

Transcript Prepared By the Clerk of the Legislature
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Floor Debate
April 05, 2016

[LB10 LB235 LB268 LB580 LB605 LB643 LB716 LB721 LB745 LB804 LB884 LB884A
LB889A LB1067 LB1094 LB1106 LR515 LR516 LR524 LR528 LR531 LR585 LR617 LR618]

PRESIDENT FOLEY PRESIDING

PRESIDENT FOLEY: GOOD MORNING, LADIES AND GENTLEMEN. WELCOME TO GEORGE W. NORRIS LEGISLATIVE CHAMBER FOR THE FIFTY-FIFTH DAY OF THE ONE HUNDRED FOURTH LEGISLATURE, SECOND SESSION. OUR CHAPLAIN FOR TODAY IS PASTOR REBECCA HJELLE OF THE FIRST UNITED METHODIST CHURCH IN BLAIR, NEBRASKA, SENATOR BRASCH'S DISTRICT. PLEASE RISE.

PASTOR HJELLE: (PRAYER OFFERED.)

PRESIDENT FOLEY: THANK YOU VERY MUCH, PASTOR HJELLE. I CALL TO ORDER THE FIFTY-FIFTH DAY OF THE ONE HUNDRED FOURTH LEGISLATURE, SECOND SESSION. SENATORS, PLEASE RECORD YOUR PRESENCE. ROLL CALL. MR. CLERK, PLEASE RECORD.

CLERK: I HAVE A QUORUM PRESENT, MR. PRESIDENT.

PRESIDENT FOLEY: THANK YOU, MR. CLERK. ARE THERE ANY CORRECTIONS FOR THE JOURNAL?

CLERK: I HAVE NO CORRECTIONS.

PRESIDENT FOLEY: THANK YOU, SIR. ARE THERE ANY MESSAGES, REPORTS, OR ANNOUNCEMENTS?

CLERK: MR. PRESIDENT, ENROLLMENT AND REVIEW REPORTS LB580 TO SELECT FILE WITH E&R AMENDMENTS ATTACHED. THAT'S ALL THAT I HAVE. (LEGISLATIVE JOURNAL PAGE 1459.) [LB580]

PRESIDENT FOLEY: THANK YOU, MR. CLERK. MEMBERS, WHILE THE LEGISLATURE IS IN SESSION AND CAPABLE OF TRANSACTING BUSINESS, I PROPOSE TO SIGN AND DO HEREBY SIGN THE FOLLOWING LEGISLATIVE RESOLUTIONS: LR515, LR516, LR524, LR528, LR531, AND LR585. WE'LL NOW

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PROCEED TO THE FIRST ITEM ON THE AGENDA, LEGISLATIVE CONFIRMATION REPORTS. MR. CLERK. [LR515 LR516 LR524 LR528 LR531 LR585]

CLERK: MR. PRESIDENT, HEALTH AND HUMAN SERVICES COMMITTEE, CHAIRED BY SENATOR CAMPBELL, REPORTS ON SEVERAL APPOINTMENTS TO THE STATE BOARD OF HEALTH. (LEGISLATIVE JOURNAL PAGE 1369.)

PRESIDENT FOLEY: SENATOR CAMPBELL, YOU'RE RECOGNIZED TO OPEN ON THE CONFIRMATION REPORT.

SENATOR CAMPBELL: THANK YOU, MR. PRESIDENT. AND GOOD MORNING, COLLEAGUES. WE HAVE ALL APPOINTMENTS TODAY FOR THE STATE BOARD OF HEALTH, AND THEY WERE ALL APPROVED BY THE COMMITTEE UNANIMOUSLY. OUR FIRST IS A NEW APPOINTMENT, MR. MICHAEL HANSEN, WHO IS FROM COLUMBUS. HE HAS SPENT 34 YEARS IN HEALTHCARE, HAS A BACHELOR FROM LSU AND TWO MASTER'S DEGREES FROM WEBSTER COLLEGE. HE HAS FOUND IT A VERY CHALLENGING ASPECT TO JOIN THE BOARD OF...

PRESIDENT FOLEY: EXCUSE ME, SENATOR. EXCUSE ME. MEMBERS, PLEASE COME TO ORDER. WE CAN'T HEAR THE SPEAKER.

SENATOR CAMPBELL: HE HAS FOUND IT VERY CHALLENGING AS A NEW APPOINTEE TO SERVE ON THE STATE BOARD OF HEALTH. HE RUNS A FACILITY WITH 47 ACUTE BEDS AND FOUR LONG-TERM BEDS, WHICH IS VERY UNUSUAL FOR A HOSPITAL, AND WILL BE A GREAT ADDITION. OUR SECOND GUBERNATORIAL APPOINTMENT IS DIANE JACKSON. DIANE JACKSON COMES FROM RED CLOUD, NEBRASKA. SHE IS CURRENTLY THE SECRETARY OF THE STATE BOARD OF HEALTH. SHE IS AN INSTRUCTOR FOR UNMC COLLEGE OF NURSING AT KEARNEY, AND SHE TALKED ABOUT THE NUMBER OF STUDENTS THAT THEY HAVE THERE AND HOW THAT PROGRAM IS GROWING. SHE HAS AN ASSOCIATE DEGREE FROM THE COLLEGE OF ST. MARY, A BACHELOR OF SCIENCE IN NURSING FROM UNMC, AND A MASTER'S IN SCIENCE FROM CREIGHTON. OUR NEXT APPOINTMENT IS DEBRA PARSOW, WHO IS FROM OMAHA. SHE IS ALSO A REAPPOINTMENT, AND SHE REPRESENTS PUBLIC MEMBERS ON THE BOARD. SHE SERVES AS THE CHAIR OF THE ALL-IMPORTANT COMMITTEE, THE CREDENTIALING COMMITTEE, WHICH DOES ALL THE 407 REVIEWS. SHE'S CURRENTLY WITH OPTUM...STRATEGIC CONSULTANT...SENIOR AND A CONSULTANT IN POPULATION HEALTH. SHE WORKED 25 YEARS FOR CONAGRA IN THEIR WELLNESS PROGRAM. OUR NEXT APPOINTMENT IS WAYNE STUBERG. DR.

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STUBERG IS FROM OMAHA AND CURRENTLY IS THE CHAIR OF THE STATE BOARD OF HEALTH. HE IS A PHYSICAL THERAPIST AND SERVES AT MUNROE-MEYER AT UNMC AS A PROFESSOR AND THE ASSOCIATE DIRECTOR. OUR NEXT APPOINTEE IS JIM TREBBEIN. MR. TREBBEIN REPRESENTS THE PUBLIC. HE IS A RETIRED DEAN AND PROFESSOR FROM METRO COMMUNITY COLLEGE AND OWNS TWO BUSINESSES IN THE OMAHA AREA. OUR LAST APPOINTEE FOR THE STATE BOARD OF HEALTH IS, AGAIN, A REAPPOINTMENT, DR. DOUGLAS VANDER BROEK, WHO IS FROM LINCOLN. HE IS A DOCTOR OF CHIROPRACTIC MEDICINE AND HAS SERVED...AND HAS PRACTICED FOR 33 YEARS. HE HAS A BACHELOR'S DEGREE FROM NORTHWESTERN COLLEGE IN IOWA AND HIS CHIROPRACTIC DEGREE IN PALMER COLLEGE. HE FULFILLED PART OF A TERM AND IS NOW STARTING HIS OWN PARTICULAR TERM. WE WOULD HIGHLY RECOMMEND THE CONFIRMATION OF ALL THESE APPOINTMENTS TO THE STATE BOARD OF HEALTH. THANK YOU, MR. PRESIDENT.

PRESIDENT FOLEY: THANK YOU VERY MUCH, SENATOR CAMPBELL. (DOCTOR OF THE DAY INTRODUCED.) MR. CLERK. SENATOR CHAMBERS, YOU'RE RECOGNIZED FOR A MOTION.

SENATOR CHAMBERS: THANK YOU. MR. PRESIDENT, I'M MERELY CALLING FOR A DIVISION OF THE QUESTION, EACH PERSON TAKEN SEPARATELY AND VOTED ON SEPARATELY.

PRESIDENT FOLEY: THANK YOU, SENATOR CHAMBERS. THE QUESTION IS DIVISIBLE. WE WILL TAKE THEM ONE AT A TIME. SENATOR CAMPBELL, COULD YOU REMIND US OF THE NAME OF THE PERSON THAT IS UNDER CONSIDERATION.

SENATOR CAMPBELL: ABSOLUTELY: MR. MICHAEL HANSEN. AND ALL OF THESE ARE FOR THE STATE BOARD OF HEALTH.

PRESIDENT FOLEY: THANK YOU, SENATOR. SENATOR CHAMBERS, YOU'RE RECOGNIZED.

SENATOR CHAMBERS: THANK YOU. MR. PRESIDENT, MEMBERS OF THE LEGISLATURE, I WOULD LIKE TO ASK SENATOR CAMPBELL A QUESTION.

PRESIDENT FOLEY: SENATOR CAMPBELL, WOULD YOU YIELD, PLEASE?

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SENATOR CAMPBELL: CERTAINLY.

SENATOR CHAMBERS: SENATOR CAMPBELL, IS THIS GENTLEMEN RELATED TO JOHN HANSEN?

SENATOR CAMPBELL: SENATOR CHAMBERS, I WOULD HAVE NO IDEA. HE IS FROM COLUMBUS. HE SERVES AS THE CEO OF THE COMMUNITY HOSPITAL THERE.

SENATOR CHAMBERS: SENATOR CAMPBELL, DOES YOUR COMMITTEE EVER DO BACKGROUND CHECKS ON THESE INDIVIDUALS?

SENATOR CAMPBELL: NO, BECAUSE THAT PROCESS IS DONE THROUGH THE GOVERNOR'S OFFICE.

SENATOR CHAMBERS: AND DID THE GOVERNOR SEND MATERIAL ON THIS PERSON?

SENATOR CAMPBELL: YES. IT PROVIDES A COVER LETTER, SENATOR CHAMBERS, A CERTIFICATE OF APPOINTMENT, AND THEN WE RECEIVE A COPY OF THE APPLICATION THAT WAS SUBMITTED AND MANY TIMES, ALSO, A RESUME OR A CURRICULUM VITAE AND--I'M SORRY, SENATOR CHAMBERS--AND A STATEMENT OF FINANCIAL INTERESTS.

SENATOR CHAMBERS: SENATOR CAMPBELL, ON THESE DOCUMENTS THAT ARE SUBMITTED TO THE COMMITTEE BY THE GOVERNOR, YOU MENTIONED AN APPLICATION. IS THERE A BOX ON THAT APPLICATION TO BE CHECKED AS TO WHETHER A PERSON HAS EVER BEEN ARRESTED?

SENATOR CAMPBELL: THAT IS CORRECT.

SENATOR CHAMBERS: THERE IS SUCH A BOX?

SENATOR CAMPBELL: YES, THERE IS.

SENATOR CHAMBERS: AND HOW WAS THAT BOX CHECKED?

SENATOR CAMPBELL: IN THE CASE OF MR. HANSEN, NO. THERE HAVE...

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SENATOR CHAMBERS: DO YOU...OH, EXCUSE ME.

SENATOR CAMPBELL: NO.

SENATOR CHAMBERS: DO YOU REMEMBER THIS OF YOUR OWN PERSONAL KNOWLEDGE AND ACCORDING TO YOUR OWN RECOLLECTION OR YOU PRESUME THAT?

SENATOR CAMPBELL: NO, I HAVE THE APPLICATION IN FRONT OF ME, SENATOR CHAMBERS.

SENATOR CHAMBERS: IS THERE AN ADDITIONAL BOX THAT IS TO BE CHECKED REGARDING WHETHER OR NOT A PERSON HAS EVER BEEN CONVICTED OF A CRIME?

SENATOR CAMPBELL: NO, THERE IS NOT.

SENATOR CHAMBERS: ARE YOU AWARE THAT SUCH A BOX DOES APPEAR ON MANY EMPLOYMENT APPLICATIONS IN BUSINESS?

SENATOR CAMPBELL: YES, SENATOR CHAMBERS, I'M SURE THERE IS. I THOUGHT THAT SENATOR AVERY HAD A BILL TWO YEARS AGO THAT WOULD HAVE ADDRESSED THAT ISSUE, BUT MY MEMORY IS NOT AS GOOD AS YOURS, SIR.

SENATOR CHAMBERS: WELL, I'M ASKING BECAUSE MY MEMORY IS FAILING ME ON A LOT OF THINGS THIS MORNING, SO TODAY I'M GOING TO HAVE TO HAVE HELP FROM EVERYBODY. THAT'S ALL THAT I WILL ASK OF YOU. THANK YOU, SENATOR CAMPBELL. MEMBERS OF THE LEGISLATURE, THERE WAS A BILL THAT CAME, I THINK, TO THE BUSINESS AND LABOR COMMITTEE, BUT IT MAY HAVE DEALT ONLY WITH STATE MATTERS. AND I DOUBT THAT THIS GENTLEMEN HAS BEEN CONVICTED OF A CRIME; BUT IF HE HAS, HIS HAVING CONCEALED IT THIS LONG SO THAT HE COULD BECOME THE CEO OF A HOSPITAL AND DO ALL OF THE OTHER VERY WORTHWHILE THINGS HE HAS DONE WOULD BE SUFFICIENT FOR ME TO OVERLOOK ANY MISTAKE, ANY DELIBERATE ACT IN HIS PAST WHICH WOULD HAVE BEEN A VIOLATION OF THE LAW. AND WE SHOULD BE A STATE THAT BELIEVES IN SECOND CHANCES. WE CAN LOOK, IF A PERSON HAS BEEN CHARGED WITH AN OFFENSE, WHETHER OR NOT THERE WAS A CONVICTION. THEN WE SHOULD LOOK AT THE NATURE OF THE OFFENSE. WE SHOULD LOOK AT

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HOW LONG AGO IT OCCURRED, WHAT THE...HOW THE CASE WAS HANDLED, WHETHER, PURSUANT TO A PLEA OF NO CONTEST, A FINDING OF GUILT OR JUST HOW, AND THEN LOOK AT THE SURROUNDING CIRCUMSTANCES OF THAT OFFENSE. NEXT, SINCE WE'RE DEALING WITH A SPECIFIC INDIVIDUAL, WE SHOULD CONSIDER WHAT THAT PERSON HAS DONE WITH HIS OR HER LIFE IN THE MEANTIME, AND THIS PERSON, I'M SURE, HAS CLEARED ALL THOSE HURDLES SATISFACTORILY. I LOOKED AT THE MEMBERS WHO VOTED IN FAVOR OF HIM...

PRESIDENT FOLEY: ONE MINUTE.

SENATOR CHAMBERS: ...AND ALL OF THESE PEOPLE, AS FAR AS I KNOW, ARE INDIVIDUALS OF GOOD CHARACTER THAT ARE UPSTANDING MEMBERS OF THEIR COMMUNITY. THEY ARE THE FOLLOWING: SENATOR CAMPBELL; SENATOR FOX; SENATOR HOWARD; SENATOR KOLTERMAN, WHO OCCASIONALLY BRINGS BAD BILLS BUT THAT DOES NOT GO TO THE QUESTION OF WHETHER OR NOT HE'S A REPUTABLE PERSON OF GOOD CHARACTER; SENATOR RIEPE, WHO GOADED ME INTO DOING SOMETHING THAT PEOPLE GAVE US BOTH CREDIT FOR, SO IF I HAD ANY OBJECTIONS TO HIM THEY WOULD BE TAKEN AWAY. AND THERE WERE NO NEGATIVE VOTES AGAINST THIS GENTLEMAN. I'M GOING TO PUT ON MY LIGHT AGAIN BECAUSE I HAVE A QUESTION TO ASK.

PRESIDENT FOLEY: THANK YOU, SENATOR CHAMBERS. SENATOR SCHUMACHER, YOU'RE RECOGNIZED.

SENATOR SCHUMACHER: THANK YOU, MR. PRESIDENT, MEMBERS OF THE BODY. I'D JUST TAKE A COUPLE SECONDS TO PUT A GOOD WORD IN FOR MIKE HANSEN. HE'S A HARDWORKING EXECUTIVE AT THE HOSPITAL, DOING GREAT THINGS AT THE HOSPITAL, A LOT OF COMMON SENSE. HE'LL DO A GREAT JOB. THANK YOU.

PRESIDENT FOLEY: THANK YOU, SENATOR SCHUMACHER. SENATOR CHAMBERS, YOU'RE RECOGNIZED.

SENATOR CHAMBERS: I WOULD LIKE TO ASK SENATOR BAKER A QUESTION IF HE IS PRESENT.

PRESIDENT FOLEY: SENATOR BAKER, WOULD YOU YIELD, PLEASE?

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SENATOR BAKER: YES.

SENATOR CHAMBERS: SENATOR BAKER, YOU ARE LISTED AS HAVING BEEN ABSENT WHEN THE VOTE WAS TAKEN. DO YOU REMEMBER BEING ABSENT WHEN THIS VOTE WAS TAKEN?

SENATOR BAKER: AS I RECALL, THERE WERE SOME CONFIRMATION HEARINGS HELD ON CONSECUTIVE DAYS AND WE WERE TO BE AT ONE OR THE OTHER. SO IF I WAS LISTED ABSENT, THAT WAS THE REASON.

SENATOR CHAMBERS: DID YOU GET AN EXCUSED ABSENCE?

SENATOR BAKER: YES, SENATOR CAMPBELL GAVE ME A WRITTEN NOTE THAT I COULD BE EXCUSED.

SENATOR CHAMBERS: THANK YOU VERY MUCH. I WOULD LIKE TO ASK SENATOR CRAWFORD A QUESTION.

PRESIDENT FOLEY: SENATOR CRAWFORD, WOULD YOU YIELD, PLEASE?

SENATOR CRAWFORD: YES.

SENATOR CHAMBERS: SENATOR CRAWFORD, DO YOU REMEMBER BEING ABSENT WHEN THIS VOTE WAS TAKEN?

SENATOR CRAWFORD: YES, I DO.

SENATOR CHAMBERS: AND DID YOU HAVE AN EXCUSED ABSENCE?

SENATOR CRAWFORD: I AM SURE THAT I WILL GET THE SAME EXCUSED ABSENCE SENATOR BAKER HAD FROM SENATOR CAMPBELL. SHE'S A VERY FAIR CHAIR.

SENATOR CHAMBERS: THANK YOU VERY MUCH, AND I ACCEPT THAT. AND I APPRECIATE WHAT SENATOR SCHUMACHER STATED. NOW I WOULD LIKE TO ASK SENATOR SCHUMACHER A QUESTION IF HE WOULD RESPOND.

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PRESIDENT FOLEY: SENATOR SCHUMACHER, WOULD YOU YIELD, PLEASE?

SENATOR SCHUMACHER: YES, I WILL.

SENATOR CHAMBERS: SENATOR SCHUMACHER, ARE YOU FAMILIAR WITH THE HOSPITAL WHERE THIS GENTLEMAN IS THE CEO?

SENATOR SCHUMACHER: YES, I AM.

SENATOR CHAMBERS: IS IT ONE OF THOSE HOSPITALS...WOULD THIS BE CONSIDERED A RURAL AREA?

SENATOR SCHUMACHER: YES, IT IS.

SENATOR CHAMBERS: IS IT ONE OF THOSE HOSPITALS THAT WOULD BE AFFECTED BY THE FAILURE OF THE LEGISLATURE TO ADVANCE THE COVERAGE OF MEDICAID?

SENATOR SCHUMACHER: YES, IT WILL.

SENATOR CHAMBERS: WILL IT BE AFFECTED NEGATIVELY OR POSITIVELY?

SENATOR SCHUMACHER: NEGATIVELY.

SENATOR CHAMBERS: AND ARE HOSPITALS IN RURAL AREAS SOMETIMES THE MAJOR INSTITUTION IN A RURAL COMMUNITY?

SENATOR SCHUMACHER: SOMETIMES.

SENATOR CHAMBERS: AND IF THAT WERE THE CASE, IF THAT HOSPITAL WERE TO CLOSE, WOULD IT CREATE PROBLEMS FOR THE PEOPLE WHO RELIED ON THAT HOSPITAL?

SENATOR SCHUMACHER: IT WOULD.

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SENATOR CHAMBERS: THANK YOU VERY MUCH. MEMBERS OF THE LEGISLATURE, I PROMISED YESTERDAY THAT I WAS GOING TO TAKE TIME TODAY. AND AT FIRST I SAID I MAY DO LIKE THEY DO IN CONGRESS AND READ FROM RECIPES AND PHONE BOOKS, BUT THEN I CHANGED MY MIND. THERE ARE MATTERS OF GREAT STATEWIDE INTEREST AND CONCERN, SOME OF GREATER ACTUAL IMPORT THAN OTHERS. FOR EXAMPLE, THE IMAGERY ON THE LICENSE PLATE, I PLAN TO GO INTO THAT, INTO GREAT DETAIL, BECAUSE, AS MOST OF YOU ARE AWARE, I BELIEVE IN A VERY SHARP DEMARCATION BETWEEN CHURCH AND STATE, NOT JUST A LINE, NOT JUST A WALL, BUT A VERY THICK WALL, THICKER THAN THE WALL THAT DONALD TRUMP WHEN HE, AND IF HE, BECOMES PRESIDENT WOULD BUILD ALONG THE AMERICAN BORDER BETWEEN MEXICO AND THE UNITED STATES AND COMPEL MEXICO TO PAY FOR THE WALL. AND I WANT HIM TO BE PRESIDENT SO I CAN SEE HOW THAT IS DONE. AND BECAUSE I WANT HIM TO BE PRESIDENT, I DON'T THINK HE'LL WIN. YOU ALL KNOW THAT I'M THE CHAMPION OF LOST CAUSES. I'M SOMETHING LIKE DON QUIXOTE, THE STORY WRITTEN BY...I WON'T EVEN SAY WHO THE AUTHOR IS. SOMEBODY MAY STAND UP AND CORRECT ME BECAUSE, BASED ON THE HANDOUT I GAVE THIS MORNING, I AM KNOWN TO MISSPEAK. BUT I THINK THE GENTLEMAN'S INITIALS MIGHT BE "M.S." (SIC) WITH A "D" IN BETWEEN AND AN "E" AFTER THAT FOR "DE." HE HAD A SIDEKICK NAMED SANCHO PANZA, AND SANCHO HAD MORE SENSE THAN DON QUIXOTE. AND QUIXOTE WAS KNOWN TO JOUST AT WINDMILLS, AND THAT HIS NAME HAS BECOME...

PRESIDENT FOLEY: ONE MINUTE.

SENATOR CHAMBERS: ...THE DESIGNATION FOR PEOPLE WHO CHAMPION NOT ONLY LOST CAUSES, NOT ONLY HOPELESS CAUSES, BUT CAUSES THAT HAVE NO VALIDITY OR SENSE WHATSOEVER. THE ORIGINAL STORY MAY NOT HAVE GONE THAT FAR. ACTUALLY, IT WASN'T JUST A STORY, IT WAS A NOVEL, AND IT WOULD MAKE GOOD READING. MR. PRESIDENT, I'M GOING TO TURN ON MY LIGHT.

PRESIDENT FOLEY: THANK YOU, SENATOR CHAMBERS, AND YOU ARE RECOGNIZED.

SENATOR CHAMBERS: THANK YOU. MEMBERS OF THE LEGISLATURE, TO KIND OF GIVE SOME EXPLANATION OF WHAT I'M DOING TODAY, I'M GOING TO QUOTE SOME LYRICS FROM A PIECE OF CLASSICAL MUSIC, AND IT WAS SUNG BY A GROUP KNOWN AS THE COASTERS. AND I SHALL NOT TRY SING IT, BUT IT STARTS--IT'S CALLED "ALONG CAME JONES"--I PLOPPED DOWN IN MY EASY

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CHAIR AND TURNED ON CHANNEL TWO / A FAST GUNSLINGER NAMED SALTY SAM WAS A-CHASIN' POOR SWEET SUE / HE TRAPPED HER IN THE OLD ABANDONED MINE / SWEET SUE WAS HAVING FITS / THAT VILLAIN SAID, GIVE ME THE DEED TO YOUR RANCH OR I'LL BLOW YOU ALL TO BITS / SO HE GRABBED HER, HE TIED HER UP, HE LIT THE FUSE TO THE DYNAMITE / AND THEN, AND THEN--UH-UH--AND THEN ALONG CAME JONES / TALL, THIN JONES / SLOW-WALKING JONES / SLOW-TALKING JONES / ALONG CAME LONG, LEAN, LANKY JONES / COMMERCIAL CAME ON SO I GOT UP TO GET MYSELF A SNACK / YOU SHOULD HAVE SEEN WHAT WAS GOING ON BY THE TIME THAT I GOT BACK / DOWN IN THE OLD ABANDONED MINE SWEET SUE WAS HAVING FITS--ARE YOU PAYING ATTENTION? THAT'S WHAT I SAID THE LAST TIME; IS THAT WHAT I SAID LAST TIME?--HE TRAPPED HER IN THE OLD SAW MILL AND SAID WITH AN EVIL LAUGH, IF YOU DON'T GIVE ME THE DEED TO YOUR RANCH I'LL SAW YOU ALL IN HALF / SO HE GRABBED HER, HE TIED HER UP, HE TURNED ON THE BUZZ SAW / AND THEN, AND THEN--UH-UH--AND THEN ALONG CAME JONES / TALL, THIN JONES / SLOW-WALKING JONES / SLOW-TALKING JONES / ALONG CAME LONG, LEAN, LANKY JONES / I GOT SO BUGGED I TURNED IT OFF AND TURNED ON ANOTHER SHOW / BUT THERE WAS THE SAME OLD SHOOT-'EM-UP AND THE SAME OLD RODEO / SALTY SAM WAS TRYING TO STUFF SWEET SUE IN A BURLAP SACK / HE SAID, IF YOU DON'T GIVE ME THE DEED TO YOUR RANCH, I'LL THROW YOU ON THE RAILROAD TRACK / SO HE GRABBED HER, HE TIED HER UP, HE THREW HER ON THE RAILROAD TRACK / THE TRAIN STARTED COMING / AND THEN, AND THEN--UH-HUH--AND THEN ALONG CAME JONES / TALL, THIN JONES / SLOW-WALKING JONES / SLOW-TALKING JONES / ALONG CAME LONG, LEAN, LANKY JONES. AND THAT ENDED IT. THERE CAN BE SOMEWHERE AMONG MY COLLEAGUES TODAY NOT NECESSARILY A TALL, THIN JONES, NOT NECESSARILY A SLOW-WALKING JONES, NOT NECESSARILY A SLOW-TALKING JONES, BUT IF THE LEGISLATURE BY ANALOGY WERE TO BE POOR, SWEET SUE, AND IF I WERE TO BE THE VILLAIN, THAT JONES WOULD BE ABLE TO RESCUE THE LEGISLATURE BY MAYBE SWEETENING THE DISPOSITION OF THIS MEAN, OLD VILLAIN. BUT TODAY I'M NOT ANGRY AT ANYBODY. I'M NOT MAD AT ANYBODY. I WOULDN'T TRADE TODAY FOR ALL OF THE TEA IN CHINA. I PLAN TO DO A GOOD BILL OF SPEAKING ON EVERYTHING THAT COMES UP TODAY. WERE THE PRAYER GIVEN WHILE WE'RE IN SESSION, I WOULD HAVE BEEN UP HERE TO OBJECT TO THE PRAYER.

PRESIDENT FOLEY: ONE MINUTE.

SENATOR CHAMBERS: WERE THE FLAG SALUTE TO BE GIVEN WHILE THE LEGISLATURE IS IN SESSION, I WOULD HAVE OBJECTED TO THAT AND POINTED

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OUT THAT THERE SHOULD BE NO STATE RELIGION. AND WHEN YOU PUT THAT "UNDER GOD" IN THAT FLAG SALUTE, YOU CONVERTED WHAT WAS NOT INTENDED TO BE SO INTO AN INAPPROPRIATE RELIGIOUS ACTIVITY. AND NOBODY SHOULD BE EXPECTED TO PLEDGE ALLEGIANCE IN AMERICA TO ANY IDEA AND CERTAINLY NOT TO A FLAG. THANK YOU, MR. PRESIDENT.

PRESIDENT FOLEY: THANK YOU, SENATOR CHAMBERS. SEEING NO OTHER MEMBERS WISHING TO SPEAK, SENATOR CAMPBELL, YOU'RE RECOGNIZED TO CLOSE. SHE WAIVES CLOSING. MEMBERS, THE QUESTION HAS BEEN DIVIDED INTO SIX PORTIONS. THIS IS A VOTE ON THE FIRST DIVISION RELATING TO THE CONFIRMATION OF MR. HANSEN. ALL THOSE IN FAVOR VOTE AYE; THOSE OPPOSED VOTE NAY. HAVE YOU ALL VOTED WHO CARE TO? RECORD PLEASE, MR. CLERK.

ASSISTANT CLERK: (RECORD VOTE, LEGISLATIVE JOURNAL PAGE 1460.) 29 AYES, 0 NAYS ON THE ADOPTION OF THAT PORTION OF THE HEALTH AND HUMAN SERVICES COMMITTEE REPORT.

PRESIDENT FOLEY: MR. HANSEN IS CONFIRMED. SENATOR CAMPBELL, WOULD YOU REMIND US OF THE SECOND DIVISION.

SENATOR CAMPBELL: THANK YOU, MR. PRESIDENT. YES, I WOULD. THE SECOND NOMINEE ON A GUBERNATORIAL APPOINTMENT IS DIANE JACKSON, WHO IS FROM RED CLOUD, NEBRASKA, AND IS AN INSTRUCTOR FOR UNMC COLLEGE OF NURSING AT KEARNEY.

PRESIDENT FOLEY: THANK YOU, SENATOR CAMPBELL. SEEING NO...SENATOR CHAMBERS.

SENATOR CHAMBERS: THANK YOU, MR. PRESIDENT. YOU KNOW, THE OLD VILLAIN WAS SO WRAPPED UP IN TRYING TO FIGURE HOW TO HANG ONTO POOR, SWEET SUE, I WENT TO SLEEP AT THE SWITCH. BUT I WAS STIRRED FROM MY REVERIE AND SLUMBER. AND ONE OF MY COLLEAGUES DID ATTEMPT TO SWEETEN THE DISPOSITION OF THE OLD VILLAIN, BUT I WAS SPEAKING METAPHORICALLY, ALLEGORICALLY, ANALOGOUSLY, AND NOT NATURALLY OR LITERALLY. MY SWEETENING, IF IT IS TO COME, WILL BE AS A RESULT OF AN ACTIVITY ON THE PART OF NOT A PERSON FITTING THE DESCRIPTION OF JONES, BUT A PERSON WHO WEARS EYEGASSES, NOT ALL THE TIME, HAS A VERY DISTINGUISHED APPEARANCE BECAUSE HIS HAIR IS GRAYING. AND I'M

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CERTAINLY NOT TALKING ABOUT MYSELF BECAUSE I WOULD TAKE CARE OF THE ISSUE THAT IS ON MY MIND IF IT WERE WITHIN MY POWER TO DO SO. BUT BEFORE I GO OFF INTO THAT AND FORGET WHAT WE'RE HERE FOR, I WOULD LIKE TO ASK SENATOR CAMPBELL A QUESTION OR TWO.

PRESIDENT FOLEY: SENATOR CAMPBELL, WOULD YOU YIELD, PLEASE?

SENATOR CAMPBELL: CERTAINLY.

SENATOR CHAMBERS: SENATOR CAMPBELL, YOU SAID THAT THIS LADY IS FROM RED CLOUD?

SENATOR CAMPBELL: CORRECT.

SENATOR CHAMBERS: I AM VERY PLEASED THAT THE GOVERNOR HAS MADE AN APPOINTMENT OF ONE OF OUR SISTERS INSTEAD OF ONLY OUR BROTHERS. SENATOR CAMPBELL, WOULD YOU HAPPEN TO KNOW HOW A TOWN IN NEBRASKA CAME TO BE CALLED RED CLOUD?

SENATOR CAMPBELL: UNFORTUNATELY, SENATOR CHAMBERS, I DO NOT.

SENATOR CHAMBERS: THANK YOU. I'M GOING TO SEE AFTER I FINISH IF THERE'S SOMEBODY ON THIS FLOOR WHO IS GOING TO SPEAK ON BEHALF OF THIS APPOINTEE. AND IF NOBODY SPEAKS ON BEHALF OF THIS APPOINTEE, THAT WILL AUTOMATICALLY BRING HER WITHIN THE GAMUT OF WHAT I DENOMINATE THE DOWNTRODDEN. IF EVERYBODY ELSE ON THIS LIST WINDS UP WITH SOMEBODY SPEAKING FOR HIM OR HER, THEN OBVIOUSLY THIS LADY, MS. DIANE JACKSON, WILL BE PLACED, FOR MY PURPOSES, AMONG THE DOWNTRODDEN WHO NEED SOMEBODY, WHEN WORDS ARE TO BE SPOKEN, SHOULD SPEAK WORDS. AND IF SUCH A PERSON DOES RISE TO SPEAK, THE QUESTION I'M GOING TO ASK IS HOW A TOWN IN THE STATE OF NEBRASKA CAME TO BE DESIGNATED RED CLOUD. I HAVE NO OBJECTION TO THIS APPOINTEE. I WILL SUPPORT HER. AND I'D LIKE TO ASK SENATOR BAKER A QUESTION OR TWO IF HE WOULD RESPOND.

PRESIDENT FOLEY: SENATOR BAKER, WOULD YOU YIELD, PLEASE?

SENATOR BAKER: YES.

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SENATOR CHAMBERS: SENATOR BAKER, MARK WELL MY QUESTION, MARK WELL YOUR ANSWER. IF YOU PAY ATTENTION TO THE QUESTION AND GIVE THE PROPER ANSWER, I PROBABLY WON'T HAVE TO DISTURB YOUR REVERIE ANY MORE THIS MORNING ON THIS MANNER. WERE YOU ABSENT DURING THE ENTIRE TIME THAT THIS VOTE WAS TAKEN?

SENATOR BAKER: I DON'T REMEMBER IF I WAS PRESENT AT THIS ONE OR NOT.

SENATOR CHAMBERS: THANK YOU. THAT'S FAIR ENOUGH. I HAVE OFTEN SAID THAT WERE I A KING,...

PRESIDENT FOLEY: ONE MINUTE.

SENATOR CHAMBERS: ...I WOULD NOT SAY, MY KINGDOM FOR A HORSE BUT, RATHER, MY KINGDOM FOR NUANCED THINKING. THAT WAS A NUANCED RESPONSE. AND SINCE I'M GOING TO TAKE TIME THIS MORNING, YESTERDAY I STATED, BUT I DOUBT THAT ANYBODY REMEMBERED IT, THAT I WAS GOING TO TRY TO DO SOME TEACHING. AND THE BEST WAY TO TEACH IS BY MEANS OF WHAT IS CALLED AN OBJECT LESSON. WE JUST WERE GIVEN AN OBJECT LESSON IN NUANCED DISCOURSE. IF YOU DON'T REMEMBER, THAT'S WHAT OUGHT TO BE SAID IF YOU HAVE DOUBTS BUT YOU'RE NOT CERTAIN, AND PERHAPS THAT WOULD BE FURTHER "NUANCING." BUT FOR MY PURPOSES IT IS NOT NECESSARY. I'M GOING TO SEE IF THERE IS ANYBODY WHO WILL SPEAK FOR THIS PERSON WHO I'M SURE IS VERY WORTHY. THANK YOU, MR. PRESIDENT.

PRESIDENT FOLEY: THANK YOU, SENATOR CHAMBERS. SPEAKER HADLEY, YOU'RE RECOGNIZED.

SPEAKER HADLEY: MR. PRESIDENT, MEMBERS OF THE BODY, I DO KNOW THIS YOUNG LADY. YOU TALK ABOUT DOWNTRODDEN, SHE IS FROM KEARNEY, UNIVERSITY OF NEBRASKA-KEARNEY WHICH IS OFTEN DOWNTRODDEN IN THE UNIVERSITY SYSTEM. SHE IS WELL QUALIFIED. SHE ALSO COMES FROM RED CLOUD, NEBRASKA, SENATOR CHAMBERS, NAMED AFTER THE GREAT INDIAN CHIEF RED CLOUD. SOME OF THE MOST IMPORTANT PEOPLE I KNOW IN MY LIFE ARE FROM RED CLOUD. MARILYN HADLEY IS FROM RED CLOUD. IT IS ALSO THE HOME OF WILLA CATHER, A WONDERFUL CELEBRATION EVERY YEAR, THE CATHER LAND CELEBRATIONS, ALSO THE BIRTHPLACE OF OUR WONDERFUL SENATOR SEILER FROM RED CLOUD. SO I WOULD JUST SAY I WOULD NOT TREAT

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HER AS THE DOWNTRODDEN; I WOULD TREAT HER AS A LEADER THAT WE NEED ON THE HEALTH BOARD. SENATOR CHAMBERS, THANK YOU VERY MUCH.

PRESIDENT FOLEY: THANK YOU, MR. SPEAKER. SENATOR CHAMBERS, YOU'RE RECOGNIZED.

SENATOR CHAMBERS: THANK YOU, MR. PRESIDENT. THANK YOU, SPEAKER HADLEY. AND I WOULD LIKE TO ASK SPEAKER HADLEY A QUESTION SINCE HE RESPONDED SO LOQUACIOUSLY AND COMPLETELY.

PRESIDENT FOLEY: SPEAKER HADLEY, WOULD YOU YIELD TO A QUESTION, PLEASE?

SPEAKER HADLEY: YES.

SENATOR CHAMBERS: MY FIRST QUESTION, SENATOR HADLEY: DO YOU KNOW WHY THAT LAKOTA CHIEF WAS NAMED RED CLOUD?

SPEAKER HADLEY: I'M SURE IT WASN'T FOR THE CIGAR BOX THAT HAD RED CLOUD'S PICTURE ON THERE. NO, I DON'T. I'VE BEEN TO HIS MONUMENT IN RED CLOUD AND SUCH AS THAT, BUT I DO NOT.

SENATOR CHAMBERS: SENATOR HADLEY, YOU MENTIONED WILLA CATHER, DID YOU NOT?

SPEAKER HADLEY: YES, I DID.

SENATOR CHAMBERS: ARE YOU AWARE OF ANY PECULIARITY ABOUT WILLA CATHER AND THAT MIGHT HAVE BEEN THE WORD THAT WAS APPLIED IN DESCRIBING HER?

SPEAKER HADLEY: I HAVE READ ACCOUNTS OF THAT, SENATOR CHAMBERS.

SENATOR CHAMBERS: AND, SENATOR HADLEY, BECAUSE I KNOW YOU'RE A READER BUT WE HAVE SOME PEOPLE WHO ARE NOT, WHAT WOULD BE THE DESIGNATION OF THAT PECULIARITY THAT YOU READ ABOUT?

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SPEAKER HADLEY: SHE MIGHT HAVE BEEN TO A GROUP THAT IS BECOMING MORE WELL KNOWN THROUGHOUT THE UNITED STATES THAT WE HAVE DEALT WITH ON THIS FLOOR IN THE PAST.

SENATOR CHAMBERS: DOES THAT MEAN SHE IS AMONG THE BUSINESS MAGNATES OF THE STATE, SUCH AS WARREN BUFFETT?

SPEAKER HADLEY: I DON'T BELIEVE SO, SENATOR.

SENATOR CHAMBERS: LET ME PUT ON MY THINKING CAP. WAS SHE A MEMBER OF THE NEBRASKA SUPREME COURT?

SPEAKER HADLEY: NO.

SENATOR CHAMBERS: HMM. WAS SHE A MEMBER OF LAW ENFORCEMENT?

SPEAKER HADLEY: NO.

SENATOR CHAMBERS: LAW ENFORCEMENT BEGINS WITH THE LETTER "L." IS THAT TRUE?

SPEAKER HADLEY: THAT'S CORRECT.

SENATOR CHAMBERS: WOULD THIS GROUP, OF WHICH WE PROBABLY BOTH ARE WELL AWARE, BE DESIGNATED BY FOUR LETTERS, THE FIRST OF WHICH IS "L"?

SPEAKER HADLEY: THAT IS CORRECT, SENATOR.

SENATOR CHAMBERS: WOULD THE SECOND LETTER BE... YOU'VE SEEN HOW THESE MAGICIANS DO. THINK OF THE SECOND LETTER NOW.

SPEAKER HADLEY: B-G-T, BUT...

SENATOR CHAMBERS: YOU WENT TOO FAR, BUT THANK YOU VERY MUCH. MEMBERS OF THE LEGISLATURE, WE ALL KNOW THE RENOWN WITH WHICH WILLA CATHER IS REGARDED, NOT ONLY IN NEBRASKA, NOT ONLY IN AMERICA

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BUT INTERNATIONALLY. AND SHE WOULD BE A MEMBER AND SHE WAS A MEMBER OF THE LGBT COMMUNITY. THE WORD THAT WAS APPLIED TO HER WAS "LESBIAN." LESBIAN! ONE OF THE ICONS OF THIS STATE WAS A LESBIAN AND OBVIOUSLY BECAUSE HER GENETIC MAKEUP PUT HER IN THAT CATEGORY WHICH IS REBUKED, REJECTED, SCORNED, CAST ASIDE, AND PLACED IN THE CATEGORY OF A NONPERSON. AND DAYS WHEN SHE LIVED WERE EVEN WORSE THAN THEY ARE NOW IN TERMS OF THE WAY A PERSON OF THAT ORIENTATION WAS REGARDED. AND WE OUGHT TO BE CAREFUL WHAT WE SAY ON THIS FLOOR ABOUT GROUPS. AND THESE RELIGIOUS PEOPLE, BEFORE REFERRING AND DESIGNATING THESE PEOPLE AS PERVERSIONS, SHOULD THINK WELL AND PUT SKID CHAINS ON HIS TONGUE AND SOMETHING TO PURIFY HIS MIND,...

PRESIDENT FOLEY: ONE MINUTE.

SENATOR CHAMBERS: ...BECAUSE MEMBERS OF THIS COMMUNITY HAVE NOT BEEN DOCUMENTED TO HAVE COMMITTED ORGANIZED SEXUAL ABUSE OF CHILDREN IN THE SAME WAY THAT MEMBERS OF THE CATHOLIC CHURCH HAVE BEEN DOCUMENTED TO HAVE NOT ONLY DONE BUT TO HAVE BEEN SHIELDED WHEN THEY HAD DONE IT. AND WHAT THEY DID WAS KNOWN BY BISHOPS, ARCHBISHOPS, CARDINALS, AND POPES, AND THERE WAS NO OUTRAGE. THERE WAS AN ATTEMPT TO TAKE AN ALL-COVERING BLANKET AND HIDE IT. AND THAT JESUS THEY SAY THEY WORSHIP SAID WHAT YOU DO IN SECRET WILL BE SHOUTED FROM THE HOUSETOPS. THIS FLOOR IS NOT THE HOUSETOP, AND I NEED NOT SHOUT.

PRESIDENT FOLEY: TIME, SENATOR.

SENATOR CHAMBERS: THANK YOU, MR. PRESIDENT.

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

SENATOR SCHNOOR: THANK YOU, MR. PRESIDENT. I WOULD LIKE A POINT OF PERSONAL PRIVILEGE, IF I MAY. I'D LIKE TO ANNOUNCE THE BIRTH OF A GRANDSON. RYDER THOMAS SCHNOOR WAS BORN AT 9:02, WEIGHED SEVEN POUNDS, SIX OUNCES, AND 20 INCHES LONG, AND EVERYBODY IS DOING GREAT. THANK YOU.

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PRESIDENT FOLEY: THANK YOU. SENATOR CHAMBERS, YOU'RE RECOGNIZED. THIS IS YOUR THIRD OPPORTUNITY, SENATOR.

SENATOR CHAMBERS: YES. MR. PRESIDENT, BEFORE I CONTINUE, I JUST WANT TO SAY ONE THING ABOUT SENATOR SCHNOOR, AND IT APPLIES TO SOME OF MY OTHER COLLEAGUES IN THIS LEGISLATURE. THE ONLY REDEEMING QUALITY ABOUT THEM IS THAT THEY HAVE A GRANDCHILD OR GRANDCHILDREN. SO SENATOR SCHNOOR HAS BEEN KICKED UP A BIG NOTCH BY VIRTUE OF THE FACT THAT HE IS NOW A GRANDFATHER. AND NOW I DON'T WANT HIM...OH, HE SAID TEN TIMES OVER? WOW! AND HE KEPT THAT SECRET ALL OF THIS TIME WHEN, IF HE HAD NOTIFIED ME, SOME OF THE GRIEF HE MAY FEEL THAT I'VE DIRECTED HIS WAY MIGHT HAVE BEEN DIRECTED ANYWAY, BUT THERE WOULD HAVE BEEN WHAT YOU CALL A CAVEAT. SO I DO THINK THAT IT'S A GOOD THING THAT THE CHILD WAS BORN, AND I HOPE HE CONVEYS MY PERSONAL GOOD WISHES TO THE PARENTS. AND THE BIRTH OF THIS CHILD DOES MAKE THE WORLD, MAYBE ONLY TO A SMALL DEGREE, A BETTER PLACE THAN IT WAS. YOU CANNOT TAKE A CESSPOOL AND PUT A DROP OF A LIQUID SOAP AND CLEAN THE CESSPOOL OUT, BUT YOU WILL NOT MAKE IT ANY WORSE. AND IF YOU GET DOWN TO THE MOLECULAR LEVEL, THEN YOU MIGHT BE ABLE TO SEE SOME CHANGE FOR THE BETTER. SO ONE CHILD IS NOT GOING TO MAKE EVERYTHING RIGHT IN THE WORLD, BUT IT CERTAINLY IS NOT AN EVENT THAT WILL MAKE THINGS ANY WORSE. AND NOW I'M BACK TO WHAT I WAS TALKING ABOUT. PEOPLE WHO USE WORDS IN THE WAY THAT WILLA CATHER DID MIGHT SAY, IF SOMEBODY ASKED HER A QUESTION, WOULD SHE RATHER PAINT WITH A BRUSH OR WOULD SHE RATHER PAINT WITH WORDS? SHE MIGHT SAY THAT PAINTING WITH A BRUSH IS NOT TO BE IN ANY WAY DENIGRATED, AND IT IS TRUE OR CAN BE TRUE THAT ONE PICTURE IS WORTH MORE THAN A THOUSAND WORDS. AND LOOKING AT A WELL-DONE PICTURE, WHETHER INK, CHARCOAL, PASTELS, OIL, MAY LEAVE AN IMPRESSION THAT NO AMOUNT OF WRITING OR PRINTING WILL DO. NEVERTHELESS, THE WRITTEN WORD APPEALS TO THE INTELLECT IN A WAY THAT PAINTING DOESN'T. THE SENSE OF SIGHT TAKES CARE OF CONVEYING TO YOUR MIND WHAT IS IN A PAINTING; OTHER PARTS OF YOUR BRAIN ARE ENGAGED WHEN YOU DEAL WITH THE WRITTEN WORD. AND SOMETIMES THAT WHICH IS WRITTEN, ONCE PUT INTO THE BRAIN, WILL NEVER BE FORGOTTEN, AND IT MAY GROW AND PROLIFERATE AND LEAD TO OTHER ACTIVITY IN THAT BRAIN WHICH WOULD NOT HAVE TAKEN PLACE WERE IT NOT FOR THE WRITTEN WORD. SO SHE MIGHT SAY, I WILL DO MY PAINTING WITH WORDS. AND WE NEED ALL OF THE ARTS: THOSE WHO WRITE, THOSE WHO PAINT, THOSE WHO SCULPT, THOSE WHO DANCE, THOSE WHO SING, THOSE WHO PANTOMIME, THOSE WHO

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DO ANYTHING THAT REQUIRES A MEASURE OF SKILL IN THAT PARTICULAR ACTIVITY AND THE ACTIVITY IS DESIGNED TO HAVE AN IMPACT ON THE MIND.

PRESIDENT FOLEY: ONE MINUTE.

SENATOR CHAMBERS: ANYTHING THAT IMPROVES THE HUMAN MIND IS GOOD IN MY VIEW. SO WILLA CATHER, DESPITE WHAT SHE FACED WHILE SHE WAS ALIVE, GAVE SOMETHING FAR MORE NOBLE AND UPLIFTING THAN ANYTHING THAT CAN BE GIVEN BY THOSE WHO WOULD HATE HER WITHOUT EVEN KNOWING HER. THERE WAS A FELLOW IN THE TALE OF TWO CITIES. I DON'T HAVE ENOUGH TIME TO TELL WHAT LED HIM TO SAY THIS, BUT HE SAID: IT IS A FAR, FAR BETTER THING THAT I DO THAN I HAVE EVER DONE BEFORE; IT IS A FAR, FAR BETTER REST THAT I GO TO THAN I HAVE EVER KNOWN. AND MAYBE THAT'S WHERE WILLA CATHER IS, FOR THOSE OF YOU WHO ARE SUPERSTITIOUS AND BELIEVE THAT AFTER WE LEAVE HERE THERE'S SOMETHING ELSE, SOMEWHERE ELSE. THANK YOU, MR. PRESIDENT.

PRESIDENT FOLEY: THANK YOU, SENATOR CHAMBERS. SENATOR CAMPBELL, YOU'RE RECOGNIZED TO CLOSE ON THE SECOND DIVISION. SHE WAIVES CLOSING. MEMBERS, THIS IS THE SECOND DIVISION OF THE QUESTION REGARDING THE CONFIRMATION OF DIANE JACKSON. ALL THOSE IN FAVOR VOTE AYE; THOSE OPPOSED VOTE NAY. HAVE YOU ALL VOTED WHO CARE TO? RECORD PLEASE, MR. CLERK.

CLERK: (RECORD VOTE, LEGISLATIVE JOURNAL PAGE 1461.) 29 AYES, 0 NAYS ON THE ADOPTION OF THE APPOINTEE.

PRESIDENT FOLEY: DIANE JACKSON IS CONFIRMED. SENATOR CAMPBELL, WOULD YOU REMIND US OF THE THIRD DIVISION OF THE QUESTION.

SENATOR CAMPBELL: THANK YOU, MR. PRESIDENT. YES, I CAN. DEBRA PARSONS IS FROM OMAHA. SHE SERVES AS THE SECRETARY OF THE BOARD OF HEALTH AND SHE HAS A BACHELOR'S DEGREE IN COMMUNITY HEALTH EDUCATION AND IN FRENCH FROM UNO. AND SHE SERVES AS THE CHAIR OF THE ALL-IMPORTANT CREDENTIALING COMMITTEE, WHICH DOES ALL OF THE LB407 REVIEWS FOR THE LEGISLATURE. THANK YOU, MR. PRESIDENT.

PRESIDENT FOLEY: SENATOR CAMPBELL, WHAT WAS THAT LAST NAME?

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SENATOR CAMPBELL: PARSOW.

PRESIDENT FOLEY: THANK YOU VERY MUCH. SENATOR CHAMBERS, YOU'RE RECOGNIZED.

SENATOR CHAMBERS: THANK YOU. MR. PRESIDENT, MEMBERS OF THE LEGISLATURE, AGAIN I WOULD LIKE TO ASK SENATOR CAMPBELL A QUESTION. SENATOR, WHAT'S...

PRESIDENT FOLEY: SENATOR CAMPBELL, WOULD YOU YIELD, PLEASE?

SENATOR CAMPBELL: YES, CERTAINLY.

SENATOR CHAMBERS: SENATOR, JUST FOR YOUR OPINION, WHAT SPECIFICALLY DO YOU THINK THIS APPOINTEE WILL BRING TO THE BOARD?

SENATOR CAMPBELL: SENATOR CHAMBERS, EACH YEAR THE HEALTH AND HUMAN SERVICES COMMITTEE MEETS WITH THE STATE BOARD OF HEALTH AT AN ANNUAL TIME, AND SHE HAS BEEN THE CHAIR OF THE CREDENTIALING COMMITTEE WHICH CARRIES FORTH THE LB407 PROCESS. SHE IS EXTREMELY KNOWLEDGEABLE, FAIR, VERY DELIBERATIVE IN HER LEADERSHIP OF THIS COMMITTEE. THE LB407 PROCESS IS CRITICAL FOR US TO UNDERSTAND HEALTHCARE PROFESSIONS IN THE STATE. SHE HAS...SHE SERVES ON THE CREDENTIALING FOR THIS PSYCHIATRIC PRESCRIBING BILL, AND SHE ALSO WAS ON THE LPN/LPN-C, THE DIFFERENCE BETWEEN HANDLING PRESCRIPTIONS, SO SHE HAS AN EXTENSIVE BACKGROUND THAT REALLY ENHANCES THE LB407 PROCESS.

SENATOR CHAMBERS: SENATOR CAMPBELL, SO BASED ON YOUR OWN PERSONAL KNOWLEDGE, AS FAR AS THE WAY THIS APPOINTEE CARRIED OUT HER DUTIES, COULD WE APPLY TO HER THE WORDS THAT PILATE APPLIED TO JESUS WHEN THEY WANTED HIM TO CARRY OUT AN EXECUTION AND PILATE SAID, I FIND NO FAULT WITH THIS PERSON? COULD YOU SAY THOSE WORDS AND APPLY THEM TO THIS APPOINTEE THAT WE HAVE BASED ON YOUR PERSONAL KNOWLEDGE?

SENATOR CAMPBELL: ABSOLUTELY. SHE'S EXCELLENT.

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SENATOR CHAMBERS: THANK YOU. AND, MEMBERS, I'M NOT GOING TO SAY EVERY WOMAN IS BETTER AT SOMETHING THAN EVERY MAN DOING THE SAME THING. BUT SPEAKING GENERALLY, IN TERMS OF HOW THINGS GO IN THIS SOCIETY, WOMEN BRING A DIFFERENT, TO USE A CLICHE, SKILL SET TO THE WORK THEY DECIDE TO UNDERTAKE. AND I THINK THERE IS AN UPLIFT WHEN THEY ARE PRESENT AND PARTICIPATE. THEY GENERALLY ARE HELD TO A MUCH HIGHER STANDARD. THEY OFTEN ARE NOT TREATED WITH THE RESPECT THAT ATTACHES TO THE POSITION ITSELF, LET ALONE WHO HOLDS IT, SO THEY HAVE A TOUGH ROW TO HOE. BUT THE WOMEN WHO ARE MOST DISCRIMINATED AGAINST AND, THEREFORE, MORE DISCRIMINATED AGAINST THAN ANY OTHER GROUP IN THIS SOCIETY ARE BLACK WOMEN. NOT ONLY ARE THEY SUBJECT TO AND VICTIMIZED BY THE ANTIFEMALE ATTITUDE THAT IS ENDEMIC IN THIS COUNTRY, BUT THEIR RACE WORKS AGAINST THEM ALSO. AND WE WHO ARE IN THIS LEGISLATURE HAVE THE POWER TO DO SOMETHING TO RECTIFY TO THE EXTENT THAT WE CAN, HAVE AN OBLIGATION IN MY VIEW TO DO THAT, AND WE DON'T DO IT. YOU ALL LIKE TO PRAY EVERY MORNING.

PRESIDENT FOLEY: ONE MINUTE.

SENATOR CHAMBERS: I HAD THREATENED TO BRING THE "BIBBLE" IN HERE AND READ FROM IT SINCE YOUR GOVERNOR LIKES TO PUT RELIGION IN THE CITY SQUARE AND WILL...HAS FOR THE SECOND YEAR HELD A RELIGIOUS REVIVAL IN THE WARNER LEGISLATIVE CHAMBER ACROSS THE ROTUNDA FROM WHERE WE MEET. NOBODY SHOULD OBJECT IF I WOULD PULL OUT A "BIBBLE" AND BEGIN TO READ FROM IT. BUT FOR MY PURPOSES I DON'T HAVE TO READ BECAUSE A LOT OF THOSE NOTIONS ARE EMBEDDED IN MY RAPIDLY FAILING AND DETERIORATING MEMORY. SOME PEOPLE THINK MY MEMORY IS GOOD. IF THEY KNEW HOW GOOD IT WAS AT ONE TIME, THEY WOULD SEE THAT BY COMPARISON I AM ALL BUT AMNESIAC, IF THERE IS SUCH A WORD.

PRESIDENT FOLEY: TIME, SENATOR, BUT YOU'RE NEXT IN THE QUEUE AND MAY CONTINUE.

SENATOR CHAMBERS: THANK YOU. ONE THING I REMEMBERED WAS TO PUNCH MY BUTTON IF I WANTED TO SPEAK AGAIN. WHAT I'M TALKING ABOUT THIS MORNING NEVER WOULD OCCUR ON THIS FLOOR WHEN WE'RE DISCUSSING CONFIRMATION REPORTS. IN THE PAST I WOULD MAKE A FEW COMMENTS ABOUT THE DEARTH OF FEMALES WHEN IT CAME TO THE APPOINTING PROCESS. AND AT LEAST A COUPLE OF THE GOVERNORS WOULD WANT IT CALLED TO MY

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ATTENTION THAT A FEMALE, OR MORE THAN ONE, WOULD BE ON THE LIST THAT WAS SUBMITTED, BUT THERE STILL IS NOT THE UNIVERSAL ACCEPTANCE OF WOMEN THAT OUGHT TO BE ACCORDED; THERE'S NOT THE UTILIZATION OF THE SKILLS AND THE ABILITIES THAT WOMEN WOULD BRING TO ANY ACTIVITY. SO AT LEAST I CAN TALK ABOUT THESE THINGS AND I WILL. I HAVE SAID THAT THE LEGISLATURE CAN BE VIEWED AS A DEBATING SOCIETY BUT THERE IS A MARKED DIFFERENCE, AND THAT MARKED DIFFERENCE IS THE WORD "MARK" WITH "E-D" ON THE END OF IT BECAUSE WE HAVE SOMEBODY IN HERE WITH THE FIRST NAME OF MARK AND I DON'T WANT HIM TO GET THE BIG HEAD. THE MARKED DIFFERENCE IS THAT WE HAVE THE POWER TO DO THINGS THAT WOULD MAKE REALITY OF THE FINE WORDS THAT WE ARTICULATE. THERE ARE PEOPLE WHO, IN THE PROCESS OF DOING EVERYTHING THEY CAN TO MAKE SURE THAT OUR BROTHERS AND SISTERS WHO CANNOT NOW OBTAIN MEDICAL COVERAGE, WILL TALK ABOUT NEBRASKA AS BEING A PLACE OF COMPASSIONATE PEOPLE. I'M GOING TO BRING ONE OF THESE DAYS, OR HAVE HANDED OUT, INSTEAD OF A RHYME, THE WORD "COMPASSION," AND THEN THE DEFINITION FROM THE DICTIONARY, SO MY COLLEAGUES WILL KNOW WHAT THE WORD MEANS. THEN THEY WILL NEVER LET IT LEAVE THEIR MOUTH AGAIN ON THIS FLOOR AS THEY BEHAVE IN A WAY THAT NEGATIVES THE VERY CONCEPT OF COMPASSION. WORDS ARE CHEAP, IT IS SAID. IT TAKES MONEY TO BUY LAND. AND WE'VE HEARD A LOT OF TALK NOT ONLY ABOUT LAND BUT THE TAXING OF LAND. MANY, MANY HOURS, MANY, MANY DAYS HAVE BEEN AND WILL BE GIVEN TO THE SUBJECT OF LAND AND HOW IT IS DEALT WITH. BUT WHEN IT CAME TO DEALING WITH OUR BROTHERS AND SISTERS WHO CANNOT PROCURE MEDICAL CARE WHICH IS AVAILABLE BUT FOR THE FACT THAT THEY LACK THE WHEREWITHAL, NOT TWO HOURS COULD BE GIVEN. NOT TWO HOURS COULD BE GIVEN. SO I'M GOING TO TAKE MY TIME AS I TAKE MY TIME, AND I'M GOING TO TALK ABOUT WHAT I THINK OUGHT TO BE DISCUSSED. AND AS I DO SO, MAYBE NOBODY ON THIS FLOOR WILL HEAR IT OR HEED IT, BUT THERE ARE PEOPLE WHO WATCH US AND LISTEN TO US, SO WHAT WE SAY IS AMPLIFIED TO A DEGREE WE CANNOT DETERMINE, MAYBE TO A DEGREE WE WOULD NOT EVEN IMAGINE. BUT I HAVE HAD IT BROUGHT TO MY ATTENTION THAT THERE ARE PEOPLE WHO ARE BEDRIDDEN WHO WATCH WHAT GOES ON IN THE LEGISLATURE.

PRESIDENT FOLEY: ONE MINUTE.

SENATOR CHAMBERS: AND SOMETIMES THEY RISE, FIGURATIVELY SPEAKING, ON A CLOUD OF HOPE ONLY TO BE DASHED AND RETURNED TO EARTH, UNCEREMONIOUSLY, BY THE LEGISLATURE SAYING, AH, BUT WE SHALL NOT DO

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IT, YOU SHALL REMAIN WITHOUT MEDICAL CARE. WE WILL TALK ABOUT HOW MUCH REGARD THERE IS FOR LIFE ON THIS FLOOR. IS THIS MY THIRD TIME, MR. PRESIDENT?

PRESIDENT FOLEY: YOU'RE JUST CONCLUDING YOUR SECOND. YOU'RE ABOUT TO GO INTO YOUR THIRD.

