOOD SHE WILL BRING A SEPARATE APPROPRIATIONS BILL TO THE COMMITTEE NEXT YEAR TO CONSIDER FOR ANY MID-BIENNIAL BUDGET ADJUSTMENTS. AND AS LIKE ALWAYS, THE LEGISLATURE AS A WHOLE WILL BE ABLE TO MAKE THE DETERMINATION OF WHETHER OR NOT THEY SUPPORT THAT OR OPPOSE THAT THROUGH OUR BUDGET PROCESS. WITH THAT, I'D URGE THE BODY TO ADOPT AND VOTE YES ON THE INDEFINITELY POSTPONE MOTION. THANK YOU, MR. PRESIDENT. [LB196A]

SPEAKER HADLEY: THE QUESTION BEFORE THE BODY IS TO INDEFINITELY POSTPONE, WHICH REQUIRES A MAJORITY OF THOSE VOTING. ALL IN FAVOR VOTE AYE; OPPOSED VOTE NAY. RECORD, MR. CLERK. [LB196A]

CLERK: 38 AYES, 2 NAYS, MR. PRESIDENT, TO INDEFINITELY POSTPONE LB196A. [LB196A]

SPEAKER HADLEY: LB196A IS INDEFINITELY POSTPONED. MR. CLERK. [LB196A]

CLERK: MR. PRESIDENT, SOME ITEMS. NEW A BILL, LB619A BY SENATOR LARSON. (READ LB619A BY TITLE FOR THE FIRST TIME.) HEARING NOTICE: HEALTH AND HUMAN SERVICES COMMITTEE REGARDING CERTAIN GUBERNATORIAL APPOINTEES. STUDY RESOLUTIONS: LR282, LR283, SENATORS MELLO, SULLIVAN,

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AND LR284, SENATOR SULLIVAN. SENATOR HOWARD WOULD LIKE TO PRINT AN AMENDMENT TO LB315. (LEGISLATIVE JOURNAL PAGES 1568-1570.) [LB619A LR282 LR283 LR284 LB315]

MR. PRESIDENT, A PRIORITY MOTION. SENATOR DAVIS WOULD MOVE TO ADJOURN THE BODY UNTIL THURSDAY MORNING, MAY 14, AT 9:00 A.M.

SPEAKER HADLEY: YOU'VE HEARD THE MOTION TO ADJOURN. ALL IN FAVOR SIGNIFY BY SAYING AYE. OPPOSED, NAY. WE ARE ADJOURNED.