SENATOR CHAMBERS: THANK YOU. WHEN I RAISED THE ISSUE OF PEOPLE HAVING THE RIGHT TO DETERMINE WHEN AND HOW THEY WILL LEAVE THIS WORLD AND ASKED MY COLLEAGUES TO TAKE AWAY THE CRIMINALIZATION OF DOCTORS WHO ARE WILLING TO HELP THOSE PEOPLE,...

PRESIDENT FOLEY: YOU'RE NOW ON YOUR THIRD OPPORTUNITY, SENATOR.

SENATOR CHAMBERS: THANK YOU...WE WERE TOLD, SENATOR GLOOR TALKED ABOUT IT...WELL, I'M POINTING TO AN EMPTY SPACE BACK THERE, BUT HE'S HERE SOMEWHERE, NOT OVER THE RAINBOW, NOT AT THE END OF THE RAINBOW. YOU KNOW WHY I KNOW HE'S NOT AT THE END OF A RAINBOW? THE ONLY ONE WHO WOULD BE AT THE END OF A RAINBOW IS A LEPRECHAUN GUARDING A BIG KETTLE OF GOLD. AND THAT DESCRIPTION WOULD NEVER FIT SENATOR GLOOR. BUT AT ANY RATE, HE TALKED ABOUT ALL THE ADVANCES BEING MADE BY SCIENCE AND IN MEDICINE THAT CAN KEEP PEOPLE HERE AND EXTEND THE DYING PROCESS--THAT'S NOT THE WAY HE PUT IT--BUT CAN EXTEND THE DYING PROCESS AND KEEP A PERSON NOW IN THE STATUS OF DYING FOR A PERIOD OF TIME UNIMAGINABLE IN THE OLDEN DAYS, SOMETHING THAT IS NOT FOUND IN THE SO-CALLED ANIMAL KINGDOM BECAUSE WHAT NATURE HAS DETERMINED IS THAT IF A CREATURE BECOMES SO OLD AND DECREPIT THAT IT CANNOT TAKE CARE OF ITSELF, THEN SOME OTHER ANIMAL WILL INCORPORATE THAT ANIMAL'S SUBSTANCE INTO ITS OWN. AND THAT OLD, DECREPIT ANIMAL NO LONGER SURVIVES AS A FREESTANDING ENTITY, BUT IT CONTINUES TO LIVE AS THE PART OF THE ANIMAL THAT CONSUMED IT, SO IN A SENSE THAT COULD BE CONSIDERED NATURE'S FIRST TRANSPLANT. YOU TAKE FROM ONE LIVING, ABOUT TO DIE, AND THROUGH THAT ONE BEING ANNIHILATED ANOTHER ONE CONTINUES TO LIVE. WE ARE ALWAYS TOLD THAT EARLY DETECTION IS ONE OF THE SUREST WAYS TO ADDRESS SOME OF THE MOST DREADFUL DISEASES THAT CAN BEFALL PEOPLE. EARLY DETECTION IS POSSIBLE THROUGH REGULAR CHECKUPS, VISITS TO THE DOCTOR, AND PREVENTATIVE CARE. AND EVEN IF YOU'RE BEYOND THE STATE OF SOMETHING BEING PREVENTED, IF IT'S CAUGHT EARLY ENOUGH, THE TREATMENT IS MORE

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LIKELY TO BE SUCCESSFUL. BUT WHAT DO MY COLLEAGUES WHO YIP, YAP, AND YAMMER ABOUT COMPASSION SAY? WE ARE NOT GOING TO TAKE MONEY THAT DOES NOT DIMINISH MONEY FROM THE GENERAL FUND AND MAKE AVAILABLE TO THESE PEOPLE THE HELP THAT THEY USE ON THIS FLOOR TO DENY OTHER PEOPLE THE RIGHT TO DECIDE THAT THEY'RE GOING TO LEAVE HERE ON THEIR OWN TERMS. SO THE ARGUMENT THAT THEY GIVE TO JUSTIFY ONE NEGATIVE ATTITUDE IS DISCARDED SO THAT THEY CAN CONTINUE A NEGATIVE ATTITUDE AND MISTREATMENT OF ANOTHER CATEGORY OF PEOPLE. AND THAT IS WHAT IS DISGUSTING TO ME. BUT ALL I CAN BE IS DISTRESSED ABOUT IT AND TALK ABOUT IT WHENEVER I CHOOSE TO. I DON'T KNOW THAT ANYBODY THOUGHT WE WOULD SPEND THIS MUCH TIME. IN ONE MINUTE...WELL, IT'S 10:00 NOW. WHEN THEY CAME HERE THIS MORNING, I DOUBT THAT ANYBODY FELT WE WOULD BE ON CONFIRMATIONS, ALL OF THEM, FOR THIS LONG. WE HAVEN'T EVEN FINISHED THE CONFIRMATION REPORT OF ONE COMMITTEE. AND I'M DELIVERING ON MY PROMISE AND WE'RE GOING TO HAVE THE OPPORTUNITY TO SEE...

PRESIDENT FOLEY: ONE MINUTE.

SENATOR CHAMBERS: ...JUST HOW LONG I'M WILLING TO TAKE TO DO WHAT I THINK IS JUSTIFIED AND PROPER. BUT I'M GOING TO TAKE MY TIME. I'M GOING TO TAKE YOUR TIME. AND THOSE WHO ARE NOT GIVEN A FAIR SHAKE BY THIS LEGISLATURE ARE AT LEAST GOING TO HAVE THEIR SITUATION DISCUSSED ON THIS FLOOR TODAY. THANK YOU, MR. PRESIDENT.

PRESIDENT FOLEY: THANK YOU, SENATOR CHAMBERS. SENATOR CAMPBELL, YOU'RE RECOGNIZED TO CLOSE ON THE THIRD DIVISION. SHE WAIVES CLOSING. THE QUESTION IS THE CONFIRMATION OF DEBRA PARSOW TO THE STATE BOARD OF HEALTH, THIRD DIVISION. ALL THOSE IN FAVOR VOTE AYE; ALL THOSE OPPOSED VOTE NAY. HAVE YOU ALL VOTED WHO CARE TO? RECORD PLEASE, MR. CLERK.

CLERK: (RECORD VOTE, LEGISLATIVE JOURNAL PAGES 1461-1462.) 26 AYES, 0 NAYS, MR. PRESIDENT.

PRESIDENT FOLEY: DEBRA PARSOW IS CONFIRMED. SENATOR CAMPBELL, THE FOURTH DIVISION.

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SENATOR CAMPBELL: THANK YOU, MR. PRESIDENT. OUR NEXT GUBERNATORIAL APPOINTMENT NOMINEE IS DR. WAYNE STUBERG, WHO SERVES AS THE CHAIR OF THE STATE BOARD OF HEALTH AND HAS SERVED FOR TEN YEARS ON THE BOARD. HE IS A BOARD-CERTIFIED PHYSICAL THERAPIST AT MUNROE-MEYER AND SERVES AS THE PROFESSOR AND ASSOCIATE DIRECTOR AND, I WOULD HAVE TO SAY, IS HIGHLY REGARDED AMONG THE MEMBERS OF THE STATE BOARD OF HEALTH AND THE HHS COMMITTEE. THANK YOU, MR. PRESIDENT.

PRESIDENT FOLEY: THANK YOU, SENATOR CAMPBELL. SENATOR CHAMBERS, YOU'RE RECOGNIZED.

SENATOR CHAMBERS: THANK YOU. MR. PRESIDENT, FIRST I MUST OFFER MY MEA CULPA. I WAS DISTRACTED. I DID NOT CAST A VOTE FOR THE LAST APPOINTEE. BUT HAD I VOTED, I DEFINITELY WOULD HAVE VOTED FOR HER. I'D LIKE TO ASK SENATOR CAMPBELL A QUESTION OR TWO.

PRESIDENT FOLEY: SENATOR CAMPBELL, WOULD YOU YIELD, PLEASE?

SENATOR CAMPBELL: CERTAINLY.

SENATOR CHAMBERS: SENATOR CAMPBELL, DURING MY MOMENT OF DISTRACTION, I DIDN'T HEAR EXACTLY WHAT YOU SAID THIS GENTLEMAN DOES CURRENTLY.

SENATOR CAMPBELL: SENATOR CHAMBERS, HE IS A PROFESSOR AND ASSOCIATE DIRECTOR AT MUNROE-MEYER AT UNMC. HE IS A BOARD-CERTIFIED PHYSICAL THERAPIST.

SENATOR CHAMBERS: AND FOR THOSE WHO MAY NOT KNOW WHAT THOSE LETTERS U-N-M-C STAND FOR, WHAT DO THEY STAND FOR?

SENATOR CAMPBELL: THE UNIVERSITY OF NEBRASKA MEDICAL CENTER.

SENATOR CHAMBERS: SENATOR, DO YOU HAVE ANY OPINION ABOUT THE LEVEL OF COMPETENCY OR EXCELLENCE OF THAT ENTITY THAT YOU JUST DESIGNATED?

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SENATOR CAMPBELL: YES, I DO, SENATOR CHAMBERS. I SERVED ON THE BOARD OF COUNSELORS FOR UNMC AND I CHAIRED THAT COMMITTEE AND HAVE WORKED WITH UNMC OVER THE SIX YEARS THAT I'VE BEEN THE CHAIR OF THE HEALTH AND HUMAN SERVICES COMMITTEE.

SENATOR CHAMBERS: WOULD YOU SAY THAT, BASED EITHER ON YOUR KNOWLEDGE, YOUR READING, OR THINGS YOU'VE HEARD, THAT UNMC IS A FACILITY THAT HAS A VERY HIGH STANDING IN THE MEDICAL COMMUNITY NOT ONLY IN NEBRASKA BUT IN OTHER PARTS OF THE COUNTRY?

SENATOR CAMPBELL: CERTAINLY, SENATOR CHAMBERS. WE ARE FORTUNATE TO HAVE AN INSTITUTION OF ITS EXCELLENCE IN OUR STATE. AND WE SAW THAT WORLDWIDE WHEN UNMC STEPPED FORWARD AND HELPED DURING THE EBOLA EPIDEMIC. AND I DON'T...I GUESS I DON'T THINK THEY RECEIVED ENOUGH RECOGNITION FOR THE WORK THAT THEY DID AND THE LIVES THAT THEY SAVED.

SENATOR CHAMBERS: AND, SENATOR, IN A STATE LIKE NEBRASKA, WHICH SOME PEOPLE CALL A FLYOVER STATE, IS IT HELPFUL, OR WOULD IT BE HELPFUL, TO THE OVERALL IMAGE OF THIS STATE IF UNMC WERE RECOGNIZED TO THE EXTENT IT OUGHT TO BE FOR THE WORK ACTUALLY DONE, NOT ONLY IN THE EBOLA CRISIS WHERE THERE WAS TREATMENT OFFERED BUT IN RESEARCH AND THE PERFORMANCE OF VARIOUS SURGICAL PROCEDURES?

SENATOR CAMPBELL: OH, ABSOLUTELY. WE'VE BEEN ABLE TO BRING TO THE STATE OF NEBRASKA NOTED RESEARCHERS AND PHYSICIANS. AND I WOULD HAVE TO SAY THAT ONE OF THE MOST IMPORTANT ASPECTS OF UNMC IS THEIR CARING AND CONCERN AND THOUGHTFULNESS FOR NEBRASKANS ALL ACROSS THE STATE, NOT JUST IN THEIR HOME COMMUNITY OF OMAHA.

SENATOR CHAMBERS: THANK YOU FOR THAT, SENATOR CAMPBELL. NOW I WILL KIND OF TRY TO FLY ON MY OWN. I ALSO HAVE A VERY HIGH OPINION OF UNMC. I WAS VISITING THAT PLACE WITH AN ELDERLY LADY FROM MY COMMUNITY WHO HAD SOME KIND OF HEART-STIMULATING DEVICE, BUT SHE WANTED A HEART TRANSPLANT. AND SHE THOUGHT THAT BECAUSE OF HER POVERTY SHE WAS DENIED A HEART TRANSPLANT. AND I TOLD HER THAT I'M NOT A DOCTOR, OBVIOUSLY, I'M NOT AN EXPERT OF ANY KIND IN THE MEDICAL REALM, BUT I DO HAVE AN OPINION AND THAT MY OPINION WAS THAT A PERSON IN HER SITUATION,...

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PRESIDENT FOLEY: ONE MINUTE.

SENATOR CHAMBERS: ...REGARDLESS OF HER RACE OR IMPOVERISHED SITUATION, WOULD NOT BE A GOOD CANDIDATE FOR A HEART TRANSPLANT. AND THEN I BEGAN TO EXPLAIN TO HER WHY IT WAS MY OPINION BEFORE WE SAT DOWN WITH AN ATTENDING PHYSICIAN THAT SHE HAD. I TOLD HER THAT AT HER AGE THE OPERATION ITSELF COULD POSE DIFFICULTIES, THE FACT THAT SHE HAD SEVERAL PROCEDURES ASSOCIATED WITH HER CONDITION MIGHT WEAKEN HER FURTHER, AND WHEN YOU GET SUCH AN OPERATION, IF YOU DON'T HAVE THE ADEQUATE FOLLOW-UP, IF THERE'S NOT SOMEBODY TO TEND TO YOU WHEN YOU LEAVE THE FACILITY, THEN THERE ARE THINGS THAT CAN HAPPEN WHICH WOULD MAKE NOT ONLY THE PROCEDURE UNSUCCESSFUL, BUT YOUR LIFE COULD TERMINATE MORE QUICKLY THAN IT WOULD ORDINARILY. SO I DON'T THINK YOUR BEING POOR OR BEING BLACK IS THE REASON FOR THE DECISION.

PRESIDENT FOLEY: TIME, SENATOR.

SENATOR CHAMBERS: THANK YOU, MR. PRESIDENT.

PRESIDENT FOLEY: THANK YOU, SENATOR CHAMBERS. (VISITORS INTRODUCED.) DEBATE CONTINUES ON THE CONFIRMATION REPORT. SENATOR CHAMBERS, YOU'RE RECOGNIZED.

SENATOR CHAMBERS: THANK YOU, MR. PRESIDENT. WHEN WE SAT DOWN WITH THE DOCTOR AND THE DOCTOR BEGAN TO DISCUSS, IN FAR MORE DETAIL THAN I'VE GIVEN HERE, A MORE IN-DEPTH EXPLANATION, THE ELDERLY BLACK LADY LOOKED AT ME AND SHE JUST KIND OF NODDED. AND AFTER IT WAS ALL OVER, SHE ACKNOWLEDGED TO THAT DOCTOR THAT SHE DID NOT HAVE THE SAME OPINION UPON LEAVING THAT SHE HAD PRIOR TO COMING. AND AS WE WERE MAKING OUR WAY AWAY FROM THE HOSPITAL, BEFORE WE GOT OUT OF IT, AND SHE WAS WALKING VERY SLOWLY BECAUSE THAT WAS WHAT HER CONDITION NECESSITATED, A DOCTOR CAME ALONG. AND I HAVE ONE WAY OF REMEMBERING HIS NAME. HIS LAST NAME WAS SEARS. AND BECAUSE OF THE NATURE OF OUR CONVERSATION, I WANTED TO BE SURE AND REMEMBER HIS NAME, SO I THOUGHT OF SEARS AND ROEBUCK AND THAT HAS HELPED ME REMEMBER HIS NAME. BUT IN CASE I FORGOT ROEBUCK, WAS THERE ANOTHER NAME OR WORD ASSOCIATED WITH THAT WHICH MIGHT HELP ME REMEMBER THE SEARS? WELL, I SERVED IN THIS LEGISLATURE WITH A SENATOR I HAVE

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TREMENDOUS RESPECT FOR, JENNIE ROBAK. AND I EVEN WROTE A RHYME ABOUT HER THAT PLEASED HER GREATLY. SO IF I FORGOT SEARS, THEN I THINK OF ROBAK, AND THEN SEARS, ROEBUCK, AND THROUGH ALL OF THAT COMPLICATED MANEUVERING I WAS ABLE TO REMEMBER ONE WORD. AND WHY WOULD I REMEMBER THIS DOCTOR? AS WE WERE TALKING, THE ISSUE OF KUHLOSNOPEE (PHONETICALLY) CAME UP. I USED TO CALL IT KOLUNAHSCUPEE (PHONETICALLY) UNTIL I HEARD PRESIDENT BUSH PROPERLY PRONOUNCE IT KUHLOSNOPEE (PHONETICALLY) OR "SCOPEE" (PHONETICALLY), WHATEVER IT WAS. AND I ASKED HAD HE EVER HAD A COLONOSCOPY. AND ONCE HE HAD HIS EDUCATION IMPROVED AND PROPERLY RECOGNIZED THE WORD, HE SAID, WELL, NO. AND I ASKED HIS AGE. AND HE WAS NEAR MY AGE. I SAID, WELL, I'VE NEVER HAD ONE EITHER, BUT PEOPLE HAVE BEEN PRESSURING ME TO GET ONE; DO YOU THINK AS A DOCTOR IT IS ADVISABLE FOR A PERSON TO HAVE A COLONOSCOPY? HE SAID, YES, I DO. I SAID, ARE YOU A RELIGIOUS MAN? HE SMILED AND HE SAID, WELL, NOT PARTICULARLY. I SAID, BUT HAVE YOU HEARD THAT EXPRESSION THAT COMES FROM THE "BIBBLE," PHYSICIAN, HEAL THYSELF? HE SAID YES. I SAID, THEN YOU AND I ARE GOING TO HAVE A CONTEST: WHICHEVER OF US GETS ONE OF THESE PROCEDURES FIRST WILL NOTIFY THE OTHER. WELL, I WOUND UP GETTING ONE. AND THIS IS NOT A BOAST: THEY SAID THAT I HAD THE CLEANEST COLON THEY HAD EVER SEEN. AND YOU WANT ME TO TELL YOU WHY? WHEN I GO TO THE DOCTOR, I RELY ON THE DOCTOR'S EXPERTISE. AND THEY GAVE ME A PRESCRIPTION TO GO GET THIS STUFF THAT PEOPLE HAD CONVINCED ME WOULD BE SO FOUL TASTING. IT TASTED LIKE LEMONADE. IT WAS NOT FOUL TASTING AT ALL. AND IF IT WASN'T FOR THE FACT THAT IT ACTS ON YOU IN THE WAY THAT IT DOES, I MIGHT HAVE CONTINUED TO CONSUME IT. THEN YOU DRINK ALL OF THIS WATER, WHICH I DID. SO WHEN I WENT, THEY STRETCH YOU OUT, AND THE GUY HAD PUT THESE TWO LITTLE PRONGS IN MY NOSE. AND I HAD BEEN TALKING TO THEM AND WE'D GOTTEN TO KNOW EACH OTHER WELL, THIS PERSON WHO WAS GOING TO PERFORM THIS PROCEDURE AND THE OTHERS IN THE ROOM. AND I HAD TOLD THEM THAT IF I WERE CONVINCED TO...

PRESIDENT FOLEY: ONE MINUTE.

SENATOR CHAMBERS: ...A MEDICAL CERTITUDE THAT I ONLY HAD 30 DAYS TO LIVE, GUESS WHAT I WOULD DO? AND THE ROOM WAS QUIET BECAUSE NOBODY WANTED TO HAZARD A GUESS. THEY PROBABLY WERE WISHING THAT THEY COULD SHORTEN THAT 30 DAYS AND COMPRESS IT AND MAKE IT SOONER, BECAUSE I'VE HAD PEOPLE, WHEN I TOLD THEM THAT I PLANNED TO BE CREMATED, THEY SAID, THERE'S NO NEED TO WAIT, I'LL TAKE YOU FOR THAT

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PROCEDURE RIGHT NOW. BUT AT ANY RATE...OH, AND THEN ONE GUY SAID, OH, YOU WANT...DOES CREMATING MEAN THAT YOU--IN THE BARBERSHOP-- CREMATING, IS THAT WHERE THEY BURN YOU? I SAID, UH-HUH. HE SAID, WELL, YOU'RE GOING TO GET BURNED TWICE? I SAID, WELL, WE...THAT SECOND TIME, WE DON'T KNOW IF THAT'S GOING TO HAPPEN TO ANYBODY. BUT AT ANY RATE, I STRETCHED OUT AND HAD...BEFORE I WENT UNDER, I SAID I WOULD EAT BIG MACS EVERY DAY AND BETWEEN EATING BIG MACS I WOULD EAT BACON; I WOULD EAT BACON AND BIG MACS.

PRESIDENT FOLEY: TIME, SENATOR.

SENATOR CHAMBERS: THANK YOU.

PRESIDENT FOLEY: SENATOR CHAMBERS, YOU'RE RECOGNIZED. THIS IS YOUR THIRD OPPORTUNITY, SENATOR.

SENATOR CHAMBERS: THANK YOU. AND, MR. PRESIDENT, SINCE WE'RE GOING TO SPEND ALL THIS TIME TOGETHER, I MAY AS WELL DO A LITTLE REMINISCING. THAT'S WHAT OLD PEOPLE ARE ALLOWED TO DO. SO I LAY BACK, AND THEN I OPENED MY EYES AND I TOLD THE GUY, I SAID, WELL, I'M READY, WHEN ARE YOU GUYS GOING TO DO IT? HE SAID, IT'S DONE. I SAID, WHAT? HE SAID, IT'S OVER. I SAID, JUST LIKE THAT? HE SAID, JUST LIKE THAT. AND I SAID, YOU ALL SHOULD LET PEOPLE KNOW HOW SIMPLE THIS PROCEDURE IS AND HOW EASILY IT CAN BE COMPLETED. AND I RECOVERED SO WELL, I DIDN'T HAVE TO STAY THERE FOR ANY PERIOD OF TIME THAT THEY USUALLY...BECAUSE WHEN THEY SEND YOU THIS INFORMATION, THEY TELL, AFTER YOU GET THROUGH, THEY'LL WANT YOU TO SIT SOMEPLACE FOR A CERTAIN AMOUNT OF TIME. I DIDN'T HAVE TO DO THAT. I DIDN'T HAVE TO RIDE A WHEELCHAIR OUT, NOTHING. AND WHEN I WAS GOING OUT, I SAW A GUY IN A WHEELCHAIR AND I SAID, HOW COME YOU'RE IN A WHEELCHAIR, YOU HURT YOUR LEG OR SOMETHING? HE SAID, NO, I JUST CAME FROM THE HOSPITAL AND I'M GETTING READY TO GO HOME. I SAID, AND THEY DIDN'T DO FOR YOU WHAT THEY WERE SUPPOSED TO? HE SAID, YEAH, BUT THEY WANTED ME TO BE IN A WHEELCHAIR. I SAID, YOU KNOW WHAT JUST HAPPENED TO ME? HE SAID, NO, WHAT? AND I ACTED LIKE I WAS GOING TO RAISE MY SHIRT. THEN I PUT IT BACK DOWN. I SAID, I JUST HAD MY APPENDIX TAKEN OUT, AND HERE I AM WALKING, AND THEY DID FOR YOU WHAT YOU WERE TO HAVE DONE AND YOU RIDE IN A WHEELCHAIR? MAN, DO YOU KNOW HOW OLD I AM? AND CINDY WAS WITH ME BECAUSE THEY WANT YOU TO HAVE SOMEBODY TO DRIVE YOU, NOT KNOWING THAT I'D HAVE BEEN

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ABLE TO DRIVE MYSELF. AND SHE SAID I SHOULDN'T SAY THINGS LIKE THAT TO PEOPLE. AND I TOLD HER I LIKE TO BRIGHTEN PEOPLE'S DAY WHENEVER I CAN. ALL THAT IS TO BRING ME BACK TO THIS POINT. I HAVE NOT CONTACTED DR. SEARS BUT I SHALL. I JUST HOPE HE'S STILL AROUND SO THAT I CAN GLOAT. THE POINT I WAS GETTING TO WITH REFERENCE TO UNMC, IT TIES INTO ANOTHER MATTER THAT IS PENDING IN OMAHA RIGHT NOW IN THE REALM OF LAW ENFORCEMENT. THE MAYOR, WITH WHOM I DISAGREE ON MOST THINGS, DONALD KLEINE, THE DOUGLAS COUNTY ATTORNEY WITH WHOM I DISAGREE ON A LOT OF THINGS BUT WE HAVE ALWAYS BEEN ABLE TO TALK TO EACH OTHER, AND SOME OTHERS WHO ARE KNOWLEDGEABLE BELIEVE THAT THE CRIME LAB THAT OMAHA HAS AND THE CRIME LAB THAT DOUGLAS COUNTY HAS SHOULD BE COMBINED AND MOVED TO UNMC. NOT ONLY WOULD THE FACILITY AND THE EQUIPMENT BE BETTER AND MORE SUITED TO WHAT SUCH A LAB IS TO DO, BUT THEY WOULD HAVE THE EXPERTISE THERE. DOUGLAS COUNTY HAS A REPUTATION PRIMARILY BECAUSE A MAN NAMED DAVID KOFOED PLANTED BLOOD EVIDENCE THAT LED TO THE CONVICTION OF TWO YOUNG MEN WHO HAD NOT COMMITTED A MURDER. AND HAD THE DEATH PENALTY BEEN AT PLAY, IN PLAY, AND CARRIED OUT THE WAY SOME PEOPLE THINK IT SHOULD BE, EXPEDITIOUSLY, TWO INNOCENT MEN WOULD HAVE DIED. DAVID KOFOED SPENT TIME IN PRISON AND HE LOST A COUPLE OF JUDGMENTS, WHICH HE WILL NEVER PAY. WITH THE LAB IN OMAHA, THE POLICE HAVE HAD PROBLEMS WITH FINGERPRINTING. SO BY MOVING THAT LAB TO UNMC, I THINK IT WOULD IMPROVE EVERYTHING IN THE REALM WHERE A LAB SUCH AS THAT IS TO OPERATE. SO ANYTHING THAT I CAN DO TO FACILITATE THAT, I WILL. AND BASED ON WHAT SENATOR CAMPBELL TOLD US ABOUT THIS GENTLEMAN WHO'S GOING TO BRING HIS SKILLS AND WHAT HE CAN OFFER TO THE STATE BOARD OF HEALTH IS ENCOURAGING TO ME.

PRESIDENT FOLEY: ONE MINUTE.

SENATOR CHAMBERS: SO I DEFINITELY AM GOING TO FOCUS WHEN TIME COMES TO VOTE FOR HIM, AND THAT'S EXACTLY WHAT I WILL DO. THANK YOU, MR. PRESIDENT.

PRESIDENT FOLEY: THANK YOU, SENATOR CHAMBERS. SENATOR CAMPBELL, YOU'RE RECOGNIZED TO CLOSE ON THE CONFIRMATION REPORT. SHE WAIVES CLOSING. MEMBERS, THE QUESTION BEFORE US IS THE FOURTH DIVISION REGARDING THE CONFIRMATION OF DR. WAYNE STUBERG TO THE STATE BOARD OF HEALTH. ALL THOSE IN FAVOR VOTE AYE; THOSE OPPOSED VOTE NAY. HAVE YOU ALL VOTED WHO CARE TO? RECORD PLEASE, MR. CLERK.

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office

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CLERK: (RECORD VOTE, LEGISLATIVE JOURNAL PAGE 1462.) 25 AYES, 0 NAYS, MR. PRESIDENT, ON THE ADOPTION OF THE REPORT.

PRESIDENT FOLEY: DR. WAYNE STUBERG IS CONFIRMED. THE FIFTH DIVISION, SENATOR CAMPBELL.

SENATOR CAMPBELL: THANK YOU, MR. PRESIDENT. OUR NEXT NOMINEE IS JIM TREBBEIN FROM BENNINGTON, NEBRASKA. MR. TREBBEIN IS THE RETIRED DEAN AT THE METRO COMMUNITY COLLEGE OF THE INSTITUTE FOR CULINARY ARTS. ACTUALLY, HE INITIATED IN THE UNITED STATES THE FIRST BACHELOR, TWO-YEAR BACHELOR ASSOCIATE DEGREE IN RESTAURANT MANAGEMENT. AS I SAID, HE IS RETIRED AND HE NOW OWNS TWO BUSINESSES IN OMAHA AND WOULD BRING A VERY INTERESTING PERSPECTIVE TO THE STATE BOARD OF HEALTH. THANK YOU, MR. PRESIDENT.

PRESIDENT FOLEY: THANK YOU, SENATOR CAMPBELL. SENATOR McCOLLISTER, YOU'RE RECOGNIZED. HE WAIVES THE OPPORTUNITY. SENATOR CHAMBERS, YOU'RE RECOGNIZED.

SENATOR CHAMBERS: THANK YOU. MR. PRESIDENT, MEMBERS OF THE LEGISLATURE, ONCE AGAIN I WOULD LIKE TO ASK SENATOR CAMPBELL A QUESTION OR TWO ABOUT THIS GENTLEMAN.

PRESIDENT FOLEY: SENATOR CAMPBELL, WOULD YOU YIELD, PLEASE?

SENATOR CAMPBELL: CERTAINLY.

SENATOR CHAMBERS: SENATOR CAMPBELL, DID YOU USE THE WORD "CULINARY" AS YOU WERE SPEAKING?

SENATOR CAMPBELL: I DID, SENATOR CHAMBERS.

SENATOR CHAMBERS: AND I'M NOT QUESTIONING THAT. COULD YOU ELABORATE ON WHAT IT IS THIS GENTLEMAN DID THAT'S CONNECTED WITH THAT?

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SENATOR CAMPBELL: YES. HE WAS A PROFESSOR AT THE METRO COMMUNITY COLLEGE AND I BELIEVE HELPED TO START THE PROGRAM OF THE INSTITUTE FOR CULINARY ARTS. AND BASICALLY IT'S A TRAINING FOR THOSE PEOPLE WHO WISH TO GO INTO--WHAT WOULD I SAY--RESTAURANT MANAGEMENT, PARTICIPATING AS A COOK IN RESTAURANTS, AND I BELIEVE WAS THE FIRST TWO-YEAR ASSOCIATE BACHELOR DEGREE FOR SUCH A PROGRAM IN THE UNITED STATES. I HOPE THAT HELPS, SENATOR CHAMBERS.

SENATOR CHAMBERS: YES. AND TO GO A STEP FURTHER, DID YOU INDICATE THAT THEY ARE TAUGHT HOW TO PREPARE FOOD OR COOK?

SENATOR CAMPBELL: ABSOLUTELY, TO PREPARE FOOD. I WOULD IMAGINE THAT THEY DEAL WITH THE SCIENCE OF FOOD AND HOW DIFFERENT FOODS COME TOGETHER TO BE NUTRITIOUS IN THE RESTAURANT BUSINESS.

SENATOR CHAMBERS: AND DELICIOUS.

SENATOR CAMPBELL: AND DELICIOUS, YES, CERTAINLY.

SENATOR CHAMBERS: ALL RIGHT, CARRY ON. GO AHEAD.

SENATOR CAMPBELL: ONE OF THE OTHER THINGS THAT IS INTERESTING ABOUT THIS NOMINEE, SENATOR, IS THAT HE OWNS A BUSINESS IN OMAHA CALLED CHEF SQUARED OR CHEF². AND I BELIEVE THAT IT DEALS WITH VINEGARS AND SPICES THAT YOU CAN PURCHASE. SENATOR HOWARD IS VERY FAMILIAR WITH THIS BUSINESS SHOULD YOU HAVE ANY QUESTIONS ABOUT IT.

SENATOR CHAMBERS: THANK YOU. AND HAVING HAD SENATOR HOWARD PROJECTED CENTER STAGE IN THE SPOTLIGHT, I WOULD LIKE TO ASK SENATOR HOWARD A FEW QUESTIONS IF SHE WILL YIELD.

PRESIDENT FOLEY: SENATOR HOWARD, WOULD YOU YIELD, PLEASE?

SENATOR HOWARD: YES, I WILL.

SENATOR CHAMBERS: SENATOR HOWARD, SENATOR CAMPBELL JUMPED THE GUN ON ME BY MENTIONING THE SCIENCE OF FOOD. THERE IS A SCIENCE. NOW,

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BEFORE I ASK YOU ANY QUESTIONS-- SHE SAID YOU HAVE KNOWLEDGE--COULD YOU GIVE A LITTLE BACKGROUND ON WHAT THINGS YOU ARE FAMILIAR WITH SO THAT I WON'T ASK YOU ANYTHING THAT MIGHT BE BEYOND WHAT YOU WOULD KNOW.

SENATOR HOWARD: WELL, MR. TREBBEIN OWNS A BUSINESS IN MY DISTRICT CALLED CHEF² WHICH IS IN MIDTOWN CROSSING. THEY SELL OILS AND VINEGARS. AND WHEN YOU GO, YOU CAN ACTUALLY TASTE TEST EACH OIL AND VINEGAR. THEY'LL GIVE YOU A LITTLE PIECE OF BREAD AND YOU CAN TRY EACH ONE BEFORE YOU PURCHASE IT. I WILL SAY, MY HUSBAND IS A VERY BIG FAN OF THIS STORE. AND SO EVERY TIME I GET A CHANCE TO TALK TO MR. TREBBEIN, I LIKE TO TALK ABOUT THE STORE.

SENATOR CHAMBERS: AND BASED ON JUST THAT KNOWLEDGE, ARE YOU CONVINCED THAT HE KNOWS HIS STUFF, SO TO SPEAK, WHEN IT COMES TO THE PREPARATION OF FOOD AND THE OILS AND THE VINEGARS AND WHATEVER ELSE IS INVOLVED IN HIS ESTABLISHMENT?

SENATOR HOWARD: YES, SIR.

SENATOR CHAMBERS: THANK YOU VERY MUCH.

SENATOR HOWARD: THANK YOU.

SENATOR CHAMBERS: MEMBERS OF THE LEGISLATURE, THERE'S A VERY SIMPLE THING THAT A LOT OF PEOPLE ARE NOT AWARE OF. IF YOU'RE GOING TO HEAT SOMETHING IN AN OVEN, THE HEAT COMES UP AND IT HEATS IT FROM THE OUTSIDE IN. IF YOU HEAT SOMETHING IN A MICROWAVE, IT HEATS FROM THE INSIDE OUT. THE MICROWAVE IS GOING TO ACT ON THE MOISTURE WITHIN WHATEVER YOU PUT IN IT. IF YOU PUT SOMETHING DRY INTO A MICROWAVE AND IT'S ABSOLUTELY DRY, YOU'RE NOT GOING TO GET MUCH, IF ANY, REACTION. IF YOU HAVE...

PRESIDENT FOLEY: ONE MINUTE.

SENATOR CHAMBERS: ...SUGARS OR ANY VARIATION, IT WILL HEAT IT QUICKER AND YOU'LL BURN IT UP IF YOU DON'T PAY ATTENTION. IF YOU'RE POPPING POPCORN, DON'T JUST GO BY THE AMOUNT OF TIME THEY SAY ON THE

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PACKAGE. WATCH AND SEE WHAT HAPPENS, NOT WATCH AND PRAY. OR MAYBE YOU CAN WATCH AND PRAY, PRAY THAT WHAT THEY SAY IS GOING TO HAPPEN WILL HAPPEN. BUT THE POINT IS THIS: A LOT OF THINGS THAT WE TAKE FOR GRANTED HAVE MUCH MORE INVOLVED IN THEM THAN WE WOULD BE AWARE OF, AND THAT'S WHERE READING IS VERY HELPFUL. IT CAN SATISFY YOUR CURIOSITY, BUT IT CAN PUT YOU IN A POSITION TO DO MORE CAPABLY AND EXPERTLY THINGS THAT YOU JUST ORDINARILY DO BASED ON WHAT YOU'VE PICKED UP. AND SOME OF THOSE LITTLE--I'LL USE THAT WORD AGAIN--NUANCES THAT YOU PICK UP FROM YOUR STUDY OR YOUR CONVERSATION WITH PEOPLE WHO KNOW CAN ADD A DIMENSION TO WHAT YOU EAT THAT YOU NEVER THOUGHT WOULD HAVE BEEN POSSIBLE AT YOUR HANDS. THANK YOU, MR. PRESIDENT.

PRESIDENT FOLEY: THANK YOU, SENATOR CHAMBERS, AND YOU'RE NEXT IN THE QUEUE. YOU MAY CONTINUE.

SENATOR CHAMBERS: I'M GLAD THAT SENATOR CAMPBELL MENTIONED THE COMMUNITY COLLEGE. THIS IS A LEVEL OF EDUCATION OR A STRATUM WHICH MAKES IT POSSIBLE FOR PEOPLE WHO WANT TO GO BEYOND WHAT THEY TOOK IN HIGH SCHOOL BUT ARE NOT YET QUITE READY, FOR ONE REASON OR ANOTHER, TO GO TO A FOUR-YEAR COLLEGE OR UNIVERSITY, TO GET AT LEAST A JUMP-OFF AND A HEAD START. BUT IF THEY'RE NOT GOING TO GO BEYOND IT, THEY CAN ACTUALLY ACQUIRE ENOUGH DURING THAT COMMUNITY COLLEGE EXPERIENCE TO EQUIP THEM TO BE WHAT BUSINESS PEOPLE TALK ABOUT SO MUCH: A COG IN THE MACHINE OF PRODUCTION, WHO WILL NOT BE VIEWED AS A HUMAN BEING, BY THE WAY. BUT AT ANY RATE, YOU'LL BE GIVEN TOOLS BY WHICH AND WITH WHICH YOU CAN EARN A LIVING. I WILL VOTE FOR THIS GENTLEMAN AS I VOTED FOR ALL THE OTHERS. BUT I'M GOING TO ASK SENATOR BAKER A QUESTION IF HE WILL RESPOND.

PRESIDENT FOLEY: SENATOR BAKER, WOULD YOU YIELD, PLEASE?

SENATOR BAKER: YES.

SENATOR CHAMBERS: SENATOR BAKER, EACH ONE OF THESE PERSONS IS BEING NOMINATED OR TO BE APPOINTED TO THE STATE BOARD OF HEALTH. NOW MY UNDERSTANDING OF BOARD, SPELLED IN THIS FASHION, IS A PIECE OF WOOD THAT CAN BE OF VARYING LENGTHS, VARYING THICKNESSES, AND SO FORTH. HOW IS IT OR WHY IS IT THAT THAT WORD IS USED IN THE CONTEXT IT IS HERE?

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SENATOR BAKER: SENATOR, SOME WORDS HAVE MORE THAN ONE MEANING. BOARD CAN ALSO MEAN A PANEL OF PEOPLE.

SENATOR CHAMBERS: SENATOR, I PICKED THE RIGHT PERSON TO ASK THAT QUESTION TO AND I APPRECIATE YOUR HELP. THANK YOU VERY MUCH. NOW I WOULD LIKE TO ASK SENATOR JOHNSON A QUESTION IF HE WOULD RESPOND.

PRESIDENT FOLEY: SENATOR JOHNSON, WOULD YOU YIELD, PLEASE?

SENATOR JOHNSON: YES, I WILL.

SENATOR CHAMBERS: SENATOR JOHNSON, SENATOR BAKER JUST INFORMED US THAT THE SAME WORD CAN HAVE MORE THAN ONE MEANING, WHICH I AGREE WITH. CAN A WORD THAT HAS A CERTAIN SOUND BE SPELLED MORE THAN ONE WAY?

SENATOR JOHNSON: YES.

SENATOR CHAMBERS: NOW THE WAY IT'S SPELLED HERE, B-O-A-R-D, A PIECE OF WOOD OR A PANEL OF PEOPLE, IF IT WERE SPELLED B-O-R-E-D, WHAT WOULD THAT MEAN BASED ON THE WAY YOU WOULD THINK ABOUT IT, JUST IN LAYPERSON'S TERMS?

SENATOR JOHNSON: I WAS NOT VERY GOOD IN SPELLING.

SENATOR CHAMBERS: WELL, THAT'S WHY I SPELLED IT. I'M ASKING YOU WHAT IT MEANS TO YOU.

SENATOR JOHNSON: BORED COULD BE A VERB SAYING THAT YOU'RE NOT INTERESTED IN SOMETHING OR IT COULD BE SPELLED A DIFFERENT WAY THAT MAKES IT A PIECE OF LUMBER; OR, DEPENDING ON THE SPELLING, IT COULD BE AN ORGANIZATION THAT YOU SERVE ON A GROUP THAT REPRESENTS THE COMPANY. SO THERE'S A LOT OF DIFFERENT WAYS.

SENATOR CHAMBERS: YOU KNOW WHAT YOU JUST DEMONSTRATED, THAT WHEN YOU HAVE SOMEBODY TELL YOU, I'M JUST A COUNTRY LAWYER OR I'M NOT GOOD AT THIS OR THAT, WATCH, WATCH THEM. YOU DID A VERY GOOD JOB. NOW

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YOU DESCRIBED BORED AS JUST BEING DISINTERESTED. NOW WE CAN MAKE ANOTHER FORM OF THAT WORD BY ADDING I-N-G, BORING, AND IT BECOMES AN ADJECTIVE TO DESCRIBE. HAVE I BEEN BORING THIS MORNING?

SENATOR JOHNSON: NO, BECAUSE WE'RE KIND OF WONDERING WHAT'S COMING NEXT.

SENATOR CHAMBERS: SO I CREATE SUSPENSE, ANTICIPATION EVEN.

SENATOR JOHNSON: TO AN EXTENT, YES.

SENATOR CHAMBERS: NOW COULD BORING ALSO DESCRIBE WHAT HAPPENS WHEN YOU'RE USING AN AUGER AND YOU SPIN IT AROUND AND IT MAKES A HOLE THROUGH SOMETHING?

SENATOR JOHNSON: YES.

SENATOR CHAMBERS: OKAY.

SENATOR JOHNSON: YOU CAN BORE A HOLE.

PRESIDENT FOLEY: ONE MINUTE.

SENATOR CHAMBERS: THANK YOU. THANK YOU VERY MUCH. AND I APPRECIATE THE UNSOLICITED COMPLIMENT. MEMBERS OF THE LEGISLATURE, I ASSURE YOU THAT SOMETHING IS COMING NEXT. WE HAVE A WHOLE DAY, A WHOLE DAY! I HAVEN'T EVEN STARTED READING. I HAVEN'T EVEN STARTED...I THOUGHT BY NOW I WOULD HAVE BEEN AT LEAST TO THE SECOND PAGE IN THIS READING MATERIAL. I HAVEN'T EVEN HAD TO USE IT YET BECAUSE, THANKS TO SENATOR CAMPBELL, WE'VE HAD ONE OF THE MOST INTERESTING CONFIRMATION REPORTS THAT HAS BEEN PRESENTED DURING MY 42 YEARS IN THE LEGISLATURE. I DIDN'T KNOW WHAT LAY IN STORE FOR ME THIS MORNING. NOW I HAD SAID I WOULDN'T TRADE IT FOR ALL THE TEA IN CHINA. YOU CAN THROW IN INDIA, BURMA, AND WHEREVER ELSE TEA IS MADE. I WOULDN'T TRADE IT FOR ALL THE TEA ON THIS PLANET, WHAT IS GOING ON TODAY. WE ARE BREWING.

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PRESIDENT FOLEY: TIME, SENATOR.

SENATOR CHAMBERS: THANK YOU, MR. PRESIDENT.

PRESIDENT FOLEY: SENATOR CHAMBERS, YOU'RE RECOGNIZED. THIS IS YOUR THIRD OPPORTUNITY.

SENATOR CHAMBERS: WE ARE BREWING AND STEEPING THIS MORNING. AND WE, METAPHORICALLY SPEAKING, CAN PRODUCE IN AN INTELLECTUAL WAY THAT DELICATE DRINK THAT IS PUT IN DELICATE CUPS AND HELD BETWEEN THE THUMB AND THE POINTING FINGER AND THE LITTLE FINGER RISES IN THE AIR ON ITS OWN AND IT IS SIPPED IN POLITE COMPANY. BUT IT CAN ALSO BE APPLIED TO AN ORGANIZATION OF PEOPLE WHO ARE IN POLITICS AND THEIR HEAD ON THE AVERAGE IS THE SIZE AND CONSISTENCY OF A HEAD OF LETTUCE AND HAVE ABOUT THE SAME AMOUNT OF INTELLIGENCE AND THEY ARE CALLED THE TEA PARTY. I'LL LET THAT SOAK IN. WE'RE STEEPING. WHAT I AM PROPOSING TO DO TODAY IS TAKE TIME, TIME, TIME. AND SOME THINGS HAPPENED YESTERDAY WHICH IF THEY HADN'T HAPPENED WOULD NOT HAVE RESULTED IN MY BEING HERE TODAY DOING WHAT I'M DOING. SENATOR McCOLLISTER KNEW THAT WHEN I SAW HIS BILL ON THE AGENDA, THAT WAS GOING TO TAKE HOWEVER MANY HOURS WERE ALLOWED ON SELECT FILE. BUT THERE ARE OTHER THINGS TOO. I'M EVEN GOING TO DISCUSS THIS HANDOUT I GAVE YOU ON SENATOR GROENE. AND NATURALLY, SINCE THE DEATH PENALTY WAS BEING DISCUSSED, IT WILL LEAD ME INTO SOME CONVERSATIONS ABOUT THAT. AND WHILE WE WERE DEALING WITH THE DEATH PENALTY, ONE OF THE CARDINAL ISSUES INJECTED BY THE GOVERNOR WAS THIS IDEA OF OBTAINING THE DEATH DRUGS. HE BROUGHT THAT UP AND MISLED THE LEGISLATURE BY SUGGESTING OVER AND OVER THAT ANY DAY NOW THOSE DRUGS WOULD BE AVAILABLE. AND EXECUTIONS, TO HIS GREAT DELIGHT--IT WAS THRILLING TO HIM--MIGHT PERHAPS BE CARRIED OUT. BUT BEING UNINFORMED ABOUT THE LAW AND HAVING NO RESPECT OR REGARD FOR THE LAW, HE DIDN'T KNOW THAT ANY DRUG THAT WOULD BE ATTEMPTED TO BE USED IN NEBRASKA, FORGET ABOUT ITS BEING ILLEGAL TO BRING IT HERE, EVEN IF IT COULD BE PROCURED, WOULD UNLEASH YEARS AND YEARS OF ADDITIONAL LITIGATION. A COUPLE OF PEOPLE WHOM, THE GOVERNOR SAID GLEEFULLY, HAVE PROBABLY EXHAUSTED ALL OF THEIR APPEALS CAN NOW BE EXECUTED, AND HE JUMPED FOR JOY AND THERE WAS GREAT EXULTATION IN THE RICKETTS HOUSEHOLD, FROM HIM TO HIS DADDY. AND THESE MEN WHO HAD UP TO THAT TIME PERHAPS EXHAUSTED THEIR APPEALS WERE GIVEN LITERALLY A NEW LEASE ON LIFE, THANKS TO GOVERNOR RICKETTS. I'M NOT AWARE OF HIM

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HAVING CONTRIBUTED \$200,000 TO ANY WORTHWHILE CAUSE THAT WOULD BE UPLIFTING, THAT WOULD ASSIST PEOPLE TO OBTAIN HEALTHCARE, TO PROVIDE SCHOLARSHIPS TO STRUGGLING STUDENTS, STRUGGLING IN THE SENSE OF NOT HAVING THE MONEY TO CONTINUE THEIR EDUCATION. NEVER HAD HE EVEN MENTIONED ANYTHING LIKE THAT. A MAN WHO PROBABLY IS RICHER...

PRESIDENT FOLEY: ONE MINUTE.

SENATOR CHAMBERS: ...THAN HE AND HIS DADDY SEVERAL TIMES OVER, WARREN BUFFETT, HAS PLEDGED TO GIVE AWAY HALF OF HIS FORTUNE. OTHER SUPER-RICH PEOPLE HAVE DONE THE SAME THING: YOUNG ZUCKERBERG, BILL GATES, PEOPLE WHO ARE GENUINELY RICH. YOU'VE NEVER HEARD RICKETTS OR ANY OF THEM SAY THAT. THE BIGGEST THING I KNOW OF THAT THE RICKETTS FAMILY HAS DONE, ASIDE FROM TRYING TO GET THOSE DEATH DRUGS TO THIS COUNTRY AND THEN CARRY OUT EXECUTIONS BY OVERTURNING WHAT THE LEGISLATURE DID, WAS TO GIVE A COUPLE OF MILLION DOLLARS OR MORE TO SOMEBODY TO KEEP DONALD TRUMP FROM BEING ELECTED. THEY'RE ALWAYS ON THE NEGATIVE--AGIN THIS, AGIN THAT--BUT NOTHING POSITIVE. SO THAT'S WHY I DON'T HAVE MUCH REGARD FOR THE GOVERNOR. BUT HE'S THE ONE...

PRESIDENT FOLEY: TIME, SENATOR.

SENATOR CHAMBERS: THANK YOU.

PRESIDENT FOLEY: THANK YOU, SENATOR CHAMBERS. SENATOR CAMPBELL, YOU'RE RECOGNIZED TO CLOSE ON THE FIFTH DIVISION. SHE WAIVES CLOSING. THE QUESTION BEFORE THE BODY IS THE CONFIRMATION OF JIM TREBBEIN TO THE STATE BOARD OF HEALTH. ALL THOSE IN FAVOR VOTE AYE; THOSE OPPOSED VOTE NAY. HAVE YOU ALL VOTED WHO CARE TO? RECORD PLEASE, MR. CLERK.

CLERK: (RECORD VOTE, LEGISLATIVE JOURNAL PAGE 1463.) 25 AYES, 0 NAYS ON ADOPTION OF THE CONFEREE.

PRESIDENT FOLEY: JIM TREBBEIN HAS BEEN CONFIRMED TO THE STATE BOARD OF HEALTH. THE SIXTH DIVISION, SENATOR CAMPBELL.

SENATOR CAMPBELL: THANK YOU, MR. PRESIDENT. I HAVE TO SAY FOR THE RECORD THAT I FEEL SOMEWHAT LIKE I'M REMINISCENT OF THE JOHNNY

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CARSON SKITS OF THE MAGNIFICENT CARNAC: WE ARE AT THE LAST APPOINTMENT AND ALL THE PEOPLE WOULD CHEER. OUR LAST APPOINTMENT TODAY IS DR. DOUGLAS VANDER BROEK, A GENTLEMAN THAT I KNOW PERSONALLY AND WOULD VOUCH FOR. DR. VANDER BROEK IS FROM LINCOLN. HE HAS BEEN IN THE...A DOCTOR OF CHIROPRACTIC CARE FOR 33 YEARS AND HAS AN UNDERGRADUATE DEGREE FROM NORTHWESTERN COLLEGE AND HIS TRAINING IN CHIROPRACTIC CARE FROM PALMER COLLEGE. HE HAD FULFILLED A TERM ON THE BOARD OF HEALTH AND NOW WOULD BE APPOINTED FOR THE FIRST FULL TERM. THANK YOU, MR. PRESIDENT.

PRESIDENT FOLEY: THANK YOU, SENATOR CAMPBELL. DEBATE IS NOW OPEN ON THE CONFIRMATION REPORT, SIXTH DIVISION. SENATOR CHAMBERS, YOU'RE RECOGNIZED.

SENATOR CHAMBERS: THANK YOU, MR. PRESIDENT, MEMBERS OF THE LEGISLATURE. SENATOR CAMPBELL, MAY I POSE A QUESTION OR TWO TO YOU? WOULD YOU YIELD?

PRESIDENT FOLEY: SENATOR CAMPBELL, WOULD YOU YIELD, PLEASE?

SENATOR CAMPBELL: CERTAINLY.

SENATOR CHAMBERS: SENATOR CAMPBELL, YOU PRONOUNCED THE GENTLEMAN'S LAST NAME AS BROOK (PHONETICALLY), LIKE A LITTLE TRILL OR STREAM, BUT IT'S SPELLED B-R-O-E-K. IS THAT A MISPRINT?

SENATOR CAMPBELL: SENATOR CHAMBERS, IT IS NOT, BUT THAT IS THE WAY I HAVE ALWAYS HEARD THE DOCTOR PRONOUNCE HIS NAME.

SENATOR CHAMBERS: SO THAT "E" SHOULD NOT BE ON THE OTHER SIDE OF "K," AND IT BE PRONOUNCED BROKE (PHONETICALLY), AS FAR AS YOU KNOW.

SENATOR CAMPBELL: THAT WOULD BE CORRECT, SENATOR CHAMBERS.

SENATOR CHAMBERS: HAVE YOU SEEN HIS NAME SPELLED OUT AS B-R-O-K-E?

SENATOR CAMPBELL: NO, I HAVE NOT, SENATOR.

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SENATOR CHAMBERS: NOW IS THIS A DUTCH WORD OR BELGIAN? OR JUST WHERE WOULD A NAME LIKE THIS BE FOUND, IF YOU KNOW?

SENATOR CAMPBELL: SENATOR CHAMBERS, TO MY KNOWLEDGE, IT WOULD BE A DUTCH HERITAGE.

SENATOR CHAMBERS: SENATOR, DOES HOLLAND HAVE ANYTHING TO DO WITH DUTCH?

SENATOR CAMPBELL: WELL, ACTUALLY, SENATOR CHAMBERS, I'M THINKING MORE OF HOLLAND, NEBRASKA, WHERE THE RELATIVES OF DR. VANDER BROEK, A NUMBER OF THEM, LIVE AND I THINK ARE OF DUTCH HERITAGE.

SENATOR CHAMBERS: DO THEY GROW TULIPS IN HOLLAND?

SENATOR CAMPBELL: YES, THEY DO, SENATOR.

SENATOR CHAMBERS: IN HOLLAND, NEBRASKA, ALSO?

SENATOR CAMPBELL: I WOULD HOPE SO.

SENATOR CHAMBERS: DO TULIPS HAVE AN AROMA OR ARE THEY ONLY PLEASING TO THE EYE, IF YOU KNOW?

SENATOR CAMPBELL: YOU KNOW, SENATOR, THIS IS VERY DANGEROUS, AS THE WIFE OF A NURSERYMAN, FOR ME TO ANSWER THIS QUESTION. BUT YOU NEED TO KNOW THAT I HAVE THE BROWN THUMB OF OUR FAMILY. I BELIEVE THAT THEY DO NOT HAVE A SCENT.

SENATOR CHAMBERS: AND I AGREE WITH YOU, BUT I DIDN'T KNOW WHETHER IT WAS JUST A FAILING ON MY PART BECAUSE THE RANGE OF MY ABILITY TO SMELL COULD HAVE BEEN LIMITED. BUT I HAVE SUCH CONFIDENCE IN YOU NOW I WILL SAY FROM HERE, HENCEFORTH, THEY DON'T HAVE A SCENT. AND YOU NOTICE SHE USED THE TERM "SCENT," EVEN THOUGH I SAID AROMA. YOU KNOW WHAT I WAS STILL THINKING ABOUT? FOOD. FOOD HAS AN AROMA. AND IF FOOD HAS A SCENT, THEN SOMETHING IS WRONG WITH THAT. AND I SUPPOSE IF A FLOWER HAD AN AROMA, SOMETHING IS WRONG WITH THAT. NOW I DON'T

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KNOW IF PERFUME THAT IS WORN HAS A SCENT OR AN AROMA. BUT ONE THING I DO KNOW, THAT WHEN THIS CONCOCTION IS PUT TOGETHER, THERE IS TRICKERY. THERE IS TRICKERY. SOME MEN SPLASH A LOT OF THAT ON THEIR HANDS AND THAT'S NOT WHY I DON'T SHAKE HANDS, BUT IT'S REASON ENOUGH. AND IF YOU TOUCH THEM, YOU SMELL TO HIGH HEAVEN. BUT HERE'S WHAT THEY DO, THESE WILY, TRICKY PEOPLE. THEY GET A GREAT BIG VAT, V-A-T, AND THEY TAKE ALL OF THE INGREDIENTS AND THEY PUT IT IN THERE AND THEY SWISH IT AROUND AND HOWEVER OTHER WAY PERFUMERS GO IN TO MIXING THIS. THEN THEY GET SOME BIG, OLD BOTTLES ABOUT AS TALL AS THE SPACE BETWEEN MY HANDS, LET'S SAY FROM 8 TO 12 INCHES TALL. AND IT MIGHT BE...IF YOU LOOKED AT IT FROM THE BOTTOM, IT'S SQUARE IN SHAPE. IF YOU LOOK FROM BOTTOM TO TOP, IT'S RECTANGULAR. BUT IF YOU LOOK AT IT FROM THE BOTTOM, IT'S A SQUARE, THEN EACH SIDE IS ABOUT TWO INCHES. AND THEY CUT IT..

PRESIDENT FOLEY: ONE MINUTE.

SENATOR CHAMBERS: ...IN SUCH A WAY THAT IT LOOKS LIKE IT'S CHIPPED. AND THEY TAKE THESE ROUGH BOTTLES AND THEY FILL IT UP WITH THIS STUFF THAT THEY'VE PUT TOGETHER AND PUT A MASCULINE-LOOKING TOP ON IT. THEY WILL CALL IT NOT PERFUME, BUT COLOGNE. AND BECAUSE IT'S JUST COLOGNE, YOU CAN GET A BIG, OLD BOTTLE OF IT FOR \$2. BUT THEN THEY TAKE A VERY DELICATE LITTLE-BITTY BOTTLE THAT'S ABOUT AN INCH AND A HALF HIGH. AND IF IT'S SQUARE AT THE BOTTOM, WHICH IT WOULDN'T BE, MAYBE IT WOULD SIT ON A SQUARE, BUT IT'S VERY CURVY, LARGER AT THE BOTTOM THAN THE TOP. AND IT WORKS ITS WAY UP SO THAT, IF YOU WERE GOING TO COMPARE IT TO AN ANIMAL, IT WOULD LOOK SOMETHING LIKE A GOOSE: LARGE AT THE BOTTOM, NARROWS UP TO THE TOP, THEN FLARES OUT A LITTLE AT THE VERY TOP.

PRESIDENT FOLEY: TIME, SENATOR. SENATOR CHAMBERS, YOU'RE RECOGNIZED.

SENATOR CHAMBERS: THANK YOU, MR. PRESIDENT. RATHER THAN SPEAK OF THE SIZE OF THIS CUT-GLASS CONTAINER THAT MEN GET, LET'S SAY THAT YOU GET A QUART OF THAT FOR \$2. NOW THEY TAKE THESE DELICATE LITTLE-BITTY BOTTLES AND THEY CAREFULLY FILL IT. AND THEY DON'T CALL IT COLOGNE; THEY CALL IT PERFUME. AND YOU KNOW HOW MUCH THAT LITTLE-BITTY BOTTLE THAT MIGHT CARRY A HALF AN OUNCE OF LIQUID WILL COST? THIRTY-FIVE TO FIFTY DOLLARS. THE MAN GOT A QUART OF IT FOR \$2. BUT BECAUSE OF

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THE WAY THEY PACKAGE IT AND LABEL IT, THE WOMAN PAYS FROM \$30 TO \$50 AND THEY PUT A LABEL ON IT AND THEN THIS IS THE SCENT TO HAVE. THAT'S THE WAY THEY TRICK PEOPLE. THE APPEARANCE IS MORE IMPORTANT THAN THE REALITY. BUT THOSE WHO SELL PRODUCTS ARE SOME OF THE MASTER PSYCHOLOGISTS WHEREVER THEY EXIST AND WHEREVER THEY FLOURISH. THIS GENTLEMAN I DON'T THINK I NEED TO DISCUSS AT GREAT LENGTH BECAUSE WHEN YOU DEAL WITH FIVE PRECEDING ONES AND THEY ALL HAVE STELLAR CREDENTIALS, I'M WILLING TO DRAW AN INFERENCE, AS THEY CALL IT IN THE LAW, ABOUT THIS FIFTH ONE AND THE SAME GOOD JUDGMENT THAT WENT INTO SELECTING THOSE THAT WENT BEFORE WENT INTO SELECTING THIS PERSON. SO I DO NOT HAVE TO INTERROGATE SENATOR CAMPBELL ANY FURTHER ABOUT HIM. BUT HE SHOULD KNOW, IF ANYBODY BRINGS IT TO HIS ATTENTION, THAT HE PLAYED A PART IN HELPING ME CARRY OUT SOMETHING THAT I INTENDED TO DO. AND I THINK THAT I'M DOING IT FAIRLY WELL. I'M DELIVERING ON MY PROMISE TO TAKE TIME. I THINK I'VE GIVEN A BIT OF INSTRUCTION. I HAVEN'T READ FROM A RECIPE; I HAVEN'T READ FROM THE TELEPHONE BOOK. AND MAYBE MY COLLEAGUES WHO PAY ATTENTION TO MOTIONS THAT I MAY OFFER SO THAT THEY CAN USE THOSE FOR THEIR PURPOSES MAY GET AN IDEA OF HOW THEY OUGHT TO ENGAGE IN EXTENDED DEBATE. BUT THEY WON'T LEARN THAT. THAT TAKES A BIT OF EFFORT. YOU CANNOT COME TO SOMETHING LIKE THIS WITH AN EMPTY BUCKET. OH, EMPTY BUCKETS MAKE A LOT OF NOISE, ESPECIALLY IF YOU BEAT THEM WITH A STICK OR SOMETHING. BUT THEN WHEN YOU TURN IT OVER, OUT COMES NOTHING. SO IF THEY COME WITH NOTHING, THEY CAN PRODUCE NOTHING. ONE OF MY FAVORITE PUT-DOWNS OF MY RURAL COLLEAGUES WHO WOULD COME WHINING BECAUSE THEY COULDN'T GET THE PROPERTY TAX THEY WANTED, COULDN'T GET EVERYTHING THAT THEY WERE TRYING TO GET. AND I WOULD TELL THEM THAT PEOPLE HAVE THE RIGHT TO SEND ANYBODY HERE THEY CHOOSE. THAT'S WHAT ELECTIONS ARE FOR. IF THEY WANT TO SEND A MULE SKINNER HERE THEY CAN DO THAT, BECAUSE THAT MULE SKINNER REPRESENTS THEM, APPARENTLY. I SAID, BUT WHEN I LISTEN TO YOU ALL AND PEOPLE HAVE THE OPPORTUNITY TO SEND THE MOST QUALIFIED PEOPLE HERE, THEN YOU ALL COME FROM SOME PRETTY POOR STOCK. AND I MAKE A MISTAKE WHEN JUST BECAUSE PEOPLE HAVE THE OPPORTUNITY TO SEND CAPABLE PEOPLE HERE, THE MISTAKE I MAKE IS PRESUMING THAT THEY, IN FACT, DID. BUT THE TIME I SPEND HERE LETS ME KNOW THAT THAT'S NOT WHAT HAPPENED AT ALL. AND IT'S UNFAIR FOR ME...

PRESIDENT FOLEY: ONE MINUTE.

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SENATOR CHAMBERS: ...TO DEAL WITH SOME OF MY COLLEAGUES AS I DO BECAUSE IT IS A MISTAKE ON MY PART TO THINK THAT SOMEBODY WHO CAME HERE WITH A THIMBLE FULL OF BRAINS CAN PRODUCE A BUSHEL BASKET FULL OF SENSE. AND THAT OBTAINS EVEN TODAY, NOT JUST FROM THE RURAL AREAS. MAYBE POLITICS, AND ESPECIALLY THE LEGISLATURE, IS A POSITION THAT PEOPLE INTERESTED IN POLITICS DEFAULT TO. THEY CAN'T DO ANYTHING BETTER, BUT THIS MIGHT BE A STEPPINGSTONE. AND SOME HAVE TRIED TO USE IT FOR THAT PURPOSE AND, AS A RESULT, THEY DON'T GIVE THE TIME AND EFFORT AND ENERGY TO MAKING THE LEGISLATURE WHAT IT OUGHT TO BE. WAS THAT MY THIRD TIME, MR. PRESIDENT?

PRESIDENT FOLEY: NO, SENATOR, YOU'VE GOT ONE MORE.

SENATOR CHAMBERS: I'LL STOP AT THIS POINT. MY LIGHT IS ON.

PRESIDENT FOLEY: VERY GOOD, SENATOR. YOU'RE NOW RECOGNIZED FOR YOUR THIRD OPPORTUNITY.

SENATOR CHAMBERS: THANK YOU. SENATOR JOHNSON KNOWS THAT HE'S NEXT UP TO PRESENT A REPORT. AND I WAS PRESENT AT THE AG COMMITTEE HEARING WHERE THIS GENTLEMAN APPEARED. BUT TO SHOW THAT I DON'T PLAY FAVORITES, I WILL HAVE TO MAKE A COMMENT OR TWO ABOUT THAT SITUATION. THERE'S SOMETHING THAT I'M INCLINED TO SAY, BUT I'LL WAIT UNTIL SENATOR JOHNSON IS FRONT AND CENTER. I'M HAVING SO MUCH FUN IT HAS TO BE A SIN. AND IF YOU DON'T BELIEVE THAT HAVING FUN, IN AND OF ITSELF, IS A SIN, YOU JUST READ THINGS THAT THE PURITANS WERE DOING, THE THINGS THAT PURITANS PUNISHED. THEY WERE SOME OF THE SOUREST-FACED PEOPLE WHO EVER WALKED THE EARTH IN NORTH AMERICA. AND YOU KNOW WHY THEY WERE RUN OUT OF ENGLAND? NOT FOR THEIR RELIGIOUS VIEWS, BUT THEY "UGLIED" UP OR "UGLIED" DOWN THE POPULACE. PEOPLE WHO WOULD VISIT THERE FROM SOMEPLACE ELSE THOUGHT THESE PEOPLE HAD A DREAD DISEASE AND, IF THEY STAYED THERE LONG ENOUGH, THEY WOULD COME DOWN WITH IT TOO. SO THAT'S WHY THE PURITANS LEFT ENGLAND. AND THEN THEY BROUGHT THAT HERE, AND THEN IT BECAME CLEAR THAT THE CONDUCT PRECEDED THE UGLY APPEARANCE, THAT INSTEAD OF THEM LOOKING UGLY FIRST AND THEN ACTING IN ACCORD WITH HOW THEY LOOKED, THEY BEHAVED IN SUCH AN UGLY WAY THAT THEIR APPEARANCE TOOK ON THE LIVERY OF THE WAY THEY BEHAVED. AND RALPH WALDO EMERSON HAD SOMETHING TO SAY ABOUT THAT AND YOU ALL CAN GOOGLE IT, HOW IT

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DOESN'T TAKE LONG FOR A PERSON TO BEHAVE IN SUCH A WAY THAT HE OR SHE WILL TAKE ON THE LIVERY THAT ACCOMPANIES THAT KIND OF CONDUCT. SO I AM TRYING THIS MORNING TO THE BEST OF MY ABILITY TO TAKE AS MUCH TIME AS I CAN BUT, IN ADDITION TO THAT, TO SHOW SOME OF MY COPY-CAT COLLEAGUES HOW THEY OUGHT TO DO IT. BUT I JUST DON'T THINK THEY WOULD HAVE THE ENERGY. I'M GOING TO DEMONSTRATE TODAY THAT ALL OF THOSE THINGS THAT I'VE BEEN SAYING ALL SESSION, THAT I WILL DELIVER ON. AND I KNOW THERE ARE THOSE OF YOU WHO ARE JUST WATCHING AND ENJOYING THIS AND YOU DON'T WANT TO DO ANYTHING OTHER THAN LET ME HAVE MY WAY, WHICH IS TO TALK AND TALK AND TALK. WHAT DIFFERENCE DOES THE TIME MAKE? A YEAR FROM NOW, NOTHING OF THIS WILL MATTER TO ANYBODY. FIVE YEARS FROM NOW, PEOPLE WHO WERE HERE TODAY WON'T EVEN REMEMBER IT. TEN YEARS FROM NOW, THEY WON'T EVEN CARE ABOUT IT. TWENTY YEARS FROM NOW, THEY'LL WONDER WHY THEY WERE HERE IN THE FIRST PLACE. THAT'S THE WAY IT GOES. SO DON'T BE TOO UPSET IF YOU TEND TO BE, DON'T PANIC YET, BECAUSE I LEFT WRIGGLE ROOM FOR MYSELF TO SEEM NOBLE IF ALL I AM IS TIRED BY SAYING, I DECIDED I'M NOT GOING TO TAKE ALL THIS TIME, I WANT TO BE A GOOD GUY. BUT REALLY THAT WILL BE AN ACT. I WILL HAVE SUCCUMBED TO WHAT MY COLLEAGUES SUCCUMB TO EVERY DAY: WEARINESS, LOSS OF ENERGY, NO PEP IN MY STEP, NO GLIDE IN MY STRIDE, SENATOR BLOOMFIELD, JUST AN ELDERLY GENTLEMAN TRYING TO PLOD HIS WAY THROUGH LIFE.

PRESIDENT FOLEY: ONE MINUTE.

SENATOR CHAMBERS: AND YOU WILL LOOK AT HIM AND WONDER, IS HE AMBLING, IS HE STROLLING, IS HE MOSEYING? THAT IS ONE OF THE DEEPEST QUESTIONS THAT IS CIRCULATING AMONG THE GENERATION OF WHICH I AM A PART. DO WE AMBLE, DO WE MOSEY, DO WE STROLL? AND FOR ALL THE OTHER GENERATIONS, THEY SAY, WHAT DIFFERENCE DOES IT MAKE? THE LESSON IN THAT IS THAT THINGS THAT SEEM VERY IMPORTANT TO US, BECAUSE THEY PERTAIN TO US, DON'T MEAN ANYTHING TO ANYBODY ELSE. SO PEOPLE SHOULD BE SATISFIED WITH WHOM THEY ARE AND WHAT THEY ARE BY DOING WHAT THEY BELIEVE THEY OUGHT TO DO, BEING WHOM THEY THINK THEY SHOULD BE, AND LIFE WILL BE MUCH SIMPLER, MUCH MORE PLEASANT. THANK YOU, MR. PRESIDENT.

PRESIDENT FOLEY: THANK YOU, SENATOR CHAMBERS. SENATOR CAMPBELL, YOU'RE RECOGNIZED TO CLOSE. AND SHE WAIVES CLOSING. THE QUESTION BEFORE US IS THE SIXTH AND FINAL CONFIRMATION REPORT, THIS ONE

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RELATING TO DR. DOUGLAS VANDER BROEK TO THE STATE BOARD OF HEALTH. ALL THOSE IN FAVOR VOTE AYE; THOSE OPPOSED VOTE NAY. HAVE YOU ALL VOTED WHO CARE TO? RECORD PLEASE, MR. CLERK.

CLERK: (RECORD VOTE, LEGISLATIVE JOURNAL PAGES 1463-1464.) 27 AYES, 0 NAYS, MR. PRESIDENT, ON THE ADOPTION OF THE CONFEREE.

PRESIDENT FOLEY: DR. DOUGLAS VANDER BROEK IS CONFIRMED. MOVING ON, ON THE AGENDA. NEXT CONFIRMATION REPORT, MR. CLERK.

CLERK: MR. PRESIDENT, AGRICULTURE COMMITTEE REPORTS ON THE APPOINTMENT OF HARRY HOCH TO THE NEBRASKA STATE BOARD. (LEGISLATIVE JOURNAL PAGE 1374.)

PRESIDENT FOLEY: SENATOR JOHNSON, YOU'RE RECOGNIZED TO OPEN ON THE CONFIRMATION REPORT.

SENATOR JOHNSON: THANK YOU, LIEUTENANT GOVERNOR. THE AG COMMITTEE IS REPORTING ON THE APPOINTMENT OF HARRY HOCH TO THE NEBRASKA STATE FAIR BOARD. AS YOU KNOW, THERE'S 11 MEMBERS ON THE STATE FAIR BOARD AND 1 OF THOSE MEMBERS IS TO REPRESENT THE COMMUNITY WHERE THE FAIR BOARD FOR THE COUNTY OUR STATE FAIR IS HOSTED. MR. HOCH IS APPOINTED TO REPRESENT THE BUSINESS COMMUNITY OF GRAND ISLAND. HE'S APPOINTED TO FILL THE REMAINDER OF THE TERM VACATED UPON THE DEATH OF FORMER MEMBER WILLIAM MARSHALL. MR. HOCH WOULD BE CONFIRMED FOR THE APPOINTMENT THROUGH DECEMBER 17. AND HE WOULD BE ELIGIBLE FOR TWO MORE THREE-YEAR TERMS. MR. HOCH IS THE FORMER PRESIDENT/OWNER OF H&H DISTRIBUTING, UNTIL SELLING HIS BUSINESS UNTIL 2015, AND CURRENTLY IS A CONSULTANT FOR EAGLE DISTRIBUTING IN GRAND ISLAND. HE IS INVOLVED IN MANY TRADE-RELATED ASSOCIATIONS DEALING WITH THE NATIONAL BEER WHOLESALER'S BOARD AND PAST-PRESIDENT OF THE ASSOCIATED BEVERAGE DISTRIBUTORS ASSOCIATION. HIS COMMUNITY PARTICIPATION INCLUDES THE GRAND ISLAND CENTRAL CATHOLIC FOUNDATION, AS AN OFFICER IN THE GRAND ISLAND COMMUNITY FOUNDATION, HAS SERVED ON COMMUNITY BOARDS FOR THE STUHR MUSEUM AND THE GRAND ISLAND COLLEGE PARK, AS WELL AS MEMBERSHIP IN OTHER BUSINESS ORGANIZATIONS. MR. HOCH APPEARED IN PERSON AT THE PUBLIC HEARING ON MARCH 30. THE COMMITTEE APPRECIATED MR. HOCH'S TIES TO THE GRAND ISLAND COMMUNITY AND FEELS HE MEETS THE ABILITY TO MAKE CONNECTIONS WITH THE STATE FAIR BOARD

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AS THE HOST COMMUNITY REPRESENTATIVE. AS SENATOR CHAMBERS COMMENTED, HE WAS PRESENT AT THE HEARING AND DID NOT HAVE ANY QUESTIONS, SO I'M ASSUMING THERE MIGHT NOT BE ANY QUESTIONS OF THE APPOINTEE TODAY. THE COMMITTEE RECOMMENDS THE APPOINTMENT OF MR. HOCH. THE VOTE WAS 8-0. THERE WERE SIX PRESENT AT THE HEARING. I CONTACTED THE OTHER TWO, GAVE THEM THE DETAILS, AND TALKED TO THEM ABOUT THE QUESTIONS THAT WERE ASKED. THERE WAS NO QUESTIONS THERE, SO THEIR VOTE IS INCLUDED IN THE UNANIMOUS VOTE. I ASK FOR YOUR GREEN VOTE ON HARRY HOCH. THANK YOU.

PRESIDENT FOLEY: THANK YOU, SENATOR JOHNSON. DEBATE IS NOW OPEN ON THE CONFIRMATION REPORT. SENATOR GLOOR, YOU'RE RECOGNIZED.

SENATOR GLOOR: THANK YOU, MR. PRESIDENT. GOOD MORNING, MEMBERS. I'D LIKE TO SPEAK IN FAVOR OF MR. HOCH'S APPOINTMENT. I'VE KNOWN HIM FOR ALMOST AS LONG AS I'VE LIVED IN GRAND ISLAND, AND THAT'S BEEN A LONG TIME. HE'S BEEN A COMMUNITY LEADER, SUCCESSFUL BUSINESSMAN, ACTIVE IN NONPROFIT ORGANIZATIONS, AS SENATOR JOHNSON POINTED OUT. HE'S ONE OF THE BEST IN GRAND ISLAND. HIS FAMILY HAS THAT REPUTATION. AND I'M PLEASED TO HEAR THAT HIS APPOINTMENT IS BEING BROUGHT FORWARD AND WOULD GIVE MY WHOLEHEARTED SUPPORT OF HIS APPOINTMENT TO THE STATE FAIR BOARD. AND JUST IN CASE SENATOR CHAMBERS IS GOING TO ASK ME ABOUT RED CLOUD, I HAPPEN TO KNOW A LITTLE BIT ABOUT RED CLOUD BECAUSE I ENJOY HISTORY. CHIEF RED CLOUD WAS A CHIEF OF THE LAKOTA TRIBE OF THE OGLALA SIOUX. HE IS FAMOUS IN A COUPLE OF WAYS IN THIS STATE. ONE IS THE FAMOUS RED CLOUD UPRISING WHICH ENCOMPASSED THE BETTER PART OF THIS TERRITORY BACK WHEN IT WAS A TERRITORY, THAT BEING AN AREA ALSO INCLUDING GRAND ISLAND AND HASTINGS AND RED CLOUD. THAT WAS ALSO AT A POINT IN TIME IN THE 1860s WHEN THE TRANSCONTINENTAL RAILROAD WAS BEING BUILT ACROSS THE PLAINS. THERE WERE A LOT OF SURVEY CREWS THAT WENT OUT AND NEVER RETURNED BECAUSE OF THE UPRISING THAT WAS GOING ON IN THOSE DAYS. THERE WAS A FAMOUS SURVEYOR THAT WAS PART OF THE TEAMS THAT WENT OUT. HE DID COME BACK AND HIS FAME WAS SUCH THAT I AM TOLD SOMEWHERE IN OMAHA THEY NAMED A STREET "DODGE" AFTER THIS PARTICULAR SURVEYOR, BUT MAYBE SOME DAY I'LL NOTICE WHERE THAT STREET IS. LATER IN HIS LIFE HE BECAME MORE OF A DIPLOMAT, SET UP THE RED CLOUD AGENCY WHICH ALSO ENCOMPASSED MOST OF THIS TERRITORY--THAT WOULD BE BOTH NEBRASKA AND WHAT WE NOW KNOW AS SOUTH DAKOTA--AND EVENTUALLY DWINDLED TO THE POINT WHERE ITS...THE REMNANTS OF IT ARE NOW CALLED PINE RIDGE

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RESERVATION. AND WE THOUGHT HIGH ENOUGH OF HIM IN THIS STATE THAT NOT ONLY DID A TOWN GET NAMED AFTER HIM; HE'S IN OUR NEBRASKA HALL OF FAME AND THERE'S A BUST OF HIM SOMEPLACE IN THE CHAMBER. I THINK IT'S IN THE GREAT HALL. I CAN SHARE A LITTLE BIT MORE ABOUT RED CLOUD IF SENATOR CHAMBERS WANTS TO KILL TIME, BUT RIGHT NOW THAT'S WHAT I RECALL OFF THE TOP OF MY HEAD. THANK YOU, MR. PRESIDENT. AND I WOULD ASK FOR THE CONFIRMATION OF MR. HOCH. THANK YOU.

PRESIDENT FOLEY: THANK YOU, SENATOR GLOOR. SENATOR CHAMBERS, YOU'RE RECOGNIZED.

SENATOR CHAMBERS: MR. PRESIDENT, MEMBERS OF THE LEGISLATURE AND SENATOR GLOOR, THIS EXERCISE THAT I'M GOING THROUGH IS PRESENTING TO US, WHO ARE PAYING ATTENTION, THE OPPORTUNITY TO LEARN ABOUT WHAT HAS HAPPENED IN THE EARLY DAYS OF THIS STATE, SOMETHING ABOUT THE INDIVIDUAL AFTER WHOM A TOWN IS NAMED, AND THAT WHAT HE DID AFFECTED MORE THAN JUST THE TERRITORY COVERED BY THAT TOWN. I AM VERY INTERESTED IN WHAT SENATOR GLOOR HAS TO SAY. BUT BEFORE I GO INTO THAT, I WANT TO ASK SENATOR JOHNSON, THE CHAIRPERSON OF THE AG COMMITTEE, A QUESTION OR TWO.

PRESIDENT FOLEY: SENATOR JOHNSON, WOULD YOU YIELD, PLEASE?

SENATOR JOHNSON: YES.

SENATOR CHAMBERS: SENATOR JOHNSON, THE TERM "AG" IS SHORT FOR AGRICULTURE, CORRECT?

SENATOR JOHNSON: CORRECT.

SENATOR CHAMBERS: DO YOU KNOW THAT THAT ALSO STANDS FOR SOMETHING DIFFERENT WHEN I USE IT?

SENATOR JOHNSON: COULD BE, MAYBE IF IT HAD A PERIOD AFTER IT A COUPLE OF TIMES, MIGHT BE ATTORNEY GENERAL.

SENATOR CHAMBERS: NO.

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SENATOR JOHNSON: OH, OKAY, I WAS WRONG.

SENATOR CHAMBERS: BUT IT'S SOMETHING THAT THE ATTORNEY GENERAL SOMETIMES CALLS THIS FOR ME. WHEN I SAY AG, I MEAN AGONY. SO NOW WE...

SENATOR JOHNSON: (LAUGH) MISSED THAT ONE.

SENATOR CHAMBERS: OKAY. BUT HERE'S WHAT I'M GOING TO ASK YOU. WOULD YOU LOOK ON PAGE...WELL, ANYWAY, MAYBE I CAN DESCRIBE IT, BUT WE'RE ON PAGE 1374 OF THE JOURNAL AND HIS NAME, HIS LAST NAME IS SPELLED H-O-C-H. VISUALIZE AN "H," A CAPITAL "H." NOW ERASE THE LITTLE CROSSBAR AND YOU HAVE TWO PARALLEL LINES, CORRECT?

SENATOR JOHNSON: YES.

SENATOR CHAMBERS: NOW IF YOU BENT THE LINE THAT'S TO THE RIGHT AND CREATED AN ANGLE THAT'S NOT QUITE 45 DEGREES AND YOU ATTACH THAT TO THAT OTHER UPRIGHT LINE, WHAT LETTER WOULD IT BE?

SENATOR JOHNSON: I'M NOT TRACKING. IT COULD BE AN "N."

SENATOR CHAMBERS: NO, HERE'S JUST...

SENATOR JOHNSON: NO?

SENATOR CHAMBERS: OKAY, THE SHARP END WOULD BE AGAINST THE UPRIGHT, AND ONE BRANCH OF IT WOULD GO UP. THE OTHER BRANCH WOULD COME DOWN. SO IT WOULD BE LIKE A "V" IN APPEARANCE AND YOU ATTACH IT TO THE UPRIGHT WITH BOTH PRONGS GOING AWAY FROM THAT UPRIGHT LETTER. IF YOU GOT A PIECE OF PAPER AND A PEN,...

SENATOR JOHNSON: YOU WANT ME TO GO THROUGH THE EXERCISE, IS WHAT YOU'RE SAYING?

SENATOR CHAMBERS: UH-HUH.

SENATOR JOHNSON: OKAY.

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SENATOR CHAMBERS: OKAY. NOW DRAW A LINE STRAIGHT UP AND DOWN.

SENATOR JOHNSON: YES.

SENATOR CHAMBERS: NOW PUT A "V" AGAINST THAT LINE WITH THE SHARP POINT AGAINST THE LINE.

SENATOR JOHNSON: TO THE RIGHT OR LEFT OF THE LINE?

SENATOR CHAMBERS: TO THE RIGHT OF THE LINE, YOUR RIGHT.

SENATOR JOHNSON: OKAY.

SENATOR CHAMBERS: AND WHAT DOES THAT LETTER LOOK LIKE?

SENATOR JOHNSON: WELL, IT'S A "V" AFTER THE LINE, RIGHT?

SENATOR CHAMBERS: YEP, ATTACHED, IF YOU TOOK THE "V" AND PUSHED IT AGAINST THE LINE AND THE SHARP END OF THE "V" IS AGAINST THE LINE, ONE PRONG GOES UP TOWARD THE TOP OF THE LINE, THE OTHER PRONG GOES DOWN TOWARD THE BOTTOM OF THE LINE, AND THE OPEN END OF THE "V" IS PLACED AWAY FROM THE LINE. WHAT LETTER DOES THAT LOOK LIKE?

SENATOR JOHNSON: IT'S NOT QUITE LIKE AN "L."

SENATOR CHAMBERS: NO. I'M GOING TO ASK SENATOR SCHUMACHER. HE'S BACK HERE LAUGHING.

SENATOR JOHNSON: HE KNOWS WHAT IT IS. HE'S MY COACH ANYWAY.

SENATOR CHAMBERS: OH, OKAY. I'D LIKE TO ASK SENATOR SCHUMACHER A QUESTION, IF HE WILL RESPOND.

PRESIDENT FOLEY: SENATOR SCHUMACHER, WOULD YOU YIELD, PLEASE? ONE MINUTE.

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SENATOR SCHUMACHER: I'LL RESPOND.

SENATOR CHAMBERS: SENATOR SCHUMACHER, FROM ALL THIS DISCUSSION, DO YOU HAVE AN IDEA OF WHAT THAT LETTER WOULD LOOK LIKE?

SENATOR SCHUMACHER: I WASN'T LISTENING TO WHERE THE LINES WERE GOING. I JUST WAS THOROUGHLY AMAZED...

SENATOR CHAMBERS: OKAY.

SENATOR SCHUMACHER: ...HOW YOU CONDUCT THIS DISCUSSION.

SENATOR CHAMBERS: OKAY. WELL, YOU HAVE A STRAIGHT LINE.

SENATOR SCHUMACHER: ALL RIGHT. NOW WALK ME THROUGH THIS.

SENATOR CHAMBERS: OKAY.

SENATOR SCHUMACHER: OKAY. I GOT TO GET A BLANK PIECE OF PAPER HERE.

SENATOR CHAMBERS: TAKE YOUR TIME. THAT'S ALL WE HAVE.

SENATOR SCHUMACHER: OKAY. ALL RIGHT. NOW WHAT DO WE START WITH?

SENATOR CHAMBERS: A STRAIGHT LINE, PERPENDICULAR LINE.

SENATOR SCHUMACHER: A STRAIGHT LINE PERPENDICULAR TO WHAT?

SENATOR CHAMBERS: JUST STRAIGHT. THAT'S IT.

SENATOR SCHUMACHER: OKAY.

SENATOR CHAMBERS: NOW YOU HAVE A "V." IF YOU HAD ANOTHER PARALLEL TO IT BUT YOU'VE CRIMPED IT IN THE MIDDLE SO IT LOOKS LIKE A "V" AND ATTACHED IT TO THE RIGHT SIDE OF THAT LETTER, AND THE SHARP PART...NO, FACING AWAY.

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SENATOR SCHUMACHER: LIKE THAT?

SENATOR CHAMBERS: FACING AWAY FROM IT.

SENATOR SCHUMACHER: OH, LIKE THIS?

SENATOR CHAMBERS: YES. WHAT LETTER DOES THAT LOOK LIKE?

SENATOR SCHUMACHER: IT LOOKS LIKE A "K."

SENATOR CHAMBERS: IT LOOKS LIKE A "K." THANK YOU, SENATOR. THAT'S ALL. NOW, I WOULD LIKE TO ASK SENATOR JOHNSON A QUESTION.

SENATOR JOHNSON: DIDN'T KNOW IT WAS SUPPOSED TO BE IN THE MIDDLE. THAT WAS MY PROBLEM. OKAY. THANK YOU.

SENATOR CHAMBERS: OKAY, SENATOR JOHNSON, IF WE SUBSTITUTED THAT "K" FOR THE "H," HOW WOULD WE PRONOUNCE THIS PERSON'S NAME?

PRESIDENT FOLEY: TIME, SENATOR.

SENATOR JOHNSON: KOKE (PHONETICALLY).

SENATOR CHAMBERS: THANK YOU.

PRESIDENT FOLEY: THANK YOU, SENATOR CHAMBERS AND SENATOR JOHNSON AND SENATOR SCHUMACHER. SENATOR LARSON, YOU'RE RECOGNIZED.

SENATOR LARSON: THANK YOU, MR. PRESIDENT. I RISE IN SUPPORT OF MR. HOCH. AS CHAIRMAN OF THE GENERAL AFFAIRS COMMITTEE, I HAVE HAD THE PLEASURE TO WORK WITH HIM ON A NUMBER OF ISSUES AS HIS JOB WAS PREVIOUSLY A BEER DISTRIBUTOR OUT OF GRAND ISLAND. AND HONESTLY, HE HAS ALWAYS BEEN VERY STRAIGHTFORWARD AND HONEST AND UP-FRONT WITH ISSUES THAT HE HAD. AND WHEN THERE WERE ISSUES TO BE RESOLVED WITHIN THE GENERAL AFFAIRS COMMITTEE, ALWAYS CAME TO THE TABLE WITH AN OPEN MIND AND WORKED HARD TO SOLVE THOSE ISSUES, ALONG WITH HIS COLLEAGUES IN THE BEER DISTRIBUTORS. SO I KNOW HE'S OUT OF THE BEER

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DISTRIBUTING BUSINESS IN TERMS OF SELLING IT, STILL WORKS IN IT A LITTLE BIT AS A CONSULTANT, BUT THAT'S SOMETHING THAT I THINK OBVIOUSLY IS BENEFICIAL. AND I JUST WANTED TO RISE AND GIVE MY SUPPORT TO HIM COMING ON TO THE STATE FAIR BOARD BECAUSE, IN MY DEALINGS WITH HIM, HE'S BEEN EXCELLENT. AND HE UNDERSTANDS THESE TYPES OF THINGS, HAVING BEEN INVOLVED IN THE DISTRIBUTORS ASSOCIATION AND WHATNOT. SO I RISE IN SUPPORT OF MR. HOCH AND HOPEFULLY WE CAN MOVE FORWARD AND CONFIRM HIM. THANK YOU, MR. PRESIDENT.

PRESIDENT FOLEY: THANK YOU, SENATOR LARSON. SENATOR CHAMBERS, YOU'RE RECOGNIZED.

SENATOR CHAMBERS: THANK YOU, MR. PRESIDENT. NOW THAT SENATOR LARSON IS WITH US--I WASN'T AWARE HE WAS BACK THERE--I'D LIKE TO ASK HIM A QUESTION OR TWO ABOUT THE APPOINTEE.

PRESIDENT FOLEY: SENATOR LARSON, WOULD YOU YIELD, PLEASE?

SENATOR LARSON: ANYTHING FOR SENATOR CHAMBERS.

SENATOR CHAMBERS: SENATOR LARSON, DID THIS GENTLEMAN EVER SERVE BEER, IF YOU KNOW?

SENATOR LARSON: I DO NOT KNOW.

SENATOR CHAMBERS: HAVE YOU EVER BEEN IN AN ESTABLISHMENT WHERE BEER WAS SERVED?

SENATOR LARSON: YES.

SENATOR CHAMBERS: WHEN YOU WERE IN THIS ESTABLISHMENT, DID THE BEER COME OUT OF A SPIGOT OR DID, IF YOU WERE AT A BAR, DID THE BARTENDER POUR THE BEER OUT OF A BOTTLE?

SENATOR LARSON: SPIGOT, DO YOU MEAN TAP? IS THAT A...?

SENATOR CHAMBERS: YES. THE SPIGOT, YES.

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SENATOR LARSON: I HAVE BEEN IN AN ESTABLISHMENT THAT HAS HAD BOTH.

SENATOR CHAMBERS: YOU SAID WHAT?

SENATOR LARSON: ARE YOU TALKING ABOUT THE ESTABLISHMENT DIRECTLY WITH MR. HOCH?

SENATOR CHAMBERS: NO. NO. ANY ESTABLISHMENT WHERE BEER IS SERVED.

SENATOR LARSON: I'VE HAD IT OUT OF A SPIGOT AND WHERE IT'S BEEN IN A BOTTLE AND POURED INTO THE GLASS. I'VE HAD BOTH.

SENATOR CHAMBERS: WHERE YOU IMBIBED WAS WHAT IS CALLED THE HEAD OF ANY CONSEQUENCE ON BEER? WHAT DO YOU CALL THAT FOAM THAT SITS ON TOP OF BEER?

SENATOR LARSON: THE HEAD.

SENATOR CHAMBERS: OKAY. SO I USED THE RIGHT TERM.

SENATOR LARSON: YES.

SENATOR CHAMBERS: NOW, DOES THAT HAVE ANY SIGNIFICANCE? IN OTHER WORDS, WHEN SOMEBODY IS SERVING BEER, DOES THE SERVER TRY TO GIVE A GLASS OF BEER THAT HAS A HEAD ON IT?

SENATOR LARSON: MANY TIMES, YES.

SENATOR CHAMBERS: IF YOU GOT A GLASS OF BEER WITHOUT A HEAD, WOULD YOU PAY ANY ATTENTION TO IT?

SENATOR LARSON: DEPENDING ON THE BEER, NO. CERTAIN BEERS YOU WANT A HEAD; CERTAIN BEERS YOU DON'T.

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SENATOR CHAMBERS: AND WHERE IT WOULD MAKE A DIFFERENCE, HOW AND WHY WOULD IT MAKE A DIFFERENCE? IS IT JUST APPEARANCE OR DOES IT GO BEYOND THAT?

SENATOR LARSON: I'M NOT THAT MUCH OF A BEER EXPERT BUT I DO THINK IT DOES HAVE VALUE BEYOND JUST THE APPEARANCE.

SENATOR CHAMBERS: IF A PERSON IS POURING SUCH A BEER WHERE THE HEAD MAKES A DIFFERENCE, WOULD THE GLASS BE TILTED AWAY FROM OR TOWARD THE POURER OR WOULD THE BEER BE POURED AGAINST THE INNER SURFACE OF THE GLASS OR, IF YOU POINTED IT AWAY, THE OUTER WITHIN THE GLASS?

SENATOR LARSON: I THINK ARE WE TRYING TO GET A HEAD?

SENATOR CHAMBERS: YES.

SENATOR LARSON: I THINK YOU OBVIOUSLY DON'T WANT IT TO BE TOO MUCH, SO YOU JUST TIP THE GLASS. IT DOESN'T MATTER IF IT'S INNER OR OUTER AS LONG AS IT'S TIPPED AND GOING ON THE GLASS FOR MOST OF IT, AND THEN YOU BRING THE GLASS STRAIGHT UPRIGHT AND FINISH IT OFF, NOT AGAINST THE GLASS, TO GIVE IT ITS HEAD. SO IT'S A PROCESS IN WHICH TO DO IT, IF YOU'RE POURING THE BEER, TO GET THE HEAD TO THE RIGHT AMOUNT AND NOT HAVE IT BE TOO MUCH OR TOO LITTLE.

SENATOR CHAMBERS: THANK YOU, SENATOR LARSON. YOU'VE BEEN VERY HELPFUL. AND YOU WOULD QUALIFY, IN MY MIND, AS AN EXPERT IN AT LEAST THE POURING OF BEER. I WON'T ASK ABOUT THE QUANTITY OR QUALITY CONSUMED. I WOULD LIKE TO ASK SENATOR JOHNSON ANOTHER QUESTION.

PRESIDENT FOLEY: SENATOR JOHNSON, WOULD YOU YIELD, PLEASE?

SENATOR JOHNSON: YES.

SENATOR CHAMBERS: SENATOR JOHNSON, NOW THAT WE KNOW THAT THAT LETTER "H" WOULD HAVE BEEN CONVERTED TO A "K," AND IF IT REPLACED THE "H" IN FRONT OF THE "O," THAT NAME WOULD BE PRONOUNCED KOKE (PHONETICALLY), CORRECT?

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SENATOR JOHNSON: CORRECT.

SENATOR CHAMBERS: ARE YOU AWARE OF TWO BROTHERS WHO ARE KNOWN AS THE KOCH BROTHERS?

SENATOR JOHNSON: YES, I AM.

SENATOR CHAMBERS: ARE THEY A PERFORMING DUO? I MEAN DO THEY TAP-DANCE, SING, OR PLAY INSTRUMENTS AS FAR AS YOU KNOW?

SENATOR JOHNSON: I'M NOT AWARE OF THOSE, OF THAT BROTHER COMBINATION, NO.

SENATOR CHAMBERS: DO THESE BROTHERS THAT YOU KNOW OF...

PRESIDENT FOLEY: ONE MINUTE.

SENATOR CHAMBERS: ...HAVE A LOT OF MONEY?

SENATOR JOHNSON: I BELIEVE THEY'VE CREATED SOME WEALTH, YES.

SENATOR CHAMBERS: AND DO THEY PARTICIPATE IN POLITICAL ACTIVITIES?

SENATOR JOHNSON: I WAS NOT AWARE OF IT. MOSTLY I'M AWARE OF IT THROUGH MY PAST BUSINESS. BUT I UNDERSTAND NOW THAT THEY ARE GETTING INVOLVED.

SENATOR CHAMBERS: BY WAY OF FUNDING OR CONTRIBUTING TO CANDIDATES AND TRYING TO INFLUENCE THE OUTCOME OF ELECTIONS, THAT KIND OF PARTICIPATION, RATHER THAN RUNNING FOR OFFICE THEMSELVES?

SENATOR JOHNSON: I BELIEVE YOU'RE CORRECT.

SENATOR CHAMBERS: AND DO THEY HAVE INFLUENCE IN POLITICS DO YOU THINK, YOUR OPINION?

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SENATOR JOHNSON: I WOULD SAY THEY ARE HAVING AN INFLUENCE. THE OUTCOME IS YET TO BE DETERMINED.

SENATOR CHAMBERS: WHAT'S THE NAME OF THAT ORGANIZATION THAT SENATORS BELONG TO AND THEY'RE GIVEN SCHOLARSHIPS TO GO TO IT AND THEY GET VARIOUS IDEAS?

SENATOR JOHNSON: THAT I'M NOT FAMILIAR WITH.

SENATOR CHAMBERS: THANK YOU. IS SENATOR SMITH HERE?

PRESIDENT FOLEY: TIME, SENATOR.

SENATOR CHAMBERS: THANK YOU, MR. PRESIDENT.

PRESIDENT FOLEY: THANK YOU, SENATOR CHAMBERS. (VISITORS INTRODUCED.) SENATOR CHAMBERS, YOU'RE RECOGNIZED. THIS IS YOUR THIRD OPPORTUNITY.

SENATOR CHAMBERS: THANK YOU. MR. PRESIDENT, MEMBERS OF THE LEGISLATURE, I WOULD LIKE TO ASK SENATOR MURANTE A QUESTION, IF HE WOULD RESPOND.

PRESIDENT FOLEY: SENATOR MURANTE, WOULD YOU YIELD, PLEASE?

SENATOR MURANTE: ABSOLUTELY.

SENATOR CHAMBERS: SENATOR MURANTE, IF I WERE THE GOD JANUS, I WOULD HAVE A HEAD, A FACE ON THE BACK AND I WOULD BE ABLE TO SEE YOU EVEN THOUGH MY FACE IS FACING FORWARD, AND I WOULD SEE A LARGE GRIN ON YOUR FACE.

SENATOR MURANTE: THAT IS CORRECT.

SENATOR CHAMBERS: AND I THINK THAT WOULD COME ABOUT BECAUSE YOU KNOW THE NAME OF THE ORGANIZATION I WAS QUESTIONING SENATOR JOHNSON ABOUT. IS THAT CORRECT?

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SENATOR MURANTE: IS IT CORRECT THAT YOU THINK THAT I AM SMILING BECAUSE I KNOW THE NAME OF THE ORGANIZATION YOU ASKED SENATOR JOHNSON ABOUT?

SENATOR CHAMBERS: I'M PAST THAT. NOW I'M GOING RIGHT TO THE HEART OF THE MATTER.

SENATOR MURANTE: OKAY.

SENATOR CHAMBERS: DO YOU KNOW OR THINK YOU KNOW THE NAME OF THE ORGANIZATION I WAS QUESTIONING SENATOR JOHNSON ABOUT?

SENATOR MURANTE: I DO.

SENATOR CHAMBERS: WOULD YOU SHARE THAT NAME WITH US, IF IT'S NOT DISCLOSING SOMETHING THAT'S HIGHLY SECRET AND CONFIDENTIAL?

SENATOR MURANTE: I KNOW THE ABBREVIATION FOR IT, BUT I BELIEVE IT'S THE AMERICAN LEGISLATIVE EXCHANGE COUNCIL, I BELIEVE.

SENATOR CHAMBERS: AND WHAT IS IT KNOWN POPULARLY AS BY THOSE DEVOTEES?

SENATOR MURANTE: ALEC.

SENATOR CHAMBERS: THANK YOU. YOU'VE IMPROVED SENATOR JOHNSON'S EDUCATION AND I REALLY APPRECIATE IT. NOW, STILL TALKING TO SENATOR MURANTE, IF HE WILL ANSWER ANOTHER QUESTION.

SENATOR MURANTE: I WOULD.

SENATOR CHAMBERS: SENATOR MURANTE, DO YOU HAVE ANY KNOWLEDGE OF THE KOCH BROTHERS OTHER THAN THEIR...AND WHEN I SAY "SPONSORSHIP," I PUT THAT IN QUOTES BECAUSE THERE ARE MAYBE OTHERS WHO DO THE SAME THING. IN ADDITION TO THE "SPONSORSHIP" OF ALEC, ARE YOU AWARE OF OTHER ACTIVITIES THEY ENGAGE IN? AND I'M NOT GOING TO QUESTION YOU

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ABOUT THEM, BUT THERE ARE THINGS OTHER THAN JUST BEING SPONSORS OF ALEC THAT THEY DO?

SENATOR MURANTE: I AM AWARE, GENERALLY SPEAKING, OF OTHER ACTIVITIES, YES.

SENATOR CHAMBERS: THANK YOU VERY MUCH. I JUST WANTED TO ESTABLISH FOR THE RECORD THAT THERE IS A PAIR OF BROTHERS WHOSE NAME IS KOCH. THEY ARE INVOLVED IN POLITICAL ACTIVITY, THUS FAR NOT RUNNING FOR OFFICE. THEY DO HAVE A LOT OF MONEY. THEY DO SPONSOR ALEC. AND THEN I WILL THROW THIS IN, AND MAYBE I DID ALREADY. SENATORS GO TO THOSE MEETINGS AND COME AWAY AS "KOCHITES" AND THEY SPREAD THE GOSPEL OF KOCH AND KOCH. BUT WHAT WE HAVE IN THIS SITUATION...I'D LIKE TO ASK SENATOR JOHNSON ANOTHER QUESTION.

PRESIDENT FOLEY: SENATOR JOHNSON, WOULD YOU YIELD?

SENATOR JOHNSON: YES.

SENATOR CHAMBERS: SENATOR JOHNSON, YOU SAID THAT MR. HOCH HAD AN OPERATION CALLED H&H. DID THAT MEAN HOCH AND HOCH?

SENATOR JOHNSON: HE DID NOT DESCRIBE IT THAT WAY BUT WHEN YOU LOOK AT HIS NAME AND THAT CORPORATION NAME, IT'S VERY LIKELY THAT...I BELIEVE HIS DAD STARTED IT AND I DON'T KNOW WHAT HIS DAD'S NAME WAS, BUT H&H SURE COULD BE HARRY HOCH. YES.

SENATOR CHAMBERS: OH, JUST HIS FIRST AND LAST NAME. OKAY. THANK YOU VERY MUCH. THAT'S ALL I HAVE TO ASK YOU. MEMBERS OF THE LEGISLATURE, WHEN I LOOK UP THERE, I SEE...WELL, IT WENT FROM 11:11 TO 11:12, AND THAT WILL HELP BECAUSE NOW WE HAVE NUMBERS IN SEQUENCE. I NOTICE THINGS LIKE THAT. THAT'S HOW I KEEP MY MIND ACTIVE. SENATOR GARRETT, WHEN YOU GET OLD, YOU HAVE TO DO THINGS TO MAKE SURE THAT YOUR MIND DOESN'T STOP AND YOU CAN'T GET IT STARTED AGAIN. SO I PAY ATTENTION TO ALL KIND OF THINGS THAT ARE GOING ON IN THIS CHAMBER. AND ONE THING I EVEN DID THAT NOBODY ELSE HAS DONE IS TO LOOK AT THE NUMBER OF ANIMALS ON THAT BEAM UP THERE AND EACH ANIMAL SHOULD HAVE FOUR LEGS. AND IF YOU COUNT ALL THE LEGS, YOU'LL SEE THERE ARE MORE LEGS

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THAN THERE ARE ANIMAL BODIES THAT YOU CAN SEE. AND WHY IS THAT? BECAUSE THE ARTIST CHOSE TO DO IT THAT WAY. AND THAT'S MY LEAD-IN TO A SUBJECT I'M GOING TO DISCUSS LATER ON,...

PRESIDENT FOLEY: ONE MINUTE.

SENATOR CHAMBERS: ...WHICH IS THE DEPICTION ON THE LICENSE PLATE WHICH IS OF GREAT CONCERN AND INTEREST THROUGHOUT THIS STATE. IT'S BEEN DISCUSSED MORE THAN THE DEATH PENALTY, MORE THAN MY BILL TO DEAL WITH COMPASSIONATE DYING, MORE THAN PROPERTY TAX, I MEAN, CITIZENS ACROSS THE SPECTRUM. SO NATURALLY, I'VE GOT TO DISCUSS THAT, TOO. BUT IN THE MEANTIME, CHECK THAT OUT. AND THEN I WANT YOU TO LOOK FOR AN EAGLE, AND YOU CAN SEE SOME EAGLES ON THE FRONT OF THE BUILDING. AND IF YOU LOOK AT A DOLLAR, YOU MAY SEE AN EAGLE IN A SIMILAR POSTURE. AND YOU SHOULD SEE IF THE EAGLE ON THE DOLLAR...

PRESIDENT FOLEY: TIME, SENATOR.

SENATOR CHAMBERS: ...HAS THE SAME...THANK YOU, MR. PRESIDENT.

PRESIDENT FOLEY: THANK YOU, SENATOR CHAMBERS. SENATOR JOHNSON, YOU'RE RECOGNIZED TO CLOSE ON THE CONFIRMATION REPORT. HE WAIVES CLOSING. THE QUESTION IS THE ADOPTION OF THE CONFIRMATION REPORT. ALL THOSE IN FAVOR VOTE AYE; THOSE OPPOSED VOTE NAY. HAVE YOU ALL VOTED WHO CARE TO? RECORD PLEASE, MR. CLERK.

CLERK: (RECORD VOTE, LEGISLATIVE JOURNAL PAGE 1464.) 27 AYES, 0 NAYS, MR. PRESIDENT, ON THE ADOPTION OF THE CONFIRMATION REPORT.

PRESIDENT FOLEY: THE CONFIRMATION REPORT IS ADOPTED. MR. CLERK.

CLERK: MR. PRESIDENT, I HAVE A PRIORITY MOTION. SENATOR EBKE WOULD MOVE THAT THE ONE HUNDRED FOURTH LEGISLATURE, SECOND SESSION, NOW, AT 11:14 A.M., ADJOURN SINE DIE.

PRESIDENT FOLEY: MEMBERS, AN ADJOURN MOTION IS NOT DEBATABLE. HOWEVER, PURSUANT TO RULE 7, SECTION 9, THE SPEAKER IS PRIVILEGED TO SPEAK TO SUCH A MOTION. SPEAKER HADLEY, YOU'RE RECOGNIZED.

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SPEAKER HADLEY: COULD I HAVE A CALL OF THE HOUSE, PLEASE?

PRESIDENT FOLEY: THERE'S 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.

SENATOR CHAMBERS: IS THAT ONE OF THE SUBJECT MATTERS THAT ARE ALLOWED TO BE INCLUDED IN THE SPEAKER'S COMMENTS?

PRESIDENT FOLEY: THE HOUSE...RECORD PLEASE, MR. CLERK.

CLERK: 23 AYES, 0 NAYS TO PLACE THE HOUSE UNDER CALL.

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 CHAMBERS. SENATORS MELLO, SEILER, COOK, SCHEER, STINNER, CHAMBERS, LARSON, KINTNER, PLEASE CHECK IN. MR. SPEAKER, WE'RE LACKING SENATORS SCHEER, SEILER, AND LARSON. WE CAN WAIT IF YOU CARE TO WAIT. MR. SPEAKER, YOU'RE RECOGNIZED.

SPEAKER HADLEY: SENATOR EBKE, I FEEL YOUR PAIN. I REALLY DO. THIS HAS BEEN...THIS IS MY EIGHTH SESSION HERE. THIS IS BY FAR AND AWAY THE LONGEST SESSION THAT I'VE HAD TO DEAL WITH. IF YOU GO BACK AND LOOK AT THE BEGINNING OF THIS SESSION, I THINK WE STARTED OUT WITH THREE OR FOUR EXTENDED DEBATES RIGHT OUT OF THE BOX, AND IT'S CONTINUED THAT WAY. AND I'M NOT GOING TO POINT FINGERS BECAUSE I THINK WE HAVE SOME VERY INTELLIGENT PEOPLE WHO LEARN VERY QUICKLY HERE. AND WHAT THEY HAVE LEARNED VERY QUICKLY IS THAT WE HAVE BECOME A 33-VOTE LEGISLATURE. WE ARE GETTING TO BE...I THINK IT WAS SENATOR MORFELD I BELIEVE, I CAN'T REMEMBER, THAT WAS SAYING WE'RE TAKING ON SOME OF THE ATTRIBUTES OF WASHINGTON, D.C. IF WE DON'T LIKE A BILL, LET'S MAKE THE OTHER SIDE GET 33 VOTES WHETHER IT'S A VERY IMPORTANT POLICY ISSUE OR IT'S A MUNDANE ISSUE THAT PROBABLY DESERVES A HALF AN HOUR ON THE FLOOR. AND WE PAY FOR IT AT THE END BECAUSE WE GET DOWN TO THE END AND, WISELY, THE PEOPLE IN THE CONSTITUTION GAVE US 60 DAYS. WE'RE NOT THE U.S. CONGRESS WHERE WE CAN SPEND ALL YEAR DOING THINGS. WE HAVE TO BE DONE. SO I'M NOT GOING TO POINT THE FINGER AT ANY ONE PERSON

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BECAUSE EVERYBODY, I THINK, HAS BEEN INVOLVED. IN FACT, I'M GOING TO ASK THE CLERK TO GIVE...GO BACK FOR THE LAST TWO YEARS AND TAKE THE BILLS THAT HAVE BEEN TAKEN TO EXTENDED DEBATE AND WHAT THE BILL WAS ABOUT, WHAT TIME IT TOOK, AND WHO WERE THE MAJOR PLAYERS IN TAKING IT TO EXTENDED DEBATE. AND I THINK YOU WILL FIND THAT THAT RUNS THE SPECTRUM FOR THIS BODY. THAT'S WHAT I MEANT BY WE ARE GOOD LEARNERS. BUT WHAT DOES THIS MEAN FOR THE FUTURE? WHAT DOES THIS MEAN? TIME IS ALWAYS A PROBLEM. I UNDERSTAND EVERYBODY THINKS THEIR BILL IS THE MOST IMPORTANT BILL THAT'S HERE. WE ARE AT THE POINT RIGHT NOW, I SAT IN MY OFFICE TODAY AND I SAID, YOU KNOW WHAT, THE ONLY TWO THINGS THAT I CARE ABOUT RIGHT NOW ARE THE TWO THINGS WE STARTED WITH AT THE BEGINNING OF THE YEAR, AND THAT WAS WORKING WITH EDUCATION AND WORKING WITH PROPERTY TAX RELIEF. THOSE WERE THE TWO THINGS THAT WE STARTED WITH THIS YEAR. AND I WILL MAKE SURE I SCHEDULE THOSE BECAUSE I MADE A COMMITMENT TO THOSE. THE REST OF THE BILLS I DON'T CARE ABOUT. I HAVE NO EMOTIONAL INTEREST IN ANY OF THEM. SO YOU HAVE TO REMEMBER WHEN YOU DO THIS, YOU BETTER PICK YOUR SPEAKERS WISELY IF THIS IS GOING TO CONTINUE BECAUSE WE'RE GETTING TO THE POINT NOW THAT I'M GOING TO BE THE ONE MAKING DECISIONS ABOUT WHETHER WE HEAR BILLS OR DON'T HEAR BILLS, WHEN WE HEAR THEM, OR WHEN WE DON'T HEAR THEM. DO I WANT TO DO THAT? NO, BUT WE HAVE LIMITED TIME LEFT. WE ONLY HAVE SO MANY HOURS TO WORK. PEOPLE HAVE SAID, WELL, LET'S START WORKING LATER. SO THAT MEANS WE CAN SIT UNTIL 11:30 LISTENING TO THE EXTENDED DEBATE? I DON'T THINK SO. I DON'T THINK THAT'S WORTHY. CAN YOU IMAGINE WHAT WE WOULD BE DOING RIGHT NOW IF I HAD NOT CHANGED FROM EIGHT TO SIX HOURS, WHERE WE WOULD BE RIGHT NOW? SENATOR EBKE, AS I SAID EARLIER, I FEEL YOUR PAIN. I MADE A COMMITMENT THAT EVERY PRIORITY BILL WOULD HAVE ITS TIME ON THE FLOOR. WE HAVE FOUR PRIORITY BILLS, I BELIEVE, THIS AFTERNOON, FROM 4:00 TO 5:15 I BELIEVE. AND IF WE GET THROUGH THOSE, I WILL HAVE FULFILLED MY PART OF THE BARGAIN. AND FROM THAT POINT ON IT'S WHATEVER HAPPENS, HAPPENS. SO I WOULD ASK YOU...WELL, LET ME STOP FOR A SECOND. WE ARE A NATION OF LAWS. WE'RE A BODY OF RULES AND WE FOLLOW THOSE RULES. AND THE APPROPRIATE WAY, IF YOU DON'T LIKE A RULE, IS TO CHANGE THE RULES AT THE BEGINNING OF EVERY SESSION. CHANGE, IF YOU DON'T LIKE THE WAY THINGS ARE BEING DONE, CHANGE THE RULE. BUT WE ALSO NEED TO LIVE BY THOSE RULES. AND I THINK THAT'S VERY IMPORTANT THAT WE DO THAT. WITH THAT, SENATOR EBKE, I APPRECIATE YOUR BRINGING THIS BECAUSE I THINK EVERYBODY NEEDS TO TAKE A LONG HARD LOOK AT THIS. I LOOKED AT THE AGENDA FOR TODAY AND I SEE POTENTIALLY 16 HOURS ON FOUR BILLS. THAT'S DEBATE. I DON'T KNOW

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WHAT TOMORROW IS GOING TO BRING. WITH THAT, I WOULD ASK FOR A NO VOTE ON ADJOURN SINE DIE. I THINK THAT WOULD NOT BE THE APPROPRIATE THING TO DO NOW. BUT I HOPE YOU GET THE MESSAGE THAT I THINK SENATOR EBKE IS TRYING TO SEND AND THAT I'M TRYING TO TALK ABOUT THAT. THANK YOU, MR. PRESIDENT.

PRESIDENT FOLEY: THANK YOU, MR. SPEAKER. MEMBERS, THE QUESTION BEFORE THE BODY IS TO ADJOURN SINE DIE, AND I WILL TAKE A MACHINE VOTE. ALL THOSE IN FAVOR OF ADJOURN VOTE AYE; THOSE OPPOSED VOTE NAY. HAVE YOU ALL VOTED WHO CARE TO? RECORD PLEASE, MR. CLERK.

CLERK: 0 AYES, 45 NAYS, MR. PRESIDENT, ON THE MOTION TO ADJOURN SINE DIE.

PRESIDENT FOLEY: THE MOTION IS NOT ADOPTED. I RAISE THE CALL. MR. CLERK, ARE THERE ITEMS FOR THE RECORD?

CLERK: I DO, MR. PRESIDENT. THANK YOU. AN AMENDMENT TO BE PRINTED: SENATOR COASH TO LB716. CONFIRMATION REPORTS FROM NATURAL RESOURCES. AND ENROLLMENT AND REVIEW REPORTS LB1106, LB721, LB235, LB716 TO SELECT FILE, SOME OF WHICH HAVE ENROLLMENT AND REVIEW AMENDMENTS. THAT'S ALL THAT I HAVE. THANK YOU. (LEGISLATIVE JOURNAL PAGES 1465-1470.) [LB716 LB1106 LB721 LB235]

PRESIDENT FOLEY: THANK YOU, MR. CLERK. PROCEEDING ON THE AGENDA, THE EDUCATION COMMITTEE CONFIRMATION REPORT. MR. CLERK.

CLERK: MR. PRESIDENT, THE EDUCATION COMMITTEE, CHAIRED BY SENATOR SULLIVAN, REPORTS ON THE APPOINTMENT OF LISA MAY TO THE EDUCATIONAL TELECOMMUNICATIONS COMMISSION. (LEGISLATIVE JOURNAL PAGE 1425.)

PRESIDENT FOLEY: SENATOR SULLIVAN, YOU'RE RECOGNIZED TO OPEN ON THE CONFIRMATION REPORT.

SENATOR SULLIVAN: THANK YOU, MR. PRESIDENT AND MEMBERS OF THE LEGISLATURE. I PRESENT FOR YOUR APPROVAL THE APPOINTMENT OF LISA MAY OF KEARNEY TO THE NEBRASKA EDUCATIONAL TELECOMMUNICATIONS COMMISSION. MRS. MAY PARTICIPATED IN OUR HEARING VIA CONFERENCE CALL BEFORE THE EDUCATION COMMITTEE ON APRIL 1, WHERE SHE ANSWERED THE

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QUESTIONS POSED TO HER TO THE SATISFACTION OF THE COMMITTEE. MRS. MAY'S APPOINTMENT WOULD FILL ONE OF THE TWO 3RD CONGRESSIONAL DISTRICT MEMBERSHIP POSITIONS REQUIRED BY NEBRASKA REVISED STATUTE 79-1315 FOR THE NEBRASKA EDUCATIONAL TELECOMMUNICATIONS COMMISSION. THE COMMITTEE ADVANCED MRS. MAY'S APPOINTMENT FROM COMMITTEE BY A 5 TO 0 VOTE. I ASK FOR THE CONFIRMATION OF MRS. MAY'S APPOINTMENT. THANK YOU, MR. PRESIDENT.

PRESIDENT FOLEY: THANK YOU, SENATOR SULLIVAN. DEBATE IS NOW OPEN ON THE CONFIRMATION REPORT. SENATOR CHAMBERS, YOU'RE RECOGNIZED.

SENATOR CHAMBERS: MR. PRESIDENT, MEMBERS OF THE LEGISLATURE, I HAVE TO TELL YOU ALL A STORY. MAYBE I'VE TOLD IT TO YOU BEFORE. THERE WAS A PROGRAM ON TELEVISION CALLED DESIGNING WOMEN. THIS GROUP OF WHITE WOMEN DOWN IN ATLANTA, GEORGIA, HAD A DECORATING BUSINESS. THAT'S WHY THEY WERE CALLED "DESIGNING." IT DIDN'T MEAN THAT THEY WERE FITTING THE STEREOTYPE OF A WOMAN ALWAYS DESIGNING WILES TO TRAP SOMEBODY. AND THEY HAD A BLACK GUY WHO WORKED FOR THEM. HE DROVE THE TRUCK AND DID A LOT OF FLUNKY ODD JOBS LIKE BLACK MEN ARE ASSIGNED TO DO ON THESE COMEDIES, AND HIS NAME WAS ANTHONY BOUVIER. THEY ALWAYS GIVE US--WHEN I SAY "THEY," WHITE PEOPLE--THEY ALWAYS GIVE US EXOTIC NAMES AND THE MOST DEGRADING, DEMEANING ROLES TO PLAY. HE WAS NOT FRENCH. HE WAS KNOWN FOR BEING AN EX-CON AND THEY DECIDE TO GIVE HIM A JOB. BUT BECAUSE IT WAS IN ATLANTA, GEORGIA, AND IT WAS ON A WHITE TELEVISION PROGRAM, THEY COULD NOT HAVE A VIRULENT...THAT'S NOT THE WORD TO USE. SEE THERE, I GOT YOU ALREADY. THEY COULDN'T HAVE A BLACK MAN WHO HAD THE INCLINATIONS OF ANY MAN AROUND FOUR PRETTY WOMEN, SO THEY CONVERTED HIM INTO WHAT AMOUNTS TO A EUNUCH, AND THIS IS A GUY WHO IS SEXLESS. SO THE PROGRAM WAS FUNNY. AND IT WAS HIGHLY POLITICAL. AND THEY HAD SOME CLEVER WRITERS. AND ONE OF THE MOST CLEVER SKITS THAT THEY HAD PUT ON DEALT WITH ANTHONY, AND HE WAS TELLING ABOUT HOW WHITE FOLKS DON'T LISTEN TO US. AND TO MAKE THE POINT, HE SAID THERE'S THIS OLD WHITE WOMAN WHO HAD THIS BLACK GUY WORKING FOR HER FOR YEARS. HE WAS VERY LOYAL. SO FINALLY SHE DECIDED THAT SHE'S APPROACHING THE DATE WITH THE GRIM REAPER AND SHE OUGHT TO GIVE THIS GUY A REWARD FOR HAVING BEEN SUCH A LOYAL SERVANT FOR ALL THOSE YEARS. SO SHE CALLED HIM TO HER. SHE SAID, BAMANITIOUS (PHONETIC). AND HE SAID, YES, MA'AM. SHE SAID, I WANT TO TALK TO YOU. AND HE SAID, YES, MA'AM. THAT'S THE WAY HE ALWAYS SPOKE TO HER, ALWAYS OBSEQUIOUS, ALWAYS POLITE, ALWAYS BENDING OVER

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BACKWARDS, ALWAYS YES, MA'AM. SHE SAID, BAMANITIOUS (PHONETIC), YOU'VE BEEN WITH ME A LOT OF YEARS. HE SAID, YES, MA'AM. SHE SAID, SO I WANT TO LEAVE YOU SOMETHING IN MY WILL. HE SAID, YES, MA'AM, I SURELY APPRECIATE THAT. AND THEY DIDN'T HAVE A DISCUSSION ABOUT HOW MUCH BECAUSE SHE WAS GOING TO LEAVE HIM A LOT. THAT YOU GATHERED. SHE SAID, NOW, HOW DO I SPELL YOUR NAME? HE SAID, MA'AM, I DON'T UNDERSTAND WHAT YOU ARE ASKING ME. SHE SAID, HOW DO I SPELL BAMANITIOUS? HE SAID, THAT'S NOT MY NAME. SHE SAID, YES, IT IS. HE SAID, NO, MA'AM, THAT'S NOT MY NAME. SHE SAID, ALL THESE YEARS I'VE CALLED YOU BAMANITIOUS (PHONETIC) AND YOU HAVE ANSWERED AND YOU'VE COME TO ME. IF THAT'S NOT YOUR NAME, WHY DID YOU NOT ANSWER? HE SAID, WELL, MA'AM, YOU ALL ALWAYS CALL US THOSE KIND OF NAMES AND I NEEDED THE JOB, SO WHATEVER YOU CALLED ME, THAT'S WHO I'LL BE. YOU COULD HAVE CALLED ME ANYTHING YOU WANTED TO AND THAT'S WHO I WOULD BE. SHE SAID, BUT YOU TOLD ME, YOU TOLD ME YOUR NAME WAS BAMANITIOUS (PHONETIC). HE SAID, NO, MA'AM, I DIDN'T TELL YOU THAT. SHE SAID, I DISTINCTLY REMEMBER WHEN YOU CAME TO WORK FOR ME, I ASKED YOU WHAT SHOULD I CALL YOU, AND YOU SAID BAMANITIOUS (PHONETIC). HE SAID, NO, MA'AM. SHE SAID, WELL, WHAT DID YOU SAY? HE SAID, MA'AM, WHEN YOU ASKED ME WHAT YOU SHOULD CALL ME, I SAID YOU CAN CALL ME BY MY INITIALS. AND BY MY INITIALS BECAME BAMANITIOUS (PHONETIC) BECAUSE WHITE PEOPLE DON'T LISTEN TO US.

SENATOR KRIST PRESIDING

SENATOR KRIST: ONE MINUTE.

SENATOR CHAMBERS: AND WHENEVER THEY MAKE A MISTAKE ABOUT WHAT WE SAID, IT'S ALWAYS SOMETHING THAT'S DEMEANING AND DEGRADING. YOU ALL DON'T LISTEN TO ME AROUND HERE, BUT YOU LISTEN WHEN YOUR LEADER, WHO IS WHITE LIKE YOU, SPEAKS. AND I'M GOING TO STOP NOW BECAUSE MY LIGHT IS ON, BECAUSE I'VE GOT TO BE ABLE TO FINISH THIS. THANK YOU, MR. PRESIDENT.

SENATOR KRIST: SENATOR CHAMBERS, YOU'RE RECOGNIZED.

SENATOR CHAMBERS: THANK YOU. MR. PRESIDENT, MEMBERS OF THE LEGISLATURE, I TOLD YOU ALL AND I WARNED YOU FROM THE VERY BEGINNING, BUT YOU DIDN'T PAY ATTENTION BECAUSE YOU THOUGHT I WAS

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FULL OF HOT AIR LIKE YOU ALL ARE. I TOLD YOU AGAIN AND AGAIN AND AGAIN AND YET AGAIN THAT YOU'RE FRITTERING AWAY THIS TIME. YOU'RE GOING TO GET TO THE END OF THE SESSION WHEN YOU DON'T HAVE MUCH TIME AND THAT'S WHEN I'M IN MY ELEMENT, AND YOU DIDN'T PAY ATTENTION BECAUSE IT'S A BLACK MAN TALKING AND WHAT WE SAY MEANS NOTHING. SO WE ROCKED ON. AND AS THE SPEAKER POINTED OUT, YOU ALL WOULD BE THE ONES WHO WOULD BRING UP THESE WHAT ARE CALLED FILIBUSTERS AND I CALL IT EXTENDED DEBATE. AS FAR AS I'M CONCERNED, YOU CAN TALK ABOUT ANYTHING YOU WANT TO AS LONG AS YOU WANT TO AND I WOULD TELL YOU THAT TIME IS ON MY SIDE. AND WHEN I DECIDE TO TAKE TIME, I WILL ALSO. AND WE WENT ON AND ON AND ON, AND I TOLD YOU, YOU'RE GETTING TO THE TIME WHEN IT'S GOING TO BE ME IN CHARGE SETTING THE AGENDA. AND IT'S GOING TO HAPPEN BECAUSE THE BIG ISSUES THAT MEAN SOMETHING TO YOU ALL WILL BE BEFORE US AND YOU'RE NOT GOING TO HAVE THE TIME. THE MORE TIME WE TAKE NOW, THE LESS TIME WE HAVE AT THE END. SO IN THIS RAPIDLY COMPRESSING WINDOW OF TIME, YOU ARE LEAVING MORE AND MORE ISSUES THAT YOU CONSIDER TO BE IMPORTANT, THAT YOU DEEM TO BE SIGNIFICANT, AND THEN WHEN IT TURNS OUT JUST THE WAY I SAID, THEN YOU GET UPSET BECAUSE YOU WOULDN'T LISTEN TO SOMEBODY, WHO'S BEEN HERE LONGER THAN ALL OF YOU, TRYING TO EXPLAIN TO YOU. AND THE THINGS THAT YOU LEARN FROM ME WAS HOW TO OFFER MOTIONS BUT YOU DIDN'T KNOW HOW TO USE DISCRETION WHEN DOING SO. YOU WERE SO PLEASED AND SO PROUD THAT YOU COULD JUST DO THESE THINGS WITHOUT REALIZING THERE SHOULD BE A PURPOSE FOR IT, NOT DONE JUST BECAUSE IT CAN BE DONE. BUT YOU DIDN'T LEARN. YOU'RE FRACTIOUS. YOU'RE HARD-HEADED. YOU DON'T PAY ATTENTION. SO HERE WE ARE AND THE SESSION HAS BEEN DELIVERED INTO MY HANDS. THE SPEAKER SAID HE WILL NOW SET THE AGENDA. HE WILL WRITE ON A PIECE OF PAPER WHAT HE DESIRES THE AGENDA TO BE. BUT IN THE REAL WORLD, I WILL SET THE AGENDA. I WILL DETERMINE WHAT ALL YOU'RE GOING TO DISCUSS, AND YOU CAN LIKE IT OR LUMP IT. I'VE TOLD YOU OVER AND OVER AND OVER, I DON'T CARE WHAT YOU THINK ABOUT ME. AND IT'S OBVIOUS YOU DON'T THINK ANYTHING OF ME AND YOU DON'T PAY ATTENTION, AND NOW HERE WE ARE, RIGHT WHERE I TOLD YOU YOU'RE GOING TO BE. AND YOU'RE SURPRISED. I WASN'T INVOLVED IN ANY OF THE NEGOTIATIONS, AS YOU CALL THEM, ON PROPERTY TAX. I WASN'T INVOLVED ON THESE ISSUES OF WHAT YOU CALL EDUCATION. YOU ALL HAD THAT YOUR WAY, ALL AND ONLY WHITE PEOPLE. YOU HAD CONTROL OF THAT LIKE YOU HAVE CONTROL OVER EVERYTHING ELSE. AND YOU CAN'T BLAME ANY NONWHITE PERSON FOR THIS, BECAUSE YOU ALL HAD IT YOUR WAY. YOU LIKE TO FINGER POINT AND BLAME OTHERS. THAT'S WHY YOUR GOVERNOR WANTS TO STOP THESE YOUNG PEOPLE WHO ARE

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LATINO AND CAME TO THIS COUNTRY, AND AS THEY GOT OLDER THEY PAID ATTENTION TO WHAT WHITE PEOPLE TOLD THEM: EDUCATION IS THE WAY TO GET SOMEWHERE AND MAKE SOMETHING OF YOURSELF. SO THEY TOOK HARD COURSES AND THEY DID WELL IN THOSE COURSES, LISTENING TO WHITE PEOPLE AND THE WAY THAT WHITE PEOPLE DON'T LISTEN TO US. AND AFTER THEY DID EVERYTHING YOU TOLD THEM TO DO, DOT EVERY I, CROSS EVERY T, THEN THAT RACIST IN THE GOVERNOR'S OFFICE SAYS THEY ARE NOT GOING TO BE ABLE TO USE WHAT THEY WENT TO SCHOOL AND ACQUIRED. AND YOU ALL ARE GOING TO GO ALONG WITH HIM.

SENATOR KRIST: ONE MINUTE.

SENATOR CHAMBERS: THIS IS A MOB, AS FAR AS I'M CONCERNED. YOU HATE NONWHITE PEOPLE. ANYBODY ELSE WOULD BE PROUD TO HAVE A SYSTEM THAT PRODUCED YOUNG PEOPLE WHO CARED THIS MUCH ABOUT EDUCATION, WHO LISTENED TO WHAT THEIR ELDERS TOLD THEM, WHO TRIED TO BE WHAT YOU TOLD THEM THEY SHOULD BE, AND IN AMERICA IT WOULD COUNT FOR SOMETHING. AND YOU GOT THIS RICH, SPOILED BRAT IN THE GOVERNOR'S MANSION. AND YOU KNOW THE ONLY WAY PEOPLE ARE GOING TO KNOW WHAT I'M SAYING? BECAUSE THEY CAN WATCH US. THE WHITE MEDIA ARE OF, BY, AND FOR WHITE PEOPLE. THIS IS NOT TO BE WRITTEN IN WHITE NEWSPAPERS. BUT I'M GOING TO SAY IT HERE AND I'LL SAY IT AGAIN, AS MANY TIMES AS I CHOOSE IN THE TIME THAT WE HAVE LEFT. AND I AM GOING TO TALK ABOUT IT SOME MORE. THANK YOU, MR. PRESIDENT.

SENATOR KRIST: THANK YOU, SENATOR CHAMBERS. SENATOR SCHNOOR.
SENATOR SCHNOOR, YOU'RE RECOGNIZED.

SENATOR SCHNOOR: QUESTION.

SENATOR KRIST: QUESTION HAS BEEN CALLED. DO I SEE FIVE HANDS? I DO SEE FIVE HANDS. SENATOR CHAMBERS, WOULD YOU APPROACH THE CHAIR, PLEASE. I DO SEE FIVE HANDS. THE QUESTION IS, SHALL DEBATE CEASE? ALL THOSE IN FAVOR VOTE AYE; OPPOSED, NAY. PLEASE RECORD, MR. CLERK.

CLERK: 28 AYES, 0 NAYS, MR. PRESIDENT, TO CEASE DEBATE.

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SENATOR KRIST: DEBATE DOES CEASE. SENATOR SULLIVAN, YOU HAVE A CLOSING FOR YOUR APPOINTMENTS? SENATOR SULLIVAN WAIVES CLOSING. THE QUESTION IS THE ADOPTION OF THE CONFIRMATION REPORT FROM EDUCATION. ALL THOSE IN FAVOR VOTE AYE; OPPOSED, NAY. PLEASE RECORD, MR. CLERK.

CLERK: (RECORD VOTE, LEGISLATIVE JOURNAL PAGE 1471.) 38 AYES, 0 NAYS, MR. PRESIDENT, ON THE ADOPTION OF THE CONFIRMATION REPORT.

SENATOR KRIST: CONFIRMATION REPORT IS ADOPTED. NEXT ITEM.

CLERK: MR. PRESIDENT, SENATOR SCHEER WOULD MOVE TO WITHDRAW LB884A. [LB884A]

SENATOR KRIST: SENATOR SCHEER, YOU'RE RECOGNIZED. [LB884A]

SENATOR SCHEER: THANK YOU, MR. PRESIDENT. THE A BILL WAS ORIGINALLY THOUGHT TO BE NEEDED BY THE REVENUE DEPARTMENT. THEY BROUGHT IT DOWN AND WE INTRODUCED IT. WE FILED IT AND 20 MINUTES LATER THEY CAME BACK AND SAID THEY'D MADE AN ERROR IN THEIR COMPUTATIONS AND IT WASN'T NECESSARY. SO THIS IS SIMPLY A REQUEST TO REMOVE AN INADVERTENTLY FILED A BILL. THANK YOU. [LB884A]

SENATOR KRIST: YOU'VE HEARD THE OPENING. SENATOR CHAMBERS, YOU'RE RECOGNIZED. [LB884A]

SENATOR CHAMBERS: THANK YOU, MR. PRESIDENT. YOUR LEADER JUST TOLD YOU, YOU ADOPTED THE RULES, FOLLOW THE RULES. THERE WAS NOT ADEQUATE DEBATE. AND SMART ALECKS CAN DO IT IF THEY WANT TO ON THAT ONE, BUT WE HAVE OTHER BILLS. THAT'S POURING GASOLINE ON A FIRE WHEN IT WAS UNNECESSARY BECAUSE HE THINKS HE'S SMART. WELL, HE IS SMART. HE GOT ALL YOU ALL TO FOLLOW HIM. THAT'S MORE THAN I CAN DO. SO WHEN IT COMES TO THAT, HE'S A BETTER MAN THAN I AM, SMARTER THAN ALL OF YOU. BUT THIS BILL IS BEFORE US NOW, AND ANYTHING CAN BE DONE WITH THIS BILL THAT CAN BE DONE WITH A BILL. AND CLOTURE CANNOT BE INVOKED UNLESS WE TALK ABOUT IT FOR SIX HOURS. BUT THEN ANYBODY WHO OFFERS A MOTION, I BELIEVE, SHOULD BE ABLE TO WITHDRAW THAT MOTION IF HE OR SHE CHOOSES. BUT I WOULDN'T, IF I WERE YOU ALL, I WOULDN'T FOLLOW THE SUGGESTION OF ANY KIND MADE BY A PERSON SUCH AS MYSELF. BUT I STUDY

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YOUR RULES. AND YOU ALL HAVEN'T LEARNED WHAT I TRIED TO TEACH YOU ABOUT A PYRRHIC VICTORY. A PYRRHIC VICTORY IS WHEN YOU WIN ONE LITTLE SKIRMISH AND LOSE THE WAR. SENATOR SCHNOOR, YOUR LEADER, YOUR MASTER STRATEGIST, BUT HE'S JUST A TACTICIAN, HE CAN DEAL WITH THE LITTLE THINGS, GOT YOU A VICTORY. BUT WHAT'S GOING TO HAPPEN WITH THE WAR? YOU LISTEN TO A PRIVATE, A BUCK PRIVATE. YOUR FIVE-STAR GENERAL, WHOM YOU ALL ELECTED TO THAT POSITION, TRIED TO EXPLAIN SOMETHING TO YOU, AND YOU IGNORED THE GENERAL AND LISTENED TO THE PRIVATE BECAUSE YOUR EMOTIONS CARRIED YOU AWAY. YOU THINK I DON'T KNOW HOW TO PLAY THIS LEGISLATURE LIKE AN STRADIVARIUS? STRADIVARIUS IS THE NAME OF THE VIOLIN THAT ANTONIO STRADIVARI PRODUCED. PLAYING THE LEGISLATURE LIKE A VIOLIN. WEREN'T WE GETTING ALONG FAMOUSLY BEFORE THE PRIVATE INTERJECTED HIMSELF? AND YOU ALL WENT ALONG WITH IT. SO HE WHO GOES ALONG WITH IT SHARES THE SIN. I TOLD YOU ALL WHEN I CAME HERE THIS MORNING I WASN'T MAD AT ANYBODY, I WASN'T ANGRY AT ANYBODY. BUT THINGS BEGAN TO ROCK ON, AND COMMENTS WERE MADE AND I RESPOND TO THEM, WITHIN THE RULES. I HAVE NEVER AGREED THAT THE RULES SHOULD BE SHORT-CIRCUITED TO STOP SOMEBODY FROM SAYING WHAT THEY WANTED TO SAY. I HAD BEEN HAVING CONFLICTS WITH SENATOR LARSON, I THINK IT WAS LAST SESSION, AND SOME PEOPLE GOT UPSET BECAUSE HE KEPT TALKING ABOUT CHARTER SCHOOLS. NOW IT'S ONE THING FOR SENATOR LARSON AND I TO DISAGREE, OR ANY SENATOR AND I TO DISAGREE, AND ANOTHER THING FOR THE BODY TO GET TIRED OF WHAT THAT SENATOR WITH WHOM I DISAGREE, TRY TO SHUT HIM UP. SO I WAS THE ONE WHO SPOKE UP FOR SENATOR LARSON'S RIGHT TO SPEAK ABOUT WHAT HE CHOSE AND TO MAKE THE POINTS ON THE ISSUE BEFORE US IN THE WAY THAT HE CHOSE TO MAKE THEM. THAT'S WHAT I BELIEVE IN. THAT'S FOR THE SYSTEM'S SAKE. AND AS THOMAS MORE WAS MADE TO SAY IN A PLAY, I WOULD GIVE THE DEVIL BENEFIT OF LAW FOR MY OWN SAFETY'S SAKE. [LB884A]

SENATOR KRIST: ONE MINUTE. [LB884A]

SENATOR CHAMBERS: SO DO WHAT YOU WANT TO DO TRYING TO STOP ME, BUT YOU WILL PAY. YOU WILL PAY. YOU WILL PAY. AND IF YOU THINK THAT I WILL GET TIRED, I'M GOING TO SHOW YOU THAT YOU WON'T. SENATOR SCHNOOR JUST GAVE ME A SHOT OF ENERGY. I HOPE WE DON'T EVEN STOP FOR THIS BREAK YOU ALL TAKE FOR LUNCH. AND THAT'S WHAT THE SPEAKER OUGHT TO DO--MAKE US STAY HERE AND DON'T GIVE ANY BREAKS. AND MAKE THEM LEAVE THE FLOOR, IF THAT'S WHAT THEY WANT TO DO, BUT LET'S JUST KEEP GOING RIGHT ON AND RIGHT ON AND SEE IF YOU ALL CAN WEAR THIS OLD MAN DOWN.

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THAT'S WHAT I WOULD DO IF I WERE YOU, EXCEPT I'D BE MORE INTELLIGENT THAN YOU. I WOULD HAVE WATCHED HIM AND I'D SEE THAT HE WOULD OUTLAST ALL OF US. AND INSTEAD OF TRYING TO ANTAGONIZE HIM, I WOULD TRY TO PLACATE HIM. AND I'D DECIDE WHICH THINGS ARE IMPORTANT AND WHICH ARE NOT, AND THE UNIMPORTANT THINGS I WOULD THROW AWAY. BUT YOU DON'T LISTEN TO US. [LB884A]

SENATOR KRIST: TIME. SENATOR CHAMBERS, YOU'RE RECOGNIZED. [LB884A]

SENATOR CHAMBERS: THANK YOU. MR. PRESIDENT AND MEMBERS OF THE LEGISLATURE, WHAT I'M GOING TO CHECK ON IS TO SEE, NOW THAT THIS BILL IS BEFORE US, IF IT REALLY IS BEFORE US OR IF IT'S NOT. AND IF IT'S NOT, THEN I'M GOING TO WONDER WHAT THE STATUS OF A BILL IS WHEN IT'S BEEN PLACED ON THE AGENDA. MY BELIEF IS THAT, PURSUANT TO THE WAY WE DO BUSINESS, ONCE A BILL IS ON THE AGENDA, IT'S ON THE AGENDA FOR ALL PURPOSES. THIS BILL IS BEFORE US. I DON'T KNOW THAT THERE'S A RULE IN THE BOOK, AND I DO READ THAT BOOK, THAT IF SOMEBODY MAKES A MOTION TO WITHDRAW A BILL, THAT THAT BILL IS NOT REALLY BEFORE US; OR IF IT IS, THERE'S ONLY ONE THING THAT CAN BE DONE WITH IT. NO OTHER BILL IS IN THAT SITUATION. BUT I THINK WE'RE GOING TO ALL HAVE OUR LEGISLATIVE EDUCATION IMPROVED THIS MORNING. THERE WILL BE OTHER TIMES WHEN A MOTION IS MADE TO WITHDRAW A BILL, AND WE NEED TO KNOW WHETHER WHEN THAT BILL IS BEFORE US, IT IS BEFORE US BUT NOT REALLY. BUT HERE IS WHAT IS BEFORE US--THE RIGHT TO DISCUSS ANYTHING THAT IS BEFORE US. THIS IS BEFORE US ON A MOTION. AND IF A RULING IS MADE THAT IT CAN'T BE THERE FOR ANYTHING OTHER THAN THAT, IT DOESN'T MAKE ME ANY DIFFERENCE. AND IF IT IS A MOTION, WHICH IT IS, AND I LOSE OR I JUST DECIDE NOT TO VOTE, I WILL MOVE TO RECONSIDER AND KEEP THIS, WHICH IS JUST ROUTINELY DONE, BEFORE US. I HAVE STATED THAT IF SOMEBODY WANTS TO DO SOMETHING WITH HIS OR HER BILL, LET THAT PERSON DO IT. BUT WE'RE IN A DIFFERENT TYPE OF GAME. AND YOU KNOW WHY IT DOESN'T MATTER TO ME WHAT THE RULING IS ON THIS ONE THING? LOOK AT THE REST OF THE AGENDA. TELL ME THAT THESE OTHER BILLS ARE NOT THERE. OR IF SOMEBODY CAN CALL THE QUESTION AFTER ONE OR TWO PEOPLE SPEAK, AND THE CHAIR WILL RECOGNIZE THAT BECAUSE THE CHAIR WANTS TO HURRY UP AND GET FINISHED, AFTER TELLING US ABOUT A NATION OF LAWS AND THE LEGISLATURE BEING A BODY OF RULES. I'VE TALKED TO YOU ALL ABOUT THE RULES. I VOTE AGAINST THEM. I'M THE ONE WHO SHOULD NOT RESPECT THEM BECAUSE I SAY I HAD NOTHING TO DO WITH THEM BEING HERE. I VOTED AGAINST THEM. BUT I FOLLOW THE RULES. AND JUST BECAUSE YOU ALL DON'T FOLLOW THE RULES OR YOU DON'T LIKE

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THE WAY THE RULE THAT YOU PUT IN PLACE OPERATES, YOU WANT TO ABROGATE IT. WELL, ABROGATE IT. THAT SHOWS THAT I OWN YOU EVEN TO A GREATER EXTENT THAN I THOUGHT, BECAUSE I WILL MAKE YOU TURN YOUR BACK ON EVERYTHING YOU SAID YOU BELIEVE IN, MAKE YOU UNDERCUT EVERYTHING THE LEGISLATURE IS SUPPOSED TO BE ABOUT. WHAT DO YOU THINK A PERSON IN A LEGISLATURE IS SUPPOSED TO DO WHEN THAT PERSON IS THE ONLY ONE AND IS GOING TO BE OUTVOTED ALL THE TIME? JUST SWALLOW SPIT AND SIT BACK AND LET THE VOTES BE TAKEN? MAYBE THAT'S THE WAY IT HAPPENS WITH OTHER PEOPLE, BUT IT'S NOT GOING TO HAPPEN THAT WAY WITH ME. I HAVEN'T EVEN GOTTEN ON THAT ISSUE OF SENATOR GROENE YET. THE ONLY THING THAT CALLED ME TO HIS ATTENTION, I PAY...HE DROPPED A PIECE OF PAPER ON HIS DESK AND IT MADE A SOUND. AND MY EARS PICKED IT UP AND I SAID, OH, SENATOR GROENE DID THAT. I HAVEN'T EVEN TALKED ABOUT HIM YET. I GOT PLENTY TO TALK ABOUT. RULE ANY WAY YOU WANT TO ON ANY MOTION THAT I MAKE, ON ANY AMENDMENT THAT I OFFER. CALL THE QUESTION AND... [LB884A]

SENATOR KRIST: ONE MINUTE. [LB884A]

SENATOR CHAMBERS: ...LET IT BE VOTED ON. AND WE'LL SEE WHAT WE SHALL SEE. AND I DO HAVE A MOTION UP THERE ON THE DESK AND WE'RE GOING TO SEE WHAT HAPPENS WITH IT. AND FOR SENATOR SCHEER, SENATOR SCHEER, THIS COULD BE SOMETHING THAT SENATOR WILLIAMS OFFERED OR ANYBODY ELSE OFFERED TODAY, A MOTION TO PULL THE BILL. I DON'T EVEN KNOW WHAT YOUR BILL IS ABOUT SO IT HAS NOTHING TO DO WITH YOU. BUT IT HAS TO DO WITH THE LEGISLATURE. AND I'M STOPPING NOW, MR. PRESIDENT. THANK YOU. [LB884A]

SENATOR KRIST: THANK YOU, SENATOR CHAMBERS. COULD YOU APPROACH THE CHAIR, PLEASE? SENATOR CHAMBERS, YOU'RE RECOGNIZED. [LB884A]

SENATOR CHAMBERS: THANK YOU. MR. PRESIDENT, MEMBERS OF THE LEGISLATURE, I SAID I BELIEVE IN OBJECT LESSONS. IF PEOPLE REASON WITH ME, I WILL LISTEN. I'VE ALWAYS SAID, IF THEY'RE RATIONAL AND REASONABLE WITH ME, THAT'S WHAT I WILL BE. WE JUST REASONED TOGETHER UP THERE. MY PURPOSE WAS TO SHOW ANY MOTION THAT YOU CAN MAKE ON A BILL CAN BE MADE ON THIS ONE. EVEN THOUGH IT'S NOT LIKELY THE BRACKET MOTION WOULD SUCCEED, THAT IS NOT THE SAME AS KILLING THE BILL. IF IT BRACKETED...IF YOU BRACKETED IT, IT WOULD STILL BE ALIVE. AND LB884, IN

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EFFECT, WOULD BE KILLED BECAUSE LB884 COULD NOT BE READ UNLESS ITS A BILL IS WITH IT. SO IF THE A BILL WERE STILL ALIVE SOMEWHERE, THEN LB884, OR WHATEVER THE NUMBER OF THE BILL IS, COULD NOT BE READ. IF I REALLY WANTED TO BE CONTRARY AND RECALCITRANT, I COULD OFFER A MOTION TO KILL IT AND MAKE YOU VOTE TO KILL IT. AND THEN IT WOULD BE DEAD AND LB884 COULD BE READ. BUT I DON'T EVEN CARE ABOUT LB884 ONE WAY OR THE OTHER. I'M DOING SOMETHING. I'M NOT LIKE SENATOR SCHNOOR, WHERE ALL I SEE IS A LITTLE TACTICAL SOMETHING OR OTHER. I AM THINKING STRATEGICALLY. THIS BILL IS JUST ONE VERY SMALL PART. EVEN IF I OFFERED A KILL MOTION, WHICH WOULD BE IN ORDER, I WOULDN'T TAKE IT TO A VOTE. I HAVE TOLD YOU ALL, AND I JUST DID NOT LONG AGO, IF SOMEBODY WANTS TO DO SOMETHING WITH HIS OR HER BILL AND IT'S NOT LIKE SAYING DON'T DISCUSS IT, DON'T AMEND IT, WHERE IT'S JUST ONE OF THESE KIND OF THINGS WHERE THE BILL IS NO LONGER OF VALUE AND HE OR SHE WANTS TO PULL IT, LET THEM PULL IT. BUT IN THE MEANTIME, I'M GOING TO MAKE THE USE OF IT THAT I CHOOSE. AND THE USE I'M GOING TO MAKE OF THAT BILL, AS I DID WITH THE CONFIRMATION REPORTS, IS TO TAKE THE TIME THAT I SAID I CAN TAKE AND THAT I WILL TAKE. SO, WITH THAT EXPLANATION, MISTER...IS MR. CLERK UP THERE? I WANT TO WITHDRAW THAT BRACKET MOTION. [LB884A LB884]

CLERK: YES, SIR. [LB884A]

SENATOR KRIST: SEEING NO OBJECTION, SO BE IT. SO WE ARE NOW IN THE PROCESS OF DISCUSSING THE MOTION TO WITHDRAW THAT SENATOR SCHEER PUT IN. (VISITORS INTRODUCED.) OKAY. RETURNING TO DISCUSSION, SENATOR CHAMBERS, YOU ARE RECOGNIZED. [LB884A]

SENATOR CHAMBERS: THANK YOU. MR. PRESIDENT, MEMBERS OF THE LEGISLATURE, NOW WE ARE WHERE WE WERE WHEN SENATOR SCHEER OFFERED THE MOTION TO WITHDRAW HIS BILL. I WILL NOT STAND IN THE WAY OF HIM WITHDRAWING HIS BILL. I WANTED TO SHOW YOU ALL THAT IF I WANTED TO REALLY BE MEAN, I COULD DO THAT. AND YOU ALL COULD SAY IN YOUR MIND THAT YOU'LL VOTE AGAINST THE BRACKET MOTION, WHICH I WOULD EXPECT YOU TO DO AND WOULD HAVE SUGGESTED THAT YOU DO. I WOULD NOT HAVE VOTED. THEN I WOULD HAVE OFFERED A RECONSIDERATION MOTION. AND I WOULD HAVE DONE THAT BECAUSE YOU THOUGHT YOU WERE SMARTER THAN ME. AND I JUST HAVE TO SHOW YOU THAT YOU'RE NOT. AND IT DOESN'T HAVE ANYTHING TO DO WITH BASIC INTELLIGENCE OR ANYTHING ELSE. IT JUST HAS TO DO WITH READING THE RULES, WHICH ANYBODY CAN READ. THEY'RE WRITTEN CLEARLY ENOUGH FOR EVERYBODY TO UNDERSTAND

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THEM IF THE TIME IS TAKEN TO READ THEM. BUT I DO THINK THAT IT WAS INAPPROPRIATE FOR THE CHAIR TO RECOGNIZE SENATOR SCHNOOR'S CALLING OF THE QUESTION. BUT IF THAT'S THE WAY YOU ALL WANT TO PLAY IT, I DON'T CARE. IF, AFTER I SPEAK ONE TIME, ONE OF YOU CALLS THE QUESTION, IN YOUR PETTY, LITTLE, CHILDISH WAY, DO IT, AND YOU'LL CALL THE QUESTION ON EVERY ISSUE THAT COMES UP BECAUSE I'LL DISCUSS THINGS THAT I ORDINARILY WOULDN'T. I WILL MAKE AN OFFER OF AN AMENDMENT ON EVERY BILL THAT COMES UP, ON EVERY WORD IN THE BILL, AND IF THERE ARE TEN WORDS IN THE FIRST SENTENCE, YOU HAVE A CHANCE TO CALL THE QUESTION TEN TIMES. AND YOU'LL GO THROUGH THE VOTE AND IT WILL BE A ROLL CALL VOTE EVERY TIME UNLESS, IN YOUR WHITE PEOPLE'S WAY, YOU DECIDE YOU'RE NOT GOING TO RESPECT THE RULE AND YOU'RE NOT GOING TO ALLOW ME TO ASK FOR A ROLL CALL VOTE. THAT'S WHAT YOU OUGHT TO DO. WHY DON'T YOU JUST GET TOGETHER AND AMEND THE RULES RIGHT HERE--AND YOU CAN DO IT WITH 30 VOTES--AND SAY SENATOR CHAMBERS WILL NOT BE RECOGNIZED FOR ANY PURPOSE ON THIS FLOOR, WHICH WE DON'T ANYWAY, BUT THE RULES COMPEL US TO DO WHAT WE DON'T WANT TO DO? AND THE SMART ALECK, UPPITY AS HE IS, WILL PAY ATTENTION TO OUR RULES BECAUSE HE'S SMARTER THAN WE ARE. AND HERE'S HOW HE'S SMARTER. HE WILL READ THEM AND WE WON'T. AND HE'LL USE THEM AND WE DON'T. AND YOU BEGRUDGE ME BECAUSE YOU SIT THERE LIKE LUMPS ON A LOG AND I WON'T GO ALONG WITH IT AND I SHALL NOT GO ALONG WITH IT. THE GOVERNOR RIGHT NOW IS CRACKING THE WHIP AND RUNNING YOU ALL OUT THERE. HE'S THE ONE RUNNING THIS LEGISLATURE. HE'S THE ONE TELLING YOU HOW YOU WILL AMEND A BILL AND WHICH BILLS YOU SHALL AMEND. TELL HIM TO EXPLAIN TO YOU HOW HE'S GOING TO STOP ME FROM DOING WHAT I'M DOING. I'D LIKE TO ASK SENATOR McCOLLISTER A QUESTION. [LB884A]

SENATOR KRIST: SENATOR McCOLLISTER, WILL YOU YIELD? [LB884A]

SENATOR McCOLLISTER: YES, I WILL. [LB884A]

SENATOR CHAMBERS: SENATOR McCOLLISTER, WHAT IS MORE IMPORTANT TO YOU, THE FATE OF THE LEGISLATIVE SESSION AS FAR AS THESE BIG ISSUES OR YOUR GAME AND PARKS BILL? [LB884A]

SENATOR McCOLLISTER: THE LARGER ISSUE. [LB884A]

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SENATOR CHAMBERS: SENATOR, SUPPOSE THERE'S A WAY TO SALVAGE BOTH OF THEM? [LB884A]

SENATOR McCOLLISTER: I THINK THAT WOULD BE GOOD. [LB884A]

SENATOR CHAMBERS: SENATOR, WHY DON'T YOU SALVAGE YOUR BILL BY ADOPTING MY AMENDMENT TO TAKE AWAY THE GAME AND PARKS COMMISSION AUTHORITY TO SET A HUNTING SEASON? [LB884A]

SENATOR McCOLLISTER: SENATOR CHAMBERS, I THINK YOU SHOULD HAVE A FAIR OPPORTUNITY TO DISCUSS THAT OPTION. I PROVIDED SOME INFORMATION TO EDUCATE THE MEMBERS OF THE BODY ON THAT PARTICULAR OPTION AND...BUT I DO THINK WE SHOULD PROCEED. [LB884A]

SENATOR CHAMBERS: WITH WHAT I'M DOING NOW? [LB884A]

SENATOR McCOLLISTER: I THINK WE COULD PROBABLY FIND WAYS TO BE MORE PRODUCTIVE, SENATOR. [LB884A]

SENATOR CHAMBERS: PRODUCTIVE FROM WHOSE POINT OF VIEW, YOURS OR MINE? [LB884A]

SENATOR McCOLLISTER: MY POINT OF VIEW, SIR. [LB884A]

SENATOR CHAMBERS: AND WE ALWAYS TRY TO DO THAT WHICH WE BELIEVE IS THE RIGHT THING, NO MATTER WHAT OTHER PEOPLE ARE DOING, CORRECT? [LB884A]

SENATOR McCOLLISTER: YOU NEED TO JUDGE YOUR OWN ACTIONS IN A LARGER CONTEXT, I BELIEVE. BUT ULTIMATELY, YOU HAVE TO DO WHAT YOU THINK IS RIGHT. CORRECT, SIR. [LB884A]

SENATOR CHAMBERS: AND I AGREE WITH YOU. AND YOU HAVE NOW BECOME, AT LEAST ON A TEMPORARY BASIS, A MEMBER OF THE POPEYE SCHOOL--I AM WHAT I AM AND THAT'S ALL WHAT I AM. YOU WILL DO WHAT YOU THINK YOU OUGHT TO DO AND I RESPECT YOU FOR THAT. BUT YOU SHOULD BE OPEN TO NEGOTIATION. AND MAYBE WE CAN REACH THAT POINT, BUT I DON'T THINK

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WE'VE REACHED IT YET. AND THAT'S ALL I WILL ASK OF SENATOR McCOLLISTER. THANK YOU. AND THAT'S ALL I'LL HAVE TO SAY ON SENATOR SCHEER'S BILL. HE HAS SUFFERED ENOUGH WITHOUT HAVING THROWN ANYTHING INTO THE POT TO MAKE IT BOIL. THANK YOU, MR. PRESIDENT. [LB884A]

SENATOR KRIST: THANK YOU, SENATOR CHAMBERS. YOU'VE HEARD THE DISCUSSION ON LB884A AND THE WITHDRAW MOTION. SENATOR SCHEER, WOULD YOU LIKE TO CLOSE? SENATOR SCHEER WAIVES CLOSING. THE QUESTION IS THE WITHDRAWAL OF LB884A. ALL THOSE IN FAVOR VOTE AYE; OPPOSED, NAY. PLEASE RECORD, MR. CLERK. [LB884A]

CLERK: 28 AYES, 0 NAYS, MR. PRESIDENT, TO WITHDRAW THE BILL. [LB884A]

SENATOR KRIST: ITEMS, MR. CLERK?

CLERK: MR. PRESIDENT, I JUST HAVE ONE THING AT THIS TIME. ENROLLMENT AND REVIEW REPORTS LB10 AS CORRECTLY ENGROSSED. THAT'S ALL THAT I HAD. (LEGISLATIVE JOURNAL PAGE 1472.) [LB10]

SENATOR KRIST: THANK YOU, MR. CLERK. WE'LL STAND AT EASE UNTIL 20 MINUTES PAST 12:00.

EASE

SENATOR SCHEER PRESIDING

SENATOR SCHEER: BEING PAST THE POINT OF TIME, WE WILL RESUME OUR LEGISLATIVE WORK. MR. CLERK, THE NEXT ITEM.

CLERK: MR. PRESIDENT, THE NEXT ITEM, SENATOR HANSEN, ENROLLMENT AND...I'M SORRY LB889A. I HAVE NO AMENDMENTS PENDING TO THE BILL, SENATOR. [LB889A]

SENATOR SCHEER: MR. HANSEN FOR A MOTION. [LB889A]

SENATOR HANSEN: MR. PRESIDENT, I MOVE WE ADVANCE LB889A TO E&R FOR ENGROSSING. [LB889A]

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SENATOR SCHEER: ALL THOSE IN FAVOR SAY AYE. ALL THOSE OPPOSED. HEARING NONE, THE BILL ADVANCES. NEXT ITEM, MR. CLERK. [LB889A]

CLERK: MR. PRESIDENT, LB745. SENATOR HANSEN, I HAVE ENROLLMENT AND REVIEW AMENDMENTS FIRST OF ALL. (ER190, LEGISLATIVE JOURNAL PAGE 1013.) [LB745]

SENATOR SCHEER: MOTION, MR. HANSEN...SENATOR HANSEN. [LB745]

SENATOR HANSEN: MR. PRESIDENT, I MOVE WE ADOPT THE E&R AMENDMENTS TO LB745. [LB745]

SENATOR SCHEER: YOU'VE HEARD THE MOTION. ALL THOSE IN FAVOR SAY AYE. ALL THOSE OPPOSED SAY NAY. [LB745]

CLERK: MR. PRESIDENT, THE FIRST AMENDMENT I HAVE TO THE BILL, SENATOR CHAMBERS, AM2514. (LEGISLATIVE JOURNAL PAGE 974.) [LB745]

SENATOR SCHEER: SENATOR CHAMBERS, YOU'RE RECOGNIZED TO OPEN ON AM2514. [LB745]

CLERK: SENATOR, THIS IS THE AMENDMENT THAT SHOWS...INSERTS "TWO" AND STRIKES "NINETY-EIGHT." I DON'T KNOW IF THAT MAKES SENSE. OKAY. [LB745]

SENATOR CHAMBERS: THANK YOU. MR. PRESIDENT, MEMBERS OF THE LEGISLATURE, IT DOESN'T MATTER WHAT ANY ONE OF THOSE AMENDMENTS WILL SAY BECAUSE I WOULDN'T EVEN SUPPORT THEM. WHAT THE AMENDMENTS DO BASICALLY IS TO RAISE ALL OF THOSE FEES, WHICH CLEARLY I HAVE NO INTEREST IN DOING. BUT AS I SAID, I'M GOING TO TAKE TIME TODAY AND I CAN EASILY TAKE FOUR HOURS ON THIS BILL. AND THAT MEANS THAT AT 4:00, YOU ALL CAN TAKE YOUR CLOTURE VOTE. AND I'LL HAVE TWO HOURS ON IT AGAIN ON FINAL READING. AND IF THAT BILL GETS TO FINAL READING, EVERY BILL ON FINAL READING THAT DAY IS GOING TO HAVE A SERIES OF MOTIONS ON IT. NOW WHEN I TOLD YOU LAST NIGHT WHAT I'D DO, YOU DISREGARDED IT. YOU ARE GOING TO BE EVEN HARDER UP FOR TIME WHEN YOU GET TO FINAL READING. YOU PUSHED LB10 LAST NIGHT. THE REPUBLICAN PARTY GOT WHAT IT WANTED AND WE'RE GOING TO SEE WHAT THE FEELING OF THOSE WILL BE WHO KNUCKLED UNDER TO THE REPUBLICAN PARTY. IT MAKES

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ME NO DIFFERENCE. I'LL TAKE THE TIME ON THIS BILL AS I WOULD WITH ANY OTHER BILL. SO SINCE I'M OPENING ON THIS AMENDMENT, I WILL JUST SAY A WORD OR TWO ABOUT WHERE WE ARE IN THE WAY THAT THE SPEAKER DOES. I THINK A POINT COULD BE REACHED IN THE SESSION WHERE A MAJORITY OF SENATORS WILL SAY THE WHOLE BILL FOR GAME AND PARKS DOESN'T MEAN AS MUCH TO THEM AS SOME OF THESE OTHER THINGS THEY'RE AFTER. WHY DO YOU THINK THE SENATORS ARE MEETING OVER THERE, MEETING WITH PEOPLE IN THE GOVERNOR'S OFFICE AND FROM THE GOVERNOR'S OFFICE? BECAUSE THEY'RE ALL TRYING TO FIND A WAY TO GET WHAT THEY WANT. BUT TO GET WHAT THEY WANT, THEY HAVE TO GET IT BEFORE THE BODY. AND IF YOU WANT TO, BECAUSE THERE ARE A LOT OF YOU, YOU CAN JUST DISREGARD YOUR RULES AND SAY, WELL, WE'RE NOT GOING TO ALLOW ANY DEBATE ON THESE AGREEMENTS BECAUSE THAT'S THE WAY THE GOVERNOR WANTS IT. AND IF THAT'S WHAT THE GOVERNOR WANTS, THE GOVERNOR WILL GET. AND IF YOU CHOOSE TO DO THAT, THERE'S NO WAY I CAN STOP YOU. MY ONLY SALVATION LIES IN YOUR RULES AND THE CONFIDENCE THAT I HAVE THAT YOUR RULES ARE GOING TO BE FOLLOWED, NOT BECAUSE YOU'RE VIRTUOUS PEOPLE, BUT YOU WOULD LOOK LIKE A BUNCH OF FOOLS TO THROW AWAY ALL YOUR RULES TO STOP ME. THERE'S A TENDENCY FOR PEOPLE WHO ARE IN A VERY PRESSURE-FILLED SITUATION TO SEE THAT SITUATION AS COMPRISING THE ENTIRE UNIVERSE, UNAWARE, AT LEAST FOR THE TIME BEING, THAT THEY'RE BEING WATCHED. AND WHEN THEY BEHAVE IN A WAY THAT'S STUPID, PEOPLE SEE IT. JUST LIKE STUPIDITY REIGNED LAST NIGHT. AND NOW THERE ARE PEOPLE WHO, IF THEY COULD DO THAT DIFFERENTLY, THEY MIGHT DO IT DIFFERENTLY, MAYBE THEY WOULDN'T. YOU THINK SENATOR McCOY CARES? HE'S ON HIS WAY OUT OF HERE. HE'S GOT A JOB NOT ONLY LINED UP, HE'S IN THAT JOB NOW. HE'LL BE RICHER THAN ALL OF YOU ALL, EXCEPT SOME OF YOU WHO MIGHT GET FARM SUBSIDIES. BUT THE REST OF US ARE GOING TO BE HERE. WE'RE HERE TODAY. AND I MADE A PROMISE, WHICH YOU ALL THINK I'M INCAPABLE OF CARRYING OUT, BUT I AM ABLE TO CARRY IT OUT. AND I GUESS WHAT YOU MANAGED TO DO IN MY ABSENCE, WHICH COULD HAVE BEEN CONTRIVED, WAS TO MOVE A BILL. I HEARD SENATOR HANSEN MAKING HIS MOTION. SOMETIMES YOU HAVE TO GIVE THE OPPOSITION SOMETHING TO KEEP THEM ENGAGED, TO KEEP THEM FILLED WITH HOPE. DO YOU THINK THIS BILL, THIS A BILL OF SENATOR MELLO MEANS ANYTHING AT THIS POINT? THIS IS NOT THE END OF HIS BILL. IT'S GOING TO BE ON FINAL READING. AND FINAL READING CAN BE CONTROLLED BY ME. HOW MANY MOTIONS DO YOU THINK I CAN MAKE ON ONE BILL ON FINAL READING? EACH ONE, FIRST A BILL TO RETURN TO STRIKE THE ENACTING CLAUSE, THAT'S STANDARD. THEN FOR A SPECIFIC AMENDMENT, AND WRITE WHAT THAT AMENDMENT WOULD BE. THEN WE DISCUSS WHETHER

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YOU'RE GOING TO RETURN IT OR NOT, WHICH YOU WON'T DO IF YOU'RE SMART. THEN I'LL MOVE TO RECONSIDER THAT. AND WE JUST DO IT ON ALL THE AMENDMENTS I PUT ON THAT BILL. AND IF I CAN TAKE AN HOUR ON THAT BILL, AND AN HOUR ON THE NEXT BILL, THEN I THINK SOME OF YOU ALL ARE GOING TO BEGIN TO COME TO ME AND SAY, WHAT CAN WE DO? WE OUGHT TO DO IT NOW. YOU DON'T HAVE AS MUCH TIME AS YOU USED TO HAVE, BUT YOU'VE GOT TIME NOW. BUT YOU'RE STILL NOT GOING TO DO IT. YOU'RE NOT GOING TO LEARN FROM WHAT HAS HAPPENED UP TO THIS POINT BECAUSE YOU THINK SOMEHOW MAGICALLY EVERYTHING IS GOING TO SMOOTH OUT AND BE ALL RIGHT. THAT'S NOT GOING TO HAPPEN. WE'RE GOING TO BE HERE. AND IN FACT, I THINK WE'LL PROBABLY BRING OUR COLLEAGUES IN HERE, BUT WE'LL JUST HAVE TO SEE. IN THE SAME WAY IT DOESN'T MATTER WHAT ANY ONE OF THESE AMENDMENTS THAT I HAVE PENDING ON SENATOR McCOLLISTER'S BILL, IT DOESN'T MATTER WHAT I SAY OR DON'T SAY, BECAUSE THERE ARE OTHER MOTIONS THAT I CAN MAKE. AND MAYBE, JUST MAYBE, SOMEBODY AROUND HERE WHOM OTHERS WILL LISTEN TO WILL UNDERSTAND WHAT IS, IN FACT, GOING ON HERE. IT WILL BE SOMEBODY WHO CAN TELL YOU THAT AS OLD AS I AM, AS TIRED AS I AM, THAT I WILL OUTLAST YOU ALL. AND I'M GOING TO DO THAT SIMPLY BECAUSE I PROMISED TO. AND HOW MANY OF YOU ALL WANT OUR COLLEAGUES TO GET ON OVER HERE INSTEAD OF STAYING WHERE THEY ARE? I'M JUST NOW OPENING ON MY FIRST AMENDMENT. SO EVEN IF SOMETHING INTERVENES, I WILL STILL HAVE THE OPPORTUNITY TO SPEAK ON THIS FIRST AMENDMENT, WHICH MEANS NOTHING AND IS OF NO CONSEQUENCE. AND THE MOTION THAT I'M OFFERING IS NOT SUBJECT TO DEBATE. [LB745 LB10]

SENATOR SCHEER: I'M SORRY, SENATOR CHAMBERS, ARE YOU FINISHED? I APOLOGIZE. MR. CLERK. [LB745]

ASSISTANT CLERK: MR. PRESIDENT, SENATOR CHAMBERS WOULD MOVE TO RECESS UNTIL 7:30 P.M. ON APRIL 5, 2016. [LB745]

SENATOR SCHEER: PER THE RULES, THE ONLY INDIVIDUAL ABLE TO SPEAK ON THE MOTION IS THE SPEAKER. SENATOR HADLEY, YOU'RE RECOGNIZED. [LB745]

SPEAKER HADLEY: YES, I WOULD LIKE A CALL OF THE HOUSE, PLEASE. [LB745]

SENATOR SCHEER: THERE HAS BEEN REQUEST FOR A CALL OF THE HOUSE. THE QUESTION IS, SHALL THE HOUSE GO UNDER CALL? ALL THOSE IN FAVOR SAY (SIC) AYE; ALL THOSE OPPOSED VOTE NAY. RECORD, MR. CLERK. [LB745]

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ASSISTANT CLERK: 15 AYES, 0 NAYS TO GO UNDER CALL, MR. PRESIDENT. [LB745]

SENATOR SCHEER: THE HOUSE IS UNDER CALL. ALL THOSE SENATORS OUTSIDE THE...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. (VISITORS INTRODUCED.) SENATOR KRIST, KOLOWSKI, SMITH, KUEHN, CAMPBELL, BOLZ, MURANTE, COASH, GARRETT, HILKEMANN, WATERMEIER, THE HOUSE IS UNDER CALL. YES, SPEAKER. [LB745]

SPEAKER HADLEY: I WOULD LIKE TO CONTINUE NOW AND I WOULD ASK THAT YOU OPPOSE, VOTE NO ON THIS RECESS MOTION. THANK YOU. [LB745]

SENATOR SCHEER: SENATOR HADLEY, WOULD YOU LIKE US TO GO FORWARD WITH A MACHINE VOTE, OR...? THE QUESTION BEFORE US IS, SHALL THE CHAMBER RECESS? ALL THOSE IN FAVOR VOTE AYE; ALL THOSE OPPOSED VOTE NAY. HAVE ALL THOSE VOTED THAT WISH TO? RECORD, MR. CLERK. [LB745]

ASSISTANT CLERK: 3 AYES, 37 NAYS ON THE MOTION TO RECESS, MR. PRESIDENT. [LB745]

SENATOR SCHEER: THE MOTION FAILS. RETURNING TO LB745, AM2514, SENATOR CHAMBERS, YOU'RE RECOGNIZED. RAISE THE CALL. [LB745]

SENATOR CHAMBERS: THANK YOU. MEMBERS...OH, EXCUSE ME. MEMBERS OF THE LEGISLATURE, YOU JUST HAVE ANOTHER THING TO THANK ME FOR. YOU ALL WERE GONE AND I WANTED YOU BACK HERE AND I KNOW HOW TO USE THE RULES TO GET YOU BACK HERE AND I GOT YOU BACK HERE AND I HOPE YOU'RE UPSET. THE MORE UPSET YOU ARE, THE BETTER IT WORKS FOR ME, BECAUSE YOU'RE GOING TO GET TIRED AFTER WHILE OF THE THINGS THAT I'M DOING. BUT SO THAT YOU WILL KNOW WHAT WE'RE TALKING ABOUT NOW, IT'S SENATOR McCOLLISTER'S ILL-CONCEIVED BILL TO GRANT 49 FEE INCREASES FOR GAME AND PARKS. AND WITH ALL THE TALK THAT I'VE HEARD FROM THE CONSERVATIVES ABOUT NOT JUST LETTING GOVERNMENT RUN AWAY, THAT YOU ARE HERE TO REPRESENT THE PEOPLE AND YOU DON'T EVEN KNOW WHAT THESE INCREASES ARE, AND THEY ARE DIRECT CHARGES TO THE PEOPLE, IT INDICATES THAT YOU SAY THESE THINGS, BUT THEY MEAN SOMETHING ONLY IN THE CONTEXT OF WHAT AFFECTS YOU PERSONALLY OR THOSE WHO LIVE IN

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YOUR NEIGHBORHOOD. WHAT I AM DOING IS CONTINUING TO TAKE TIME AND I HAVEN'T EVEN OFFERED A BRACKET MOTION YET. I HAVEN'T OFFERED A RECOMMIT TO COMMITTEE YET. WE'RE TALKING ABOUT AN AMENDMENT WHICH IS ONE OF A MULTITUDE THAT I HAVE PENDING ON THIS BILL. SO I COULD TAKE THE FOUR HOURS WITHOUT WRITING ANOTHER AMENDMENT, WITHOUT OFFERING ANOTHER MOTION, JUST TAKE THESE AMENDMENTS AS THEY COME UP. I STILL THINK THERE ARE PEOPLE HERE WHO THINK I CANNOT LAST THE REST OF THIS DAY. SO I DO HAVE SOMETHING TO PROVE, AND I THINK YOU'RE RIGHT TO MAKE ME PROVE IT. NOBODY SHOULD THREATEN TO DO SOMETHING WHICH HE OR SHE IS UNABLE TO CARRY OUT BECAUSE SOMEBODY AT SOME POINT IS GOING TO CALL YOUR HAND. AND PEOPLE FEAR EMBARRASSMENT MORE THAN PRACTICALLY ANYTHING ELSE, BUT I'M NOT ABOUT TO BE EMBARRASSED. WHAT COULD AT LEAST GET US OFF THIS BILL WOULD BE FOR YOU ALL TO TALK TO YOUR COLLEAGUE, SENATOR McCOLLISTER, FORGET WHAT YOU FEEL ABOUT ME IN TERMS OF ME GETTING MY WAY, BECAUSE I'M GOING TO STOP YOU FROM HAVING YOUR WAY IF YOU DON'T GIVE ME MY WAY, IS TO HAVE HIM ADOPT MY AMENDMENT, A COPY OF WHICH I HAVE PREPARED FOR THIS PURPOSE, TO TAKE AWAY FROM THE GAME AND PARKS COMMISSION AUTHORITY TO ESTABLISH A HUNTING SEASON. THE AMENDMENT THAT I HAVE DRAFTED SAYS THAT THE STATUTE THAT GIVES THE GAME AND PARKS THAT COMMISSION...GIVES THE GAME AND PARKS COMMISSION THAT AUTHORITY WOULD BE OUTRIGHT REPEALED. THEN THE ACTUAL TEXT OF THE BILL THAT YOU WILL READ GOES TO A SECTION THAT ALLOWS PEOPLE OF A CERTAIN AGE TO OBTAIN A LICENSE TO HUNT ANIMALS ON A LIST, AND ONE ON THAT LIST WOULD BE THE MOUNTAIN LION. THAT IS THE ONLY STATUTE YOU WILL SEE ACTUALLY AMENDED. YOU WILL SEE "MOUNTAIN LION" LINED THROUGH. THEN THERE'S A REPEALER, AND IT SAYS IT GIVES THE STATUTE NUMBER, IS OUTRIGHT REPEALED. THAT STATUTE BEING REPEALED IS THE ONE THAT GRANTS THE GAME AND PARKS COMMISSION AUTHORITY TO ESTABLISH A HUNTING SEASON. AND I'M NOT GOING TO GO INTO A LOT OF DISCUSSION... [LB745]

SENATOR SCHEER: ONE MINUTE. [LB745]

SENATOR CHAMBERS: ...ABOUT WHAT SCIENCE HAS ESTABLISHED OR ANYTHING ELSE, BECAUSE EITHER YOU WILL SEE THE WISDOM OF THIS OR YOU WON'T. AND IT'S NOT GOING TO BE BASED ON ANYTHING THAT I SAY, BUT I AM HANDING AROUND SOME PICTURES THAT SHOW YOU HOW VICIOUS, HOW BARBARIC THIS TYPE OF HUNTING IS BEING CARRIED OUT IN NEBRASKA. AND IF WHEN YOU SEE WHAT'S ON THERE IS WHAT YOU CALL HUNTING, THEN THE SAME LACK OF

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RESPECT I HAVE FOR THE ONES WHO ARE DOING THAT, I HAVE FOR YOU. AND IF ALL YOU DO IS TELL ME THAT YOU AGREE WITH THAT, THEN YOU KNOW THAT I HAVE NO RESPECT WHATSOEVER FOR YOU AS A HUNTER, REALLY, OR AS A HUMAN BEING. BUT WE HAVE A LONG WAYS TO GO TODAY. AND I'LL DO IT ON THIS BILL. LET'S GO TO CLOTURE. AND THEN YOU VOTE THIS BILL ACROSS. THEN WE'LL JUST GET TO THE NEXT BILL... [LB745]

SENATOR SCHEER: TIME, SENATOR. [LB745]

SENATOR CHAMBERS: ...AND THE NEXT BILL. THANK YOU, MR. PRESIDENT. [LB745]

SENATOR SCHEER: THANK YOU, SENATOR CHAMBERS. SENATOR McCOLLISTER, YOU'RE RECOGNIZED. [LB745]

SENATOR McCOLLISTER: THANK YOU, MR. PRESIDENT, AND GOOD AFTERNOON, COLLEAGUES. I WELCOME SENATOR CHAMBERS' INTEREST IN DEBATING THE MOUNTAIN LION TOPIC. IN FACT, TO THAT END, I HAVE PASSED OUT SOME INFORMATION SHEETS. AND WE SHOULD TALK ABOUT THAT VERY SUBJECT INSTEAD OF, YOU KNOW, PLAYING WORD GAMES WITH THE BILL. SO I WOULD ENCOURAGE THAT KIND OF DEBATE STARTING NOW, AND I WOULD ENCOURAGE SENATOR CHAMBERS TO ENTER INTO THAT DEBATE. AND LET'S MOVE FORWARD. THANK YOU, MR. PRESIDENT. [LB745]

SENATOR SCHEER: THANK YOU, SENATOR McCOLLISTER. SENATOR CHAMBERS, YOU'RE RECOGNIZED. [LB745]

SENATOR CHAMBERS: MR. PRESIDENT, MEMBERS OF THE LEGISLATURE, I SPENT TIME THIS MORNING POINTING OUT HOW PEOPLE DON'T LISTEN TO ME. FOR MORE THAN A YEAR, SENATOR McCOLLISTER, I'VE BEEN FUNNELING INFORMATION TO THE SENATORS ABOUT THE MOUNTAIN LIONS. IF THEY HAD ANY INTEREST, THEY COULD FIND THAT OUT. I PRESENTED IT TO YOUR COMMITTEE. IT HAD NO IMPACT ON YOUR COMMITTEE WHATSOEVER. I'VE TALKED ABOUT IT ON THIS FLOOR WHEN I OFFERED THIS AMENDMENT AT THE PREVIOUS STAGE OF DEBATE, AND TALKED ABOUT THE ISSUE ITSELF. IT MEANT NOTHING. I'M NOT GOING TO KEEP TALKING ABOUT IT. IT'S NOT GOING TO CHANGE ANYBODY'S MIND. SO I'M PLAYING HARDBALL POLITICS NOW BY TELLING YOU WHAT THE CONSEQUENCES WILL BE. SO YOU CAN DISCUSS THE MOUNTAIN LIONS, IF YOU WANT TO, ANYBODY ELSE CAN, OR DISCUSS NOTHING

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BECAUSE THERE ARE OTHER SUBJECTS THAT THE AMENDMENTS THAT I'M OFFERING WILL OPEN THE WAY FOR ME TO DISCUSS, SUCH AS TAXING THE PEOPLE. WHAT KIND OF TAX? INCOME TAX, SALES TAX, PROPERTY TAX. THIS FEE, AS THEY CALL IT, WHICH IS ALSO A TAX, AND THEN THE RAMIFICATIONS OF THAT. THERE'S A BILL RELATED TO THE LEARNING COMMUNITY, AND ANOTHER ASSESSMENT KNOWN AS THE COMMON LEVY, WHICH WILL BE PERTINENT TO THIS FEE BILL BECAUSE SOME PEOPLE ARE BEING MADE TO PAY MONEY WHICH THEY DON'T WANT TO PAY. AND I DON'T WANT TO SEE THE GAME AND PARKS COMMISSION INCREASING THESE FEES AND BEING CARTE BLANCHE TO INCREASE 49 OTHERS OF THESE FEES WITHOUT COMING BACK TO THE LEGISLATURE AND JUSTIFYING THE NEED FOR IT. YOU'LL LET THEM BANKROLL THIS MONEY. IT WILL BE THERE FOR THEM TO DO WHATEVER THEY WANT TO DO WITH IT, AND THAT IS NOT PRUDENT LEGISLATING. IF IT WERE NOT FOR THE MOUNTAIN LION ISSUE, I WOULD BE GOING THROUGH THIS BILL THAT THE GAME AND PARKS COMMISSION GAVE TO US, FEE INCREASE BY FEE INCREASE. AND MAYBE I WOULDN'T OPPOSE EVERY ONE OF THEM, BUT WE WOULD CERTAINLY DISCUSS THEM AND SEE IF THAT IS THE WAY THE LEGISLATURE WANTS TO DELEGATE THE AUTHORITY TO IMPOSE ADDITIONAL MONEY ON THE CITIZENS AND NONCITIZENS WHO WANT TO TAKE ADVANTAGE OF THE PARK FACILITIES. SO YOU ALL CAN TALK ABOUT WHATEVER YOU WANT TO BECAUSE I'M GOING TO TALK ABOUT WHATEVER I WANT TO. AND I HAVE AN AMENDMENT PREPARED--IT'S NOT UP THERE NOW--WHICH I WOULD SUBSTITUTE FOR ONE OF MY AMENDMENTS. AND IT WOULD BE WHAT I DISCUSSED WITH YOU ALL BEFORE. THE LANGUAGE THAT WOULD OUTRIGHT REPEAL THE AUTHORITY OF GAME AND PARKS TO SET A HUNTING SEASON ON THESE REGAL ANIMALS, WHICH ARE TAKEN TO BE TROPHIES BY THESE PEOPLE, MISNAMED HUNTERS, BASED ON WHAT I'VE ALWAYS BEEN TOLD HUNTERS ARE ABOUT. AND THEN WE'LL STRIKE OUT THE AUTHORIZATION TO ISSUE PERMITS TO PEOPLE SPECIFICALLY TO HUNT MOUNTAIN LIONS IF THEY'RE AT LEAST 12 YEARS OF AGE, AND IN SOME CASES, 12 THROUGH 15. THAT'S WHAT MY AMENDMENT WOULD DO. BUT TO GO THROUGH WHAT I'VE GONE THROUGH SO MANY TIMES, THAT IS NOT WHAT I INTEND TO DO. ON SENATOR McCOLLISTER'S BILL, ALL I'M GOING TO DO IS TAKE FOUR HOURS ON IT. THEN THERE WILL BE OTHER BILLS THAT COME UP. [LB745]

SENATOR SCHEER: ONE MINUTE. [LB745]

SENATOR CHAMBERS: ON SOME OF THEM I WON'T HAVE TO CARRY THE BALL BECAUSE OTHERS WILL WANT TO DISCUSS THOSE BILLS. NOW, AFTER I GET MY FOUR HOURS ON THIS BILL, I CANNOT STOP YOU FROM BRINGING UP THE NEXT

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BILL AFTER THIS ONE. AND THAT BILL, BASED ON THE AGENDA, WOULD BE THE MEDICAL CANNABIS BILL, WHICH I DO SUPPORT. BUT FOR TODAY, ALL I WILL WANT TO DO IS TAKE TIME. BUT IF IT APPEARS TO ME THAT THERE IS OPPOSITION AND ALL THEY'RE GOING TO DO IS TAKE TIME, I'M NOT GOING TO JOIN THEM. I'LL LET THEM DO IT. AND IF THEY TAKE EIGHT HOURS, THEN, VOILA, I DON'T HAVE TO DO ANYTHING ELSE TODAY. I CAN'T LOSE TODAY. LET ME ASK YOU A QUESTION. IF SENATOR McCOLLISTER REJECTS... [LB745]

SENATOR SCHEER: TIME, SENATOR. [LB745]

SENATOR CHAMBERS: THANK YOU, MR. PRESIDENT. [LB745]

SENATOR SCHEER: THANK YOU, SENATOR CHAMBERS. SENATOR BAKER, YOU'RE RECOGNIZED. [LB745]

SENATOR BAKER: THANK YOU, MR. PRESIDENT. WOULD SENATOR CHAMBERS YIELD TO A FEW QUESTIONS? [LB745]

SENATOR SCHEER: SENATOR CHAMBERS, WOULD YOU PLEASE YIELD? [LB745]

SENATOR CHAMBERS: AFTER I PUT...WHAT I PUT SENATOR BAKER THROUGH, IF I REFUSE, YOU ALL SHOULD TAKE ME OUT OF HERE AND STONE ME. I CERTAINLY DO YIELD. [LB745]

SENATOR BAKER: WELL, THANK YOU. I'M NOT GOING TO TALK TO YOU ABOUT MOUNTAIN LIONS BECAUSE, FRANKLY, THAT'S KIND OF A GRAY AREA FOR ME; IT'S NOT BLACK OR WHITE. I TAKE IT YOU'RE OFFENDED BY THE VOTE ON LB10. IS THAT THE CAUSE OF WHY YOU'RE USING TIME TODAY? [LB745 LB10]

SENATOR CHAMBERS: THAT AND SOME SCURRILOUS COMMENTS MADE ABOUT TWO OF MY COLLEAGUES WHEN THEY WERE NOT HERE TO DEFEND THEMSELVES. [LB745]

SENATOR BAKER: OKAY. [LB745]

SENATOR CHAMBERS: AND I SAID IF THOSE ARE THE RULES THAT ARE IN PLAY NOW, I'M GOING TO PLAY TOO. SO THAT IS THE TRIGGERING OF THIS, BUT THERE

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ARE OTHER THINGS THAT HAPPENED THAT CONTRIBUTED. BUT HAD THOSE THINGS NOT BEEN THE TRIGGER PULLER, THIS PROBABLY WOULDN'T BE HAPPENING THE WAY IT IS TODAY. [LB745]

SENATOR BAKER: SO IT WASN'T A MATTER OF A VOTE THAT DIDN'T GO YOUR WAY. THAT'S NOT THE REASON YOU'RE TAKING THE TIME TODAY. IS THAT CORRECT? [LB745]

SENATOR CHAMBERS: SENATOR BAKER, IF YOU SAW HOW MANY VOTES HAVE NOT GONE MY WAY, I WOULD HAVE BEEN DOING THIS THE WHOLE SESSION. I CAN TAKE LOSING A VOTE, EVEN ON SOMETHING LIKE THAT ISSUE. [LB745]

SENATOR BAKER: WELL, WOULD IT SURPRISE YOU TO KNOW THAT NO ONE, THE GOVERNOR DIDN'T CONTACT ME, NO ONE OUTSIDE THE GLASS CONTACTED ME ABOUT HOW I SHOULD VOTE ON LB10? [LB745 LB10]

SENATOR CHAMBERS: I WOULD BELIEVE YOU AND I THINK THEY WOULD KNOW FROM THE WAY YOU HAVE SHOWN YOURSELF TO DO THINGS THEY WOULD HAVE CONSIDERED THAT A WASTE OF TIME. [LB745]

SENATOR BAKER: OKAY, THANK YOU. DO YOU FEEL THAT I'VE EVER DISRESPECTED YOU, SENATOR CHAMBERS? [LB745]

SENATOR CHAMBERS: NOT IN THE LEAST. [LB745]

SENATOR BAKER: OKAY. WELL, THANK YOU. THAT'S ALL. [LB745]

SENATOR SCHEER: THANK YOU, SENATOR CHAMBERS AND SENATOR BAKER. SENATOR KEN HAAR, YOU'RE RECOGNIZED. [LB745]

SENATOR HAAR: HAPPENS EVERY TIME. MR. PRESIDENT, MEMBERS OF THE BODY, AS I HAVE CONSISTENTLY VOTED IN THE YEARS I'VE BEEN HERE WHEN IT'S COME UP, I WOULD BAN ALL HUNTING OF MOUNTAIN LIONS, NO QUESTION ABOUT THAT. I THINK I ALSO SHOULD SPEAK JUST A LITTLE BIT ABOUT WHY I'VE OVER THE YEARS BEEN A STRONG SUPPORTER OF GAME AND PARKS, EVEN THOUGH I DISAGREE ON THIS ONE ISSUE. SOME RESEARCH LATELY HAS BEEN SHOWING THAT THE GREATEST SUPPORT FOR ENVIRONMENTAL ISSUES SEEMS TO COME FROM OLDER PEOPLE. YOUNG PEOPLE, IT SEEMS ON AVERAGE, AREN'T

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QUITE AS INTERESTED. AND I THINK AFTER OBSERVING SOME YOUNG PEOPLE IN MY FAMILY WHO LOVE TO SIT ON THE COUCH AND JUST PLAY VIDEO GAMES INSTEAD OF GETTING OUT AND GOING DOWN TO THE WOODS AND TAKING A WALK IN THE WOODS, I FEEL IT'S REALLY IMPORTANT THAT YOUNG PEOPLE GET OUT INTO NATURE. I ALSO FEEL IT'S IMPORTANT THAT THERE BE HUNTING OF SOME THINGS SUCH AS PHEASANTS AND SO ON, BECAUSE THAT'S WHERE THE SUPPORT FOR MUCH OF OUR PARKS COMES FROM. EVEN OUR NATIONAL PARKS WERE BASICALLY STARTED ON THAT KIND OF BASIS. NOW, THERE NEED TO BE EXCEPTIONS. MOUNTAIN LIONS ARE ONE OF THEM. BUT I THINK IT'S REALLY IMPORTANT THAT WE HAVE GOOD STATE PARKS AND RECREATION AREAS AND SO ON TO GET CHILDREN IN TOUCH WITH NATURE, IN TOUCH WITH THE GROUND, LITERALLY. TO CARRY THAT ONE STEP FURTHER, WE'RE SO PROTECTIVE OF CHILDREN NOWADAYS THAT SOMETIMES I THINK WE HAVE GONE A LITTLE BIT TOO FAR WHEN ALL THE PLAYGROUNDS ARE COVERED IN RUBBER AND KIDS NEVER GET A MOUTH FULL OF DIRT, BECAUSE IT'S ONE OF THE WAYS THAT WE DEVELOP IMMUNITIES. SO ANYWAY, SENATOR CHAMBERS, I WILL DO WHATEVER I CAN WITH MY VOTE TO OUTLAW THE HUNTING OF MOUNTAIN LIONS IN NEBRASKA, BUT I WILL SUPPORT GAME AND PARKS FOR THE REASONS I'VE TALKED ABOUT. THANK YOU VERY MUCH. [LB745]

SENATOR SCHEER: THANK YOU, SENATOR HAAR. SENATOR SCHNOOR, YOU'RE RECOGNIZED. [LB745]

SENATOR SCHNOOR: THANK YOU, MR. PRESIDENT. SENATOR CHAMBERS, WILL YOU YIELD TO A QUESTION, PLEASE? [LB745]

SENATOR SCHEER: SENATOR CHAMBERS, WOULD YOU YIELD, PLEASE? [LB745]

SENATOR CHAMBERS: YES, I WILL. [LB745]

SENATOR SCHNOOR: YOU SAID EARLIER TODAY THAT YOUR MEMORY IS FADING. IS THAT CORRECT? [LB745]

SENATOR CHAMBERS: YES. [LB745]

SENATOR SCHNOOR: OKAY. SO I'M GOING TO REMIND YOU OF WHAT YOU SAID IN OUR COMMITTEE HEARING. AND NOW YOU SAY YOUR MEMORY IS FADING SO YOU REALLY CAN'T VOUCH IF THAT'S TRUE THAT YOU SAID IT, SO. BUT YOU

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HAD...NOW SERIOUSLY, YOU HAD TALKED ABOUT...AND YOU SHOWED THE PICTURES YOU HANDED OUT ABOUT HOW THE...THIS ONE PARTICULAR MOUNTAIN LION WAS TREATED WITH A BUNCH OF DOGS, I THINK YOU SAID, AND THEN JUST LAYING IN A TREE, AND A YOUNG...A YOUNG GENTLEMAN SHOT IT. IS THAT CORRECT? [LB745]

SENATOR CHAMBERS: HE WAS YOUNG, BUT HE WASN'T A GENTLEMAN. BUT THE REST OF IT IS CORRECT, MORE OR LESS. [LB745]

SENATOR SCHNOOR: OKAY. AND THEN YOU HAD SAID IN THE HEARING THAT THAT WAS NOT...AND THERE IS IN NO WAY A SPORTSMANLIKE WAY TO HUNT ANY ANIMALS, SOMETHING TO THAT EFFECT. AM I CORRECT? [LB745]

SENATOR CHAMBERS: YES. [LB745]

SENATOR SCHNOOR: OKAY. AND I...I ACTUALLY AGREE WITH YOU, YEAH, BELIEVE IT OR NOT. THAT'S NOT VERY SPORTSMANLIKE TO TREE AN ANIMAL AND THEN JUST SHOOT IT OUT OF THE TREE, I AGREE COMPLETELY. BUT IF YOU ALSO REMEMBER, I ASKED...AND I DO NOT REMEMBER SPECIFICALLY, IT WAS SOMEBODY, A GAME AND PARKS REP, I ASKED THEM IF THEY HAD THE ABILITY TO PUT IN...AND I GUESS I DON'T KNOW IF IT'S THEM PARTICULAR, BUT IT CAN BE PUT IN STATUTE IN SOME WAY, SHAPE, OR FORM OF WHAT TYPE OF HUNTING IS ALLOWED. AND IN REFERENCE, IT WAS TO WHAT YOU HAD STATED THAT YOU DISLIKE ABOUT TREEING ANIMALS WITH DOGS AND SHOOTING THEM. AND THEY WOULD...THEY HAVE THE ABILITY TO DETERMINE WHAT TYPE OF HUNTING IS USED. DO YOU AGREE WITH THAT STATEMENT? [LB745]

SENATOR CHAMBERS: THE WAY THE QUESTION HAS BEEN ASKED, YES. [LB745]

SENATOR SCHNOOR: AS IN GAME AND PARKS CAN THEN DETERMINE THE PROCESS, THE TYPE OF HUNTING, AND THEY CAN ESSENTIALLY BAN HUNTING WITH DOGS AND TREEING ANIMALS AND SHOOTING THEM. [LB745]

SENATOR CHAMBERS: AND THEY HAVE DONE THAT WITH REFERENCE TO EVERY OTHER PERSON HUNTING THESE ANIMALS, EXCEPT FOR THAT LOTTERY AND THE AUCTION. [LB745]

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SENATOR SCHNOOR: OKAY. WELL, HAVE YOU EVER CONSIDERED THEN...YOU KNOW, I KNOW YOU'RE OPPOSED TO HUNTING MOUNTAIN LIONS. THAT'S A GIVEN. I MEAN, EVERYBODY IN THE STATE OF NEBRASKA KNOWS THAT. BUT HAVE YOU EVER THOUGHT ABOUT AN AMENDMENT TO OUTLAW THAT TYPE OF HUNTING? BECAUSE, HONESTLY, I THINK YOU WOULD GET A LITTLE BIT OF SUPPORT FOR THAT. [LB745]

SENATOR CHAMBERS: I WOULDN'T. I WOULDN'T CONCEDE ANYTHING ON THIS ISSUE. AND I HOPE THIS IS NOT MISUNDERSTOOD BECAUSE NOTHING THAT I SAY IS DESIGNED TO JUSTIFY HUNTING. THERE ARE SO FEW MOUNTAIN LIONS IN THIS STATE THAT THERE IS NOTHING GAME AND PARKS CAN DO, OTHER THAN ABOLISHING A HUNTING SEASON, THAT I WOULD AGREE TO. I'VE TOLD THEM, AND THEY KNOW IT, IF THEY WANT TO TRANQUILIZE THESE ANIMALS AND MOVE THEM SOMEWHERE ELSE AS THEY HAVE DONE, I HAVE NO OBJECTION TO THAT. IF THERE IS A LION THAT IS MENACING PEOPLE AND THE LANDOWNER DOES NOT KNOW HOW TO DO ANYTHING, GAME AND PARKS COULD DO THE JOB OF MANAGING THAT LION, AND EVEN THERE THEY WOULDN'T HAVE TO KILL IT. SO I'M NOT AGAINST EVERYTHING GAME AND PARKS WOULD DO TO TRY TO MANAGE THESE ANIMALS. THE KILLING OF THEM, I AM OPPOSED TO. [LB745]

SENATOR SCHNOOR: WELL, AND YOU DID GIVE...PROPOSED TO GIVE MONEY TO THEM WITH YOUR LICENSE PLATE FEE, CORRECT? [LB745]

SENATOR CHAMBERS: WHICH SHOWS HOW GRACIOUS I AM. [LB745]

SENATOR SCHNOOR: OKAY. IF SOMEBODY ENDED UP...IN THE FUTURE BROUGHT AN AMENDMENT TO BAN THAT TYPE OF HUNTING, WOULD YOU BE IN SUPPORT OF THAT? [LB745]

SENATOR CHAMBERS: I WOULD NOT OPPOSE IT BECAUSE IT'S MOVING IN THE RIGHT DIRECTION. BUT I WOULD MAKE IT CLEAR... [LB745]

SENATOR SCHEER: ONE MINUTE. [LB745]

SENATOR CHAMBERS: ...THAT I STILL HOLD TO MY POSITION THAT ALL HUNTING OF THESE ANIMALS SHOULD BE BANNED. [LB745]

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SENATOR SCHNOOR: OKAY. THANK YOU, SENATOR CHAMBERS. THANK YOU, MR. PRESIDENT. [LB745]

SENATOR SCHEER: THANK YOU, SENATOR CHAMBERS AND SENATOR SCHNOOR. SENATOR CHAMBERS, NO ONE ELSE IS IN THE QUEUE. YOU'RE WELCOME TO CLOSE ON YOUR AMENDMENT. [LB745]

SENATOR CHAMBERS: HAVE I SPOKEN THREE TIMES ALREADY? [LB745]

SENATOR SCHEER: THIS IS YOUR THIRD. [LB745]

SENATOR CHAMBERS: OKAY. MEMBERS OF THE LEGISLATURE, THE THING THAT SOURED ME ON GAME AND PARKS WAS WHEN THEY ANNOUNCED THAT THESE ANIMALS WOULD BE HUNTED. AND IN THE VERY FIRST HUNT, THEY SET UP AN AUCTION AND THE OPENING BID WAS BEYOND THE REACH OF ANY ORDINARY PERSON WHO WOULD HUNT. AND I'M NOT SAYING THAT IF IT HADN'T BEEN LIKE THAT I WOULD THINK ANYTHING...ANY BETTER OF IT, BUT IT INDICATED THEY WERE RESTRICTING THIS ACTIVITY TO THOSE WEALTHY PEOPLE WHO WERE NOT INTERESTED IN MANAGING THE MOUNTAIN LION POPULATION BUT ONLY IN GETTING A TROPHY. THAT'S WHAT THE YOUNG GUY SAID WHOSE NAME WAS PICKED BY A LOTTERY, AND IT'S WHAT THE RICH GUY SAID WHO PAID OVER \$13,000. AND BOTH OF THEM WERE ALLOWED TO USE DOGS, AND THEY HAD OTHER PEOPLE WHO GUIDED FOR THEM. THAT WAS STATED BY A MAN WHOSE LAST NAME WAS McCOY OR WILSON. THERE ARE TWO GUYS WITH THOSE NAMES, ONE EACH WITH THE NAME, WHO SAID THIS HUNT IS FOR THE PURPOSE OF GIVING HUNTERS AN OPPORTUNITY, NOT TO MANAGE THE POPULATION OF THE ANIMALS, NOT BECAUSE THEY WERE A THREAT TO ANYBODY, WILDLIFE, OR ANYTHING ELSE, BUT TO GIVE HUNTERS A CHANCE. IN OTHER WORDS, KILLING FOR THE LOVE OF KILLING, TO OBTAIN WHAT THEY CALL A TROPHY. AND I WAS, IN FACT, OUTRAGED. AND WHEN IT WAS NOISED ABROAD THAT THE FIRST ANIMAL WHOSE PICTURE YOU SEE WAS CHASED UP A TREE WITH THE DOGS BAYING BENEATH THE ANIMAL, AND WAS SHOT OUT OF THE TREE, THAT'S WHEN I DECLARED THAT I'M GOING TO AVENGE THE DEATH OF THAT ANIMAL AND THE REST OF THEM. AND I WILL ATTACK ANY AND EVERYTHING FOR GAME AND PARKS THAT I CAN IN ANYWAY THAT I CAN. WHEN THEY WOULD COME TO THE EXEC BOARD WHEN WE WERE NOT IN SESSION TO ACCEPT A GIFT OF LAND, I WOULD BRING UP THE MOUNTAIN LION ISSUE AND OPPOSE WHAT THEY OFFERED. AND AS LONG AS I'M IN THIS LEGISLATURE, I WILL DO SO. AND WHAT I'M DOING TODAY, I'M GOING TO SPREAD SO THAT I DON'T JUST GO AFTER GAME

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AND PARKS BUT OTHER THINGS, BECAUSE YOU ALL ARE NOT GOING TO BE PERSUADED UNLESS I GO TO WHAT YOU CONSIDER TO BE AN EXTREME. AND MAYBE I WILL GET TIRED. MAYBE I WILL HAVE A STROKE. I'M FORTUNATE THAT I CAN'T HAVE A HEART ATTACK BECAUSE YOU HAVE TO HAVE THAT ORGAN BEFORE THERE CAN BE AN ATTACK UPON IT. BUT I'LL TELL YOU WHAT. AS COLD-BLOODED AS SOME OF THE PEOPLE ARE IN HERE, I'M BETTER OFF WITHOUT A HEART BECAUSE IT IS NOT AN ORGAN THAT HAS ALL THOSE WARM AND FUZZY SENTIMENTAL, COMPASSIONATE MOVINGS THAT WILL LEAD A PERSON TO BE BETTER THAN WHAT HE OR SHE ORDINARILY WOULD BE. SO THE LINE IN THE SAND FOR ME IS NO KILLING OF THESE ANIMALS. YOU CAN DECIDE, AS YOU ALREADY HAVE, THAT YOU'RE WILLING TO GIVE UP AT LEAST TODAY FOR LB10. THIS IS A DOWN PAYMENT ON THAT, BUT TOMORROW I'LL BE BACK. YOU CAN DECIDE IF YOU WANT TO THROW SENATOR McCOLLISTER'S BILL INTO THE MIX. YOU THINK GAME AND PARKS CARES ABOUT THE LEGISLATURE? NOT AT ALL. DO YOU ALL CARE? THAT REMAINS TO BE SEEN. [LB745 LB10]

SENATOR SCHEER: ONE MINUTE. [LB745]

SENATOR CHAMBERS: WILL I DELIVER ALL THE PROMISES THAT I MAKE? WE WILL SEE ABOUT THAT, ALSO. AND MAYBE IF YOU PAY CLOSE ATTENTION, YOU WILL SEE THAT MY VOICE IS WEAKENING. YOU WILL SEE THAT I EVEN LOOK TIRED. BUT SOMETIMES LOOKS CAN BE DECEIVING OR THEY CAN BE PART OF AN ACT. WE'LL JUST HAVE TO SEE HOW IT PLAYS OUT, WON'T WE? AND I KNOW SOME OF YOU CAN'T WAIT FOR ME TO GET ON THIS SENATOR GROENE ISSUE, AND I CAN HARDLY WAIT. BUT YOU WON'T LET ME GET TO THAT BECAUSE YOU KEEP THROWING ALL THESE OBSTACLES IN MY PATH. I ALMOST FEEL SENATOR EBKE'S PAIN. I ALMOST FEEL SPEAKER HADLEY'S PAIN. YOU'RE PAINING ME BY NOT LETTING ME DISCUSS WHAT I WANT TO DISCUSS. THEN AFTER WE GET THROUGH THIS NONSENSE THAT SENATOR McCOLLISTER AND GAME AND PARKS... [LB745]

SENATOR SCHEER: TIME, SENATOR. [LB745]

SENATOR CHAMBERS: ...PUT ON US. NOW I'M OUT OF TIME. THANK YOU, MR. PRESIDENT. [LB745]

SENATOR SCHEER: THANK YOU, SENATOR CHAMBERS. THE QUESTION BEFORE US IS ADOPTION OF AM2514. ALL THOSE IN FAVOR VOTE AYE; ALL THOSE OPPOSED...YES, SENATOR CHAMBERS. [LB745]

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SENATOR CHAMBERS: I WOULD ASK FOR A CALL OF THE HOUSE AND A ROLL CALL VOTE. THANK YOU. [LB745]

SENATOR SCHEER: THERE'S BEEN A REQUEST FOR A CALL OF THE HOUSE. THE QUESTION BEFORE US, SHALL THE HOUSE GO UNDER CALL? ALL THOSE IN FAVOR VOTE AYE; ALL THOSE OPPOSED VOTE NAY. RECORD, MR. CLERK. [LB745]

CLERK: 28 AYES, 0 NAYS TO PLACE THE HOUSE UNDER CALL. [LB745]

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 UNAUTHORIZED PERSONNEL PLEASE LEAVE THE FLOOR. THE HOUSE IS UNDER CALL. SENATOR MELLO, SEILER, KRIST, HADLEY, KOLOWSKI, COOK, CAMPBELL, SCHNOOR, COASH, MURANTE, LARSON, FRIESEN, GROENE, McCOLLISTER AND MORFELD, THE HOUSE IS UNDER CALL. SENATOR LARSON. SENATOR SEILER. SENATOR KOLOWSKI, COULD YOU PUNCH YOUR LIGHT, PLEASE. SENATOR SEILER, THE HOUSE IS UNDER CALL. PLEASE RETURN TO THE CHAMBER. SENATOR CHAMBERS, WOULD YOU LIKE TO WAIT FOR SENATOR SEILER OR WOULD YOU LIKE TO CONTINUE? [LB745]

SENATOR CHAMBERS: I'M A PATIENT MAN. I WILL WAIT. [LB745]

SENATOR SCHEER: I ASSUMED THAT'S WHAT YOU WERE GOING TO SAY, BUT I THOUGHT I WOULD ASK. SENATOR SEILER, THE HOUSE IS UNDER CALL. PLEASE RETURN TO THE CHAMBER. WE'RE ALL ACCOUNTED FOR. MR. CLERK. [LB745]

CLERK: (ROLL CALL VOTE TAKEN, LEGISLATIVE JOURNAL PAGES 1473-1474.) 1 AYE, 37 NAYS, MR. PRESIDENT, ON THE AMENDMENT. [LB745]

SENATOR SCHEER: THE AMENDMENT FAILS. MR. CLERK, THE NEXT ITEM. RAISE THE CALL. [LB745]

CLERK: SENATOR CHAMBERS, I HAVE AM2501, SENATOR. (LEGISLATIVE JOURNAL PAGE 974.) [LB745]

SENATOR SCHEER: SENATOR CHAMBERS, YOU'RE WELCOME TO OPEN ON AM2501. [LB745]

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SENATOR CHAMBERS: THANK YOU, MR. PRESIDENT. MEMBERS OF THE LEGISLATURE, ONCE AGAIN THIS IS AN AMENDMENT I DON'T CARE ANYTHING ABOUT. I HAD ALL OF THESE AMENDMENTS DRAFTED TO SHOW YOU HOW LONG WE CAN STAY ON THIS BILL, AND ALSO TO CALL YOUR ATTENTION TO HOW MANY FEES GAME AND PARKS IS BEING GIVEN UNFETTERED DISCRETION TO RAISE. AND YOU ALL ARE TALKING ABOUT TAXATION. BUT ONE THING I'VE NOTICED ABOUT THESE RURAL PEOPLE, IF IT DOESN'T GO DIRECTLY ON THEIR LAND, THEY DON'T CARE. THEY'RE NOT CONSERVATIVES IN THE SENSE OF HAVING A PRINCIPLE THAT THEY APPLY ACROSS THE BOARD, AND THAT'S WHAT I KNOW. SO I DON'T EXPECT ANYBODY IN HERE TO BE CONSISTENT WHEN THEY SAY THEY'RE OPERATING ON PRINCIPLE. THEY'RE NOT. THEY TAKE EACH ISSUE, AND IF THEY HAVE NO INTEREST IN IT, THEY DON'T EVEN PAY ATTENTION. AND TODAY, THAT DOESN'T MATTER TO ME. YOU'LL NOTICE THAT I WAS IN THE COLUMN WHERE I VOTED ON THIS AMENDMENT, AS I'LL VOTE ON ALL OF MY AMENDMENTS. AND I DID NOT PUT MYSELF IN A POSITION TO RECONSIDER. I'VE GOT, I BELIEVE, MORE THAN ENOUGH AMENDMENTS, EVEN IF NOBODY SAYS ANYTHING, TO TAKE THIS VOTE TO CLOTURE. BUT AT SOME POINT AFTER THE SOFTENING UP PROCESS--I TELL YOU THIS IN ADVANCE--I WILL SUBSTITUTE, FOR WHATEVER AMENDMENT OF MINE WOULD BE COMING UP, THE AMENDMENT THAT WOULD DO WHAT I DESCRIBED EARLIER: TAKE FROM THE GAME AND PARKS COMMISSION THE AUTHORITY TO SET A HUNTING SEASON. BUT I DON'T THINK THE TIME IS RIPE FOR THAT YET. I THINK SOME OF YOU ALL STILL BELIEVE THAT I'M WEAKENING, THAT I WANT TO END WHAT I'M DOING, BUT I PROBABLY DIDN'T MAKE MYSELF CLEAR. I STATED THAT IF SENATOR McCOLLISTER ACCEPTS MY AMENDMENT, OR IF THE BODY WOULD VOTE TO ACCEPT IT IN DISREGARD OF WHAT SENATOR McCOLLISTER MAY DO OR SAY TO THE CONTRARY, I WOULD LEAVE HIS BILL ALONE. BUT I WOULD STILL DEAL WITH THE REMAINING AGENDA. IT JUST MEANS THAT THREE HOURS YOU'LL HAVE TO SPEND ON SOMETHING ELSE IF I DECIDE AFTER ONE HOUR THAT THE SOFTENING PROCESS HAS REACHED THE POINT AT WHICH TO GO BEYOND THAT WOULD BE A POINT OF DIMINISHING RETURN. BUT I COULD NOT PREDICT THAT WITH PRECISION. I COULD REACH THE POINT OF ENJOYING MYSELF SO MUCH THAT I DON'T CARE WHETHER HE ACCEPTS IT OR NOT, AND DON'T REALLY CARE IF HE GETS A SUCCESSFUL CLOTURE VOTE AND AN ADVANCEMENT VOTE. HIS BILL AND I WILL MEET AGAIN ON FINAL READING. AND I'M GOING TO MAKE A PROMISE TODAY WHEN YOU CAN TELL THAT I'M NOT ANGRY, THAT I'M NOT MAD AT ANYBODY, I WILL PUT AT LEAST ONE MOTION ON EVERY BILL ON FINAL READING FROM NOW ON. AND IF I SHOULD BECOME UPSET, I WILL PUT MULTIPLE MOTIONS ON BILLS ON FINAL READING. AND THAT'S WHAT I'M OFFERING. YOU CAN TAKE IT OR LEAVE IT. I ONLY HAVE FIVE DAYS THAT I HAVE

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TO PERSEVERE, FIVE DAYS. AND IF I COULD NOT DO THAT, I WOULD NOT BE WORTHY OF MY SALT, AND I WOULD NEVER SAY THAT'S THE CASE. BUT SINCE THERE ARE OTHER MATTERS THAT I'M GOING TO DISCUSS IN ADDITION TO OR BESIDES THE MOUNTAIN LION ITSELF, I THINK I WILL TOUCH ON WHAT I WILL DUB THE GROENE AFFAIR. YOU ALL STOP LAUGHING. FOR SENATOR GROENE AND ME, THIS IS SOME SERIOUS BUSINESS. THERE WAS A SITUATION WHEN THE DEATH PENALTY WAS BEING DISCUSSED AND WE WERE ABOUT TO CAST A HISTORIC VOTE AND SENATOR GROENE HATED THAT WITH EVERY FIBER OF HIS BEING. AND IN THE SAME WAY THAT AT MY SIZE I DON'T HAVE MUCH FIBER, HE HAS A LOT MORE FIBER TO HIS BEING TO HATE WITH. AND HE MADE A REMARK. I THOUGHT--AND IT SHOWS THAT MY MEMORY IS SLIPPING--THAT SENATOR KINTNER HAD MADE A SIMILAR REMARK. SENATOR KINTNER HAD MADE A VERY DISSATISFIED REMARK ABOUT WHAT HAPPENED, BUT HE DID NOT SAY, AND I COULDN'T DISCOVER WHERE HE HAD SAID, THAT HE WOULD GO OUT AND WORK AGAINST THE REELECTION OF ANYBODY. THAT WAS MY RECOLLECTION AT THE TIME I MADE THE REMARK. SENATOR KINTNER STOOD UP AND SAID HE MADE NO SUCH REMARK. AND SINCE I COULDN'T BE COMPLETELY SURE THAT HE HAD MADE SUCH A REMARK, I ACKNOWLEDGED THAT I MISSPOKE, AND THEN INCLUDED SENATOR GROENE BECAUSE HE SAID HE DOESN'T DO THINGS LIKE THAT. AND THAT WAS WHERE THINGS LAY. THEN BECAUSE I CLIP ARTICLES, WE'RE REACHING THE END OF THE SESSION, AND I'M TRYING TO WINNOW OUT SOME OF THE PAPERS THAT I HAVE WHICH ARE OF NO CONSEQUENCE BECAUSE THEY WON'T SERVE MY PURPOSE, I WILL NOT USE THEM TO REFRESH MY MIND ON ANY DEBATE WE'RE LIKELY TO HAVE. I WAS GETTING RID OF PAPERS AND, LO AND BEHOLD, ONE THING I REMEMBERED WAS THAT THERE WAS AN ARTICLE ATTACHED TO A PIECE OF PAPER WITH SENATOR GROENE'S NAME WRITTEN AT THE TOP IN PURPLE LETTERING. AND WHEN I LOOKED AT THE REASON FOR HAVING SET THIS PIECE ASIDE, WHAT TO MY WONDERING EYES SHOULD APPEAR? NOT A SLEIGH FULL OF TOYS AND EIGHT TINY REINDEER BUT SOMETHING IN THE NATURE OF A GIFT FROM SANTA CLAUS. AND THIS IS WHAT I READ. BUT BEFORE I READ IT ALOUD, I GAVE SENATOR GROENE A CHANCE TO TRY TO STIR HIS PURE MIND, JOG HIS RECOLLECTION AND RECITED TO HIM BASICALLY WHAT I DID HERE TODAY. AND HE SAID THAT HE HAD NOT SAID WHAT I INDICATED, BUT THAT HE WOULD OPPOSE ANYBODY WHO IS RUNNING FOR HIGHER OFFICE. AND I SAID, WHAT WOULD YOU SAY IF I PRODUCED AN ARTICLE WHICH HAS YOU SAYING WHAT I SAID YOU SAID? HE SAID...I SAID DOES THAT MEAN THAT THE MEDIA GOT IT WRONG? AND HE SAID WORDS TO THE EFFECT, IT WON'T BE THE FIRST TIME. BUT HE DIDN'T ACTUALLY SAY THAT THEY GOT IT WRONG, BUT THE INFERENCE WAS THAT WAS HIS MEANING. THAT WAS LEFT HANGING IN THE AIR AS HIS RESPONSE. SO THIS IS WHAT WAS MARKED ON

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THIS ARTICLE. AND IT CAME FROM THE MAY 21, 2015, EDITION OF THE OMAHA WORLD-HERALD. THE ONE WHOSE BYLINE APPEARS IS JOE DUGGAN, D-U-G-G-A-N. AND THIS IS THE LANGUAGE. FIRST WITH SENATOR KINTNER. SENATOR BILL KINTNER OF PAPPILLION CHIDED 18 OF HIS FELLOW REPUBLICANS WHO JOINED WITH 13 DEMOCRATS AND 1 INDEPENDENT TO PUSH THE REPEAL THROUGH. [LB745]

SENATOR SCHEER: ONE MINUTE. [LB745]

SENATOR CHAMBERS: QUOTE, THERE SHOULD BE NO DOUBT THIS IS A LIBERAL LEGISLATURE THAT COULD CARE LESS ABOUT THE PEOPLE OF NEBRASKA, UNQUOTE, KINTNER SAID MOMENTS AFTER THE VOTE. SENATOR MIKE GROENE OF NORTH PLATTE. I WILL WAIT UNTIL I'M RECOGNIZED AGAIN SO I WON'T HAVE TO STOP IN THE MIDDLE. THANK YOU, MR. PRESIDENT. [LB745]

SENATOR SCHEER: THANK YOU, SENATOR CHAMBERS. (VISITORS INTRODUCED.) RETURNING TO AM2501, SENATOR McCOLLISTER, YOU'RE RECOGNIZED. [LB745]

SENATOR McCOLLISTER: THANK YOU, MR. PRESIDENT. MEMBERS, AS I SIT IN THE REST HOME HERE IN THE NOT-TOO-DISTANT FUTURE, I'M GOING TO REMEMBER THESE WONDERFUL TIMES HERE TOGETHER. I TREASURE THEM. AND I THANK SENATOR CHAMBERS FOR, YOU KNOW, EMBOSSING THAT MEMORY IN ON MY MEMORY. BUT THE THING THAT WE SHOULD MAYBE CHANNEL OUR EFFORTS TO NOW IS THE DISCUSSION ON THE MOUNTAIN LIONS IN PARTICULAR, INSTEAD OF SOME OF THESE AMENDMENTS THAT HAVE ABSOLUTELY NO MEANING, AS THE SENATOR INDICATED. LET ME INDICATE SOME FACTS ABOUT MOUNTAIN LIONS, PERHAPS RECHANNEL OUR DISCUSSION. THERE ARE MOUNTAIN LION POPULATIONS IN 14 STATES--ARIZONA, CALIFORNIA, COLORADO, IDAHO, MISSOURI, MONTANA, NEVADA, NEW MEXICO, OREGON, TEXAS, SOUTH DAKOTA, UTAH, WASHINGTON, AND WYOMING--14 STATES. TWELVE OF THOSE FOURTEEN STATES ALLOW MOUNTAIN LIONS TO BE HUNTED. AND THE ONLY TWO STATES THAT DON'T ALLOW THAT ARE MISSOURI, WHICH I WOULD BET THE POPULATIONS ARE PRETTY SMALL, AND CALIFORNIA, WHICH PROBABLY HAS A GREAT MANY MOUNTAIN LIONS. OF THE 12 STATES THAT ALLOW HUNTING MOUNTAIN LIONS, 7 STATES ALLOW THE USE OF DOGS WITHOUT ANY LIMITS; 3 STATES ALLOW THE USE OF DOGS WITH LIMITS; AND 2 STATES DO NOT ALLOW THE USE OF DOGS FOR MOUNTAIN LIONS AT ALL. AND THOSE TWO STATES ARE OREGON AND WASHINGTON. SO WITH THAT, I WOULD ENCOURAGE THE BODY TO

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DIRECT OUR CONVERSATION TO THE TOPIC AT HAND AND LET'S MOVE THIS BILL IF WE CAN. THANK YOU, MR. PRESIDENT. [LB745]

SENATOR SCHEER: THANK YOU, SENATOR McCOLLISTER. SENATOR CHAMBERS, YOU'RE RECOGNIZED. [LB745]

SENATOR CHAMBERS: THANK YOU. MR. PRESIDENT AND MEMBERS OF THE LEGISLATURE, AND TO MY YOUNG FRIEND, SENATOR McCOLLISTER, WE ARE ADDRESSING THE TOPIC AT HAND. BECAUSE I'VE ALREADY SAID I SET THE AGENDA, SO WHATEVER I DISCUSS IS THE TOPIC AT HAND. THERE WAS AN INDIVIDUAL INVITED TO A DINNER, AND WHEN HE CAME, THEY HAD A LONG TABLE, AND HE WAS SEATED MIDWAY BETWEEN ONE END OF THE TABLE AND THE OTHER END, AND ALL OF THE OTHER SEATS WERE FILLED. AND THERE WAS A VERY IMPORTANT PERSONAGE AT BOTH ENDS OF THE TABLE. THEN WHEN THE PEOPLE BECAME AWARE OF THIS PERSON IN THE MIDDLE OF THE TABLE, AND HE WAS A GREATER PERSONAGE THAN ALL THE OTHERS, PEOPLE BEGAN TO APOLOGIZE. AND THEY SAID, SO PROFUSELY, HOW SORRY THEY WERE, THAT HE FELT SORROW FOR THEM. HE SAID, WHAT IS THE PROBLEM THAT YOU HAVE, MY FRIENDS? YOU INVITED ME TO EAT. THE FOOD, ALTHOUGH I HAVEN'T TASTED IT, SMELLS SCRUMPTIOUS. SO HAVE I EXPRESSED ANY DISSATISFACTION? ONE OF THE PERSONS WHO WAS BOLDER SAID, WELL, NO, YOU HAVEN'T. SO THIS INDIVIDUAL SAID, THEN WHY ARE YOU SO DISTRESSED? AND THIS PERSON SAID, WELL, BECAUSE WE NOW KNOW WHO YOU ARE, AND IT WOULD BE ONLY APPROPRIATE THAT YOU BE SEATED AT THE HEAD OF THE TABLE. AND THIS PERSON NOT BEING NEWLY RICH, KNOWING WHAT HE WAS, KNOWING THE SIGNIFICANCE OF WHAT HE WAS, SAID WITH A SMILE, DON'T GIVE IT A THOUGHT, WHEREVER I SIT IS THE HEAD OF THE TABLE. THE SUBJECT AT HAND IS WHATEVER I DECIDE THE SUBJECT IS, AND THAT'S WHAT I WILL DISCUSS FOR THE RECORD. AND FOR THE PEOPLE WHO ARE WATCHING US--AND THERE ARE SOME PEOPLE VERY INTERESTED IN THE GROENE AFFAIR--SO I'M GOING TO READ THE WORDS WITHOUT COMMENT ON THEM. TWO PARAGRAPHS THAT ARE ATTRIBUTED TO SENATOR GROENE. I CAN ALMOST HEAR SENATOR GROENE GROANING IN THE SPIRIT. THAT'S A BIBLICAL EXPRESSION. SENATOR MIKE GROENE OF NORTH PLATTE ADMONISHED CONSERVATIVES WHO HAD HELPED BRING ABOUT THE DEMISE OF CAPITAL PUNISHMENT. MOMENTS BEFORE THE CRUCIAL VOTE WAS CAST TO BREAK THE FILIBUSTER, HE PROMISED TO WORK AGAINST THE REELECTION OF ANY SENATOR WHO VOTED TO CUT OFF DEBATE, BUT AGAINST THE BILL ITSELF. QUOTE, THIS IS DISGUSTING AND I DON'T CARE WHAT ANYBODY SAYS, GROENE SAID. QUOTE, CONGENIALITY OUT THE WINDOW, I REPRESENT PEOPLE, AND PEOPLE UNDERSTAND JUSTICE, AND THEY

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ARE APPALLED, ABSOLUTELY APPALLED, UNQUOTE. THEN HERE IS MY COMMENT ON MY HANDOUT. COLLEAGUES, LET ME BEGIN WITH THE FAMOUS ASSERTION OF WILL ROGERS. QUOTE, ALL I KNOW IS JUST WHAT I READ IN THE PAPERS, UNQUOTE. SOME TIME AGO I ALLEGED DURING DEBATE THAT BOTH SENATOR KINTNER AND SENATOR GROENE HAD MADE A REMARK DURING DEBATE ON THE DEATH PENALTY... [LB745]

SENATOR SCHEER: ONE MINUTE. [LB745]

SENATOR CHAMBERS: ...THAT THEY WOULD WORK AGAINST THE REELECTION OF SENATORS WHO VOTED A CERTAIN WAY. SENATOR KINTNER IMMEDIATELY STOOD TO DENY HAVING SAID SUCH A THING, SO DID SENATOR GROENE. I THEN IMMEDIATELY STOOD AND ACKNOWLEDGED THAT I HAD MISSPOKEN. YESTERDAY, I BROUGHT THE MATTER UP AGAIN WITH SENATOR GROENE, WHO AGAIN DENIED HAVING SAID SUCH. DECIDE FOR YOURSELVES WHERE THE TRUTH LIES. ACCIDENTAL PUN. THANK YOU, MR. PRESIDENT. [LB745]

SENATOR SCHEER: THANK YOU, SENATOR CHAMBERS. SENATOR GROENE, YOU'RE RECOGNIZED. [LB745]

SENATOR GROENE: THANK YOU, MR. PRESIDENT. IT'S TIME TO CORRECT THE RECORD. THE NEWSPAPER ARTICLE SAID, MIKE GROENE, NORTH PLATTE, ADMONISHED CONSERVATIVES WHO WOULD HELP BRING ABOUT THE DEMISE OF THE CAPITAL PUNISHMENT. HE PROMISED TO WORK AGAINST THE REELECTION OF ANY SENATOR WHO VOTED TO CUT OFF DEBATE. THIS IS WHAT I ACTUALLY SAID, BY THE TRANSCRIPTS: I'M GOING TO WORK HARD TO MAKE SURE THAT THAT PERSON NEVER SEES PUBLIC OFFICE AGAIN. THE PAPER SAID, I WOULD WORK AGAINST REELECTION OF ANY SENATOR. FACT, WHAT THE PAPER SAID, I STAND BY THAT. IN FACT, THERE'S 18 SENATORS IN HERE THAT I OPPOSE ANY ATTEMPT OF THEM TO RUN FOR REELECTION. IT'S CALLED TERM LIMITS. I AGREE WITH THAT. I WORK HARD TO MAKE SURE 18 SENATORS IN THIS BODY CANNOT ATTEMPT TO RUN FOR REELECTION. ASK SENATOR SCHUMACHER WHERE I STOOD. YOU ALL KNOW WHERE I STOOD ON THAT. WHAT I SAID, WHICH I WAS ADDRESSING THREE PARTICULAR SENATORS WHO I KNEW WERE TERM LIMITED, SO I DON'T KNOW WHERE THE REPORTER GOT "REELECTION OF ANY SENATOR." THE ONE SENATOR WHO WE WENT HEAD TO HEAD WITH, WE ARE FRIENDS. WE SAT DOWN AFTERWARDS, HE EXPLAINED HIS POSITION. I EXPLAINED MINE. THAT WAS WATER UNDER THE BRIDGE. SENATOR CHAMBERS MAY TRY TO BAIT AND TEMPT, AND WHAT DID HE CALL SENATOR KINTNER, A

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TATTLETALE? POT, BEING BLACK. ANYWAY, THAT IS WHAT I SAID. I WENT ON TO SAY, BY THE TRANSCRIPTS: THIS IS DISGUSTING AND I DON'T CARE WHAT ANYBODY SAYS, COLLEAGUES. COLLEGIALLY IS OUT THE WINDOW. I REPRESENT PEOPLE, I DON'T REPRESENT ANYBODY IN THIS ROOM, I REPRESENT PEOPLE, AND THEY WANT JUSTICE AND THEY WANT THE OPPORTUNITY FOR JUSTICE. BUT WE FEEL PERSONALLY WHAT WE WOULD DO, WE REPRESENT A CIVIL SOCIETY THAT WANTS JUSTICE AND WE DEMAND IT. LET THE JURY DECIDE. THANK YOU. THIS IS WHAT THE PAPER SAID I SAID: THIS IS DISGUSTING, AND I DON'T CARE WHAT ANYBODY SAYS, GROENE SAID, COLLEGIALLY OUT THE WINDOW. ALL CORRECT SO FAR: I REPRESENT PEOPLE AND PEOPLE UNDERSTAND JUSTICE AND THEY'RE APPALLED, ABSOLUTELY APPALLED, AND I'M PROUD OF THAT, QUOTE. I'M TRYING TO FIGURE OUT WHERE IT SAYS SOMETHING ABOUT APPALLED, AND APPALLED, AND APPALLED, AS SENATOR...I CAN'T FIND IT. WHERE I SUPPOSEDLY SAID...I FORGET WHAT HIS WORDS WERE, THAT I WAS APPALLED, APPALLED, APPALLED. THAT WAS THE REPORTER'S INTERPRETATION OF WHAT I SAID. BUT THE TRANSCRIPTS ARE THERE, COLLEAGUES. I STAND BY MY WORDS. I DON'T CARE WHO YOU ARE. IF YOU LIE, CHEAT, TRADE VOTES, I'M GOING TO RECOMMEND THE PEOPLE NOT TO VOTE FOR YOU. THAT'S A FREE SOCIETY AND A DEMOCRACY AND I'M A CITIZEN. AFTER THE DEBATE WAS DONE, I AND ANOTHER SENATOR SAT DOWN AND WE DECIDED WE HAVE DIFFERENT VIEWS ON HOW THINGS SHOULD BE DONE IN THE LEGISLATURE. NOTHING WAS DONE UNDER THE TABLE. NOTHING WAS DONE ILLEGAL. WE ARE FRIENDS. SO, SENATOR CHAMBERS, WHEN YOU DECIDE TO GET A COMPUTER OR WORK WITH THE CLERK AND GET TRANSCRIPTS, I WOULD ADVISE THAT BECAUSE THEY ARE MORE ACCURATE THAN A NEWSPAPER ARTICLE. NEWSPAPER REPORTERS ARE ON THE SIDELINE TRYING TO COLLECT DATA--I DON'T BLAME THEM--TRYING TO TAKE NOTES QUICKLY AS DEBATE GOES ON. [LB745]

SENATOR SCHEER: ONE MINUTE. [LB745]

SENATOR GROENE: THE TRANSCRIPTS ARE THERE. I WORK EVERY YEAR TO STOP SENATORS FROM BEING REELECTED. IT'S CALLED TERM LIMITS. I WAS ONE OF THE ORIGINATORS OF THAT AND THE MORE I'M HERE, THE MORE I AGREE WITH IT. SO IF YOU HAVE ANY MORE QUESTIONS, SENATOR CHAMBERS, ABOUT WHAT I ACTUALLY SAID, I'LL GLADLY CLEAR IT UP FOR YOU. THANK YOU. [LB745]

SENATOR SCHEER: THANK YOU, SENATOR GROENE. SENATOR BLOOMFIELD, YOU'RE RECOGNIZED. [LB745]

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SENATOR BLOOMFIELD: THANK YOU, MR. PRESIDENT. AGAIN, BACK TO THE MATTERS AT HAND, LB745 AND THE CHAMBERS AMENDMENT. I HAVE GENERALLY BEEN ON THE SAME SIDE AS SENATOR CHAMBERS ON THE MOUNTAIN LION ISSUE, AND ACTUALLY ON SENATOR McCOLLISTER'S BILL, AS WELL. I THINK SENATOR CHAMBERS AND I WERE PROBABLY THE ONLY TWO RED LIGHTS ON THAT BILL AS IT WENT FORWARD. I WILL BE A SOLID NAY WHEN IT MOVES FORWARD ON SELECT. I OPPOSE THE BILL. HOWEVER, SENATOR CHAMBERS HAS INDICATED THAT IF SENATOR McCOLLISTER WOULD CAPITULATE TO HIM AND THE BODY WOULD CAPITULATE TO HIM AND ALLOW HIS AMENDMENT TO BECOME PART OF THAT BILL, THAT HE WOULD NOT TAKE LB745 THE FULL FOUR HOURS. WE'RE SOMEWHERE NEAR HOUR AND A HALF, TWO HOURS IN NOW, I WOULD GUESS. COLLEAGUES, I WILL SUBMIT TO YOU THAT I WILL TAKE IT THE REST OF THE WAY TO FOUR HOURS IF SENATOR McCOLLISTER AND THE BODY DOES GIVE IN TO SENATOR CHAMBERS' DEMAND. THANK YOU, MR. PRESIDENT. [LB745]

SENATOR SCHEER: THANK YOU, SENATOR BLOOMFIELD. SENATOR KRIST, YOU'RE RECOGNIZED. [LB745]

SENATOR KRIST: THANK YOU, MR. PRESIDENT. GOOD AFTERNOON, COLLEAGUES, AND GOOD AFTERNOON, NEBRASKA. I'M NOT GOING TO SPEAK THIS TIME ON LB745. I WILL SAY THAT IF THERE'S AN UP OR DOWN VOTE ON A COUGAR HUNTING SEASON, IF THAT SHOULD HAPPEN, I WOULD VOTE THAT WE TAKE THAT AWAY FROM THE DEPARTMENT BECAUSE I REALLY BELIEVE THAT I WAS LIED TO IN TERMS OF MY VOTE YEARS AGO. A HUNTING SEASON DOES NOT MEAN, IN MY MIND, A RAFFLE OF THAT PRIVILEGE TO ANYONE FOR THE KIND OF MONEY THAT WAS BEING CHARGED. AND MORE IMPORTANTLY, THE DNA INFORMATION THAT HAS BEEN PROMISED HAS NEVER BEEN PRODUCED TO THE POINT WHERE WE CAN ACTUALLY MANAGE A HERD, IF THAT IS THE ISSUE AT HAND. BUT WHAT I WOULD LIKE TO DO FOR YOU IS, I PASSED AROUND A COPY OF THE MANDATORY DISCHARGE REPORT FROM THE NEBRASKA BOARD OF PAROLE, JOINTLY WITH NEBRASKA DEPARTMENT OF CORRECTIONAL SERVICES. AND I HAVE TO TELL YOU THAT I'M APPALLED AT WHAT I'M READING IN THIS REPORT. SKIP DOWN TO THE BOTTOM OF PAGE 1, NUMBER OF OFFENDERS DISCHARGED WITHOUT SUPERVISION. AT THE HEART OF LB605 IS TRYING TO MANAGE AN OVERCROWDED PRISON POPULATION, AND LB605 IS THE RESULT OF PHASE ONE OF OUR JUSTICE REINVESTMENT THAT CSG HELPED US GO THROUGH SEVERAL YEARS AGO. AND ONE OF THE MAJOR FINDINGS IN THAT JUSTICE REINVESTMENT PROGRAM THAT CSG SPONSORED WAS AN IDENTIFICATION THAT WE WERE NOT PROVIDING THE RIGHT SERVICES OR PROGRAMS FOR PEOPLE IN

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THE SYSTEM AND, MORE IMPORTANTLY, BECAUSE OF THAT PEOPLE WERE LEAVING AND THE RECIDIVISM RATE WAS NOT GOING DOWN, IT WAS GOING UP, WHICH RESULTED IN A REVOLVING DOOR. AND AT THE HEART OF THAT, IN MY OPINION, IS THE NUMBER OF PEOPLE THAT JAM OUT. I DON'T THINK I HAVE TO DEFINE THAT FOR THIS GROUP. I THINK YOU'VE HEARD IT ENOUGH. IT'S GETTING OUT OF THE PRISON SYSTEM WITHOUT SUPERVISION, 47.2 PERCENT OF ALL DISCHARGES DURING THE TIME FRAME OF 1 OCTOBER OF '15 TO 31 DECEMBER OF '15, 47.2 PERCENT WERE RELEASED WITHOUT SUPERVISION. IF YOU GO TO PAGE 2 OF 8, THE CHART, HIGHEST FELONY CLASSIFICATION OF CONVICTIONS, THIS IS THE CHARACTERISTICS OF INDIVIDUALS DISCHARGED WITHOUT SUPERVISION. YOU CAN READ THE STATISTICS, APPLY THE METRICS, AND YOU CAN UNDERSTAND FROM MY PERSPECTIVE HOW ALARMING THAT IS. NOW, I HAVE COLLEAGUES THAT LOOK AT ME ON A DAILY BASIS AND SAY, IT TAKES TIME TO CHANGE CULTURE. IT TAKES TIME TO CHANGE THE SYSTEM. IT'S GOING TO TAKE AN INVESTMENT IN THE SYSTEM AND WE NEED TO GIVE IT TIME. I THINK THE TIME FOR STRATEGIC PLANNING AND DEVELOPING DASHBOARDS, GOALS AND OBJECTIVES LONG TERM HAS LONG PAST. AND THE TIME FOR TACTICAL PLANS AND TACTICALLY MOVING FORWARD IS UPON US. I'M NOT AFRAID OF THE ACLU. I THINK THEY DO A GREAT JOB. BUT I AM CONCERNED ABOUT SOMEONE, ANY WATCHDOG ORGANIZATION THAT WOULD SUE THE STATE OF NEBRASKA. [LB745 LB605]

SENATOR SCHEER: ONE MINUTE. [LB745]

SENATOR KRIST: BECAUSE I WOULD RATHER SPEND THAT MONEY, RATHER THAN DEFENDING OURSELF FOR INACTIVITY, CHANGING AND MAKING THE SYSTEM BETTER. I HAVE NEVER BEEN A PROPONENT OF SOMEONE WHO GETS ON THE MIKE AND TALKS ABOUT ANOTHER SUBJECT MATTER DURING AN ACTUAL DEBATE, BUT IN THIS PARTICULAR CASE I THOUGHT I NEEDED TO BRING THIS TO YOUR ATTENTION. IT'S ON-LINE, IF YOU LOSE THIS. I WOULD INVITE YOU AS A BODY TO KEEP YOUR EYE ON THESE STATISTICS. THANK YOU, MR. PRESIDENT. [LB745]

SENATOR SCHEER: THANK YOU, SENATOR KRIST. SENATOR CHAMBERS, YOU ARE RECOGNIZED. [LB745]

SENATOR CHAMBERS: THANK YOU, MR. PRESIDENT. PERSONALLY, I'M GLAD THAT SENATOR KRIST NOT ONLY HANDED THE INFORMATION OUT BUT TOUCHED ON IT. THERE ARE SOME OF US WHO HAVE BEEN WORKING FOR

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YEARS, LITERALLY, NOT JUST THAT IT SEEM LIKES IT, BUT WHAT SEEMS TO BE UNCHANGING IS THE ATTITUDE IN THE ADMINISTRATION AND AT CORRECTIONS TO DO NOTHING TO ADDRESS THE PROBLEM WHICH EVERYBODY ACKNOWLEDGES DOES EXIST. AND UNTIL THAT HAPPENS, I THINK THE ONLY WAY A CHANGE WILL OCCUR IS THROUGH LITIGATION. AND I AGREE WITH SENATORS...MY FRIEND, SENATOR KRIST, THAT I WOULD RATHER BE SPENDING THAN DEFENDING, SPENDING THE MONEY TO ADDRESS THESE ISSUES RATHER THAN TRYING TO DEFEND THAT WHICH IS INDEFENSIBLE. AND NO MATTER WHAT HAPPENS THROUGH LITIGATION, THE PROBLEM REMAINS AND DURING THAT PERIOD WILL WORSEN. THERE'S AN ACTOR AND I BELIEVE HE'S FROM ENGLAND NAMED JEREMY IRONS AND HE'S GOTTEN A NUMBER OF AWARDS. AND HE SAID THAT HIS FATHER TOLD HIM NEVER GET INVOLVED IN POLITICS, SO HE HASN'T. BUT HE SAID HE IS INTERESTED IN CLIMATE CHANGE AND THE ENVIRONMENT AND HE'S VERY CONCERNED ABOUT PRISONS, THAT NOTHING IS DONE ONCE PEOPLE GO TO PRISON TO MAKE THEM ANY BETTER WHEN THEY GET OUT. SO HERE'S A MAN WHO IS DETACHED FROM POLITICS, BUT JUST AS A CITIZEN CAN SEE HOW DAMAGING THE CURRENT OPERATION OF PRISONS IS. AND MAYBE HE'S TALKING ABOUT PRISONS IN HIS HOME COUNTRY. BUT IT CERTAINLY IS THE CASE IN AMERICA. THE IDEA SHOULDN'T BE JUST TO PUNISH, PUNISH, PUNISH, AND FORGET ABOUT THE FACT THAT ALL OF THESE PEOPLE ARE GOING TO BE RELEASED SOME DAY. AND SHOULD THEY BE MADE BETTER OR WORSE, BY THAT I USE THE WORD MADE, M-A-D-E. IS WHAT THE SYSTEM ITSELF DOES GOING TO CONTRIBUTE TO THAT PERSON BECOMING BETTER OR WORSE? IF YOU TREAT THAT PERSON WHO REMAINS A HUMAN BEING IN A WAY THAT WILL GENERATE ANGER, HOSTILITY, A DESIRE FOR REVENGE, PEOPLE CAN SAY, WELL, WE'LL JUST LOCK HIM OR HER UP AGAIN. WELL, THAT LEADS TO THE PROBLEM. SOCIETY DOES HAVE AN OBLIGATION TO ASSIST TO THE EXTENT POSSIBLE IN THE REHABILITATION OR MAKING THE PERSON MORE SUITABLE TO BE RELEASED AND REMAIN IN WHAT IS CALLED THE FREE WORLD, HAVING HAD TRAINING OF SOME KIND, MENTAL HEALTHCARE WHERE WARRANTED, AND BEING GIVEN SOME ASSISTANCE BY WAY OF SUPERVISION WHEN THEY'RE LET OUTSIDE THE WALLS THAT WILL HELP GUIDE THEM THROUGH THE VARIOUS OBSTACLES THAT THEY'RE GOING TO FACE. IT TAKES MORE THAN A NOTION TO BE LOCKED AWAY ALL OF THOSE YEARS, THEN RELEASED INTO A SOCIETY WITH ALL KIND OF GADGETRY AND CHANGES IN ATTITUDES AND CONDUCT THAT YOU'RE TOTALLY UNFAMILIAR WITH. PEOPLE WHO LIVE OUT HERE WILL EXPERIENCE INCREMENTAL CHANGES WHICH MAY NOT EVEN BE NOTICEABLE AT THE TIME BECAUSE THEY'RE NOT REMARKABLE. [LB745]

SENATOR SCHEER: ONE MINUTE. [LB745]

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SENATOR CHAMBERS: BUT IF THOSE CHANGES ACCUMULATE AND YOU DON'T WATCH THIS INCREMENTAL PROCESS AND YOU GO FROM A TO L IN THE ALPHABET, INSTEAD OF GOING THROUGH B AND K WHICH WOULD PRECEDE L, THEN IT CAN BE A SHOCK. AND THOSE PEOPLE MAY NOT KNOW HOW TO FUNCTION. AND IT SHOWS, AS SENATOR KRIST POINTED OUT, WITHOUT ANY KIND OF SUPERVISION, YOU CAN COUNT ON AN UNACCEPTABLY LARGE NUMBER OF PEOPLE BEING RECIDIVISTS OR REPEATERS. ANY NUMBER, FOR THOSE OF US WHO WOULD LIKE TO SEE THE SYSTEM BEHAVE OR OPERATE PRIVATELY...PROPERLY, WOULD NOT LIKE TO SEE ANYBODY REPEAT CRIMES. THAT'S NOT GOING TO HAPPEN, BUT WE SHOULD DO WHAT WE CAN AND THAT DEFINITELY... [LB745]

SENATOR SCHEER: TIME, SENATOR. [LB745]

SENATOR CHAMBERS: ...IS NOT WHAT'S HAPPENING NOW. THANK YOU, MR. PRESIDENT. [LB745]

SENATOR SCHEER: THANK YOU, SENATOR CHAMBERS. SEEING NO ONE IN THE QUEUE, YOU ARE WELCOME TO CLOSE ON YOUR AMENDMENT. [LB745]

SENATOR CHAMBERS: MR. PRESIDENT, THIS AGAIN IS ONE OF THOSE TIME-TAKING AMENDMENTS AND IF MY AMENDMENT WERE ADOPTED THAT WOULD DO AWAY WITH THE HUNTING SEASON, IT WOULD GIVE A MESSAGE TO GAME AND PARKS AND THEY COULD STOP THIS CHARADE OF PRETENDING TO HAVE A HUNTING SEASON TO MANAGE, WHAT COULD BE DESCRIBED AS A MINUSCULE MOUNTAIN LION POPULATION, AND THEY COULD GIVE THEIR TIME TO OTHER THINGS. WHETHER SENATOR BLOOMFIELD COULD CARRY THIS HOWEVER MANY HOURS WOULD BE LEFT BEFORE YOU GET TO CLOTURE IS JUST SOMETHING THAT IS PUT INTO THE MIX. BUT I'M NOT CONCERNED ABOUT WHAT ANYBODY ELSE WILL DO OTHER THAN SENATOR McCOLLISTER AND THE REST OF YOU AT THE POINT WHEN I OFFER THIS AMENDMENT THAT WILL ADDRESS DIRECTLY WHETHER THERE SHOULD CONTINUE TO BE A HUNTING SEASON. BUT I'M NOT SURE WHETHER THAT MOMENT HAS ARRIVED. BUT SINCE THERE HAS BEEN SOME PARTICIPATION IN THE DISCUSSION, ON MY NEXT MOTION IT MAY BE...OR MY REQUEST TO SUBSTITUTE AN AMENDMENT THAT I HAVE HERE FOR THE ONE THAT IS NEXT UP ON THE DOCKET. [LB745]

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SENATOR SCHEER: THANK YOU, SENATOR CHAMBERS. QUESTION BEFORE YOU IS ADVANCEMENT...APPROVAL OF AM2501. ALL THOSE IN FAVOR VOTE AYE; ALL THOSE OPPOSED VOTE NAY. RECORD, MR. CLERK. [LB745]

CLERK: 2 AYES, 24 NAYS, MR. PRESIDENT, ON THE AMENDMENT. [LB745]

SENATOR SCHEER: MOTION FAILS. MR. CLERK, NEXT ITEM. [LB745]

CLERK: MR. PRESIDENT, SENATOR CHAMBERS, I NOW HAVE, SENATOR, AM2502 IN FRONT OF ME. (LEGISLATIVE JOURNAL PAGE 974.) [LB745]

SENATOR SCHEER: SENATOR CHAMBERS, YOU'RE WELCOME TO OPEN ON AM2502. [LB745]

SENATOR CHAMBERS: THANK YOU. MR. PRESIDENT, IF ANYBODY WAS PAYING ATTENTION, WHICH PROBABLY IS NOT THE CASE, YOU NOTICE THAT THESE AMENDMENTS ARE IN SEQUENCE: AM2500, AM2501, AM2502. WELL, WHEN YOU GET TO AM2599, THEN YOU WILL KNOW HOW MANY HAVE BEEN DRAFTED. I DON'T KNOW IF THERE ARE THAT MANY OR NOT. BUT BECAUSE THE AMENDMENT THAT RELATES TO THE MOUNTAIN LION HUNTING SEASON AUTHORITY BEING WITHDRAWN, THERE IS AN AMENDMENT AVAILABLE WHICH DOES THAT AND IT HAS SOME IDENTIFYING INFORMATION THAT WOULD MAKE IT POSSIBLE TO BE PUT ON YOUR GADGET WITHOUT, I GUESS, BEING ALL TYPED OUT. AND THIS THAT I AM DOING NOW CAN BE CALLED PLACEHOLDING. AFTER THAT PARTICULAR AMENDMENT IS FOUND WITH THAT IDENTIFYING INFORMATION, THEN I WILL OFFER IT AS A SUBSTITUTE. BUT UNTIL THAT IS FOUND, I WILL CONTINUE IN THE WAY THAT I AM GOING, NOT DISCUSSING THE MOUNTAIN LION ISSUE BUT OTHER MATTERS. AND SINCE WHAT SENATOR GROENE HAD MADE POSSIBLE FOR ME TO BRING UP, I WILL JUST TOUCH ON WHAT HE SAID. I GAVE YOU THE ARTICLE. YOU READ WHAT I HAD BASED MY COMMENTS ON. YOU HEARD WHAT HE READ IN THE TRANSCRIPT. HE IS SAYING THAT IT APPLIED ONLY TO PEOPLE WHO HAD BEEN TERM LIMITED, WHICH I DIDN'T READ IN THE TRANSCRIPT. HE MENTIONED CONVERSATIONS HE HAD WITH OTHER UNNAMED PEOPLE, NONE OF WHICH IS IN THE TRANSCRIPT, AND THAT'S WHY AT THE BOTTOM WHEN YOU SAID...WHEN YOU WILL SEE WHERE IT SAID YOU CAN DETERMINE WHERE THE TRUTH LIES. I THINK IT'S CLEAR, HOWEVER WAY SENATOR GROENE TRIES TO MASSAGE IT NOW, THAT HE SAID THAT HE WOULD WORK AGAINST THE REELECTION OF THESE PEOPLE WHO VOTED A CERTAIN WAY OR DIDN'T VOTE A CERTAIN WAY. HE DIDN'T SAY

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ANYTHING ABOUT BEING TERM LIMITED. HE JUST MADE IT CLEAR THAT YOU CURRENTLY ARE IN OFFICE AND IF YOU TRY TO CONTINUE IN OFFICE THEN I'LL BE WORKING AGAINST YOU. THAT'S THE WAY I READ AND UNDERSTAND WHAT HE READ FROM THE TRANSCRIPT. BUT BECAUSE THAT RELATED TO THE DEATH PENALTY, IT MAKES RELEVANT A LETTER THAT I HAD WRITTEN TO THEN-ATTORNEY GENERAL JON BRUNING. AND I THINK MAYBE IN THE TIMES I HAVE TO SPEAK, I MAY CAN FINISH IT AND MAYBE I CANNOT, BUT I WILL LAUNCH INTO IT. JANUARY 10, 2012. SOME OF THIS MAY SOUND FAMILIAR TO SOME OF YOU BECAUSE GOVERNOR RICKETTS REPLICATED IT REGARDING THE STATE'S INVOLVEMENT IN UNETHICAL/UNLAWFUL PROCUREMENT OF SODIUM THIOPENTAL FOR USE IN JUDICIAL EXECUTIONS. THAT WAS FROM 2012. DEAR GENERAL BRUNING: UNFOLDING EVENTS IMPEL ME TO WRITE. FIRST, YOU CALCULATINGLY WITHHELD MATERIAL INFORMATION FROM THE NEBRASKA SUPREME COURT IN ORDER TO OBTAIN A DEATH WARRANT SETTING THE DATE FOR THE EXECUTION OF CAREY DEAN MOORE, WHICH COULD NOT BE CARRIED OUT FOR LACK OF SODIUM THIOPENTAL, ONE OF THREE DRUGS REQUIRED BY LAW FOR LETHAL INJECTION. NOW YOU'RE TRYING TO OBTAIN THE COURT'S APPROVAL TO USE UNLAWFULLY ACQUIRED THIOPENTAL TO EXECUTE MICHAEL RYAN. THE DEATH PENALTY IS A BAD CAUSE AND MANIFESTS THE POWERFUL CORRUPTING INFLUENCE THROUGHOUT THE CRIMINAL JUSTICE AND JUDICIAL SYSTEMS. IN THE PRESENT CONTROVERSY, IT HAS LED YOU, AS THE STATE'S HIGHEST LEGAL OFFICER, TO EMBRACE AND ACT UPON THE CORRUPT AND CORRUPTING NOTION THAT THE END, WHICH IS EXECUTION, JUSTIFIES ANY MEANS, INCLUDING USE OF UNLAWFULLY ACQUIRED SODIUM THIOPENTAL, THEREBY CORRUPTING YOUR OWN PERSONAL ETHICS AND INTEGRITY WHICH IN TURN HAS LED YOU WILLY-NILLY TO BRAZENLY AND SHAMELESSLY ATTEMPT TO BAMBOOZLE THE NEBRASKA SUPREME COURT AGAIN AND PREVAIL UPON IT TO CORRUPT AND COMPROMISE THE INTEGRITY OF THE JUDICIARY ITSELF, AS WELL AS THE JUDICIAL PROCESS. ASSERTED THOMAS PAINE IN "THE AMERICAN CRISIS, II," QUOTE, A BAD CAUSE WILL EVER BE SUPPORTED BY BAD MEANS AND BAD MEN, UNQUOTE. IF CREDENCE BE ACCORDED, YOUR CHARACTERIZATION OF RESISTANCE TO YOUR DUPLICITY AS BEING, QUOTE, A CIRCUS SIDESHOW, UNQUOTE, THEN YOU ARE BOTH THE RINGMASTER AND THE MAIN ATTRACTION, FOR IT WAS YOU WHO STARTED THE SHOW BY CONDUCT MARKED BY CRAFTINESS, DISINGENUOUSNESS, OBFUSCATION, OBSCURANT...OB...I CANNOT EVEN PRONOUNCE IT--BUT ANYWAY, AND IT HAS TO DO WITH FUDDLING, BEFUDDLING AND CONFUSING--AND COLD-BLOODED CALCULATING POLITICAL EXPEDIENCY THAT WOULD MAKE MACHIAVELLI BLUSH EITHER WITH PRIDE OR SHAME. CONSIDER, GENERAL, HOW THE DOUGLAS COUNTY DISTRICT COURT CHARACTERIZED YOUR BEHAVIOR IN ITS DECEMBER 21, 2011, ORDER

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DISMISSING DEATH ROW INMATE CAREY DEAN MOORE'S MOTION FOR POSTCONVICTION RELIEF. WROTE THE COURT AT PAGE 21: NOTWITHSTANDING FAIRLY PERSUASIVE PROOF THAT THE DEPARTMENT OF CORRECTIONAL SERVICES OBTAIN CONTROLLED SUBSTANCES OF UNKNOWN EFFICACY OF A FOREIGN DISTRIBUTOR AND MANUFACTURER, NOT INSPECTED, REGISTERED, OR APPROVED BY THE FDA OR DEA, AND A LACK OF TRANSPARENCY AND CANDOR EVEN WITH THE NEBRASKA SUPREME COURT AND THE DOUGLAS COUNTY ATTORNEY'S OFFICE BY YOUR OFFICE BEGINNING ON JANUARY 24, 2011, AND SUCH ACTS REQUIRE ACCOUNTABILITY EVEN THOUGH THAT IS TRUE, IT IS UNAVAILABLE THROUGH POSTCONVICTION RELIEF. SO THE DOUGLAS COUNTY COURT CONDEMNED THE ATTORNEY GENERAL FOR MISLEADING NOT ONLY THE NEBRASKA SUPREME COURT BUT THE DOUGLAS COUNTY ATTORNEY'S OFFICE BECAUSE THE COUNTY ATTORNEY HANDLES THESE DEATH PENALTY CASES IN THE COUNTY WHERE THE CRIME OCCURRED. BOTH OF THOSE WERE MISLED AND THE COURT SAID SO. BUT IF SOMEBODY WANTED ACTION TAKEN AGAINST THE ATTORNEY GENERAL, IT WOULD NOT BE BY WAY OF POSTCONVICTION RELIEF. IT WOULD HAVE TO BE DONE PROBABLY THROUGH THE DISCIPLINARY PROCESS. CONTINUING: ARE YOU ABLE MENTALLY TO DIGEST THOSE SENTIMENTS, MR. CIRCUS RINGMASTER? WHO SHALL INITIATE THE ACCOUNTABILITY PROCESS ALLUDED TO BY THE COURT? WHO SHALL CALL THE ATTORNEY GENERAL TO ACCOUNT? WE'LL JUST HAVE TO WAIT AND SEE WHAT HAPPENS, WON'T WE? AND I WILL CONTINUE THIS AS WE GO ON WITH THE DISCUSSION, NOT JUST OF THIS AMENDMENT BUT THE TIME THAT'S GOING TO BE TAKEN THIS AFTERNOON AND THIS EVENING AND INTO THE NIGHT. THERE ARE VARIOUS THINGS DONE BY OFFICIALS IN THE EXECUTIVE BRANCH WHICH VIOLATE AT LEAST THEIR ETHICS. IN SOME CASE, I THINK THEY BUMP UP AGAINST THE LAW ITSELF. NOW, I DID NOT FILE AT THAT TIME A COMPLAINT AGAINST ATTORNEY GENERAL JON BRUNING BECAUSE THE DEFENSE ATTORNEY DID NOT WANT THAT DONE AT THE TIME. AND I WILL COOPERATE WITH ANYBODY WHO IS TAKING ACTION TO SEE THAT AN EXECUTION IS NOT CARRIED OUT. CAREY DEAN MOORE WAS NEVER EXECUTED BECAUSE I GOT INVOLVED IN THAT AND HELPED PERSUADE THE SUPREME COURT TO RULE THE ELECTRIC CHAIR TO BE UNCONSTITUTIONAL. [LB745]

SENATOR SCHEER: ONE MINUTE. [LB745]

SENATOR CHAMBERS: MICHAEL RYAN DIED OF CANCER. SO NEITHER OF THE INDIVIDUALS MENTIONED DURING THESE PROCEEDINGS THAT MY LETTER ADDRESSED WAS EXECUTED BY THE STATE. AND UNLAWFUL ACTION WAS ENGAGED IN BY THE DEPARTMENT OF CORRECTIONS AND MISLEADING THE

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SUPREME COURT AND THE DOUGLAS COUNTY ATTORNEY'S OFFICE WAS ENGAGED IN BY THE ATTORNEY GENERAL. I GUESS SINCE THEY ALL WERE "REPELICANS," THE PEOPLE WHO GET OUTRAGED WHEN THEY HEAR CERTAIN THINGS THOUGHT NOTHING WAS WRONG WITH THAT BECAUSE IT WENT ALONG WITH WHAT THEY WOULD TRY TO GET, WHICH WAS AN EXECUTION BY ANY MEANS, FAIR OR FOUL, BECAUSE THAT'S WHAT THEY THINK IS MORE IMPORTANT THAN ANYTHING ELSE. SO THERE ARE VARIOUS ISSUES THAT I WILL UNDERTAKE BECAUSE I THINK THE INTEGRITY OF A BRANCH OF GOVERNMENT IS AT STAKE, OR THE INTEGRITY OF A PROCESS IS AT STAKE. [LB745]

SENATOR SCHEER: TIME, SENATOR. [LB745]

SENATOR CHAMBERS: IN THE INSTANCE WE'RE DEALING WITH HERE, THE INTEGRITY OF THE LEGISLATURE. THANK YOU, MR. PRESIDENT. [LB745]

SENATOR SCHEER: THANK YOU, SENATOR CHAMBERS. (VISITORS INTRODUCED.) RETURNING BACK TO AM2502, SENATOR GROENE, YOU'RE RECOGNIZED. [LB745]

SENATOR GROENE: THANK YOU, MR. PRESIDENT. CORRECT THE RECORD AGAIN. I UNDERSTAND THAT SENATOR CHAMBERS IS READING FROM A NEWSPAPER ARTICLE. I DID NOT EVER SAY I WOULD WORK TO MAKE SURE ANYBODY WHO VOTED TO REPEAL THE DEATH PENALTY WOULD NOT HOLD PUBLIC OFFICE AGAIN. I DID NOT SAY THAT. WHAT I SAID WAS, FIRST TALKING ABOUT THE CITIZENS OUT THERE LISTENING TO THE DEBATE, "AND THEY ARE APPALLED. THEY'RE ABSOLUTELY APPALLED AT WHAT'S GOING ON HERE. NOW IF I SEE A CLOTURE VOTE AND THEN A VOTE OPPOSITE, I'M GOING TO WORK HARD TO MAKE SURE THAT PERSON NEVER SEES PUBLIC OFFICE AGAIN. IS THAT A THREAT? THAT'S REALITY." THERE WAS 30 VOTES TO OVERRIDE THE VETO. I SAT HERE WHILE MY GOOD FRIEND ROBERT AGONIZED OVER HIS VOTE. I WOULD HELP ROBERT GET REELECTED. MY OFFICE MATE SENATOR EBKE AGONIZED OVER IT WITH HER LIBERTARIAN VIEWS ABOUT. I WOULD HELP SENATOR EBKE GET ELECTED AGAIN, IF SHE ASKED ME. I WAS TALKING ABOUT TWO OR THREE SUSPICIOUS VOTES THAT PROBABLY WEREN'T SUSPICIOUS AT THE END OF THE DAY BECAUSE THEY PROBABLY VOTED THE WAY THEY FELT. I NEVER SAID I WOULD WORK TO MAKE SURE EVERYBODY WHO VOTED TO REPEAL THE DEATH PENALTY WOULD NOT GET REELECTED AGAIN. THAT IS FACT. THE ARTICLE SAID THAT I REPRESENT PEOPLE AND PEOPLE UNDERSTAND JUSTICE AND THEY ARE APPALLED, ABSOLUTELY APPALLED. WHAT I SAID WAS, "I REPRESENT PEOPLE AND THEY WANT JUSTICE AND THEY WANT THE OPPORTUNITY FOR JUSTICE.

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BUT WE FEEL PERSONALLY WHAT WE WOULD DO. WE REPRESENT A CIVIL SOCIETY THAT WANTS JUSTICE AND WE DEMAND IT. LET THE JURY DECIDE. THANK YOU." ACTUALLY, I THINK THAT WAS MORE ELOQUENT THAN WHAT THE REPORTER SAID I SAID: AND THEY ARE APPALLED, ABSOLUTELY APPALLED. I NEVER SAID THAT. WORDS MEAN SOMETHING. AND THEN WHEN SOMEBODY TAKES THOSE WORDS AS HEARSAY AND REPEATS THEM, THEY CAN BE TWISTED, AND REPUTATIONS AND FACTS CAN BECOME OBSCURED. THAT IS WHAT IS HAPPENING HERE. I STAND BY MY WORD. I CAME DOWN HERE NOT LIKING POLITICS AND WHEN I SEE POLITICS IN ACTION, AND NOT THE WILL OF THE PEOPLE BEING DONE, I GET MY DANDER UP. AND I DID THAT DAY BECAUSE I HAVE SEEN POLITICS BEING DONE. REMEMBER, FOLKS, THE OPPONENTS OF THE DEATH PENALTY USE THE TACTIC AND THEY WENT IN EARLY AND THEY LOADED UP THE QUEUE BEFORE WE WERE EVEN IN SESSION. THAT CAUSED THE CHANGE BY THE CLERK AND THE SPEAKER SO THAT NOBODY CAN GO IN THE QUEUE PRIOR TO THE BILL BEING INTRODUCED. I TAKE PRIDE THAT I COMPLAINED ABOUT THAT INDECENCY AND A RULE WAS CHANGED. THE ONLY REASON I WAS ALLOWED TO SPEAK FOR TWO HOURS IS SENATOR RIEPE HAPPENED TO BE IN THAT GROUP TOWARDS THE END AND HE CEDED ME A MINUTE, AND MY PASSION BUILT UP AND I SAID WHAT I SAID AND I STAND BY IT. SO YOU CAN BAIT AND YOU CAN TWIST, OR YOU CAN DEAL WITH THE FACTS, SENATOR CHAMBERS, AND THAT'S WHERE I INTEND TO DISCUSS THIS ISSUE FROM HERE ON OUT. HOW MUCH TIME DO I HAVE? [LB745]

SENATOR SCHEER: 1:10. [LB745]

SENATOR GROENE: I DO WANT TO TALK ABOUT THE GAME AND PARKS. I HAVE BEEN GETTING A LOT OF CALLS AND I LIVE BY A PARK TOO. AND I AM APPALLED, HOW MANY PEOPLE USE THE PARKS,... [LB745]

SENATOR SCHEER: ONE MINUTE. [LB745]

SENATOR GROENE: ...CAMP AT THE PARKS, AND DON'T PAY THE FEES. AND I DO NOT LIKE THAT THE ENFORCEMENT IS LAX. SO I AGREE WITH A LOT OF THESE FOLKS WHO SAY, WHY ARE WE RAISING THE FEES WHEN WE ARE NOT ENFORCING TO MAKE SURE EVERYBODY DOES PAY NOW? YOU CAN WALK IN THE PARK ANY SPRING DAY, ANY SUMMER DAY AND WALK AROUND AND SEE VEHICLES WITHOUT A STICKER IN THEIR WINDOW. THEN YOU WONDER, HOW MANY HAVE ACTUALLY PAID THE CAMPING FEES. I WOULD LIKE TO SEE...IS IT THE...THE NATURAL RESOURCES COMMITTEE TAKE A LOOK INTO THAT AND

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FIND OUR WHY WE CAN'T GET BETTER ENFORCEMENT TO MAKE SURE THE PEOPLE WHO USE THE PARKS PAY FOR THE PARKS. THANK YOU. [LB745]

SENATOR SCHEER: THANK YOU, SENATOR GROENE. MR. CLERK. [LB745]

CLERK: MR. PRESIDENT, SENATOR CHAMBERS, I UNDERSTAND, SENATOR, YOU WOULD LIKE TO WITHDRAW AM2502 AND OFFER AM2499 AS A SUBSTITUTE. [LB745]

SENATOR CHAMBERS: YES, THAT'S CORRECT. [LB745]

SENATOR SCHEER: WITHOUT OBJECTION, IT SHALL BE DONE. [LB745]

CLERK: SENATOR, AM2499. (LEGISLATIVE JOURNAL PAGE 965.) [LB745]

SENATOR SCHEER: SENATOR CHAMBERS, YOU'RE WELCOME TO OPEN ON AM2499. [LB745]

SENATOR CHAMBERS: THANK YOU. MR. PRESIDENT, MEMBERS OF THE LEGISLATURE, THIS IS THE AMENDMENT THAT I HAD TOUCHED ON. WHAT IT WOULD DO IS TO OUTHRIGHT REPEAL THE SECTION OF STATUTE THAT AUTHORIZES GAME AND PARKS TO ESTABLISH A HUNTING SEASON. AND THAT SECTION WOULD BE SECTION 37-473. THEN IN SECTION 37-452, THE TEXT OF WHICH IS PRINTED HERE BECAUSE IT'S AMENDED, IT LISTS OUT THE ANIMALS THAT CAN BE HUNTED AND SETS SOME AGE LIMITS, AND INCLUDED ON THAT LIST ARE MOUNTAIN LIONS. SO THE ONLY AMENDMENT TO THAT PROVISION IS THE STRIKING OF THE REFERENCE TO MOUNTAIN LIONS. SO, THERE ARE TWO STATUTES IMPLICATED IN THIS AMENDMENT. ONE IS AMENDED BY STRIKING MOUNTAIN LIONS FROM A LIST OF ANIMALS THAT MAY BE HUNTED. THE SECOND STATUTE IS OUTHRIGHT REPEALED AND THAT IS THE SECTION OF STATUTE THAT WOULD GRANT TO GAME AND PARKS THE AUTHORITY TO ESTABLISH A HUNTING SEASON ON MOUNTAIN LIONS. THERE ARE NOT THINGS THAT I COULD SAY TODAY THAT I HAVE NOT SAID BEFORE, BUT MY MAIN INTENT THE REST OF THIS SESSION IS TO TAKE TIME. SENATOR McCOLLISTER'S BILL, TO BE QUITE FRANK, CAME UP SOONER THAN I THOUGHT IT WOULD, BUT SINCE IT'S HERE, THEN IT IS BEING ADDRESSED. AS I STATED, I AM OPPOSED TO GIVING NOT ONLY GAME AND PARKS, BUT ANY ENTITY CONNECTED TO GOVERNMENT CARTE BLANCHE TO RAISE FEES WILLY-NILLY WITHOUT STANDARDS AS THEY, IN

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THEIR UNTRAMMELED DISCRETION, SEE FIT. THERE IS NOT LEGISLATIVE OVERSIGHT IN A SITUATION LIKE THAT. I DON'T THINK IT WOULD BE DONE WITH ANY OTHER AGENCY THAT WOULD BE DESCRIBED AS BEING GOVERNMENTAL. THERE HAVE BEEN PEOPLE ON THE FLOOR WHO OBJECTED TO SOME OF THE CHECKOFF PROGRAMS BECAUSE THERE WAS A RANGE WITHIN WHICH FEES, OR WHATEVER THEY ARE DESIGNATED, COULD BE RAISED. AND SOME OF THE PEOPLE WHO WOULD PAY THOSE FEES WERE UPSET BECAUSE THEY HAD NO OPPORTUNITY TO VOTE FOR, OR HAVE ANY SAY SO BUT TO VOTE FOR THE PEOPLE WHO WERE ON THIS COMMISSION OR COMMITTEE, OR ANY SAY SO THAT WAS OF ANY SIGNIFICANCE OR CONSEQUENCE IN HOW THOSE FEES WOULD BE RAISED. I'M PARAPHRASING TO SHOW THAT ON THE ONE HAND THERE ARE PEOPLE WHO ARE NOT WILLING TO ALLOW FEES TO BE RAISED ON THE BASIS OF A SLIDING SCALE WITHOUT LEGISLATIVE OVERSIGHT. THIS DOES THAT WITH ABOUT 49 DIFFERENT FEES. THIS IS NOT WHAT A CAREFUL, CAUTIOUS, CONSERVATIVE WOULD DO. BUT I ONLY USE THAT TERM "CONSERVATIVE" WHEN I PUT "SO-CALLED" IN FRONT OF IT. I DON'T REALLY KNOW WHAT A CONSERVATIVE IS. I DON'T KNOW WHAT A LIBERAL IS. I KNOW THAT SOMEBODY WHO PROFESSES TO BE CONSERVATIVE DOESN'T LIKE SOMEBODY WHO PROFESSES TO BE LIBERAL. BUT WHEN I LOOK AT ALL OF THEM IN ACTION, I SAY LIKE GEORGE WALLACE, I DON'T SEE A DIME'S WORTH OF DIFFERENCE BETWEEN THE TWO. ON THE KEY ISSUES, THEY'RE ALL ABOUT THE SAME. SO, I HAVE DESCRIBED WHAT THIS AMENDMENT WOULD DO AND I HAVE SAID THAT I WILL LEAVE SENATOR McCOLLISTER'S BILL ALONE. EVEN THOUGH THERE ARE THINGS ABOUT THE BILL ITSELF I DON'T LIKE, THAT'S NOT ONE OF THE LARGE WALNUTS THAT I'M INTERESTED IN CRACKING. ALL I'M REALLY LOOKING FOR WITH HIS BILL IS TO TAKE SOME MORE TIME, AND THAT'S WHAT I'VE DONE SO FAR. AND IF THIS AMENDMENT IS NOT ACCEPTED, IT'S NOT GOING TO ANGER ME. IT DOESN'T MEAN ANYTHING TO ME WITH REFERENCE TO WHAT I'M DOING OTHER THAN AS RELATES TO HIS BILL. I'LL LEAVE IT ALONE. BUT FOR THE REST OF IT, I'M GOING TO DO FOR AS LONG A PERIOD OF TIME IN THIS SESSION WITH THE TIME REMAINING WHAT I THINK OUGHT TO BE DONE. NOW, IF THAT IS CONSIDERED ON MY PART TO BE A COMPRISE WITH SENATOR McCOLLISTER, FINE. IF HE LOOKS AT IT AS A CAPITULATION AS CHARACTERIZED BY SENATOR BLOOMFIELD, FINE. I'M GOING TO DO WHAT I'M GOING TO DO ANYWAY. IF HIS BILL...IF HE ACCEPTS THE AMENDMENT AND HIS BILL MOVES ON, THERE IS ANOTHER BILL AND ANOTHER BILL AND OTHER BILLS. AND WE WILL BE HERE TOGETHER. SO NOW, THAT AMENDMENT IS BEFORE US. THESE OTHER TYPES OF AMENDMENTS WILL COME UP ONLY IF THIS ONE IS REJECTED AND I NEED TO TAKE TIME USING HIS BILL TO DO SO. IF I'VE SAID ANYTHING THAT IS NOT CLEAR, I INVITE SENATOR McCOLLISTER OR ANYBODY ELSE TO PIN ME DOWN SO

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THAT IT WILL NOT APPEAR I'M TRYING TO LEAVE LOOPHOLES OR WAYS TO ESCAPE. I'VE REPEATED SEVERAL TIMES WHAT MY INTENTION IS, BUT THAT DOESN'T MEAN I'VE MADE IT CLEAR TO EVERYBODY. THAT'S WHY I WILL ANSWER ANY QUESTIONS OF ANY KIND. AND IF IT'S ONE THAT'S WAY OUT OF LEFT FIELD AND NOT ON THIS, I WILL EVEN ANSWER THAT. AND THE ANSWER MIGHT BE, I WON'T GIVE YOU AN ANSWER, BUT THAT IS AN ANSWER. IT MAY NOT BE THE ONE SOMEBODY WANTS. THANK YOU, MR. PRESIDENT. [LB745]

SENATOR SCHEER: THANK YOU, SENATOR CHAMBERS. SENATOR McCOLLISTER, YOU'RE RECOGNIZED. [LB745]

SENATOR McCOLLISTER: THANK YOU, MR. PRESIDENT. JUST A FEW COMMENTS ON THE RECORD. WITH REGARD TO SENATOR GROENE'S COMMENTS WITH REGARD TO THE NUMBERS OF ENFORCEMENT PERSONNEL AT THE PARKS, PLEASE KNOW THAT WE ARE TWO RANGERS SHORT AND ONE OF THEIR JOBS IS ENFORCEMENT. SO, I WOULD HOPE THAT WITH PASSAGE OF THE BILL WE CAN RECTIFY THE SITUATION THAT HE ALLUDED TO. SECONDLY, YOU SHOULD KNOW THAT THE LAW REGARDING MOUNTAIN LIONS WAS FIRST PASSED IN 2012, AND THERE WAS ONE HUNTING SEASON WHICH OCCURRED IN 2014. FIVE ANIMALS WERE HARVESTED AND THERE HAS NOT BEEN A MOUNTAIN LION HUNTING SEASON SINCE. AND AS IT STANDS NOW, THERE IS A MORATORIUM AS THEY COLLECT INFORMATION ON MOUNTAIN LIONS, COLLECT DNA SAMPLES OF THE BIG CATS, AND IF AND WHEN ANOTHER SEASON OCCURS, WE DON'T KNOW, NOR HAVE THEY SUGGESTED TO ANY OF US THAT A MOUNTAIN LION SEASON WOULD BE IMMINENT. LASTLY, I SHOULD SAY THAT I DON'T FAVOR THE AMENDMENT. I DID OFFER SENATOR CHAMBERS THE OPPORTUNITY FOR FULL DEBATE ABOUT THIS PARTICULAR AMENDMENT. I THINK NOW HE'S RECEIVED IT, BUT I WOULD ENCOURAGE YOU TO VOTE AGAINST IT BECAUSE I FEEL THAT GAME AND PARKS COMMISSION HAS PROPERLY HANDLED THE POPULATION, AND I SEE NO EVIDENCE OF MISMANAGEMENT. THANK YOU, MR. PRESIDENT. [LB745]

SENATOR SCHEER: THANK YOU SENATOR McCOLLISTER. SENATOR BLOOMFIELD, YOU'RE RECOGNIZED. [LB745]

SENATOR BLOOMFIELD: THANK YOU, MR. PRESIDENT. AS I SAID BEFORE, I HAVE SUPPORTED SENATOR CHAMBERS IN HIS DISAGREEMENT WITH GAME AND PARKS WHEN IT COMES TO MOUNTAIN LIONS. I'M GOING TO VOTE FOR HIS AMENDMENT. BUT IF THE REST OF YOU DO, I'M GOING TO BE VERY, VERY DISAPPOINTED BECAUSE I WILL FEEL THAT YOU HAVE CAPITULATED TO

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BLACKMAIL ON THE FLOOR OF THE NEBRASKA LEGISLATURE. THANK YOU, MR. PRESIDENT. [LB745]

SENATOR SCHEER: THANK YOU, SENATOR BLOOMFIELD. SENATOR KEN HAAR, YOU ARE RECOGNIZED. [LB745]

SENATOR HAAR: THERE IT IS AGAIN. I DON'T KNOW WHAT THAT MEANS. EVERY TIME I TOUCH A MIKE, THERE IS A SPARK. JUST A COUPLE THINGS. WHEN IT COMES TO THE ENVIRONMENT, I AM PROBABLY ONE OF THE MOST CONSERVATIVE MEMBERS IN THE LEGISLATURE AND I AM PROUD OF THAT. I LIVE A HALF MILE SOUTH OF BRANCHED OAK LAKE ON AN ACREAGE AND THERE ARE MANY TIMES I HAVE JUST DRIVEN RIGHT IN AND THERE IS NOBODY IN THE LITTLE BOX THERE CHECKING WHETHER I HAVE A STICKER OR NOT, AND THAT IS BECAUSE THE GAME AND PARKS ARE UNDERSTAFFED. ESPECIALLY IN THE OFF SEASONS, THERE JUST ARE NOT ENOUGH STAFF MEMBERS TO STAFF ALL THOSE BOOTHS. IT WOULD BE KIND OF NICE, AND I KNOW THERE ARE SOME PEOPLE ALREADY WHO DO THIS, RETIRED PEOPLE WHO TAKE THAT ON AS A VOLUNTEER JOB TO SIT IN THOSE BOOTHS AND CHECK PEOPLE IN AND OUT OF THE PARK. BUT I THINK IF WE REALLY WANT THOSE KINDS OF THINGS, THE ENTRANCES PATROLLED AT ALL TIMES, WE'RE GOING TO HAVE TO ALLOCATE MORE MONEY FOR GAME AND PARKS. AND THEN I RISE IN SUPPORT OF AM2499 AND ALSO LB745. AND AS LONG AS THIS HAS BEEN AN ISSUE, I'VE ALWAYS SUPPORTED THE PROHIBITION OF HUNTING MOUNTAIN LIONS. I THINK IT'S APPROPRIATE. AND I ALSO THINK IT'S APPROPRIATE THAT THIS PUT INTO THE LAW, AS WE SAW IN OTHER INSTANCES FOR ANIMALS THAT CAN BE HUNTED AND NOT HUNTED ARE ACTUALLY IN THE LAW AND NOT SIMPLY UP TO THE GAME AND PARKS DIRECTORS. AGAIN, MUCH OF THE MINUTIAE, MUCH OF THE DETAILS OF WHAT GAME AND PARKS DO HAS TO BE DONE BY THEIR BOARD AND VERY CAPABLE PEOPLE. BUT I THINK ON THIS IMPORTANT ISSUE IT WOULD BE APPROPRIATE AND I DON'T FEEL THAT MY... THAT THE POSITION I'M TAKING IS ONE OF BEING HIJACKED OR WHATEVER YOU WANT TO CALL IT. THIS IS A POSITION I'VE ALWAYS HELD. AND I ACTUALLY... MY WIFE AND I DROVE OUT TO CHADRON TWO YEARS... WHEN THIS FIRST CAME UP IN THE LEGISLATURE, AND WE TALKED TO SOME PEOPLE WHO HAD SEEN MOUNTAIN LIONS IN THE COMMUNITY AND SO ON. AND I THINK, IF THAT'S THE CASE, THAT GAME AND PARKS THEMSELVES SHOULD BE RESPONSIBLE FOR TAKING CARE OF ANY ANIMALS THAT ARE DANGEROUS. BUT I THINK HUNTING, AND THEN WHEN IT COMES DOWN TO, YOU KNOW, TREEING CATS AND SHOOTING THEM IN THE TREE, IS TOTALLY UNACCEPTABLE. SO AGAIN I STAND IN SUPPORT OF AM2499

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AND I STAND IN SUPPORT OF LB745 AND I'M PROUD TO BE A CONSERVATIVE MEMBER OF THE NEBRASKA STATE LEGISLATURE. THANK YOU. [LB745]

SENATOR SCHEER: THANK YOU, SENATOR HAAR. SENATOR CHAMBERS, YOU'RE RECOGNIZED. [LB745]

SENATOR CHAMBERS: MR. PRESIDENT, MEMBERS OF THE LEGISLATURE, FOR SENATOR BLOOMFIELD, SENATOR McCOLLISTER, OTHER PEOPLE WHO HAVE SHOWN ANY INTEREST IN THIS ISSUE, MY PHILOSOPHY WHEN IT COMES TO LAND, SERVICES, BENEFITS THAT ARE SUPPOSED TO BE AVAILABLE TO EVERYBODY, BECAUSE THESE THINGS ARE OWNED IN COMMON BY ALL OF THE PEOPLE, I AM ONE OF THE PEOPLE WHO WOULD TRY TO GET GAME AND PARKS MONEY FROM THE GENERAL FUND. I DON'T THINK ANY AGENCY OR ENTITY OF GOVERNMENT THAT HAS AN IMPORTANT FUNCTION TO CARRY OUT SHOULD BE OUT THERE WITH A TIN CUP. AND I'M NOT SAYING IN NO CASE SHOULD THERE BE FEES, BUT TO TRY TO OPERATE AN AGENCY ON THE BASIS OF FEES I THINK IS UNACCEPTABLE. I'M TELLING YOU THAT I WAS NOT DEEMED A FOE OF GAME AND PARKS AS SUCH. SOMETIMES THEY WOULD COME IN FOR FEE INCREASES THAT I THOUGHT WERE TOO HIGH, AND THE FACT THAT THE LEGISLATURE WOULD AGREE WOULD INDICATE THAT THEY SAW IT THE WAY THAT I DID AND IT WAS NOT AN ANTI-GAME AND PARKS VOTE. GAME AND PARKS HAS DONE SOMETHING WHICH HAS MADE ME AN ENEMY, AND I'LL CONTINUE TO BE IN THAT ROLE. SENATOR McCOLLISTER IS THE ONE THEY PICKED TO CONFRONT ME THIS YEAR. WELL, THERE WILL BE FOUR MORE YEARS AND THE TIME WILL BE TAKEN. YOU CAN DECIDE THAT YOU DON'T WANT TO ADOPT THIS AMENDMENT AND IT WILL BE ME DOING WHAT SENATOR BLOOMFIELD SAID HE WILL DO. I'VE NEVER SEEN HIM CARRY ONE OF THESE THINGS BY HIMSELF, BUT THERE IS ALWAYS A FIRST TIME. AND AS MY FRIEND SENATOR BLOOMFIELD POINTED OUT, THERE MAY NOT BE THAT LONG THAT HE HAS TO GO. BUT FOCUSING ON MYSELF AGAIN, I THINK I AM DOING A PRETTY GOOD JOB OF TAKING TIME. AND AS I STATED, I HAVEN'T EVEN GOTTEN INTO THE MEAT OF SOME OF THE OTHER ITEMS THAT I CHOOSE TO DISCUSS. THE GROENE AFFAIR I COULD NOT RESIST. SO THAT'S THE ONLY THING THAT I CAN THINK OF THAT I READ THROUGH AT LENGTH. AND THEN TAILGATING ON THAT BECAUSE THE DEATH PENALTY WAS THE SUBJECT, I'VE STARTED ON A LETTER THAT I HAD WRITTEN TO FORMER ATTORNEY GENERAL JON BRUNING. AM I READING IT--THESE ARE RHETORICAL QUESTIONS--AM I READING IT TO PERSUADE THE MEMBERS OF THIS BODY OF ANYTHING? NO. I AM READING IT INTO THE RECORD AND I AM READING IT SO THAT PEOPLE WATCHING US WILL SEE SOME OF THE ACTIVITIES THAT HAVE BEEN CARRIED ON BY THE ATTORNEY GENERAL WHICH WERE DUPLICATED BY

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THE CURRENT ATTORNEY GENERAL. AND IN BOTH CASES, THEY WERE ACTING IN VIOLATION OF THE LAW. AND IN ATTORNEY GENERAL BRUNING'S CASE, HE DECEIVED THE NEBRASKA SUPREME COURT AND THE DOUGLAS COUNTY ATTORNEY'S OFFICE BY MAKING THEM BELIEVE THAT THEY HAD THE MEANS TO CARRY OUT AN EXECUTION RIGHT THEN. BASED ON THAT, HAVING BEEN MISLED, THE NEBRASKA SUPREME COURT SET AN EXECUTION DATE; THEN THEY HAD TO WITHDRAW IT BECAUSE NO EXECUTION COULD BE CARRIED OUT. THE STATE LACKED THE MEANS. AND THAT'S WHAT WAS MEANT BY ALL OF US WHO SAID THAT JON BRUNING MISLED THE SUPREME COURT. THEY ISSUED A DEATH WARRANT ONLY BECAUSE THEY WERE MADE TO BELIEVE THAT AN EXECUTION COULD BE CARRIED OUT... [LB745]

SENATOR SCHEER: ONE MINUTE. [LB745]

SENATOR CHAMBERS: ...WHEN THE ATTORNEY GENERAL KNEW THAT IT COULD NOT. THAT IS WHAT HAPPENED WITH THAT ONE. THE CURRENT ATTORNEY GENERAL ADVISED THE STATE, HIS CLIENT, REPRESENTED BY THE GOVERNOR AND THE HEAD OF THE DEPARTMENT OF CORRECTIONAL SERVICES, TO SEEK TO ACHIEVE SOMETHING WHICH, IF ACHIEVED, WOULD HAVE BEEN A VIOLATION OF FEDERAL LAW. FINALLY THE U.S. ATTORNEY TOLD HIM EXPLICITLY TO HIM WHAT HAD BEEN TOLD TO THE STATE BY THE FOOD AND DRUG ADMINISTRATION, THE DRUG ENFORCEMENT ADMINISTRATION. SO IN THE EXECUTIVE BRANCH THERE HAVE BEEN ALL KINDS OF DISREGARDS OF AND FOR THE LAW. IN THIS CASE I AM DEALING WITH THE GAME AND PARKS COMMISSION, NOT BECAUSE IT'S IN THE EXECUTIVE BRANCH BUT BECAUSE OF SOMETHING THEY HAVE DONE. AND I'M HOPING THAT THOSE PEOPLE WHO IN THE PAST HAVE SUPPORTED DOING AWAY WITH MOUNTAIN LION HUNTING WILL VOTE FOR THIS AMENDMENT. [LB745]

SENATOR WATERMEIER PRESIDING

SENATOR WATERMEIER: TIME, SENATOR. [LB745]

SENATOR CHAMBERS: THANK YOU, MR. PRESIDENT. [LB745]

SENATOR WATERMEIER: THANK YOU, SENATOR CHAMBERS. SENATOR McCOLLISTER, YOU ARE RECOGNIZED. [LB745]

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SENATOR McCOLLISTER: THANK YOU, MR. PRESIDENT, MEMBERS. I SHOULD REMIND YOU THAT 87 PERCENT OF THE REVENUE GENERATED BY GAME AND PARKS IS...COMES ABOUT BECAUSE OF FEES--FEES. ONLY 13 PERCENT OF THAT MONEY COMES FROM THE GENERAL FUND. I SHOULD ALSO REMIND YOU THAT THE LAST TIME THAT WE CREATED ENABLING LEGISLATION FOR THE FEES TO BE INCREASED WAS 2003--2003--AND THE LAST FEE INCREASE OCCURRED IN 2009. SO IT IS TIME TO RAISE THE FEES. ONLY A MINORITY OF STATES IN THIS COUNTRY HAVE NO FEES AT ALL FOR PEOPLE THAT USE THE PARKS AND THE FACILITIES OF...OWNED BY THE STATE. SO IT'S ENTIRELY PROPER FOR US TO PERIODICALLY RAISE THESE FEES SO THEY'RE COMMENSURATE WITH THE COSTS THAT OCCUR IN OUR GAME AND PARKS. IT'S TIME TO DO THAT. WE GREATLY VALUE OUR PARKS IN THIS STATE AND WE NEED TO MAKE SURE THAT WE FUND THEM PROPERLY. THANK YOU, MR. PRESIDENT. [LB745]

SENATOR WATERMEIER: THANK YOU, SENATOR McCOLLISTER. ARE YOU FINISHED? [LB745]

SENATOR McCOLLISTER: DONE, THANK YOU. [LB745]

SENATOR WATERMEIER: SENATOR BLOOMFIELD, YOU ARE RECOGNIZED. [LB745]

SENATOR BLOOMFIELD: THANK YOU, MR. PRESIDENT. I WONDER IF SENATOR McCOLLISTER WOULD YIELD TO A QUESTION. [LB745]

SENATOR WATERMEIER: SENATOR McCOLLISTER FOR A QUESTION. [LB745]

SENATOR McCOLLISTER: CERTAINLY. [LB745]

SENATOR BLOOMFIELD: THANK YOU, SENATOR. YOU SAID A MINORITY OF PARKS. THAT NUMBER COULD RANGE ANYWHERE FROM 1 TO 24. CAN YOU GIVE US A ROUGH ESTIMATE WHERE IT'S AT? [LB745]

SENATOR McCOLLISTER: YEAH, WE HAVE THE INFORMATION AVAILABLE AND WE'LL GET THAT FOR YOU, SENATOR, AND DURING THE COURSE OF THE AFTERNOON WE'LL... [LB745]

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SENATOR BLOOMFIELD: I THINK WE'RE ABOUT TO COME TO A VOTE ON THIS. I GOT INTO THE QUEUE THERE PRETTY QUICKLY. I'D KIND OF LIKE TO HAVE THAT INFORMATION. [LB745]

SENATOR McCOLLISTER: WELL, I WOULD VENTURE TO SAY WE'RE TALKING ABOUT, OF THE STATES IN THE COUNTRY, WE'RE LOOKING AT FEWER THAN EIGHT OR NINE DON'T HAVE FEES OF SOME KIND TO USE THE FACILITIES. THAT'S MY RECOLLECTION. [LB745]

SENATOR BLOOMFIELD: OKAY, THANK YOU. COLLEAGUES, SENATOR McCOLLISTER HAS TALKED ABOUT WHEN WE LAST GAVE THEM PERMISSION TO RAISE FEES AND WHEN WE LAST RAISED FEES. HE DID NOT MENTION WHEN WE LAST GAVE THEM A PRETTY GOOD BUCKET OF MONEY. THAT WAS EITHER LAST YEAR OR YEAR BEFORE. HE ALSO DIDN'T MENTION HOW MUCH MONEY THEY COULD GENERATE BY SELLING SOME OF THE EXCESS PROPERTY THEY HAVE AND PUTTING IT BACK ON THE PROPERTY TAX ROLLS FOR THE COUNTIES IN WHICH THESE PARKS EXIST. SO VOTE AS YOU WILL HERE, COLLEAGUES. VOTE WITH A CLEAR CONSCIENCE. THIS BILL CAN GO TILL 4:00 WHEN WE LEAVE THE AGENDA, AND THEN IT COULD GO A LITTLE LONGER AFTER THAT. BUT DON'T BE INTIMIDATED. DON'T SWAY YOUR VOTE BECAUSE OF THE THREATS OF ONE OR TWO INDIVIDUALS ON THE FLOOR. THANK YOU, MR. PRESIDENT. [LB745]

SENATOR WATERMEIER: THANK YOU, SENATOR BLOOMFIELD. SENATOR McCOLLISTER, YOU ARE RECOGNIZED. [LB745]

SENATOR McCOLLISTER: I'M QUICK TO GET BACK TO YOU, SENATOR. THANK YOU, MR. PRESIDENT. FOURTEEN STATES DO NOT REQUIRE A RESIDENT PARK PERMIT. THOSE STATES ARE ARKANSAS, HAWAII, ILLINOIS, IOWA, KENTUCKY, MISSOURI, MONTANA, NORTH CAROLINA, OHIO, OKLAHOMA, PENNSYLVANIA, RHODE ISLAND, TENNESSEE, AND WEST VIRGINIA. OF THOSE THAT DO HAVE FEES, THEY VARY BY STATES. OF THE SURROUNDING STATES WITH FEE PERMITS, NEBRASKA IS THE LOWEST AT \$25. I HOPE THAT ANSWERS SENATOR BLOOMFIELD'S QUESTION. AGAIN, COLLEAGUES, I WOULD HOPE YOU...ASK YOU TO VOTE AGAINST AM2499 AND THEN VOTE GREEN ON LB745. THANK YOU, MR. PRESIDENT. [LB745]

SENATOR WATERMEIER: THANK YOU, SENATOR McCOLLISTER, AND THAT WAS YOUR THIRD TIME SPEAKING ON THIS AMENDMENT. SENATOR BLOOMFIELD,

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YOU ARE RECOGNIZED, AND THIS IS YOUR THIRD TIME ON THE AMENDMENT.
[LB745]

SENATOR BLOOMFIELD: THANK YOU, MR. PRESIDENT. I WONDER IF SENATOR
McCOLLISTER WOULD YIELD AGAIN. [LB745]

SENATOR WATERMEIER: SENATOR McCOLLISTER FOR A QUESTION. [LB745]

SENATOR McCOLLISTER: OF COURSE. [LB745]

SENATOR BLOOMFIELD: I MAY NEED TO SEND YOU BACK TO THE WELL OF
INFORMATION OR THE FOUNT OF INFORMATION, AS IT WERE. YOU SAID
NON...THEY HAD NO RESIDENT FEES. [LB745]

SENATOR McCOLLISTER: THAT'S CORRECT. [LB745]

SENATOR BLOOMFIELD: WHAT DID THEY HAVE FOR NONRESIDENT FEES?
[LB745]

SENATOR McCOLLISTER: OUR INFORMATION DIDN'T SHOW THAT, BUT I WOULD
ASSUME, OF THOSE 14 STATES, THAT ALL HAD SOME AMOUNT FOR
NONRESIDENT FEES. [LB745]

SENATOR BLOOMFIELD: I'M ALL IN FAVOR OF RAISING OUR NONRESIDENT FEES.
A HUNDRED BUCKS A WHEEL WOULD BE FINE WITH ME BUT... [LB745]

SENATOR McCOLLISTER: I'D RESPOND TO SAY THAT NEBRASKA HAS
NONRESIDENT FEES AS WELL THAT ARE HIGHER THAN THE RESIDENT FEES, SO.
[LB745]

SENATOR BLOOMFIELD: AS WELL THEY SHOULD BE, SENATOR. THESE PARKS,
WHEN PUT IN PLACE, WERE FOR NEBRASKANS. THE ONE THAT YOU AND I
VISITED IN PARTICULAR, WHICH IS PONCA STATE PARK, IS FAR MORE
FREQUENTED BY IOWANS THAN IT IS NEBRASKANS. AND I THINK THERE IS
ROOM FOR AMPLE INCREASE AND AMPLE FUNDING, BUT I DON'T KNOW THAT
YOUR BILL RAISES IT ALL THAT MUCH. THAT'S WHERE I THINK WE'D OUGHT TO
BE LOOKING BECAUSE WE TALKED ABOUT THE HIGH-DOLLAR CABINS THEY'RE

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WANTING TO BUILD. WHAT THEY'RE CALLING DEFERRED MAINTENANCE, BEING BUILDING TEN NEW CABINS, DOESN'T APPEAR TO BE MAINTENANCE. BUT THEY'RE GOING TO SPEND THAT MONEY TO INVITE MORE IOWANS IN. LET'S RAISE THE RATE ON THE OUT-OF-STATE FOLKS A LITTLE BIT. YOU KNOW, THERE'S NO BETTER TAX THAN THAT THAT SOMEBODY ELSE PAYS, AND THAT'S WHERE I THINK WE NEED TO BE GOING INSTEAD OF RAISING THE FEES ON EVERY NEBRASKAN THAT WANTS TO USE THESE PARKS, OR ANY OTHER FEE THAT GAME AND PARKS MAY HAVE A HAND IN THAT IS GOING TO APPLY MOSTLY TO NEBRASKANS. SO, COLLEAGUES, I THINK WE'RE ABOUT TO GET TO A VOTE. I'D YIELD THE REMAINDER OF MY TIME TO SENATOR CHAMBERS IF HE HAS ANYTHING LEFT TO SAY. [LB745]

SENATOR WATERMEIER: SENATOR CHAMBERS, 2:30. [LB745]

SENATOR CHAMBERS: THANK YOU, SENATOR BLOOMFIELD. THANK YOU, MR. PRESIDENT. ALTHOUGH THIS IS MY MOTION, I'VE SPOKEN, AND I DON'T THINK I HAVE SPOKEN EVERY TIME THAT I COULD. WE'RE AT THE POINT NOW WHERE TIME IS NOT BEING SPENT JUST TO PASS TIME. THIS IS SOMETHING THAT HAD BEEN DISCUSSED AS A POSSIBLE WAY OUT OF AN IMPASSE. I THINK I TOLD SENATOR KRIST AND SENATOR MELLO, WHOM I DON'T SEE RIGHT NOW, THAT IT'S NOT GOING TO DO ANY GOOD TO EVEN BRING IT UP OR TALK ABOUT IT. IT'S JUST TALK AND IT'S NOT GOING TO BE DONE. AND THIS IS WHY I DON'T WANT PEOPLE COMING TO ME SAYING WE'LL DO THIS OR WE'LL DO THAT OR WE'RE WORKING ON THIS, BECAUSE IT IS NOT THE TRUTH BECAUSE THEY ARE NOT FREE AGENTS. I'VE KNOWN SENATOR McCOLLISTER IS NOT GOING TO BE ABLE TO DO THIS. I TOLD HIM FROM THE BEGINNING HE CANNOT DO ON THIS BILL WHAT HE AS A LEGISLATOR KNOWS OUGHT TO BE DONE. SO IT JUST MEANS WE'LL GO TO CLOTURE ON IT TODAY AND WE'LL GO TO CLOTURE ON FINAL READING, AND IT'LL BE ONE OF THOSE BILLS WHICH WILL MAKE IT POSSIBLE FOR ME TO MAKE SURE THAT WE DON'T GET TO OTHER BILLS. AND YOU CAN CALL IT A THREAT IF YOU WANT TO. YOU CAN CALL IT INTIMIDATION IF YOU WANT TO. I DON'T CARE HOW IT'S CHARACTERIZED. I'M SIMPLY CALLING IT AS IT IS FROM MY POINT OF VIEW. I SAID I WOULD TAKE TODAY AND THAT'S WHAT I'M IN THE PROCESS OF DOING. NOW, BECAUSE SENATOR GARRETT IS SO INCONSIDERATE... [LB745]

SENATOR WATERMEIER: ONE MINUTE. [LB745]

SENATOR CHAMBERS: ...AFTER ALL I'VE DONE TO TRY TO HELP HIM, HE IS GOING TO SPOIL IT SO THAT I CANNOT DO WHAT I SAID I WOULD DO TODAY. IF I TAKE

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THIS THING WE'RE TALKING ABOUT TO CLOTURE, HE HAS A BILL THAT COMES UP THAT'S GOING TO TAKE SOME TIME, AND I WILL NOT HAVE BEEN ABLE TO DELIVER ON MY PROMISE. AND IN ORDER TO DO THAT, I'VE GOT TO DO THIS TOMORROW. HE'S FORCING ME TO DO THIS TOMORROW. I'D SAY TO SENATOR GARRETT, DO YOU SEE WHAT YOU'RE MAKING ME DO? SEE, I'M NOT FREE. HE'S MAKING ME. BUT AT ANY RATE, THIS IS WHAT SOME PEOPLE TOLD ME THEY HAD TALKED TO SENATOR McCOLLISTER ABOUT. SO I DON'T WANT THOSE PEOPLE COMING TO ME TELLING ME ANYTHING ABOUT ANYTHING ELSE DURING THIS SESSION. I'M GOING TO JUST DO WHAT I THINK I OUGHT TO DO. [LB745]

SENATOR WATERMEIER: TIME, SENATOR. [LB745]

SENATOR CHAMBERS: THANK YOU, MR. PRESIDENT. [LB745]

SENATOR WATERMEIER: THANK YOU, SENATOR CHAMBERS, SENATOR McCOLLISTER, AND SENATOR BLOOMFIELD. SENATOR CHAMBERS, THERE IS NO ONE IN THE QUEUE. SENATOR CHAMBERS, YOU'RE RECOGNIZED TO CLOSE ON YOUR AMENDMENT. [LB745]

SENATOR CHAMBERS: AND I WILL BE BRIEF. I SAID THAT I WOULD NOT TALK ABOUT THE MOUNTAIN LIONS. THE ONLY TIME I HAVE HAS BEEN IN RESPONSE TO A QUESTION OR TANGENTIALLY. I HAVE NOT WAVERED FROM WHAT I SAID MY INTENTION IS, AND I CAN DELIVER ON IT. AND I'M GOING TO SHOW YOU ALL THAT I CAN DELIVER ON IT. THE ONLY THING ADOPTING THIS AMENDMENT WILL DO IS, AS FAR AS I'M CONCERNED, GET GAME AND PARKS' BILL OFF THIS STAGE. BUT I THINK SENATOR McCOLLISTER SHOULD TELL HIS MASTERS THAT ON FINAL READING I SHALL NOT LISTEN TO ANYTHING. AND MAYBE THE SPEAKER WILL SCHEDULE THIS BILL DOWN TOWARD THE BOTTOM BECAUSE THIS ONE AND LB10 ARE THE ONES THAT I WILL NOT YIELD ON, I DON'T CARE WHAT ANYBODY SAYS OR ANYBODY OFFERS. I'D LIKE TO ASK SENATOR McCOLLISTER A QUESTION. [LB745 LB10]

SENATOR WATERMEIER: SENATOR McCOLLISTER FOR A QUESTION. [LB745]

SENATOR McCOLLISTER: CERTAINLY, SENATOR CHAMBERS. [LB745]

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SENATOR CHAMBERS: SENATOR McCOLLISTER, SO THAT IT'S CLEAR FOR THE RECORD, NO GOTCHA, YOU'RE GOING TO VOTE AGAINST THIS AMENDMENT, AREN'T YOU? [LB745]

SENATOR McCOLLISTER: YES, SIR, I PLAN TO. [LB745]

SENATOR CHAMBERS: AND YOU ADVISED OTHERS TO VOTE AGAINST IT ALSO, DIDN'T YOU? [LB745]

SENATOR McCOLLISTER: I DID. [LB745]

SENATOR CHAMBERS: AND EARLIER IN OUR DISCUSSIONS, THOSE WERE NOT NECESSARILY THE POSITIONS. NOW VOTING AGAINST IT PROBABLY WAS, BUT THE SPEAKING AGAINST IT WAS NOT NECESSARILY IN THE MIX, WAS IT? [LB745]

SENATOR McCOLLISTER: THAT'S TRUE, SENATOR. [LB745]

SENATOR CHAMBERS: SO THINGS CHANGE. THAT'S ALL THAT I HAVE, MEMBERS OF THE LEGISLATURE. THAT'S NOT ACCUSATORY. IT JUST SHOWS THAT I HAD TALKED TO SENATOR McCOLLISTER BEFORE TODAY AND ON AN ONGOING BASIS, BUT THERE ARE PEOPLE OUTSIDE THE CHAMBER WHO MAKE THE DECISION. I WILL NOW ASK FOR A CALL OF THE HOUSE AND A ROLL CALL VOTE. AND THAT'S ALL I'LL SAY AT THIS POINT. THANK YOU, MR. PRESIDENT. [LB745]

SENATOR WATERMEIER: THANK YOU, SENATOR CHAMBERS. 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. [LB745]

CLERK: 21 AYES, 0 NAYS TO PLACE THE HOUSE UNDER CALL. [LB745]

SENATOR WATERMEIER: 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 SCHNOOR, SENATOR PANSING BROOKS, SENATOR BOLZ, SENATOR KOLTERMAN, SENATOR COASH, SENATOR KRIST, SENATOR MURANTE, THE HOUSE IS UNDER CALL. SENATOR GLOOR, CHECK IN. SENATOR BOLZ,

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SENATOR KRIST, SENATOR COASH, SENATOR KOLTERMAN, SENATOR MURANTE, THE HOUSE IS UNDER CALL. MEMBERS, THE QUESTION IS, SHALL THE AMENDMENT TO LB745 BE ADOPTED? ALL THOSE IN FAVOR VOTE AYE; ALL THOSE OPPOSED...SENATOR CHAMBERS. [LB745]

SENATOR CHAMBERS: WANT A CALL OF THE HOUSE AND A ROLL CALL VOTE IN REVERSE ORDER. [LB745]

SENATOR WATERMEIER: SENATOR CHAMBERS, THE HOUSE IS UNDER CALL AND EVERYONE IS PRESENT AND ACCOUNTED FOR. YOU WANT A ROLL CALL VOTE IN REVERSE ORDER? [LB745]

SENATOR CHAMBERS: YES, THANK YOU. [LB745]

SENATOR WATERMEIER: THERE HAS BEEN A REQUEST FOR A ROLL CALL VOTE IN REVERSE ORDER. MR. CLERK. [LB745]

CLERK: (ROLL CALL VOTE TAKEN, LEGISLATIVE JOURNAL PAGES 1474-1475.) 9 AYES, 26 NAYS, MR. PRESIDENT, ON THE AMENDMENT. [LB745]

SENATOR WATERMEIER: THE AMENDMENT IS NOT ADOPTED. PLEASE RAISE THE CALL. MR. CLERK. [LB745]

CLERK: MR. PRESIDENT, A PRIORITY MOTION: SENATOR CHAMBERS MOVE TO BRACKET LB745 UNTIL APRIL 20, 2016. [LB745]

SENATOR WATERMEIER: SENATOR CHAMBERS, YOU ARE RECOGNIZED ON YOUR PRIORITY MOTION. [LB745]

SENATOR CHAMBERS: THANK YOU. MR. PRESIDENT, MEMBERS OF THE LEGISLATURE, I WANT TO GET SOME MORE VOTES UP ON THE BOARD. SO INSTEAD OF OFFERING THOSE NONAMENDMENT AMENDMENTS, I'M GOING TO GO BACK TO MY TRADITION OF OFFERING THE TYPES OF AMENDMENTS OR MOTIONS THAT YOU'RE FAMILIAR WITH. AS I STATED, THIS BILL OF SENATOR McCOLLISTER DOESN'T MEAN ANYTHING TO ME, BUT IT HAS SERVED AS KIND OF A POLYGRAPH. NOW SOME OF THE SENATORS, WHO EVEN CAME TO ME AND TOLD ME THEY HAD TALKED TO SENATOR McCOLLISTER, VOTED NO ON THE AMENDMENT. NOW I TALKED TO SENATOR KRIST. HE DOESN'T MIND ME

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MENTIONING HIM BY NAME, BUT I'M NOT GOING TO MENTION EVERYTHING WE TALKED ABOUT. I WAS EXPLAINING TO HIM WHY SOME OF WHAT THESE PEOPLE HERE TELL ME DOESN'T MEAN ANYTHING. AND I TOLD HIM THERE ARE PEOPLE WHO WILL SAY, YES, IT WILL BE THIS WAY, THEN BEFORE AN HOUR HAS PASSED THEY CHANGED. THERE WERE PEOPLE THAT I MENTIONED HAD TALKED ABOUT WHAT THEY WOULD DO ON THIS AMENDMENT, MY MOUNTAIN LION AMENDMENT. SOME OF THEM EVEN TOLD ME THEY TOLD SENATOR McCOLLISTER TO ACCEPT IT, THEN THEY ALL VOTED NO. SO I DON'T WANT ANYBODY THE REST OF THIS SESSION TO TALK TO ME ABOUT ANY AGREEMENTS. I'M NOT ANGRY. I JUST DON'T WANT TO WASTE MY TIME. I KNOW WHAT IS GOING ON AND I KNOW THERE ARE AT LEAST THREE BILLS THAT ARE INTERCONNECTED THAT THEY FEEL ALL HAVE TO FIND A WAY TO GET PASSED, AND THEY WANT IT PASSED IN THE SENSE OF P-A-S-S-E-D AND ALSO P-A-S-T. THEY WANT IT TO GET PAST CHAMBERS SO THAT IT CAN GET PASSED BY THE LEGISLATURE, OR THEY CAN. MAYBE THEY'LL FIND A WAY TO DO IT. THEY THINK THAT THEY TRICKED ME INTO OFFERING THAT MOUNTAIN LION AMENDMENT SO SENATOR McCOLLISTER COULD DO WHAT HE SUCCEEDED IN DOING. BUT IT HASN'T DETERRED ME FROM TAKING THE TIME ON HIS BILL. AND THERE ARE PEOPLE WHO WILL VOTE AGAINST THE BILL PERHAPS BECAUSE THEY DON'T LIKE ALL OF THE FEE INCREASES THAT ARE BEING MADE. SENATOR BLOOMFIELD TOUCHED ON IT. I'M TEMPTED TO GO INTO MORE DETAIL ABOUT SOME OF THESE, AS YOU DESCRIBE THEM, BUCKETS OF MONEY THAT THE STATE DID GIVE TO GAME AND PARKS, LARGE AMOUNTS OF MONEY THAT SENATOR McCOLLISTER HAS NOT TOUCHED. BUT SO BE IT. I AM NOT GOING TO DEAL WITH SENATOR McCOLLISTER'S BILL IN THE WAY THAT I WOULD DEAL WITH A BILL THAT I THOUGHT SHOULD BE SERIOUSLY DEALT WITH. THERE IS SOME OF THE WORST, MOST BUNGLESOME LANGUAGE THAT I'VE EVER SEEN IN STATUTE, AND I MEAN THAT. SOME OF THOSE OTHER AMENDMENTS THAT I HAD UP THERE, WHICH I WILL NOT TAKE, SIMPLY IMPROVED SOME OF THE EXISTING LANGUAGE IN THE GAME AND PARKS LAW. AND SENATOR McCOLLISTER KNEW THAT THOSE WERE GOOD AMENDMENTS. HE SAID THEY WOULD IMPROVE THE BILL. I'M NOT INTERESTED IN IMPROVING THE BILL. I'M INTERESTED IN TAKING THE TIME. AND WHEN WE GET TO THE BUDGET BILLS OF SENATOR MELLO, WHO WAS NOT HERE WHEN THAT BILL WAS TAKEN, I AM GOING TO SPEND SOME TIME ON THOSE BUDGET BILLS ON FINAL READING. AND I'M GOING TO TAKE ALL THE TIME AVAILABLE ON EACH ONE OF THOSE BUDGET BILLS. I'D LIKE TO ASK...I DON'T KNOW WHO IS ON THE BUDGET COMMITTEE. I'D LIKE TO ASK SENATOR KINTNER A QUESTION IF HE'S HERE. [LB745]

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SENATOR WATERMEIER: SENATOR KINTNER, ARE YOU CLOSE BY FOR A QUESTION? [LB745]

SENATOR CHAMBERS: THAT'S OKAY. I THOUGHT HE WAS STILL ON THE BUDGET COMMITTEE. I WOULD LIKE... [LB745]

SENATOR WATERMEIER: SENATOR HAAR IS ON THE COMMITTEE. [LB745]

SENATOR CHAMBERS: SAY IT AGAIN? [LB745]

SENATOR WATERMEIER: SENATOR KEN HAAR IS ON THE BUDGET COMMITTEE. [LB745]

SENATOR CHAMBERS: OH, SENATOR HAAR. I WOULD LIKE TO ASK A QUESTION IF HE WOULD YIELD. [LB745]

SENATOR WATERMEIER: SENATOR KEN HAAR FOR A QUESTION. [LB745]

SENATOR HAAR: YES. [LB745]

SENATOR CHAMBERS: SENATOR HAAR, HOW MANY ARE THERE BUDGET BILLS THAT WE CAN REFER TO AS APPROPRIATION BILLS THAT ARE CURRENTLY RESTING ON FINAL READING? [LB745]

SENATOR HAAR: I BELIEVE THERE ARE THREE. I DON'T HAVE THAT IN FRONT OF ME RIGHT NOW. [LB745]

SENATOR CHAMBERS: THANK YOU. I JUST WANTED TO BE SURE. THAT'S AT LEAST SIX HOURS THAT ARE GOING TO BE TAKEN ON FINAL READING. AT LEAST SIX HOURS, I GUARANTEE YOU, WILL BE TAKEN ON FINAL READING ON THE BUDGET BILLS. AND THE SPEAKER CAN...IT'S HIS PREROGATIVE TO SCHEDULE THEM WHENEVER THEY QUALIFY TO BE ON FINAL READING. PUT THEM AT THE TOP, IN THE MIDDLE, AT THE BOTTOM, BUT I'M GOING TO GET MY SIX HOURS. AND I THINK TODAY IS SHOWING THAT THESE FEW DAYS THAT REMAIN, I CAN TAKE THE WHOLE DAY. BUT I WON'T BE GIVEN THAT OPPORTUNITY BECAUSE I SEE A BILL THAT WILL COME UP AFTER THIS ONE. AND UNFORTUNATELY, NOT ENOUGH TIME IS AVAILABLE TO TAKE THIS FAR ENOUGH INTO THE EVENING FOR

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THAT NEXT BILL NOT TO BE SCHEDULED, SO IT WILL COME UP. AND BY THE WAY, I AM NOT OPPOSED TO THAT BILL. I SUPPORT IT. I'VE SUPPORTED IT, EVEN WHEN IT WAS NOT UP FOR A VOTE, JUST BY TALKING TO PEOPLE ABOUT IT, TALKING TO SOME WHO WERE OPPOSED TO IT, EXPLAINING WHY I SUPPORT IT. BUT I REGRET THAT IT'S BEING TAKEN UP TODAY BECAUSE I WANTED THIS TO BE MY DAY. SO OFTEN I'VE SAID I COULD GO UNTIL MIDNIGHT, AND THIS WOULD HAVE BEEN THE DAY TO DO IT, THROW THIS DAY AWAY COMPLETELY. BUT YOU CHOSE NOT TO DO IT. AND HOW DO I SAY YOU CHOSE NOT TO DO IT? WHEN THE SPEAKER SET THE AGENDA, BECAUSE YOU CHOSE THE SPEAKER, AND THE SPEAKER IS CARRYING OUT YOUR WILL AS HE UNDERSTANDS IT TO BE. HE SAID A POINT WILL BE REACHED WHEN HE WILL TAKE OVER AND JUST SCHEDULE THINGS THE WAY HE THINKS THEY OUGHT TO BE SCHEDULED, WHICH IS WHAT I THOUGHT HE WAS DOING ANYWAY. BUT I WILL BE CURIOUS TO SEE WHAT HE'S TALKING ABOUT. HE DID MENTION SOME EDUCATION BILLS, NOT BY NUMBER; HE DID MENTION SOME PROPERTY TAX BILLS. AND BASED ON THE NUMBER OF BILLS THAT THERE MIGHT BE, IF THEY'RE ON SELECT FILE I'M GOING TO TAKE FOUR HOURS ON THEM BY MYSELF. AND I WANT THE OTHER SENATORS TO LEAVE THOSE BILLS ALONE. I WANT YOU TO LEAVE THOSE PROPERTY TAX BILLS ALONE AND SEE IF I CAN DO WHAT I SAID I'M GOING TO DO. BUT YOU'RE HARDHEADED. YOU WON'T DO THAT. SENATOR BLOOMFIELD MIGHT EVEN RAIN ON MY PARADE BECAUSE HE'S ABOUT TO CHECK OUT OF HERE AND HE WON'T HAVE TO COME BACK AND FACE ME NEXT SESSION. THERE'S NOT ENOUGH TIME LEFT IN THIS ONE FOR IT TO MAKE ANY DIFFERENCE ONE WAY OR THE OTHER BECAUSE I DON'T KNOW THAT HE HAS ANYTHING PENDING THAT MATTERS TO HIM. BUT I MIGHT FIX HIM BY DEDICATING ONE OF JOHNNY CASH'S SONGS TO HIM, AND I'LL ENSURE THAT HE'S IN HIS SEAT WHEN I DO THAT. BUT MY MOOD IS NOT IN ANY WAY DAMPENED BECAUSE OF THAT LAST VOTE, BECAUSE I KNEW WHAT WAS GOING TO HAPPEN. NOW THIS IS WHAT I WILL SAY: BEFORE THIS SESSION, SENATOR McCOLLISTER WOULD HAVE DONE DIFFERENTLY. BUT AS PEOPLE SIT HERE AND THEY LISTEN TO WHAT THE REPUBLICANS TELL THEM, WHAT OTHER PEOPLE DO...TALK ABOUT THREATENING, SENATOR BLOOMFIELD. I'VE WATCHED PEOPLE WHO PRIDED THEMSELVES ON BEING INDEPENDENT SUDDENLY CHANGE AND IT'S BECAUSE OF OUTSIDE PRESSURE. I KNOW WHO THEY ARE, YOU KNOW WHO THEY ARE, THEY KNOW WHO THEY ARE. BUT WHILE THEY WERE BEING INDEPENDENT, THEY TALKED, AND TALKED TO ME DIRECTLY, ABOUT THEIR INDEPENDENCE BECAUSE OF WHAT THEY BELIEVE THEY OUGHT TO DO. BUT THAT PRESSURE CAN BE OVERWHELMING. NOW I HAVE NOT CHANGED THE THINGS THAT I HAVE DONE HERE, EXCEPT THAT I'VE SPOKEN MUCH MORE FORCEFULLY ABOUT THE LGBT COMMUNITY BECAUSE I FEEL

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THEY'RE UNDER A MORE VICIOUS ASSAULT THAN THEY HAVE BEEN IN THE PAST.
[LB745]

SENATOR WATERMEIER: ONE MINUTE. [LB745]

SENATOR CHAMBERS: AND THERE ARE A LOT OF PEOPLE IN MY COMMUNITY WHO DON'T THINK I OUGHT TO DO THAT. IF I WAS GOING TO CHANGE WHAT I DO HERE BECAUSE OF PEOPLE IN MY COMMUNITY, THAT'S ONE ISSUE I COULD EASILY LEAVE ALONE AND TELL THOSE WHO ARE IN THE LEGISLATURE, IT'S YOU-ALL'S ISSUE, GO ON AND TAKE CARE OF IT. BUT I THINK IT'S ESSENTIAL THAT I DEFEND THAT GROUP FEROCIOUSLY BECAUSE THEY ARE UNDER FEROCIOUS ATTACK. AND THAT ALSO DISTINGUISHES ME FROM MY COLLEAGUES. I DON'T CARE WHETHER I'M REELECTED OR NOT. I PROBABLY WILL BE. AND SO WHAT? AND IF I'M NOT, SO WHAT? WHAT'S IMPORTANT TO ME IS ME. THANK YOU, MR. PRESIDENT. [LB745]

SENATOR WATERMEIER: THANK YOU, SENATOR CHAMBERS. MEMBERS, YOU'VE HEARD THE OPENING TO THE MOTION TO BRACKET LB745 UNTIL APRIL 20, 2016. SENATOR BLOOMFIELD, YOU ARE RECOGNIZED. [LB745]

SENATOR BLOOMFIELD: THANK YOU, MR. PRESIDENT. I STAND IN SUPPORT OF THE BRACKET MOTION. I DON'T THINK THAT COMES AS ANY BIG SURPRISE. I DON'T KNOW HOW LONG WE'RE GOING TO GO ON THIS. HOPEFULLY WE'LL TAKE IT TO A CLOTURE. SENATOR CHAMBERS, YOU HAVE FOR FOUR YEARS BEEN REQUESTING THAT I SING A SONG BEFORE I LEAVE HERE. IF YOU ARE HERE THE LAST DAY OF SESSION AND I AM HERE AND YOU MAKE THAT REQUEST, I MIGHT CONSIDER THE POSSIBILITY, BUT I WOULD SUGGEST THAT YOU WEAR EARPLUGS IF I DO. COLLEAGUES, IT LOOKS LIKE WE'RE SPENDING TIME HERE. I DON'T THINK THIS IS A GOOD BILL. I THINK THERE ARE MANY, MANY MORE WAYS TO INCREASE THE INTAKE, IF ABSOLUTELY NECESSARY, OF GAME AND PARKS. I DON'T THINK THEY MANAGE THEIR MONEY WELL. I DON'T THINK THEY MANAGE THEIR LAND WELL. I'VE SAID BEFORE AND I'LL SAY AGAIN NOW, I DON'T BELIEVE IT'S A WELL-RUN ORGANIZATION. THEY COULD DO A LOT BETTER. AND GIVING THEM, AS SENATOR CHAMBERS SO APTLY PUT IT, WILLY-NILLY ABILITY TO RAISE FEES I BELIEVE IS WRONG. IF WE'RE GOING TO INCREASE FEES, LET'S TAKE SOME MORE MONEY FROM THE PEOPLE THAT COME IN AND USE OUR PARKS. AND AGAIN, SENATOR McCOLLISTER WAS UP AND WE WENT THROUGH PARTS OF PONCA STATE, ONE OF OUR JEWELS WHEN IT COMES TO STATE PARKS. THERE WAS NOBODY IN THE LITTLE HOUSE TO TAKE THE MONEY WHEN WE

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WENT IN. WE COULD HAVE GONE IN AND DRIVEN ALL OVER THE PARK, GONE FISHING FOR A COUPLE HOURS IF WE WANTED TO, NOBODY WOULD EVER ASK. THERE WAS NO ARM ACROSS THERE, NO BLOCKING THE WAY WHATSOEVER TO GUIDE YOU UP TO THE RECEPTION HALL, OR WHATEVER YOU CHOOSE TO CALL IT, WHERE THERE ARE SEVERAL PEOPLE RUNNING AROUND INSIDE. YOU KNOW, THERE WAS NOT EVEN A SIGN THERE, I DON'T BELIEVE, THAT SAID GO UP TO WHERE THE PEOPLE ARE AND PAY YOUR FEE. YOU COULD HAVE JUST DRIVEN IN. BUT WE WENT UP AND GOT THE \$5 DAY PASS. WE PULLED UP IN FRONT OF ONE OF THE CABINS SO WE COULD GIVE SENATOR McCOLLISTER A TOUR. THERE WERE THREE OR FOUR CARS FROM IOWA SITTING OUT THERE. DID THEY HAVE STICKERS ON THEM? I DON'T KNOW. I DIDN'T LOOK THAT CLOSE. I WISH NOW I HAD, BECAUSE THERE'S CERTAINLY NO GUARANTEE THAT THEY PAID ANYTHING TO GET IN. SO HOW MUCH MONEY WOULD IT TAKE TO PUT AN ARM OUT THERE AND LET THE PEOPLE WALK THE 100 YARDS UP TO WHERE THE WELCOME CENTER IS AND GET THE STICKER AND PUT IT ON THEIR CAR BEFORE THEY COULD DRIVE IT IN? THERE ARE WAYS TO DO THESE THINGS WITHOUT SPENDING A LOT OF MONEY. [LB745]

SENATOR WATERMEIER: ONE MINUTE. [LB745]

SENATOR BLOOMFIELD: THANK YOU, MR. PRESIDENT. BUT, NO, IT APPEARS WE'RE JUST GOING TO GIVE THEM THE OPPORTUNITY TO RAISE THE FEES AFTER WE HAVE GIVEN THEM BUCKETS OF MONEY AND STILL DEMAND NO ACCOUNTABILITY FROM THEM. THANK YOU, MR. PRESIDENT. [LB745]

SENATOR WATERMEIER: THANK YOU, SENATOR BLOOMFIELD. SENATOR CHAMBERS, YOU ARE RECOGNIZED. [LB745]

SENATOR CHAMBERS: THANK YOU. MR. PRESIDENT, MEMBERS OF THE LEGISLATURE, WHAT SENATOR BLOOMFIELD IS TALKING ABOUT IS REALLY WHAT SHOULD BE DISCUSSED ON THIS BILL. AGAIN I SAY THESE PEOPLE WHO CALL THEMSELVES CONSERVATIVES AND DO ALL THAT YAMMERING ABOUT TAXES AND REPRESENTING THE PEOPLE, AND THIS IS A GOUGING OF THE PUBLIC. AND I HAD A FEW DAYS AGO, WHEN THIS BILL WAS BEFORE US, WHILE TALKING ABOUT ASPECTS OF GAME AND PARKS, SHOWED HOW MUCH OF THEIR MONEY IS SPENT ON PROMOTION, PUTTING OUT THESE SLICK MAGAZINES AND THE OTHER THINGS, AS OPPOSED TO THEIR ENFORCEMENT BUDGET. AND NOW WE'RE BEING TOLD THAT THERE ARE NOT ENOUGH OF THESE EMPLOYEES. TWO PARTICULAR INDIVIDUALS, WHATEVER THEIR TITLE IS, ARE NOT AVAILABLE

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BECAUSE GAME AND PARKS SUPPOSEDLY CANNOT AFFORD IT. BUT LOOK AT THE BUDGET THEY SPEND FOR ADMINISTRATION AND LOOK AT THE BUDGET THEY SPEND FOR PROMOTION AND YOU'LL WONDER WHY, AS OPPOSED TO ENFORCEMENT, THERE IS SUCH A DISPARITY. BECAUSE GAME AND PARKS, AS SENATOR BLOOMFIELD POINTED OUT, IS A POORLY RUN OPERATION. I AM RESEARCHING AND HAVING RESEARCH DONE TO SEE ABOUT BREAKING THE STATE UP INTO THE NUMBER OF DISTRICTS THAT WOULD SEEM TO EQUATE TO THE IDEAL NUMBER, IF THERE IS SUCH A THING, OF MEMBERS FOR THIS COMMISSION AND HAVE THEM ELECTED BY DISTRICT. AND THE DISTRICTS WILL BE DRAWN ON THE BASIS OF POPULATION. THAT WILL PREVENT A SITUATION WHERE A FEW PEOPLE FROM WESTERN NEBRASKA...WHO WILL NOT TALK TO PEOPLE, BY THE WAY. COMMISSIONERS FROM WESTERN NEBRASKA DON'T TALK TO PEOPLE AND THEY DON'T HAVE TO BECAUSE THEY'RE NOT ACCOUNTABLE TO THOSE PEOPLE. THEY ARE CRONIES OF WHOEVER THE GOVERNOR IS, OR CRONIES OF CRONIES OF THE GOVERNOR, AND THAT'S HOW PEOPLE GET ON THAT COMMISSION. THEY DON'T HAVE ANY EXPERTISE. THEY DON'T HAVE ANY KNOWLEDGE WHATSOEVER TO SPEAK OF ABOUT THE TRUE WORK THAT OUGHT TO BE DONE BY AN AGENCY LIKE THE GAME AND PARKS COMMISSION. THERE HAVE BEEN DECISIONS MADE, EVEN WITH REFERENCE TO THE MOUNTAIN LIONS, WHERE THE COMMISSIONERS AND THE DIRECTOR IGNORED THE SCIENTIFIC OPINIONS OF THE PEOPLE OUT IN THE FIELD AND THE ONES WITH THE TRAINING, KNOWLEDGE, AND INFORMATION. AND YOU MIGHT ASK, WELL, WHY DON'T THEY COME SAY SOMETHING? HOW MANY PEOPLE DO YOU KNOW WHO ARE WHISTLE-BLOWERS, EVEN WITH THE FEDERAL GOVERNMENT? YOU KNOW THAT'S NOT GOING TO HAPPEN. BUT BECAUSE THERE IS SO MUCH CONFUSION AND SO MANY DIFFERENT STORIES GIVEN ABOUT THE MOUNTAIN LION POPULATION INDICATES THAT YOU DO NOT HAVE THE SCIENTISTS, IF YOU WANT TO CALL THEM THAT, GIVING THE INFORMATION WHICH WOULD BE MORE CONSISTENT, MORE RELIABLE, AND A PLAN COULD BE ESTABLISHED BY THEM FOR MANAGING THIS POPULATION. NOW IT'S ONE THING TO SAY THE GAME AND PARKS COMMISSION SAID YOU SHOULD HAVE A HUNTING SEASON TO GIVE THE HUNTERS A CHANCE AND TO HAVE THOSE WHO ARE THE BIOLOGISTS, THE EXPERTS IN ANIMAL MANAGEMENT, GIVE THEIR PROFESSIONAL OPINION. WHY WOULD YOU SEEK AN OPINION THAT YOU KNOW IS GOING TO GO CONTRARY TO WHAT YOU WANT TO DO IF YOUR OPINION IS THE ONE THAT'S GOING TO... [LB745]

SENATOR WATERMEIER: ONE MINUTE. [LB745]

SENATOR CHAMBERS: ...DETERMINE WHAT WILL HAPPEN AND YOUR OPINION IS THAT YOU OUGHT TO KOWTOW TO SOME OF THESE SO-CALLED TROPHY

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HUNTERS. SO THE GAME AND PARKS COMMISSION IS VERY POORLY RUN. WILL I BE ABLE TO GET DISTRICT ELECTIONS? SOME PEOPLE THOUGHT THERE WOULD NEVER BE DISTRICT ELECTIONS FOR A PUBLIC UTILITY IN OMAHA. THEY THOUGHT IT WOULD NEVER HAPPEN FOR THE OMAHA SCHOOL BOARD, CITY COUNCIL, AND COUNTY BOARD. THERE IS AN ELECTION BASED ON DISTRICT FOR THE STATE SCHOOL BOARD, AND I THINK SENATOR McCOLLISTER'S GAME AND PARKS COMMISSION SHOULD BE ELECTED THE SAME WAY. THANK YOU, MR. PRESIDENT. [LB745]

SENATOR WATERMEIER: THANK YOU, SENATOR CHAMBERS. SENATOR McCOLLISTER, YOU ARE RECOGNIZED. [LB745]

SENATOR McCOLLISTER: YEAH, THANK YOU, MR. PRESIDENT, MEMBERS. I KNEW FULL WELL THAT I'D RECEIVE ROUGH TREATMENT FROM SENATORS CHAMBERS AND BLOOMFIELD, AND THEY HAVE GIVEN ME FULL MEASURE. SO FOR THAT I HAVE NOT BEEN DISAPPOINTED. SINCE MY ELECTION I'VE SERVED ON THE NATURAL RESOURCES COMMITTEE. AND IF THERE WAS SOME DISCONTENT OR DISSATISFACTION WITH OUR GAME AND PARKS SYSTEM, I THINK I WOULD HAVE HEARD ABOUT IT DURING THE TIME THAT I WAS ON THAT COMMITTEE. WHEN WE HELD THE HEARING FOR THIS BILL, NO ONE SPOKE AGAINST THE FEE INCREASES. AND WE GAVE SOME PENETRATING QUESTIONS ABOUT THE CONDITIONS OF THE PARK AND THOSE PEOPLE THAT SPOKE DID NOT INDICATE ANY DISSATISFACTION WITH WHAT HAD OCCURRED. I SHOULD ALSO MENTION THAT BEFORE FEES ARE INCREASED, HEARINGS ARE HELD SO THE PUBLIC HAS AN OPPORTUNITY TO SPEAK ABOUT THE FEES THAT WILL BE INCREASED. AND I HAVE SOME INFORMATION COMING TO YOU THAT WOULD SHOW THAT OUR FEES IN NEBRASKA ARE SOME OF THE LOWEST IN THE MIDWEST. SO TO BLINDLY SAY THAT OUR FEES AREN'T ENOUGH COMPARED WITH NONRESIDENT FEES, AS YOU WILL SOON SEE, IS COMPLETELY UNTRUE. SO COMPARE THE FEES AND I THINK THAT YOU WILL SEE. THOSE FEES WERE INCREASED ON THE BASIS OF INFLATION, CPI, AND THEY'RE UNDER THE LIMIT ESTABLISHED BY THE CPI. IT'S NOT IN STATUTE BY ANY MEANS, BUT THEY THOUGHT THAT WOULD BE A FAIR AMOUNT TO RAISE THE FEES OVER TIME AS THEY HAVE BEEN. AND AS I MENTIONED, THE STATUTORY AUTHORITY HAS NOT BEEN CHANGED SINCE 2003. THE LAST FEE WAS INCREASED IN 2009. SO IF WE EXPECT TO FUND OUR PARKS CORRECTLY, BY GOLLY, IT'S TIME TO DO THAT THIS YEAR AND THIS SESSION. THANK YOU, MR. PRESIDENT. [LB745]

SENATOR WATERMEIER: THANK YOU, SENATOR McCOLLISTER. SENATOR BLOOMFIELD, YOU ARE RECOGNIZED. [LB745]

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SENATOR BLOOMFIELD: THANK YOU, MR. PRESIDENT. SENATOR McCOLLISTER, WOULD YOU YIELD TO A QUESTION? [LB745]

SENATOR WATERMEIER: SENATOR McCOLLISTER FOR A QUESTION. [LB745]

SENATOR McCOLLISTER: CERTAINLY. [LB745]

SENATOR BLOOMFIELD: DID I UNDERSTAND YOU, SENATOR, TO SAY THAT I HAVE TREATED YOU ROUGHLY? [LB745]

SENATOR McCOLLISTER: (LAUGH) WELL, IT'S ALL A MATTER OF INTERPRETATION, SUBJECTIVE JUDGMENT. BUT IT HASN'T BEEN A TEA PARTY, I'LL SAY THAT. [LB745]

SENATOR BLOOMFIELD: HAVE I ASKED YOU ANY QUESTIONS THAT HAVE BEEN UNFAIR? [LB745]

SENATOR McCOLLISTER: ABSOLUTELY NOT. [LB745]

SENATOR BLOOMFIELD: HAVE I CALLED YOU ANY OBSCENE PERSONAL NAMES? [LB745]

SENATOR McCOLLISTER: NO, YOU HAVE NOT. [LB745]

SENATOR BLOOMFIELD: SENATOR, I THINK MAYBE YOU BETTER GET YOUR HIDE TOUGHENED UP A LITTLE BIT BECAUSE YOU'VE GOT AT LEAST TWO MORE YEARS AND I'LL GUARANTEE YOU SOMEWHERE IN THERE YOU'LL GET ROUGHER TREATMENT THAN WHAT I'VE EVER GIVEN YOU. [LB745]

SENATOR McCOLLISTER: WELL, I AM SURE SENATOR CHAMBERS WILL HELP TOUGHEN ME UP. THANK YOU. [LB745]

SENATOR BLOOMFIELD: NO, I HAVE ANOTHER COUPLE QUESTIONS FOR YOU AND I WILL TRY TO BE POLITE SO AS I DON'T DAMAGE YOU. WHEN YOU WERE KIND ENOUGH TO DRIVE UP AND TAKE A LOOK AT PONCA PARK AND YOU WERE LOOKING AT DEFERRED MAINTENANCE, CAN YOU EXPLAIN WHAT THE MILLION DOLLARS FOR CABINS WAS THAT THEY WANTED? [LB745]

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SENATOR McCOLLISTER: WELL, THEY DO HAVE SOME RATHER NICE CABINS. AND THERE WERE SOME CABINS THAT THEY WERE TEARING DOWN AND THEY WERE GOING TO RECONSTRUCT. SO THE CABINS THAT THEY HAVE THERE, I HAVE TO SAY, ARE PRETTY DARN NICE AND YOUR ASSESSMENT THAT THEY WERE VERY NICE IS I THINK PROBABLY CORRECT. [LB745]

SENATOR BLOOMFIELD: OKAY. BUT THAT MILLION DOLLARS THEY WANTED FOR SUPPOSED DEFERRED MAINTENANCE WAS, IN FACT, FOR NEW CONSTRUCTION, WAS IT NOT? [LB745]

SENATOR McCOLLISTER: YES, SIR. [LB745]

SENATOR BLOOMFIELD: DID WE SEE EVIDENCE THAT THEY WERE BUILDING A NEW BOAT RAMP THAT IS ALSO ON THAT DEFERRED MAINTENANCE... [LB745]

SENATOR McCOLLISTER: WE DID, SENATOR BLOOMFIELD. [LB745]

SENATOR BLOOMFIELD: ...WHERE THERE HAS NEVER BEEN A BOAT RAMP WHEN THERE'S ANOTHER PERFECTLY GOOD BOAT RAMP WITHIN THE PARK? [LB745]

SENATOR McCOLLISTER: THAT'S CORRECT, ALTHOUGH I WILL SAY THAT THE BOAT RAMP THAT THEY USED BEFORE HAD SOME SEASONAL ISSUES RELATING TO THE FLOW OF THE RIVER. [LB745]

SENATOR BLOOMFIELD: I THINK WHEN WE WERE THERE, ALL THREE OF US THAT WERE TAKING THE TOUR MADE SOME COMMENT ABOUT THE RIVER BEING ABOUT AS LOW AS IT WAS GOING TO GET AND THE DOCK WAS STILL QUITE USABLE. AND WHERE THEY'RE BUILDING THE NEW RAMP, HOW MANY MILES OF ROUGH GRAVEL ROAD WOULD YOU SAY YOU'D HAVE TO DRAG YOUR BOAT OVER TO GET IT TO THAT RAMP? [LB745]

SENATOR McCOLLISTER: HARD TO SAY EXACTLY, MAYBE TWO MILES. [LB745]

SENATOR BLOOMFIELD: I THINK IT'S A LITTLE MORE THAN THAT, BUT THAT'S A FAIR ESTIMATE. I THINK IT'S CLOSER TO FIVE FROM THE TIME WE DROVE, GOT ON THE GRAVEL THERE JUST OFF THE GOLF COURSE, BACK INTO THERE. BUT IT'S A WAYS. MY POINT HERE, COLLEAGUES--THANK YOU, SENATOR--IS WHAT THEY'RE REFERRING TO AS DEFERRED MAINTENANCE. WE'RE THINKING THEY

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HAVE TO FIX THINGS HERE AND THERE--THE ROOF WAS LEAKING, THEY NEED TO REPLACE SOME DOORS. THAT'S NOT IT. THEY'RE DOING NEW CONSTRUCTION. THAT'S NOT DEFERRED MAINTENANCE, COLLEAGUES. I HAVE FOR SIX YEARS NOW STOOD AMONGST THIS FLOOR INTO THIS VERY MICROPHONE AND RAILED ABOUT THE ACQUISITION OF LAND AND REMOVING IT FROM THE PROPERTY TAX ROLLS. [LB745]

SENATOR WATERMEIER: ONE MINUTE. [LB745]

SENATOR BLOOMFIELD: THANK YOU, MR. PRESIDENT. THEY'RE STILL DOING THAT. THEY STILL HAVE LAND THAT COULD EASILY BE PUT BACK ON THE PROPERTY TAX ROLLS THAT WOULD ALSO BRING IN A HUGE AMOUNT OF MONEY THAT THEY COULD USE FOR THIS DEFERRED MAINTENANCE, SUCH AS BUILDING TEN NEW CABINS. THANK YOU, MR. PRESIDENT. [LB745]

SENATOR WATERMEIER: THANK YOU, SENATOR BLOOMFIELD AND SENATOR McCOLLISTER. SENATOR CHAMBERS, YOU ARE RECOGNIZED. [LB745]

SENATOR CHAMBERS: THANK YOU. MR. PRESIDENT, MEMBERS OF THE LEGISLATURE, SENATOR McCOLLISTER REVEALS HIS NAIVETE. FIRST OF ALL, THE NATURAL RESOURCES COMMITTEE IS AN OBSCURE COMMITTEE. I BET YOU COULDN'T FIND 50 PERCENT OF THE SENATORS WHO COULD TELL YOU EVERYTHING THAT FALLS WITHIN THAT COMMITTEE'S JURISDICTION. WHO EVEN CARES WHAT THEY DO? AND WITH THE OTHER COMMITTEES, WHEN YOU HAVE A LIVELY HEARING AND A LOT OF PEOPLE, IT'S BECAUSE THERE ARE ORGANIZATIONS AND LOBBYISTS WHO DO THE ORGANIZING AND BRING PEOPLE THERE. PEOPLE DON'T READ THE NEWSPAPER TO FIND OUT WHEN GAME AND PARKS COMMISSION IS GOING TO RAISE FEES. AND I'M SURE THAT THOSE WHO SIT ON THAT OBSCURE COMMITTEE, THEY DON'T DO ANYTHING TO INFORM THE PUBLIC. THE PUBLIC DOESN'T EVEN KNOW. BUT THESE AGENCY PEOPLE WILL BE THERE BECAUSE THEY'VE GOT THEIR HAND OUT. AND THEY'LL BE ABLE TO SAY NOBODY CAME AND SPOKE AGAINST THE FEES. WELL, SUPPOSE AN ORDINARY CITIZEN DID. THAT COMMITTEE WOULD DISREGARD THEM. THAT'S THE KIND OF COMMITTEE IT IS AND THEY KNOW IT. IT'S NOT A CITIZEN-FRIENDLY COMMITTEE BECAUSE I HAVE APPEARED BEFORE THAT COMMITTEE MYSELF ON MORE THAN ONE OCCASION AND NOT IN EVERY SITUATION HAS THERE BEEN A TOTAL ABSENCE OF ORDINARY CITIZENS. IT IS NOT A FRIENDLY COMMITTEE. AND I'M NOT SAYING THEY'RE HOSTILE, BUT IT'S NOT A PLACE THAT PEOPLE ARE GOING TO GO AND EXPRESS AN OPINION ONE WAY OR ANOTHER. AND THEY

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ALSO KNOW THAT THE LEGISLATURE GENERALLY DOESN'T CARE WHAT THEY SAY WHEN IT COMES TO AN AGENCY OF STATE RAISING FEES. YOU HEAR SENATOR GROENE ALWAYS GROANING ABOUT BEING OUT OF TOUCH WITH THE PUBLIC. SENATOR KINTNER WILL SAY YOU'RE OUT OF TOUCH, YOU DON'T PAY ATTENTION. THEN SENATOR McCOLLISTER IS GOING TO SAY SOME OBSCURE COMMITTEE LIKE WHATEVER THE NAME OF IT IS DOESN'T HAVE ORDINARY CITIZENS WHO COME TO IT. I THINK THERE ARE TIMES THE MEMBERS HAVE TO PUT A PIECE OF STRING AROUND THEIR FINGER TO REMIND THEM THAT IT'S A HEARING DAY AND WHERE THE HEARING ROOM IS. THEY WANDER INTO THE WRONG ROOM PROBABLY. BUT I DON'T THINK THAT'S A VALID ARGUMENT IN TERMS OF THE GAME AND PARKS COMMISSION TRYING TO RAISE THESE FEES, MISLABELING WHAT THEY'RE DOING, AS SENATOR BLOOMFIELD POINTED OUT. NEW CONSTRUCTION IS NOT DEFERRED MAINTENANCE. DEFERRED MAINTENANCE MAY EXIST BECAUSE THEY'RE DOING NEW CONSTRUCTION TO APPEAL TO A CERTAIN CLASS OF PEOPLE AND THAT CLASS IS NOT THE ORDINARY PERSON, NOR WHAT YOU ALL CALL THE MIDDLE CLASS. AND I'D VENTURE TO SAY...IS SENATOR McCOLLISTER STILL HERE OR HAS HE GONE TO NURSE HIS WOUNDS BECAUSE SENATOR BLOOMFIELD HAS BEEN SO MEAN TO HIM? [LB745]

SENATOR WATERMEIER: SENATOR McCOLLISTER FOR A QUESTION. [LB745]

SENATOR McCOLLISTER: YES, I WILL. [LB745]

SENATOR CHAMBERS: SENATOR McCOLLISTER, WITH ALL DUE DEFERENCE AND BY YOUR LEAVE, I WOULD LIKE TO ASK A QUESTION OF YOU IF YOU WOULD ENTERTAIN IT. [LB745]

SENATOR McCOLLISTER: CERTAINLY. [LB745]

SENATOR CHAMBERS: SENATOR McCOLLISTER, DO YOU KNOW WHETHER THE MEMBERS OF THE GAME AND PARKS COMMISSION CONDUCT MEETINGS ON A RELATIVELY REGULAR BASIS AT PONCA STATE PARK? ARE YOU AWARE OF WHETHER THEY DO OR NOT? [LB745]

SENATOR McCOLLISTER: AS I RECALL, SENATOR CHAMBERS, THEY CONDUCT MEETINGS ON A QUARTERLY BASIS AND THEY DO IT AT THE FACILITIES AROUND THE STATE, NOT JUST THE PONCA STATE PARK, BUT IT WOULD INCLUDE

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MAHONEY AND SOME OF THE OTHER FACILITIES THROUGHOUT THE STATE.
[LB745]

SENATOR WATERMEIER: ONE MINUTE. [LB745]

SENATOR CHAMBERS: SO YOU WOULD SAY THEY PROBABLY DON'T SPEND ANY MORE TIME AT PONCA THAN THEY DO ANY OF THESE OTHER PARKS AROUND THE STATE, BASED ON YOUR OWN INFORMATION OR YOUR OPINION. [LB745]

SENATOR McCOLLISTER: I BELIEVE THAT'S TRUE, YES, SIR. [LB745]

SENATOR CHAMBERS: THAT'S ALL I'LL ASK. THANK YOU. THANK YOU, MR. PRESIDENT. [LB745]

SENATOR WATERMEIER: THANK YOU, SENATOR CHAMBERS AND SENATOR McCOLLISTER. SENATOR CHAMBERS, THAT WAS YOUR THIRD TIME ON THE BRACKET MOTION. SENATOR BRASCH, YOU ARE RECOGNIZED. [LB745]

SENATOR BRASCH: HELLO. THANK YOU FOR TURNING THE SPEAKER ON, MR. PRESIDENT. AND THANK YOU, COLLEAGUES. I DID NOT PLAN ON SPEAKING ON THIS AGAIN. INITIALLY MANY OF YOU MAY REMEMBER THAT I DID TRULY SUPPORT THE MEASURE OF EXTENDING THE HUNTING SEASON JUST BY ONE WEEK FOR OUR HUNTING CLUBS IN AREAS SPECIFICALLY FOR HUNTING. BUT I DID NOT SUPPORT THE MEASURE TO INCREASE THE FUNDING OR THE FEES. AND IN THE SIX YEARS HERE, WE HAVE, AND RIGHTLY SO. WE HAVE SUPPORTED OUR PARKS MULTIPLE TIMES WITH FUNDING MEASURES. AND IF YOU DO GO TO YOUR GADGETS AND JUST TYPE IT IN, YOU'LL SEE THAT THERE HAVE BEEN APPROPRIATIONS FROM TIME TO TIME AND THE PARKS ARE BEAUTIFUL. YOU KNOW, THEY'RE MEANT TO PRESERVE OUR BEAUTIFUL FAUNA AND FLORA WITHIN OUR STATE. WE CAN BOAST ABOUT THAT. IT'S GOOD FOR PEOPLE. SOME STATES DON'T EVEN HAVE A GATE FEE. THEY USE OTHER FUNDING. AND PEOPLE FROM OUT OF STATE DRIVE IN AND THEY MAY HAVE TO PAY A FEE, BUT A PERSON CAN JUST DRIVE TO THE PARK AND NOT HAVE TO WORRY ABOUT GOING TO A SPORTING GOODS SHOP TO GET A PERMIT OR AT THE GATE. AND I WOULD LOVE TO SEE THE PARKS WHERE WE COULD DRIVE IN AND MAYBE LOOK AT THE ENVIRONMENTAL TRUST FUND OR OTHER AREAS THAT WOULD SUPPORT A GATE FEE. I DO BELIEVE THAT OUR PARK MANAGERS DO AN EXCELLENT JOB. BUT IF THE CASH FLOW DOES DICTATE IT, I DO AGREE WITH SENATOR BLOOMFIELD AND MULTIPLE PROPERTIES THAT HAVE BEEN GIFTED TO THEM OR THAT THEY

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HAVE PURCHASED MAY BE A WAY OF EMBELLISHING THE PARKS THAT THEY HAVE AT THIS POINT. BUT THE OTHER THING THAT COMES TO MY MIND IS WHEN WE WERE SPEAKING OF PROPERTY TAX RELIEF AND A FEW REMARKS WERE SAID ON THE FLOOR RATHER HARSHLY, SINCE WE'RE SPEAKING ABOUT THOSE HARSH WORDS THAT WE HEAR, IS THAT THE FARMERS WILL COME BACK. YOU KNOW, AG WILL KEEP COMING BACK AS THEY'RE ONLY WELCOME HERE TO COME ONCE AND NOT RETURN. WELL, THIS BILL I BELIEVE WILL MOVE FORWARD AND I BELIEVE GAME AND PARKS HAS COME BACK SEVERAL TIMES AND THEY WILL BE BACK AGAIN, AND I DON'T BEGRUDGE THEM FOR ASKING FOR THEIR NEEDS. AND I BELIEVE THAT WHEN WE HAVE THE SECOND HOUSE COME BEFORE US AND THE AGENCIES AND THE AREAS THAT THE PUBLIC DOES ENJOY, THAT WE TRY TO SUPPORT THOSE. YOU KNOW, THAT IS A PART OF OUR TOURISM INDUSTRY. I DON'T SUPPORT THE BRACKET. I PROBABLY WILL BE PRESENT, NOT VOTING BECAUSE I AM IN HOPES THAT WE DON'T RAISE FEES BUT WE DO LOOK AT INCREASING THE SEASON WHERE THAT REVENUE CAN BE ADDED TO HELP MAINTAIN THE PARKS AND THAT WILL BRING IN EXTRA REVENUE FOR THOSE ORGANIZATIONS... [LB745]

SENATOR WATERMEIER: ONE MINUTE. [LB745]

SENATOR BRASCH: ...AND HELP BROADEN OUR TAX BASE. BUT I DID WANT TO STAND AND JUST REMIND PEOPLE THAT THEY HAVE BEEN HERE BEFORE, AND THAT'S FINE. THEY WILL RETURN, AS WILL OTHER ISSUES THAT WE FACE. AND WE WILL CONTINUE TO SPEAK HIGHLY AND RESPECTFULLY OF OUR PARKS AND THOSE WHO SERVE THEM AND ALSO OF AGRICULTURE. THANK YOU, MR. PRESIDENT. AND THANK YOU, COLLEAGUES. [LB745]

SENATOR WATERMEIER: THANK YOU, SENATOR BRASCH. SENATOR BLOOMFIELD, YOU'RE RECOGNIZED AND THIS IS YOUR THIRD TIME ON THE BRACKET MOTION. [LB745]

SENATOR BLOOMFIELD: THANK YOU, MR. PRESIDENT. I'M GOING TO READ A LITTLE SOMETHING THAT A COLLEAGUE GAVE ME INTO THE RECORD HERE, AND THEN I'LL HAVE A QUESTION OR TWO FOR SENATOR CHAMBERS IF HE'S WILLING TO YIELD. I THINK YOU ALL GOT THIS E-MAIL PROBABLY. THE HALL COUNTY BOARD OF SUPERVISORS HAS TO DECIDE DURING ITS MEETING TUESDAY, WHICH WOULD HAVE BEEN TODAY, WHETHER TO EXEMPT ABOUT \$10 MILLION WORTH OF LAND OWNED BY THE PLATTE RIVER WHOOPING CRANE MAINTENANCE TRUST. THE TRUST, WHICH OPERATES THE CRANE TRUST NATURE AND VISITOR

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CENTER NEAR ALDA, TESTIFIED BEFORE THE BOARD ON MARCH 22 THAT ALL OF ITS LAND SHOULD BE EXEMPT BECAUSE IT'S USED FOR CHARITABLE AND EDUCATIONAL PURPOSES. THE TRUST LAND OFFERS PUBLIC WALKING TRAILS AND SERVES AS AN AREA FOR RESEARCH ON MIGRATORY BIRDS--SOUNDS A LITTLE BIT LIKE A PARK. HOWEVER, THE COUNTY HAS EXEMPTED ONLY THE TRUST VISITOR CENTER AND RESEARCH CENTER. IT TAXED THE REMAINING LAND BECAUSE THE TRUST LEASES IT FOR GRAZING AND ROW CROPS. THEY ACT A LOT LIKE A PARK, TOO: DON'T MAKE US PAY TAX ON THE GROUND THAT WE'RE MAKING AN INCOME ON, RAISE THE PROPERTY TAX ON EVERYBODY ELSE IN THE COUNTY. DON'T TAX YOU, DON'T TAX ME, TAX THAT FELLOW BEHIND THE TREE. SENATOR CHAMBERS, WOULD YOU YIELD TO A QUESTION OR TWO? [LB745]

SENATOR CHAMBERS: YES, I WOULD. [LB745]

SENATOR WATERMEIER: SENATOR CHAMBERS FOR A QUESTION. [LB745]

SENATOR CHAMBERS: YES, I WILL. [LB745]

SENATOR BLOOMFIELD: SENATOR, HAVE YOU EVER VISITED PONCA STATE PARK? [LB745]

SENATOR CHAMBERS: NO. I DON'T EVEN KNOW WHERE IT IS. [LB745]

SENATOR BLOOMFIELD: SENATOR CHAMBERS, I WOULD LIKE TO ISSUE TO YOU THE SAME INVITATION I GAVE TO SENATOR McCOLLISTER. IF YOU WOULD COME UP SOMETIME, I WOULD LOVE TO TAKE YOU ON A TOUR OF THAT FACILITY. THAT IS AN OPEN INVITATION, EVEN THOUGH I WILL NOT BE BACK. ANOTHER QUESTION, I GUESS MAYBE MORE OF A COMMENT: I WISH YOU HAD BROUGHT YOUR DISTRICTING BILL FOR GAME AND PARKS THIS YEAR SO I COULD HAVE BEEN HERE TO SUPPORT IT. [LB745]

SENATOR CHAMBERS: MY WHICH? [LB745]

SENATOR BLOOMFIELD: WHERE YOU WANT TO ELECT THEM BY DISTRICT. [LB745]

SENATOR CHAMBERS: OH, YES. [LB745]

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SENATOR BLOOMFIELD: I ENCOURAGE YOU TO BRING THAT BILL. I WISH YOU WOULD EXPLAIN IT A LITTLE MORE. I UNDERSTAND THE GIST OF IT. I WISH YOU WOULD FILL IT OUT A LITTLE BIT MORE. I THINK IT'S A GOOD IDEA. AND I WOULD YIELD SENATOR CHAMBERS THE REST OF MY TIME. [LB745]

SENATOR WATERMEIER: SENATOR CHAMBERS, 2:00. [LB745]

SENATOR CHAMBERS: THANK YOU, SENATOR BLOOMFIELD. THANK YOU, MR. PRESIDENT. AND WHEN A POLITICAL SUBDIVISION IS GOING TO CONDUCT ELECTIONS ON THE BASIS OF DISTRICT, JUST SPEAKING GENERALLY, THEY'RE TO BE COMPACT, CONTIGUOUS, AND AS NEARLY EQUAL IN POPULATION AS IS POSSIBLE. AND YOU MIGHT GIVE A FIGURE WHICH SPECIFIES THE DEVIATION FROM THE IDEAL NUMBER. LIKE, IF YOU HAVE NINE DISTRICTS, YOU DIVIDE THE POPULATION BY NINE AND YOU GET THAT IDEAL NUMBER, WHICH PROBABLY WOULDN'T IN REALITY WORK OUT TO EXACTLY THAT. BUT YOU USUALLY HAVE A RELATIVELY LOW NUMBER BY WHICH THERE COULD BE A DEVIATION BETWEEN THE DISTRICTS. THEN THE PEOPLE IN THAT AREA WOULD EACH BE ENTITLED TO ELECT A MEMBER WHO WOULD SERVE ON THE GAME AND PARKS COMMISSION. AND BY DOING IT ON A POPULATION BASIS, YOU'RE NOT GOING TO HAVE A SITUATION THAT MIGHT EXIST WHERE A GOVERNOR MAKES APPOINTMENTS... [LB745]

SENATOR WATERMEIER: ONE MINUTE. [LB745]

SENATOR CHAMBERS: ...AND THEY'RE USUALLY POLITICAL IN NATURE, WHERE IT MIGHT BE AN AREA WHERE THERE IS VERY LITTLE POPULATION BUT THERE ARE PEOPLE THERE WHOM THE GOVERNOR WOULD LIKE TO PLACATE. SO MAYBE SEVERAL MEMBERS WILL BE APPOINTED FROM A RELATIVELY SMALL AREA, THEN A DENSELY POPULATED AREA MAY JUST HAVE ONE MEMBER JUST FOR APPEARANCE SAKE. BUT ANYWAY, THAT'S WHY I'M DOING THE RESEARCH. I'M NOT GOING TO JUST SIT DOWN AND DRAW WHAT I THINK WOULD BE IDEAL MAPS. I'M GOING TO GET PEOPLE WHO KNOW HOW TO DO THAT, HAVE ENGAGED IN IT BEFORE. AND WE EVEN HAVE PEOPLE WORKING FOR THE LEGISLATURE WHO CAN DO IT AND THAT'S WHAT I WOULD DO. THERE WOULD BE A PRIMARY. THE TOP TWO PEOPLE WOULD GO INTO THE FINAL, AS THE CASE WITH ALL OTHER ELECTIONS. THANK YOU, MR. PRESIDENT. [LB745]

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SENATOR WATERMEIER: THANK YOU, SENATOR CHAMBERS AND SENATOR BLOOMFIELD. SENATOR CHAMBERS, YOU ARE RECOGNIZED TO CLOSE ON THE BRACKET MOTION. [LB745]

SENATOR CHAMBERS: THANK YOU. MR. PRESIDENT, SO FAR I HAVE BEEN SUCKED INTO A DISCUSSION OF THE BILL ITSELF KNOWING IT'S POINTLESS. BUT SINCE MY INTENT IS TO JUST PASS TIME, I WILL DISCUSS THIS DULL, DRY ISSUE. AND THEN THE REST OF THE DAY THAT I MAY HAVE AVAILABLE I WILL USE TO DISCUSS OTHER MATTERS. AND BECAUSE I LEFT MYSELF WHAT I CALL WIGGLE ROOM, A BILL THAT IS EXTREMELY IMPORTANT AND HAS NOT HAD A CHANCE TO REALLY BE DEBATED OR MOVED AS IT SHOULD HAVE, WHICH IS THE CANNABIS BILL, I'M NOT GOING TO MESS WITH THAT BILL, SO THERE. THAT'S WHAT YOU CAN DO WHEN YOU'RE FREE. THAT MEANS YOU MAY DO THIS, YOU MAY NOT DO IT. DO YOU CHOOSE TO DO IT? THEN YOU'LL DO IT. YOU CHOOSE NOT TO DO IT, YOU WON'T DO IT. AND I DON'T HAVE TO ACCOUNT TO ANYBODY FOR ANYTHING THAT I DO. BUT I'M AWARE OF THE UNFAIR WAY THAT, IN MY OPINION, SENATOR GARRETT HAS BEEN DEALT WITH ON THIS BILL FROM THE VERY DAY THAT HE INTRODUCED IT. AND I'M NOT GOING TO DUMP ON A DROWNING PERSON ON AN ISSUE AS IMPORTANT TO THE PEOPLE WHO NEED IT AS THIS ONE IS THAT HE'S BRINGING. IF WE HAD A BILL BEFORE US TO EXPAND MEDICAID, I WOULD NOT BE TAKING TIME JUST FOR THE SAKE OF TAKING TIME BECAUSE THERE IS SOMETHING FAR MORE IMPORTANT. IT HAS A MUCH HIGHER PRIORITY, AND IT WOULD GO FORTH WITHOUT ME TAKING TIME JUST TO TAKE TIME. BUT THAT DOESN'T MEAN I WOULD NOT DEBATE IT. ONE REASON I HAVEN'T SPENT A LOT OF TIME DEBATING THAT ISSUE: I DON'T WANT TO BE THE EXCUSE FOR THESE HARDHEARTED PEOPLE NOT VOTING TO DO THAT WHICH MORALITY, COMMON DECENCY, AND A RESPECT FOR THE OPINION OF HUMANKIND WOULD HAVE LED THE LEGISLATURE TO DO. SO I AM DISAPPOINTED OFTEN BY WHAT THE LEGISLATURE FAILS TO DO AND WHAT IT CHOOSES TO DO. DISAPPOINTED IS THE IMPROPER WORD, BECAUSE I KNOW WHAT THEY'RE GOING TO DO. I AM DISSATISFIED WITH WHAT THE LEGISLATURE DOES AND WHAT IT REFRAINS FROM DOING. ON THIS THAT WE'RE DISCUSSING NOW, IT'S A BAD BILL. AND THESE CONSERVATIVES, WHO ARE SO CONCERNED ABOUT THE PUBLIC AND TAXES BY WHATEVER NAME, ARE GOING TO GO ALONG WITH IT WITHOUT SO MUCH AS A WHIMPER. THANK YOU, MR. PRESIDENT. [LB745]

SENATOR WATERMEIER: THANK YOU, SENATOR CHAMBERS. MEMBERS, YOU'VE HEARD THE CLOSING ON THE BRACKET MOTION TO LB745. SENATOR CHAMBERS. [LB745]

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SENATOR CHAMBERS: I WOULD ASK FOR CALL OF THE HOUSE AND ROLL CALL VOTE. [LB745]

SENATOR WATERMEIER: THANK YOU, SENATOR CHAMBERS. 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. [LB745]

CLERK: 24 AYES, 0 NAYS, MR. PRESIDENT, TO PLACE THE HOUSE UNDER CALL. [LB745]

SENATOR WATERMEIER: 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 PANSING BROOKS, SENATOR KRIST, THE HOUSE IS UNDER CALL. SENATOR PANSING BROOKS, SENATOR KRIST, THE HOUSE IS UNDER CALL. MEMBERS, THE QUESTION BEFORE US IS THE MOTION TO BRACKET LB745. MR. CLERK, CALL THE ROLL. [LB745]

CLERK: (ROLL CALL VOTE TAKEN, LEGISLATIVE JOURNAL PAGE 1475.) 3 AYES, 34 NAYS, MR. PRESIDENT, ON THE MOTION TO BRACKET THE BILL. [LB745]

SENATOR WATERMEIER: THE AMENDMENT (SIC) TO BRACKET IS NOT ADOPTED. MR. CLERK. RAISE THE CALL, MR. CLERK. [LB745]

CLERK: MR. PRESIDENT, SENATOR CHAMBERS WOULD MOVE TO RECONSIDER THE VOTE ON THE BRACKET MOTION. [LB745]

SENATOR WATERMEIER: SENATOR CHAMBERS, YOU ARE RECOGNIZED TO RECONSIDER. [LB745]

SENATOR CHAMBERS: THANK YOU. MR. PRESIDENT, I JUST HAD SOMETHING CALLED TO MY ATTENTION THAT IS A DOWNER. AT 4:00 WE'RE GOING TO LEAVE WHAT WE'RE DOING HERE AND GO TO SOME OTHER WORTHLESS BILLS, AND THEY'RE NOT GOING ANYWHERE. THEY'RE NOT GOING ANYWHERE. THEY CAN'T GET CLOTURE ON ANY OF THEM. YOU MAY AS WELL JUST STRIP THAT SEGMENT OFF THE AGENDA. BUT I'M JUST 1 OF 49, TRYING TO HELP AND WILL NOT BE

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LISTENED TO. BUT I'M GOING TO SPEAK ON THIS SOME MORE, BECAUSE I'M STARTING TO HAVE FUN AGAIN. HERE IS WHAT I HAD TRIED TO DO. I DON'T EVEN KNOW IF SENATOR FRIESEN NOTICED IT. I DON'T THINK SENATOR BLOOMFIELD EVEN NOTICED IT. MY VOICE WAS STARTING TO KIND OF FAIL ME, AND I BEGAN TO TALK LIKE I WAS GETTING TIRED. I'D LIKE TO ASK SENATOR BLOOMFIELD A QUESTION. [LB745]

SENATOR WATERMEIER: SENATOR BLOOMFIELD FOR A QUESTION. [LB745]

SENATOR BLOOMFIELD: I'M WAY MORE THAN DELIGHTED. [LB745]

SENATOR CHAMBERS: SENATOR BLOOMFIELD, AS WE WERE GETTING INTO THE OTHER DISCUSSIONS, DID YOU SENSE OR HEAR IN MY VOICE A CHANGE SO IT SEEMED LIKE I WAS KIND OF RUNNING OUT OF GAS? [LB745]

SENATOR BLOOMFIELD: NO, SENATOR, I DIDN'T NOTICE THAT. WHAT I THOUGHT I DETECTED WAS FRUSTRATION AND THAT I UNDERSTAND. [LB745]

SENATOR CHAMBERS: THANK YOU, SENATOR BLOOMFIELD. MEMBERS OF THE LEGISLATURE, THIS IS A VERY INTERESTING TIME FOR ME. NOW YOU ALL HELPED VOTE AGAINST MY AMENDMENT THAT WOULD HAVE GOTTEN US OFF SENATOR McCOLLISTER'S BILL. HAD WE GOTTEN OFF HIS BILL, YOU WOULD HAVE HAD A LITTLE MORE TIME FOR THESE BILLS AT THE BOTTOM OF THE AGENDA, WHICH WE GO TO AT 4:00. NOW THAT'S OFF THE TABLE, TOO, AND I'LL JUST BE ABLE TO SPEND TIME TALKING ABOUT THOSE...NOT THOSE, THE FIRST ONE, AND THAT'S ALL, AND IT WON'T GET A VOTE. IT'S NOT GOING TO BE THERE LONG ENOUGH TO GO TO CLOTURE. SO THOSE ARE BILLS THAT WILL ONLY TAKE TIME. NOW MAYBE SOMEBODY WITH ONE OF THESE BILLS COULD STAND UP AND MAKE A PLEA THAT WOULD EASE MY DOUBTING MIND AND MELT MY COLD, COLD, IF I HAD A HEART, HEART, WHICH I DON'T HAVE. AND I'M HAVING SO MUCH FUN BECAUSE I BEGIN TO SENSE, AS DARTH VADER WOULD SAY, A DISTURBANCE IN THE FORCE. I SENSE A DISTURBANCE AMONG PEOPLE NOW, BECAUSE IT'S STARTING TO CUT CLOSE TO THEM, BILLS THAT THEY'RE INTERESTED IN. FOUR DAYS, FIVE DAYS, YOU THINK I CANNOT DO IT. THIS IS JUST THE START. AND THE LONGER I GO, THE STRONGER I GET. AND WE'RE GOING TO BE COMING UP ON SOME BILLS THAT MEAN A GREAT DEAL TO THE GOVERNOR AND TO OTHERS TANGENTIALLY. AND THEY'VE BUILT A HOUSE OF CARDS. AND IF ONE GOES, OTHERS GO. AND ALL THESE WHINERS ABOUT PROPERTY TAX ARE DOING ALL THAT THEY CAN TO BE SURE THEY BUILD

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SOMETHING THAT WILL WITHSTAND ANY EFFORT I PUT FORTH. YOU HAD A CHANCE TO PUT ME IN A POSITION TO AT LEAST LISTEN TO YOU, BUT YOU CHOSE TO TEACH ME A LESSON. AND I'M GLAD YOU TOOK THAT COURSE, UNDER THE VERY ABLE GUIDANCE AND LEADERSHIP OF SENATOR McCOLLISTER. AND WHEN THIS IS ALL OVER, THEN WE'LL SEE IF IT WAS WORTH WHAT IT COST. SENATOR BLOOMFIELD MADE ME THINK OF SOMETHING. ON THE LAST DAY, I DON'T KNOW THAT THERE WILL BE BILLS CONSIDERED. MAYBE THERE WILL BE. BUT I DON'T HANG AROUND FOR ALL THE FESTIVITIES AND ALL THE OTHER THINGS THAT GO ON. BUT THAT 60th DAY IS NOT GOING TO BE A DAY AVAILABLE FOR ALL KINDS OF LEGISLATIVE ACTIVITY. BUT IF ANYTHING SHOWS UP ON THE AGENDA THAT IS A PART OF LEGISLATIVE BUSINESS, THEN I WILL BE HERE, BECAUSE THAT IS MY JOB. THAT'S WHAT I AM PAID TO DO. AND I BELIEVE IN GIVING A FULL DAY'S LABOR FOR A FULL'S DAY PAY. AND EVEN IF THE PAY IS NOT GOOD, IT, NEVERTHELESS, IS THE PAY I AGREED TO ACCEPT. AND I HAVE READ FROM A SUPREME COURT DECISION THAT, PARAPHRASED, SAYS THAT WHENEVER WE ACCEPT ONE OF THESE POSITIONS, WHETHER IT'S BY ELECTION OR APPOINTMENT BUT WE BECOME PUBLIC OFFICIALS, WE ARE CHARGED WITH A DUTY TO SERVE THEM IN A TRUSTEE-BENEFICIARY STATUS. WE SHOULD GIVE FULL MEASURE AND CONDUCT OUR WORK IN DAYLIGHT, ACCORDING TO OUR BEST ABILITY, OUR INTELLIGENCE. SO IF ON THE 60th DAY THERE IS LEGISLATIVE WORK, THEN I'VE GOT TO BE HERE. I CANNOT DO ANYTHING OTHER THAN THAT. AND IF YOU WERE GOING TO SING "IRENE GOODNIGHT," BUT THAT'S NOT REALLY A PART OF THE OFFICIAL ACTIVITIES, I WON'T PARTICIPATE IN THAT. BUT I AM GOING TO REMEMBER WHAT HAS BEEN DONE HERE TODAY. AND THIS BODY MAY LITTLE NOTE, SENATOR McCOLLISTER, NOR LONG REMEMBER WHAT WE SAY HERE, BUT IT WILL BE A LITTLE WHILE BEFORE THEY FORGET WHAT WE DID HERE. YOU PUSHED LB10 THROUGH FOR THE "REPELICAN" PARTY. NOW DO YOU THINK THE "REPELICAN" PARTY IS SITTING AT THEIR TELEVISION SETS WONDERING AND WORRYING ABOUT WHAT THIS LEGISLATURE DOES OR THE CONSEQUENCES OF THAT? NO. THEY CRACK THE WHIP. AND JUST LIKE THAT MEGAPHONE WHERE THE LITTLE PIT BULL WAS THERE, THE WORDS UNDER THE PICTURE WAS HIS MASTER'S VOICE, WHEN THAT MASTER'S VOICE SPOKE, ALL OF THOSE WHO ARE TRAINED TO REACT, REACTED. AND THE MASTER NO LONGER CARES, BECAUSE THE MASTER GOT WHAT WAS REQUIRED YESTERDAY. AND THE MASTER, UNLIKE THE REST OF YOU ALL...DID YOU SAY TIME? OH. THE MASTER, UNLIKE THE REST OF YOU ALL, KNOW THAT I WILL DELIVER ON MY PROMISE. THEY'RE NOT OVER HERE WHERE THEY CAN DO ANYTHING, SO THEY GO ON ABOUT THEIR BUSINESS. AND YOU ALL WISH YOU COULD BE SOMEPLACE ELSE, BUT YOU HAVE TO STAY HERE BECAUSE YOU DON'T KNOW WHAT MIGHT HAPPEN. BUT ONE THING THAT YOU DO KNOW FOR SURE, THE NEXT MINUTE

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WILL BE NEXT, UNTIL IT GETS HERE, THEN IT'S THIS MINUTE. I'D LIKE TO ASK SENATOR McCOLLISTER A QUESTION. [LB745 LB10]

SENATOR WATERMEIER: SENATOR McCOLLISTER FOR A QUESTION. [LB745]

SENATOR McCOLLISTER: CERTAINLY. [LB745]

SENATOR CHAMBERS: SENATOR McCOLLISTER, I'M NOT GOING TO QUESTION OR ASK YOU TO DEFINE OR DESCRIBE WHAT YOU MEANT BY BEING TREATED ROUGHLY, BUT YOU SAID THAT'S WHAT YOU WERE LED TO BELIEVE WOULD HAPPEN AND YOU HAVEN'T BEEN DISAPPOINTED. IS THAT, MORE OR LESS, PARAPHRASING WHAT YOU SAID? [LB745]

SENATOR McCOLLISTER: THAT'S TRUE, SENATOR. [LB745]

SENATOR CHAMBERS: OKAY. DID YOU LOOK FORWARD TO IT WITH EXPECTATION AND A SENSE OF DELIGHT? [LB745]

SENATOR McCOLLISTER: A CERTAIN ANTICIPATION, TO BE SURE, AND IT'S...AS A NEW SENATOR, I THOUGHT I SHOULD GO THROUGH THE EXERCISE, AND I HAVE NOT BEEN DISAPPOINTED. [LB745]

SENATOR CHAMBERS: BUT "DELIGHT" WAS THE WORD THAT I ADDED. DID YOU LOOK FORWARD TO IT WITH DELIGHT? [LB745]

SENATOR WATERMEIER: ONE MINUTE. [LB745]

SENATOR McCOLLISTER: "DELIGHT" IS WAY TOO STRONG A WORD, SENATOR. [LB745]

SENATOR CHAMBERS: WHAT WORD WOULD YOU USE, "TREPIDATION"? [LB745]

SENATOR McCOLLISTER: NO, I WOULDN'T HAVE GONE TO THAT EXTENT. "ANTICIPATION," I'D USE THAT WORD. [LB745]

SENATOR CHAMBERS: WELL, WHAT WAS YOUR FRAME OF MIND AS YOU ANTICIPATED IT? SOMEBODY FACING DEATH ANTICIPATES IT BUT DOESN'T LIKE

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IT. SOMEBODY WHO ANTICIPATES GETTING A SHOT DOESN'T NECESSARILY LIKE IT. SO ANTICIPATION DOESN'T TELL ME ANYTHING. CAN YOU GIVE ONE MORE WORD TO MODIFY IT? [LB745]

SENATOR McCOLLISTER: CHALLENGING. [LB745]

SENATOR CHAMBERS: THAT WILL DO. [LB745]

SENATOR McCOLLISTER: THE PROCESS HAS BEEN CHALLENGING AND INSTRUCTIVE AND... [LB745]

SENATOR CHAMBERS: THAT WILL DO. NOW I CAN'T SHUT YOU UP. (LAUGH) NO, I GET THE IDEA. MR. PRESIDENT, WAS THAT MY THIRD TIME OR WE'RE JUST STARTING ON ANOTHER SERIES? [LB745]

SENATOR WATERMEIER: THAT'S YOUR OPENING TO THE RECONSIDERATION. [LB745]

SENATOR CHAMBERS: THANK YOU. AND I WILL STOP AT THIS POINT. THANK YOU. [LB745]

SENATOR WATERMEIER: THANK YOU, SENATOR CHAMBERS, SENATOR McCOLLISTER. MEMBERS, YOU'VE HEARD THE OPENING TO THE RECONSIDERATION MOTION TO LB745. SENATOR BLOOMFIELD, YOU ARE RECOGNIZED. [LB745]

SENATOR BLOOMFIELD: THANK YOU, MR. PRESIDENT. AND AROUND AND AROUND IT GOES. WE'RE GOING TO RECONSIDER. I THINK WE'VE ALL SEEN THIS PATTERN BEFORE. IT'S NOT SOMETHING WE NECESSARILY ENJOY, BUT IT DOES WHAT SENATOR CHAMBERS WANTS IT TO DO. IT BURNS THE SLOWLY TICKING CLOCK, OR IT BURNS THE CANDLE AT BOTH ENDS, AND SENATOR CHAMBERS IS LEFT IN THE MIDDLE. AND I WOULD YIELD HIM THE REMAINDER OF MY TIME. [LB745]

SENATOR WATERMEIER: SENATOR CHAMBERS, 4:00. [LB745]

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SENATOR CHAMBERS: THANK YOU, SENATOR BLOOMFIELD. THANK YOU, MR. PRESIDENT. I FEEL SOMEWHAT LIKE THE GRIM REAPER, EXCEPT THAT I'M NOT GRIM AND I'M NOT GOING TO REAP ANYBODY. I STILL AM NOT ANGRY WITH ANYBODY. WE HAVEN'T DONE ANYTHING TODAY THAT WARRANTS OR JUSTIFIES THAT PARTICULAR RESPONSE OR REACTION. BUT WHAT HAPPENED DID GIVE ME ADDITIONAL INCENTIVE. I HAVE TO HAVE A REASON FOR DOING CERTAIN THINGS, EVEN THOUGH I SAY I WILL DO IT. IF I SAID I WILL DO IT, THAT'S REASON ENOUGH. BUT IT MAKES IT EASIER WHEN I HAVE ADDITIONAL PROVOCATION. AND I WAS GIVEN THAT TODAY UNDER THE VERY ABLE LEADERSHIP OF SENATOR McCOLLISTER, BECAUSE OF HIS LEADERSHIP AND WHAT SOME SENATORS DID AFTER TALKING TO ME. AND IT MERELY CONFIRMED WHAT I KNOW ABOUT THE LACK OF VALUE OF WHAT SENATORS SAY AROUND HERE. THE ONLY REASON I OFFERED THAT MOUNTAIN LION AMENDMENT WAS BECAUSE OF REPRESENTATIONS MADE TO ME BY OTHER SENATORS. BUT NOW THEY CAN SHOW HOW THEY TRICKED ME. BUT THEY REALLY DIDN'T, BECAUSE I'M STILL DOING WHAT I WAS GOING TO DO ANYWAY. EVEN THE BREAK IN THAT PARTICULAR APPROACH DID NOT DETRACT ME FROM WHAT I WAS DOING, WHICH WAS TO PASS TIME. I PASSED THE TIME SPEAKING ON A DIFFERENT AMENDMENT WHICH, WHETHER YOU ADOPTED IT OR NOT, REALLY DIDN'T MAKE ME MUCH DIFFERENCE, BECAUSE THE MAIN THING ON MY PLATE RIGHT NOW IS TO TAKE ENOUGH TIME TO GENERATE ANXIETY, WORRY, AND EVEN IN SOME PEOPLE FEAR THAT WHAT THEY WANTED AND THOUGHT WAS GOING TO BE DONE AND IT HAD BECOME SO IMPORTANT TO THEM, THEY WON'T GET IT. IF YOU CAN TALK TO KINGS AND KEEP YOUR VIRTUE, IF YOU CAN WALK WITH CROWDS NOR LOSE THE COMMON TOUCH--THOSE SHOULD HAVE BEEN REVERSED, BUT PEOPLE DON'T KNOW--AND ALL MEN COUNT WITH YOU BUT NONE CAN HURT YOU...I GARBLED SOME LINES FROM ONE OF KIPLING'S FAMOUS POEMS, WHICH IS, IF. AND IT'S A GOOD POEM BUT I'M NOT GOING TO RECITE IT. BUT THERE ARE NOTIONS IN THERE THAT PEOPLE SHOULD GIVE THOUGHT TO AND IT WOULD HELP THEM THROUGH LIFE. [LB745]

SENATOR WATERMEIER: ONE MINUTE. [LB745]

SENATOR CHAMBERS: TIME NEVER CEASES ITS ENDLESS FLIGHT, AND ALL WE CAN DO IS MOVE ALONG WITH IT; AS THE SONG SAYS, "RIDE WITH THE TIDE AND GO WITH THE FLOW." AND SENATOR McCOLLISTER TODAY JOINED THE RANKS OF THE INFAMOUS. AM I DISAPPOINTED? I CAN HARDLY BEAR IT. BUT EVENTUALLY, THEY ALL ARE GOING TO COME INTO THAT CLUB. THEY ALL ARE GOING TO APPEAR TO BE SOMETHING AND TURN OUT NOT TO BE THAT. BUT DEEP DOWN INSIDE, THEY REMAIN THAT WAY AND THAT'S WHY THEY HAVE DIFFICULTY

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WHEN THEY DEPART FROM THAT WHICH THEY KNOW THEMSELVES TO BE. AND I'VE STUDIED HIM LONG ENOUGH TO KNOW HIM NOW BETTER THAN HE KNOWS HIMSELF. [LB745]

SENATOR WATERMEIER: TIME, SENATOR. [LB745]

SENATOR CHAMBERS: THANK YOU, MR. PRESIDENT. [LB745]

SENATOR WATERMEIER: THANK YOU, SENATOR CHAMBERS AND SENATOR BLOOMFIELD. SPEAKER HADLEY FOR AN ANNOUNCEMENT. [LB745]

SPEAKER HADLEY: MR. PRESIDENT, MEMBERS OF THE BODY, COLLEAGUES, I AM GOING TO CHANGE THE SCHEDULE JUST A LITTLE BIT. WE HAVE A CLOTURE VOTE COMING UP ON THIS I BELIEVE AROUND 4:20. AND I THINK IT'S IN THE BEST INTEREST TO NOT CUT OFF AT 4:00 AND THEN TRY TO COME BACK TO THIS FOR 20 MINUTES. SO WE WILL BE GOING STRAIGHT THROUGH TO A CLOTURE VOTE ON THIS BILL AT 4:20. AT THAT POINT IN TIME, SINCE WE DO NOT HAVE THE TIME LEFT, AND FOR THE SCHEDULING PURPOSES, WE WILL GO TO LB643, ADOPT THE MEDICAL CANNABIS ACT, AT THAT POINT IN TIME. AND THEN TOMORROW MORNING, WE'RE GOING TO GO BACK AND START WITH THAT 4:00 SECTION, FIRST THING TOMORROW MORNING, FOR AN HOUR AND 15 MINUTES. AND THEN WE ARE GOING TO GO TO THE LEARNING COMMUNITY BILL, THE TEEOSA BILL, AND THE PROPERTY TAX BILL RIGHT AFTER WE GET THAT GROUP OF FOUR BILLS TAKEN CARE OF. IF YOU HAVE ANY QUESTIONS ON THE SCHEDULING, PLEASE COME AND SEE ME, TOO, AND I'LL BE HAPPY TO EXPLAIN IT TO YOU AGAIN. THANK YOU, MR. PRESIDENT.

SENATOR WATERMEIER: THANK YOU, SPEAKER HADLEY. SENATOR CHAMBERS, YOU ARE RECOGNIZED. [LB745]

SENATOR CHAMBERS: MR. PRESIDENT, MEMBERS OF THE LEGISLATURE, IF I WERE YOU, I WOULD NOT ACCEPT THAT INVITATION TO GO ASK SENATOR HADLEY QUESTIONS ABOUT WHAT HE DISCUSSED, BECAUSE I HAVE PASSED HIS OFFICE AND PEOPLE WALKED IN AND THEY CAME OUT AS THOUGH THEY HAD BEEN CATAPULTED OUT. SO UNLESS YOU'RE READY TO BE THROWN OUT, KICKED OUT, OR CATAPULTED OUT, DON'T ASK ANY QUESTIONS, LEAVE WELL ENOUGH ALONE. WHAT HE TOLD YOU IS WHAT HE WOULD LIKE TO SEE DONE, IS WHAT IS GOING TO BE ON THE AGENDA. NOW, IF WE'RE ONLY GOING TO HAVE AN HOUR AND 15 MINUTES BEFORE YOU GET TO THE LEARNING COMMUNITY, THAT

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MEANS YOU ALL DON'T HAVE TO COME HERE BEFORE 10:15 OR 10:20, BECAUSE THAT'S GOING TO BE MY TIME AND I KNOW YOU DON'T WANT TO HEAR WHAT I HAVE TO SAY. THAT'S WHAT I'M THINKING RIGHT NOW. BUT I THINK IT WAS DINAH...MAYBE NOT DINAH WASHINGTON, AND SOMEBODY CAN CORRECT ME-- IF SOMEBODY CAN CORRECT ME MAYBE I'LL CHANGE MY MIND--BUT THE SONG IS: WHAT A DIFFERENCE A DAY MAKES, 24 LITTLE HOURS, OH, THE SUN AND THE FLOWERS WHERE THERE USED TO BE RAIN. BUT THAT WASN'T DINAH WASHINGTON. OOPS. I MEANT IT WASN'T SARAH VAUGHAN. NOW YOU DON'T KNOW WHETHER IT'S DINAH WASHINGTON, SARAH VAUGHAN, OR THAT CELINE DION, WHO TRIES TO SING LIKE BOTH OF THEM AND SOUNDS LIKE NEITHER OF THEM. BUT ANY RATE, THAT'S NOT THE BUSINESS AT HAND. IT IS SO GOOD TO BE IN A SITUATION WHERE YOU DON'T CARE WHAT HAPPENS, YOU'RE JUST PASSING TIME. SENATOR McCOLLISTER'S GOING TO GET HIS CLOTURE VOTE, MAYBE. I THINK PEOPLE KNOW NOW THAT WHATEVER ELSE I MAY CHOOSE OR DECIDE NOT TO DO, THAT GAME AND PARKS BILL IS GOING TO BE TWO HOURS SUBTRACTED FROM THE TIME AVAILABLE FOR OTHER THINGS ON FINAL READING. I'M GOING TO LOAD THAT THING UP WITH AMENDMENTS. BUT ON FINAL READING, YOU CAN ONLY TAKE ONE AT THE TIME, AND YOU HAVE TO FIRST SURMOUNT THE OBSTACLE OF GETTING THE BILL RETURNED TO SELECT FILE. YOU CANNOT AMEND A BILL ON FINAL READING. SO EACH ONE OF THOSE AMENDMENTS WILL BE PRECEDED OR HAVE INCORPORATED OR BE INCORPORATED BY A MOTION TO RETURN TO SELECT FILE FOR THE FOLLOWING SPECIFIC AMENDMENT, AND I WILL HAVE ENOUGH OF THOSE TO TAKE TWO HOURS, AND LB10 THE SAME THING. AND ON THE BUDGET BILLS, I'M DOING SOMETHING LIKE THE SPEAKER. YOU KNOW, YOU LAY OUT THE AGENDA. I DON'T SEE SENATOR MELLO...AT LEAST SIX HOURS THERE. SENATOR MELLO WAS ONE OF THE PEOPLE WHO TOLD ME ABOUT SOMETHING, BUT HE'S NOT HERE SO I WON'T SAY WHAT THAT IS. BUT WHAT I AM SAYING I WILL REPEAT. I DON'T WANT ANYBODY TO TALK TO ME ABOUT ANY OF THESE THINGS ON THE AGENDA. NOW NATURALLY THE SPEAKER CAN BECAUSE HE AND I HAVE THAT AGREEMENT THAT WE REACHED AT THE VERY BEGINNING. DOESN'T MEAN I'LL AGREE WITH HIM OR HE'LL AGREE WITH ME, BUT WE WILL ALWAYS TALK WHENEVER HE CHOOSES TO DO SO. BUT FOR THE REST, THE OTHER SENATORS DON'T EXIST TO ME AS PEOPLE I WILL TALK TO ABOUT ANYTHING. THERE'S NO POINT; THERE'S NO PURPOSE. I DON'T BELIEVE YOU. WHY SHOULD I TALK TO PEOPLE I DON'T BELIEVE? WASTE OF TIME. STAND UP AND HELP ME PASS THIS TIME IF YOU WANT TO INTERACT WITH ME. [LB745 LB10]

SENATOR WATERMEIER: ONE MINUTE. [LB745]

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SENATOR CHAMBERS: AND IF YOU DON'T WANT TO DO THAT, THEN WE'RE THROUGH WITH EACH OTHER, BUT I'M NOT THROUGH WITH THE SESSION AND I'M NOT THROUGH TAKING TIME. AND I AM ENJOYING THIS. AND I WILL ASK A QUESTION OF THE SPEAKER SO THAT HE...I MEANT THE PRESIDENT, SO HE CAN STAY INVOLVED. WAS THAT MY THIRD TIME, MR. PRESIDENT? [LB745]

SENATOR WATERMEIER: NO, SENATOR CHAMBERS, THAT WAS YOUR FIRST TIME AFTER YOUR OPENING. [LB745]

SENATOR CHAMBERS: THANK YOU. [LB745]

SENATOR WATERMEIER: SENATOR CHAMBERS, YOU ARE RECOGNIZED. [LB745]

SENATOR CHAMBERS: THANK YOU. MR. PRESIDENT, I DO THAT SO IT WILL SHOW THAT I AM GOING TO FOLLOW THE RULES AND I DO SOMETIMES LOSE TRACK OF WHICH MATTER I'M SPEAKING ON. I'M GLAD TO SEE SENATOR GARRETT BACK. AND AFTER WE GET THROUGH CLOTURING HERE, THEN YOU'RE GOING TO GO THROUGH THE GAUNTLET, AND I WISH YOU WELL AND YOUR BILL WELL. AND AS I SAID, AND I DON'T KNOW IF HE WAS HERE BEFORE, ONE OF THE REASONS I'M NOT GOING TO MESS WITH THAT BILL, NOT JUST THAT I BELIEVE IN IT, BUT HE'S BEEN DEALT WITH IN A WAY THAT I FEEL NOT ONLY HAS BEEN UNFAIR, I THINK IT HAS BEEN PROFESSIONALLY UNETHICAL. BUT THAT HAPPENS AROUND HERE; AND SOMETIMES THE ONES WHO ARE UNETHICAL ARE THE ONES WHO YOU EXPECT TO BE EVERYTHING BUT THAT, BECAUSE THEY TAKE AN OATH AND THEY BELONG TO A PROFESSION WHERE THE LAW, ETHICS, AND PROFESSIONALISM ARE SUPPOSED TO PREVAIL. BUT IT IS DIFFERENT WHEN WE COME TO REAL LIFE. SO I'M JUST GOING TO TAKE THE TIME AND IN A LEISURELY WAY CARRY US TO CLOTURE. WE'RE GOING TO BE THERE AROUND 4:20, IF I HEARD THE SPEAKER CORRECTLY. AND INSTEAD OF JUST GOING ON AND ON IN THIS FASHION, I WILL HAVE ENOUGH TIME TO FINISH THE LETTER I STARTED READING THAT I WROTE TO FORMER ATTORNEY GENERAL BRUNING ABOUT HIS UNETHICAL DECEIVING OF THE NEBRASKA SUPREME COURT SO THAT THEY SET A DEATH DATE AND ISSUED A DEATH WARRANT WHEN AN EXECUTION COULD NOT BE CARRIED OUT. AND THE U.N. HAS DETERMINED THAT A SHAM EXECUTION CONSTITUTES TORTURE UNDER INTERNATIONAL LAW. SO FOR THAT ATTORNEY GENERAL TO PERSUADE THE SUPREME COURT TO ISSUE A DEATH WARRANT AND FOR ALL THE CONDEMNED PRISONER KNEW HE WAS GOING TO DIE ON THAT DAY, THAT WAS A SHAM EXECUTION BECAUSE THE ATTORNEY GENERAL KNEW WHEN THE DEATH WARRANT WAS ISSUED IT COULDN'T BE

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CARRIED OUT. THAT'S WHAT CONSTITUTES THE TORTURE, THE HORRIFIC MENTAL STRESS. AND NO MATTER HOW MUCH YOU HATE SOMEBODY, THAT SHOULD BE SOMETHING WHICH YOUR OWN SENSE OF PERSONAL AND HUMAN DIGNITY WOULD STAY YOUR HAND AND PREVENT YOU FROM DOING THAT TO A FELLOW CREATURE. YOU'RE GOING TO KILL SOMEBODY? KILL THEM. BUT I'LL DO ALL I CAN TO STOP YOU. BUT DON'T TORTURE. THAT SHOULD BE BEYOND THE PALE. ISN'T TAKING THE LIFE ENOUGH? OBVIOUSLY IT'S NOT ENOUGH FOR SOME PEOPLE. SO THOSE ARE SOME OF THE MORE SERIOUS THINGS I'M GOING TO TALK ABOUT AFTER WE GET OFF THIS AND THE NEXT MOTION, WHICH MIGHT TAKE US TO CLOTURE. SO ON THE NEXT MOTION, WHICH WILL BE TO RETURN THIS BILL TO COMMITTEE, WILL GIVE ME THE OPPORTUNITY TO GO ON WITH THIS LETTER AND THE COMMENTARY THAT I WILL MAKE ASSOCIATED WITH THE LETTER. THANK YOU, MR. PRESIDENT. [LB745]

SENATOR WATERMEIER: THANK YOU, SENATOR CHAMBERS. SENATOR BLOOMFIELD, YOU ARE RECOGNIZED. [LB745]

SENATOR BLOOMFIELD: THANK YOU, MR. PRESIDENT. SENATOR CHAMBERS, THE VOCAL CORDS DOING WELL? ARE THE VOCAL CORDS DOING WELL? [LB745]

SENATOR WATERMEIER: SENATOR CHAMBERS FOR A QUESTION. [LB745]

SENATOR CHAMBERS: THE BEST THEY CAN. [LB745]

SENATOR BLOOMFIELD: I WOULD YIELD SENATOR CHAMBERS THE REMAINDER OF MY TIME. [LB745]

SENATOR WATERMEIER: SENATOR CHAMBERS, 4:30. [LB745]

SENATOR CHAMBERS: THANK YOU, MR. PRESIDENT. I'M HEALED! I'M HEALED! THANK YOU, SENATOR BLOOMFIELD. NOW I GOT, AS WHAT YOU WOULD CALL A NONBELIEVER, WHAT YOU ALL CAN'T GET WITH ALL YOUR BEGGING AND WHINING AND CRYING AND PRAYING. I'M HEALED! I COULD PROBABLY SING A SONG AND SOUND LIKE MARIO LANZA. BUT, SENATOR BLOOMFIELD, I'M NOT GOING TO PUSH MY LUCK. THIS THAT I'M GOING TO DO WITH THE TIME IS WHAT I SAID: COMPLETE THIS LETTER THAT I WROTE TO FORMER ATTORNEY GENERAL JON BRUNING, BECAUSE I WANT THIS AS A MATTER OF RECORD IN THE CONTEXT OF THIS DISCUSSION: THE GOOD BOOK ADMONISHES AGAINST BEING AMONG

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THOSE WHO "MAKE HASTE TO SHED BLOOD," PROVERBS 1:16, AN ADMONITION YOU--SPEAKING TO THE ATTORNEY GENERAL--SEEM TO HAVE IGNORED IN YOUR FRANTIC, TONGUE-HANGING-OUT QUEST TO PROCURE HIGHER POLITICAL OFFICE. HE WAS RUNNING FOR THE U.S. SENATE AT THAT TIME. HE WAS HOPING THAT IF HE COULD PROCURE AN EXECUTION, IT WOULD ADVANCE HIS CHANCES TO GO TO A HIGHER POLITICAL OFFICE. CONTINUING WITH THE LETTER: YOU SEEM TO BE COUNTING ON THE DEATH PENALTY, THAT BAD CAUSE, TO TRANSMOGRIFY INTO THE BENEFICENT GOOSE THAT WILL LAY FOR YOU THE GOLDEN EGG OF A SEAT IN THE U.S. SENATE. FORTUNATELY, DESPITE THE KICK-START AND POLITICAL BOUNCE YOU FERVENTLY HOPE TO DERIVE BY PROCURING A JUDICIAL EXECUTION IN THE MIDST OF YOUR SENATORIAL CAMPAIGN, THE NEBRASKA SUPREME COURT IS NOT ON BOARD. MANIFESTING THE DIFFERENCE BETWEEN A JUDICIAL TEMPERAMENT AND A TAWDRY POLITICAL EXPEDIENCY, THE COURT HAS MADE CLEAR ITS CONCERN ABOUT AVOIDING DOING ANYTHING, WITHIN THE CONTEXT OF CARRYING OUT A JUDICIAL EXECUTION, THAT COULD CAUSE IRREPARABLE HARM TO THE INTEGRITY OF THE JUDICIAL PROCESS. THAT'S WHAT THE SUPREME COURT HAS SAID IN ANOTHER CASE, STATE v. MOORE, 273 NEBRASKA 495 AT PAGE 498. THEY DID NOT WANT TO CREATE THIS BAD RESULT BY HASTY, INTEMPERATE ACTION. THE COURT DECLARED, QUOTE: WE SIMPLY ARE NOT PERMITTED TO AVERT OUR EYES FROM THE FAIRNESS OF A PROCEEDING IN WHICH A DEFENDANT HAS RECEIVED A DEATH SENTENCE. THAT'S FROM PAGE 499. YOU PUBLICLY FULMINATED LIKE A POLITICAL HACK DELIVERING A HARANGUE TO A MOB ON A STREET CORNER OR IN A FIELD WITH A BURNING CROSS RATHER THAN AS THE STATE'S HIGHEST LEGAL OFFICER. QUOTE: I THINK IT'S OUTRAGEOUS THAT THE CONVERSATION CONTINUES TO BE ABOUT THE METHOD OF EXECUTION AS OPPOSED TO THE BRUTAL MURDERS COMMITTED BY MICHAEL RYAN AND CAREY DEAN MOORE! UNQUOTE. WHAT ELSE SHOULD THE CONVERSATION BE ABOUT WHEN THE STATE PROPOSES TO MAKE USE OF UNLAWFULLY ACQUIRED DEATH DRUGS? JUDGES AND OTHER MATURE PERSONS INTERESTED IN LAWFUL, CIVILIZED PROCEEDINGS ARE OBLIGED TO BE CONCERNED ABOUT ALL ASPECTS OF HOW THE STATE GOES ABOUT KILLING ITS CITIZENS. [LB745]

SENATOR WATERMEIER: ONE MINUTE. [LB745]

SENATOR CHAMBERS: STILL, THE COURT IS NOT UNMINDFUL OF THE EXISTENCE OF PEOPLE SUCH AS YOURSELF. QUOTE: IT IS A NATURAL REACTION FOR SOME TO WISH TO BE RID OF AN ADMITTED MURDERER, UNQUOTE. HOWEVER, THE COURT'S RESPECT FOR JUDICIAL INTEGRITY WOULD NOT ALLOW IT TO BE AMONG THE CREW. QUOTE: WE ARE NONETHELESS REQUIRED TO ENSURE THE

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INTEGRITY OF DEATH SENTENCES IN NEBRASKA, AND TO DO SO, PROCLAIMED THE COURT, WE MUST ADHERE TO OUR HEIGHTENED OBLIGATION TO ENSURE THE LAWFUL AND CONSTITUTIONAL ADMINISTRATION OF THE DEATH PENALTY. THANK YOU, MR. PRESIDENT. [LB745]

SENATOR WATERMEIER: THANK YOU, SENATOR CHAMBERS, SENATOR BLOOMFIELD. SENATOR CHAMBERS, YOU ARE RECOGNIZED TO CLOSE ON YOUR MOTION TO RECONSIDER. [LB745]

SENATOR CHAMBERS: THANK YOU, MR. PRESIDENT. AND I'M SURE I SHOULD COME CLOSE TO BEING ABLE TO FINISH THIS LETTER; BUT IF NOT, I'LL FIND ADDITIONAL OPPORTUNITIES OR CREATE THEM, BECAUSE I'M NOT GOING TO RUSH IN READING IT. CONTINUING FROM THE LETTER: SO, THE CONVERSATION MUST EMBRACE THE ENTIRE KILLING PROCESS, PARTICULARLY WHEN FRAUD UNDERLIES THE STATE'S PROCUREMENT OF AN ESSENTIAL DEATH DRUG. DEPARTING, THAT'S WHAT GOVERNOR RICKETTS WAS ABOUT. THAT'S WHAT CURRENT ATTORNEY GENERAL DOUGLAS PETERSON WAS ABOUT. AND BOTH OF THEM KNEW THEY WERE VIOLATING FEDERAL LAW, THESE TWO WHO WILL "FAT MOUTH" ABOUT UPHOLDING THE LAW, BEING A NATION OF LAWS--YEAH, FOR EVERYBODY EXCEPT THEM. CONTINUING: GENERAL, AS THE STATE'S HIGHEST LEGAL OFFICER, YOU ALSO HAVE A HEIGHTENED OBLIGATION, WHICH IS NOT MET BY YOUR LACK OF CANDOR AND TRANSPARENCY. ALTHOUGH YOU HAVE MADE IT EXCRUCIATINGLY, SOMETIMES EMBARRASSINGLY, OBVIOUS THAT YOU ARE A POLITICIAN FIRST, THE NEBRASKA RULES OF PROFESSIONAL CONDUCT HAVE GOVERNANCE OVER YOUR BEHAVIOR AS A LAWYER, PARTICULARLY IN REGARD TO YOUR OBLIGATION TO BE CANDID WHEN DEALING WITH THE COURTS. THAT'S RULE 3-3.3. ADHERING TO YOUR FLAWED MORAL AND ETHICAL POSTURE THAT THE END JUSTIFIES THE MEANS, YOU ARE VOCIFEROUSLY JUSTIFYING AND DEFENDING THE STATE'S COMPLICITY IN OBTAINING SODIUM THIOPENTAL THROUGH A SCHEME INVOLVING FRAUD AND DECEPTION BY THE STATE'S DRUG SUPPLIER--I SHOULD PERHAPS SAY DEALER--WITHOUT WHICH THE DRUG WOULD NOT HAVE BEEN OBTAINABLE FROM THE MANUFACTURER AND RIGHTFUL OWNER. THIS IS WHERE THE DRUG DEALER THAT FORMER ATTORNEY GENERAL JON BRUNING DEALT WITH HAD FRAUDULENTLY OBTAINED FROM A PHARMACEUTICAL FIRM IN EUROPE SODIUM THIOPENTAL. HE GOT IT BY LYING AND SAYING THAT HE WAS INTERESTED IN OPENING MARKETS FOR THE SALE AND USE OF THIS DRUG AS AN ANESTHETIC IN THE SO-CALLED DEVELOPING WORLD, WHEN HIS INTENT WAS NEVER TO DO THAT BUT, RATHER, TO DIVERT IT TO NEBRASKA FOR USE IN EXECUTIONS. WHEN THE MANUFACTURER FOUND OUT ABOUT THAT, HE WROTE A LETTER TO THE CHIEF

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JUSTICE OF THE NEBRASKA SUPREME COURT POINTING OUT THE FRAUD AND THE INAPPROPRIATE USE OR DIVERSION OF THESE DRUGS TO AN INAPPROPRIATE USE, AND ASKED THAT THE CHIEF JUSTICE SEE THAT THESE DRUGS ARE RETURNED TO ITS RIGHTFUL OWNER. THAT'S THE TAWDRY, UNETHICAL CONDUCT ENGAGED IN BY THIS WHITE ATTORNEY GENERAL. CARRYING ON: YOU HAVE DOCUMENTATION OF THE MANUFACTURER'S INTENT THAT THE SODIUM THIOPENTAL IT PRODUCES IS IN NO CASE TO BE MADE AVAILABLE TO ANY AMERICAN STATE FOR USE IN A JUDICIAL EXECUTION, THUS, THE NECESSITY FOR THE STATE'S DRUG SUPPLIER TO PERPETRATE HIS FRAUD. "FRAUD," ACCORDING TO BLACK'S LAW DICTIONARY, NINTH EDITION, "IS A KNOWING MISREPRESENTATION OF THE TRUTH... [LB745]

SENATOR WATERMEIER: ONE MINUTE. [LB745]

SENATOR CHAMBERS: ...OR CONCEALMENT OF A MATERIAL FACT TO INDUCE ANOTHER TO ACT TO HIS OR HER DETRIMENT." YOUR DRUG DEALER, AS YOU KNOW, TRICKED THE MANUFACTURER INTO BELIEVING ITS PRODUCT WOULD BE USED IN AFRICA SOLELY AS A MEDICAL ANESTHESIA. AND I WILL STOP THERE. HOW MANY TIMES DO I HAVE TO SPEAK LEFT? [LB745]

SENATOR WATERMEIER: THIS IS YOUR CLOSING ON THE RECONSIDER. [LB745]

SENATOR CHAMBERS: THAT WAS MY CLOSING? THANK YOU. THEN I WILL ASK FOR A CALL OF THE HOUSE. [LB745]

SENATOR WATERMEIER: THANK YOU, SENATOR CHAMBERS. THERE HAS BEEN A REQUEST TO PLACE THE HOUSE UNDER CALL. THE QUESTION IS, SHALL THE HOUSE GO UNDER CALL? AND ALL THOSE IN FAVOR VOTE AYE; ALL THOSE OPPOSED VOTE NAY. RECORD, MR. CLERK. [LB745]

CLERK: 23 AYES, 0 NAYS TO PLACE THE HOUSE UNDER CALL. [LB745]

SENATOR WATERMEIER: 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, SENATOR SCHNOOR, SENATOR BURKE HARR, SENATOR HANSEN, SENATOR FRIESEN, SENATOR STINNER, SENATOR HUGHES, AND

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SENATOR SCHUMACHER, THE HOUSE IS UNDER CALL. SENATOR SCHNOOR, SENATOR HUGHES, AND SENATOR FRIESEN, THE HOUSE IS UNDER CALL. MEMBERS, THE QUESTION IS, SHALL THE MOTION TO RECONSIDER LB...THE VOTE ON THE BRACKET TO LB745 BE ADOPTED? ROLL CALL VOTE, MR. CLERK. [LB745]

CLERK: (ROLL CALL VOTE TAKEN, LEGISLATIVE JOURNAL PAGE 1476.) 4 AYES, 30 NAYS, MR. PRESIDENT, ON THE MOTION TO RECONSIDER. [LB745]

SENATOR WATERMEIER: RECORD, MR. CLERK. THE MOTION FAILS. I RAISE THE CALL. MR. CLERK FOR A MOTION. [LB745]

CLERK: MR. PRESIDENT, MAY I READ A COUPLE ITEMS REAL QUICKLY?

SENATOR WATERMEIER: MR. CLERK FOR AN ANNOUNCEMENT.

CLERK: THANK YOU, SENATOR. I HAVE CONFIRMATION REPORTS FROM THE GOVERNMENT COMMITTEE, TWO SEPARATE REPORTS. ENROLLMENT AND REVIEW REPORTS LB889A AS CORRECTLY ENGROSSED. SENATOR SEILER, A NEW RESOLUTION, LR617. THAT WILL BE LAID OVER. AND, SENATOR COASH, AN AMENDMENT TO BE PRINTED TO LB716. (LEGISLATIVE JOURNAL PAGES 1476-1478.) [LB889A LR617 LB716]

MR. PRESIDENT, A PRIORITY MOTION: SENATOR CHAMBERS WOULD MOVE TO RECOMMIT LB745 TO THE NATURAL RESOURCES COMMITTEE. [LB745]

SENATOR WATERMEIER: SENATOR CHAMBERS, FOR YOUR MOTION TO RECOMMIT. [LB745]

SENATOR CHAMBERS: THANK YOU. MR. PRESIDENT, MEMBERS OF THE LEGISLATURE, I AM GETTING THE STRONGEST RESPONSE THAT I'VE HAD ALL DAY. THEY WANT THIS BILL TO GO TO THE NATURAL RESOURCES COMMITTEE. THAT'S WHAT THEY WANT. GIVE THEM WHAT THEY WANT, I ALWAYS SAY. WHAT DID MARIE ANTOINETTE SAY? IF THEY DON'T HAVE BREAD, LET THEM EAT CAKE. AND FOR SOMETHING LIKE THAT SHE LOST HER HEAD. CAN YOU IMAGINE THAT? THAT'S THE WAY PEOPLE ARE. I'M GOING TO FINISH THAT LETTER I WAS READING, MR. PRESIDENT, BECAUSE TIME IS GROWING SHORT. YOUR DRUG SUPPLIER...THIS IS TO THE FORMER ATTORNEY GENERAL JON BRUNING: YOUR

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DRUG SUPPLIER, AS YOU KNOW, TRICKED THE MANUFACTURER INTO BELIEVING ITS PRODUCT WOULD BE USED IN AFRICA SOLELY AS A MEDICAL ANESTHESIA. NEBRASKA'S PAYING PUBLIC FUNDS OVER TO THIS DECEITFUL MISCREANT FOR UNLAWFULLY ACQUIRED DRUGS IN THIS NEFARIOUS, FRAUDULENT SCHEME IS AKIN TO MONEY LAUNDERING BY CRIMINAL DRUG CARTELS. AND I'M GOING TO TELL YOU SOMETHING. THAT'S WHAT THIS DUMBBELL GOVERNOR YOU ALL HAVE RIGHT NOW DID. THAT'S WHAT SENATOR RIEPE'S GOVERNOR DID: PAID \$54,000 TO A LYING, THIEVING DRUG DEALER. AND I WROTE TO HIM AND EXPLAINED IT TO HIM BEFORE AND SENT HIM THIS INFORMATION TO PROVE IT. AND NOT ONLY THAT, BEFORE...HE NEVER GOT THE DRUGS. BEFORE HE GOT THE GOODS THAT HAD BEEN BARGAINED FOR, HE PAID OVER PUBLIC MONEY AND BY DOING SO HE CIRCUMVENTED THE STANDARD PURCHASING PROTOCOL OF THE STATE. THAT COULD BE AN IMPEACHABLE OFFENSE. IT IS SO RECKLESS, IT IS SO DISREGARDFUL OF THE DUTY IMPOSED ON HIM BY THE CONSTITUTION, MAYBE BEFORE THE SESSION IS OVER, FOR THE PURPOSE OF MAKING A POINT, I MAY DRAFT A RESOLUTION OF IMPEACHMENT. AND NOW YOU KNOW WHAT THE DRUG DEALER TOLD THEM, TOLD THE GOVERNOR AND YOUR ATTORNEY GENERAL WHO WAS ADVISING THE GOVERNOR TO DO THIS? THEY SAID, WE'RE GOING TO GET THE MONEY BACK. HE SAID, TRY, DUMBBELLS, SUCKERS. HOW YOU GOING TO MAKE ME GIVE THIS MONEY TO YOU? I'M A RICH MAN NOW COMPARED TO WHAT I HAD BEEN. I'VE BEEN SCRAPING AROUND AND SCROUNGING BECAUSE PEOPLE WON'T BUY DRUGS FROM ME, SO I GOT TWO DUMBBELLS FROM THAT DUMB STATE OF NEBRASKA. THEY HAVE TO BE DUMB TO ELECT A GOVERNOR LIKE YOU AND AN ATTORNEY GENERAL LIKE YOU. AND NOW I'VE GOT THE MONEY IN MY HAND AND YOU THINK I'M GOING TO GIVE IT BACK TO YOU? WHY, MAN, YOU MUST BE CRAZY. THAT'S WHAT HE SAID, IN EFFECT. YOUR GOVERNOR, AND THEN HE'S GOING TO TALK ABOUT HOW WE OUGHT TO BE CAREFUL, AND OTHER PEOPLE, IN HOW THE PUBLIC'S MONEY IS SPENT. HE IS SO RABID, SO OBSESSED WITH KILLING THAT HE WAS WILLING TO GO CONTRARY TO THE STANDARD STATE PURCHASING PROTOCOL. THEY DIDN'T EVEN HAVE A CONTRACT, SENATOR RIEPE. THEY HAD A BILL OF SALE. IT DIDN'T SAY WHAT WOULD HAPPEN IF EITHER PARTY FAILED TO UPHOLD HIS OR HER END. IT'S NOT A CONTRACT. IT DIDN'T SAY, IF THERE'S A DISPUTE, WHERE THE DISPUTE WOULD BE RESOLVED, OVER THERE IN INDIA, IF YOU COULD FIND HIM, OR IN THE UNITED STATES OR IN SOME THIRD LOCATION. NONE OF THAT. THE GOVERNOR, WHO IS SUPPOSED TO BE SUCH A GOOD BUSINESSMAN, THAT'S WHY HIS DADDY KICKED HIM OUT OF THE BUSINESS AND TOLD HIM, IF YOU GO INTO POLITICS, WE'LL SPEND ANY AMOUNT OF MONEY IT TAKES TO GET YOU ELECTED BECAUSE, SON, WE NEED YOU AWAY FROM HERE; I LOVE YOU LIKE A SON, WHICH YOU ARE, BUT I WANT YOU OUT OF THIS BUSINESS, SO YOU GO RUN

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FOR OFFICE. AND THE FIRST TIME HE RAN HE WAS SO GOOFY THAT HE TOOK A STOCKING CAP AND PULLED IT DOWN OVER HIS HEAD AND IT MADE HIS EARS STICK OUT. AND HE SAID HIS MOTHER TOLD HIM DON'T EVER DO THAT AGAIN AND HE PUT THAT IN AN ADVERTISEMENT, RUNNING FOR GOVERNOR, LOOKING LIKE A CLOWN WITH A GOOFY LOOK ON HIS FACE, WHICH JOHNNY MATHIS SANG ABOUT: JUST BECAUSE I WEAR A GOOFY GRIN. BUT JOHNNY MATHIS WAS SINGING A SONG. THAT'S YOUR GOVERNOR. THEN THIS BUSINESSMAN WHO SAID HE'S GOING TO BRING BUSINESS PRACTICES TO THE STATE? YOU CAN SEE WHY HIS FATHER WANTED HIM OUT OF THE BUSINESS: BECAUSE HE GAVE OVER MONEY WITHOUT GETTING THE GOODS THAT WERE TO BE PURCHASED. AND HAD HE GOTTEN THEM, HE WOULD HAVE BEEN VIOLATING FEDERAL LAW. SO WE DON'T KNOW WHAT KIND OF DEALS HE WAS PULLING WHILE HE WAS WORKING WITH TD AMERITRADE. LET ME CONTINUE WITH THIS LETTER. I GOT DISTRACTED. OH, NEBRASKA'S PAYING PUBLIC FUNDS OVER THIS DECEITFUL...AND REMEMBER, THIS WAS WRITTEN BACK IN 2012. AND YOUR GOVERNOR FELL SUCKER TO THIS SAME GUY AGAIN. NEBRASKA'S PAYING PUBLIC FUNDS OVER TO THIS DECEITFUL MISCREANT FOR UNLAWFULLY ACQUIRED DRUGS IN THIS NEFARIOUS, FRAUDULENT SCHEME IS AKIN TO MONEY LAUNDERING BY CRIMINAL DRUG CARTELS. BECAUSE OF THE PAST HISTORY OF BEING UNABLE TO PROCURE ANY SODIUM THIOPIENTAL DOMESTICALLY OR INTERNATIONALLY, YOU, AS THE STATE'S LAWYER, AND BEING DEEPLY INVOLVED IN TRYING TO GET THE EXECUTION SHOW ON THE ROAD, HAD AN ETHICAL OBLIGATION TO INQUIRE INTO PRECISELY HOW THE SLIPPERY MISCREANT--YOUR DRUG SUPPLIER--GOT HIS GRUBBY HANDS ON THE DEATH DRUG. THEN I GIVE A RULE FROM THE CODE THAT GOVERNS LAWYERS, KNOWN AS THE CODE OF PROFESSIONAL RESPONSIBILITY. RULE A-1.0. TERMINOLOGY AT (j), IT PROVIDES, QUOTE: "REASONABLY SHOULD KNOW" WHEN USED IN REFERENCE TO A LAWYER DENOTES THAT A LAWYER OF REASONABLE PRUDENCE AND COMPETENCE WOULD ASCERTAIN THE MATTER IN QUESTION, UNQUOTE. YOU ARE A WILLING AND ADMITTED AIDER AND ABETTOR, WHICH IS NO SURPRISE IN VIEW OF YOUR BELIEF THAT THE END JUSTIFIES ANY AND ALL MEANS WHATSOEVER. AS A PROSECUTOR, YOU KNOW--OR SHOULD KNOW--THAT IF AN INDIVIDUAL OBTAINS A LEGALLY USABLE CONTROLLED SUBSTANCE ILLEGALLY, CRIMINAL SANCTIONS ATTACH. THIS SHOULD APPLY TO A GREATER DEGREE TO THE STATE AND ITS HIGHEST LEGAL OFFICER UPON WHOM RESTS AN EVEN GREATER OBLIGATION TO ESCHEW BEING A PARTY TO AN UNLAWFUL DRUG TRANSACTION SPAWNED BY FRAUD, DUPLICITY, AND GREED. GENERAL, IT CAN BE ASSERTED AS A TRUISM THAT WHEN THE STATE'S HIGHEST LEGAL OFFICER WHO IS SWORN TO UPHOLD THE LAW CHOOSES, INSTEAD, TO CIRCUMVENT OR VIOLATE THAT OATH BY AN END

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RUN AROUND IT, THE LAW AND ITS PROCESSES ARE BROUGHT INTO CONTEMPT THEREBY. ACTING IN CONCERT WITH A "FRAUD-FEASOR" WHO HAS OBTAINED A CONTROLLED SUBSTANCE BY WAY OF FRAUD AND DECEPTION IS REPREHENSIBLE, INEXCUSABLE, AND WARRANTS THE CALLING TO ACCOUNT ALL WHO PLAYED ANY PART IN THE TAWDRY, UNLAWFUL SCHEME THAT TARNISHES THE INTEGRITY AND IMAGE OF THE STATE OF NEBRASKA. HOW CAN THE STATE ENGAGE IN PUNISHING INDIVIDUALS WHO COMMIT FRAUD WHEN THE STATE, ITSELF, IS COMPLICIT IN FRAUD? ARE YOU, GENERAL, ABOVE THE LAW AND, THEREFORE, EXEMPT OR EXCUSED FROM ANY OBLIGATION TO HONOR AND OBEY THE LAW, AS ARE ORDINARY MEN AND WOMEN? YOUR DRUG SUPPLIER, IN ADDITION TO BEING A LIAR, IS A THIEF. LYING AND STEALING GO TOGETHER LIKE COLD HAM AND POTATO SALAD. A THIEF CANNOT PASS GOOD TITLE TO WHAT HE HAS STOLEN. SINCE HE IS A THIEF, THE STATE IS HIS FENCE. WHEN CAUGHT WITH THE GOODS, HE OR HIS FENCE MUST GIVE THEM UP TO THEIR RIGHTFUL OWNER--IN THIS CASE, THE MANUFACTURER. GENERAL, ALL OF US WHO HAVE GRADUATED FROM LAW SCHOOL WERE DRILLED AS TO THE MEANING AND SIGNIFICANCE OF "BFP"--... [LB745]

SENATOR WATERMEIER: ONE MINUTE. [LB745]

SENATOR CHAMBERS: ...BONA FIDE PURCHASER WITHOUT NOTICE. IT APPEARS FROM YOUR BEHAVIOR REGARDING THE PURCHASE OF GOODS ILL-GOTTEN, THAT YOU HAVE FORGOTTEN THE MEANING OF BFP. LET BLACK'S REFRESH YOUR MEMORY. BONA FIDE PURCHASER: ONE WHO BUYS SOMETHING FOR VALUE WITHOUT NOTICE OF ANOTHER'S CLAIM TO THE PROPERTY AND WITHOUT ACTUAL OR CONSTRUCTIVE NOTICE OF ANY DEFECTS IN OR INFIRMITIES, CLAIMS, OR EQUITIES AGAINST THE SELLER'S TITLE; ONE WHO HAS IN GOOD FAITH PAID VALUABLE CONSIDERATION FOR PROPERTY WITHOUT NOTICE OF PRIOR ADVERSE CLAIMS. THANK YOU, MR. PRESIDENT. [LB745]

SENATOR WATERMEIER: THANK YOU, SENATOR CHAMBERS. MEMBERS, YOU'VE HEARD THE OPENING ON THE MOTION TO RECOMMIT LB745. SENATOR BLOOMFIELD, YOU ARE RECOGNIZED. [LB745]

SENATOR BLOOMFIELD: THANK YOU, MR. PRESIDENT. WE'VE FINALLY GOTTEN TO THE AMENDMENT THAT WE REALLY SHOULD PROBABLY ENACT. SEND THIS BACK TO THE COMMITTEE. LET THEM LOOK AT IT AGAIN. I REALIZE IT WOULD HAVE TO BE A NEW BILL NEXT YEAR, BUT LET THEM REALLY STUDY A FEE STRUCTURE THAT WOULD BE FAIR. SENATOR McCOLLISTER HANDED OUT THE

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LIST OF THE FEES. RIGHT NOW, IF YOU WANT TO GO HUNT IN SOUTH DAKOTA, IT COSTS, LOOKS LIKE, ABOUT \$100 MORE FOR YOU TO DO THAT THAN IT DOES FOR SOUTH DAKOTA TO COME HUNT HERE. KANSAS LOOKS TO BE ABOUT \$75; MISSOURI, PROBABLY \$25. IOWA, IT LOOKS LIKE ABOUT \$75, PLUS YOU HAVE TO BUY A \$95 PERMIT. IT LOOKS LIKE YOU CAN GO TO COLORADO FOR LESS THAN THEY CAN COME HERE. WYOMING IS ABOUT THE SAME. BUT IF YOU WANT TO GO TO MINNESOTA, IT'S GOING TO COST YOU ABOUT \$100...EXCUSE ME, ABOUT \$25 MORE THAN IT COSTS FOR THE MINNESOTA GUY TO COME HERE. THAT'S THE NONRESIDENT HUNT. NONRESIDENT FISH, IT'S GOING TO COST YOU MORE TO GO TO SOUTH DAKOTA; GOING TO COST YOU A LOT MORE TO GO TO WYOMING. LOOKS LIKE COLORADO WOULD BE A LITTLE LESS. DEER, YOU'RE GOING TO PAY MORE TO GO TO SOUTH DAKOTA, YOU'RE GOING TO PAY MORE TO GO TO KANSAS. LOOKS LIKE YOU'D PAY MORE TO GO TO MISSOURI, IOWA, COLORADO, WYOMING, AND A LITTLE LESS TO GO TO MINNESOTA. SPRING TURKEY, IT WOULD COST YOU A LITTLE MORE TO GO TO SOUTH DAKOTA AND SHOOT ONE THAN IT COSTS THEM TO COME HERE; MISSOURI, A WHOLE BUNCH MORE; COLORADO, A LITTLE MORE. IT LOOKS LIKE MINNESOTA IS ABOUT A TOSSUP. IF WE WANT TO RAISE SOME FEES, LET'S LET THE OUT-OF-STATE PEOPLE PAY THEM WHEN THEY COME AND USE OUR PARKS AND SHOOT OUR DEER. I THINK THIS BILL NEEDS TO BE REVISITED AND LET'S REALLY LOOK AT WHAT WE'RE DOING WITH THESE FEES. I DON'T KNOW WHAT MORE TO SAY. IT JUST...IT MAKES SENSE TO ME THAT WE WOULD DO THIS RATHER THAN JUST LET GAME AND PARKS DO WHATEVER THEY LIKE, BECAUSE WE REALLY DIDN'T PUT A LOT OF RESTRAINT ON THEM IN THIS BILL. THERE ARE A GREAT NUMBER OF FEES THAT WE ARE GIVING THEM PERMISSION TO INCREASE. AND I SUSPECT THAT EVEN IF WE DIDN'T PASS THIS, THAT THAT NEW DOCK THAT THEY ARE IN THE PROCESS OF BUILDING WILL CONTINUE TO BE BUILT. I ACTUALLY SUSPECT THE TEN NEW CABINS THAT ARE IN THIS BUDGET FOR MAINTENANCE WILL CONTINUE TO BE BUILT EVEN IF WE DON'T PASS THIS. THIS IS A DOG-AND-PONY SHOW, COLLEAGUES, AND YOU'RE BEING TAKEN FOR A RIDE ON THE BACK OF THAT PONY. I YIELD TO SENATOR CHAMBERS THE REMAINDER OF MY TIME. [LB745]

SENATOR WATERMEIER: SENATOR CHAMBERS, ONE MINUTE. [LB745]

SENATOR CHAMBERS: THANK YOU, MR. PRESIDENT. I'M GOING TO HURRY RIGHT ALONG TO TRY TO COMPLETE THIS LETTER NOW: AS NOTED, YOU HAD REASON TO INQUIRE, MR. ATTORNEY GENERAL, INTO HOW THE MISCREANT GOT HIS HANDS ON THE SODIUM THIOPENTAL. THE STATE DOES NOT QUALIFY AS A BFP UNDER THE FACTS AND CIRCUMSTANCES OF THIS LONG-RUNNING, SODIUM THIOPENTAL CONTINUUM; AND YOUR INVOLVEMENT THEREIN HAS BEEN DEEP

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AND ONGOING. IN ADDITION TO NOTICE BEING PRESENT, GOOD FAITH IS ABSENT--BOTH ON THE PART OF THE DRUG SUPPLIER AND THE STATE. BLACK'S DEFINES "GOOD FAITH"...AND I BELIEVE MY TIME IS PROBABLY UP ON SENATOR BLOOMFIELD'S TIME THAT HE GAVE ME. THANK YOU, MR. PRESIDENT. [LB745]

SENATOR WATERMEIER: YES, SENATOR CHAMBERS, TIME. THANK YOU, SENATOR BLOOMFIELD. BUT YOU ARE NEXT IN THE QUEUE, SENATOR CHAMBERS. [LB745]

SENATOR CHAMBERS: AND I SHOULD BE ABLE TO FINISH THIS, AND IT MIGHT FINISH OFF THE TIME BEFORE YOU VOTE CLOTURE: "GOOD FAITH," AS DEFINED BY BLACK'S, A STATE OF MIND CONSISTING IN (1) HONESTY IN BELIEF OR PURPOSE, (2) FAITHFULNESS TO ONE'S DUTY OR OBLIGATION, (3) OBSERVANCE OF REASONABLE COMMERCIAL STANDARDS OF FAIR DEALING IN A GIVEN TRADE OR BUSINESS, OR (4) ABSENCE OF INTENT TO DEFRAUD OR TO SEEK UNCONSCIONABLE ADVANTAGE. DECLARED SIR WALTER SCOTT IN MARMION IV, THE INTRODUCTION: "OH, WHAT A TANGLED WEB WE WEAVE, WHEN FIRST WE PRACTICE TO DECEIVE!" GENERAL, THE WEB YOU'VE WOVEN ENMESHED EVEN THE NEBRASKA SUPREME COURT AND THE DOUGLAS COUNTY ATTORNEY'S OFFICE, AS POINTED OUT BY THE DOUGLAS COUNTY DISTRICT COURT IN ITS MOORE ACTION--THAT'S M-O-O-R-E ACTION. YOUR OBDURATE PERSISTENCE IN MAINTAINING AN UNTENABLE MORAL, ETHICAL, AND LEGAL POSITION IN THIS SORDID DEBACLE SERVES TO VERIFY AND VALIDATE THOMAS PAINE'S CONTENTION IN THE AGE OF REASON AT I, "IT IS WITH A PIOUS FRAUD AS WITH A BAD ACTION, IT BEGETS A CALAMITOUS NECESSITY OF GOING ON." HOW LONG SHALL YOU GO ON, GENERAL? IN CASE YOU DID NOT SEE IT, I AM ENCLOSING A COPY OF AN ESSAY OF MINE WHICH THE OMAHA WORLD-HERALD PRINTED JULY 22, 2011, TITLED, "AG LEFT COURT UNINFORMED." THE DOUGLAS COUNTY DISTRICT COURT AND I SEEM TO HAVE VIEWED YOUR CONDUCT IN A MANNER BASICALLY THE SAME, WOULDN'T YOU SAY? AND THAT WAS THE LETTER. AND WHEN YOU HAVE SOMEBODY LIKE THE CURRENT GOVERNOR AND ATTORNEY GENERAL ENGAGING IN THAT SAME KIND OF UNLAWFUL, UNETHICAL CONDUCT, IT IS INEXCUSABLE. AS SENATOR BLOOMFIELD POINTED OUT, THIS IS NOT A GOOD BILL. IF YOU PASS IT ON TO FINAL READING, IT'S JUST ONE OTHER BILL THAT I WILL ATTACK. SO WHETHER YOU SEND IT ON OR NOT DOESN'T MEAN ANYTHING TO ME. BUT ONE VALUABLE THING WAS GARNERED FROM THIS EXERCISE. I LEARNED SOMETHING ABOUT SOME OF MY COLLEAGUES WHICH YOU COULD SAY IN A GENERAL WAY I SUSPECTED BUT I WASN'T SURE. I DON'T SEE SENATOR MELLO. HE LEFT. BUT HE WAS HERE BEFORE THEY WENT TO LUNCH. BUT HE WASN'T HERE WHEN TIME CAME TO VOTE FOR SOMETHING THAT HE THOUGHT MIGHT BE A GOOD IDEA, AND THAT AFTER I WAS CAUGHT OFF

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GUARD AND HIS APPROPRIATION BILL MOVED FORWARD ON A VOICE VOTE. DON'T THAT BEAT ALL? BUT I THINK IN THE GOOD SPIRIT THAT DEVELOPS WHEN YOU'VE BEEN IN THE PRESENCE OF GOOD, ENLIGHTENING, UPLIFTING CONVERSATION, I FEEL NO RANCOR NOR ANIMOSITY TOWARD ANYBODY. BUT TO BE FOREWARNED IS TO BE FOREARMED. AND IT'S INTERESTING THAT WHAT YOU ALL DID TODAY REQUIRED THE SPEAKER TO MODIFY THE AGENDA. I TOLD YOU ALL BUT YOU DON'T LISTEN TO ME. THE SPEAKER PREPARES THIS AGENDA BUT I SET THE AGENDA FOR WHAT IS ACTUALLY DONE. AND I SET A COURSE FOR THE AGENDA THAT REQUIRED THE MODIFICATION OF THIS AGENDA. [LB745]

SENATOR WATERMEIER: ONE MINUTE. [LB745]

SENATOR CHAMBERS: BUT THE SPEAKER IS FLEXIBLE. HE HAS SERVED WITH ME FOR A NUMBER OF YEARS AND HE KNOWS, AS THEY SAY, TO EXPECT THE UNEXPECTED. AND THAT MEANS SOMETHING UNEXPECTED IS GOING TO HAPPEN BUT YOU DON'T KNOW WHAT IT IS, BECAUSE IF YOU KNEW WHAT IT IS THEN IT'S NOT UNEXPECTED. AT THIS POINT SENATOR McCOLLISTER WILL HAVE HIS HANDS RAISED, HIS ARMS RAISED, IN PYRRHIC VICTORY, P-Y-R-R-I...AM I SPELLING IT CORRECT? WHO EVEN CARES? BUT GOOGLE "PYRRHIC VICTORY" AND SEE WHAT SENATOR GLOOR SCORED TODAY...NOT SENATOR GLOOR, SENATOR SCHNOOR--THEY SOUND THE SAME BUT ARE SPELLED DIFFERENTLY--AND SENATOR McCOLLISTER. AND I WOULD APPLY TO HIM THE TERM "ICHABOD,"... [LB745]

SENATOR WATERMEIER: TIME, SENATOR. [LB745]

SENATOR CHAMBERS: ...NOT AS IN "ICHABOD CRANE" BUT AS HE'LL FIND IN THE OLD TESTAMENT. MR. PRESIDENT... [LB745]

SENATOR WATERMEIER: THAT WAS TIME, SENATOR. [LB745]

SENATOR CHAMBERS: AND ON MY MOTION? [LB745]

SENATOR WATERMEIER: TIME ON YOUR TIME TO SPEAK THERE. [LB745]

SENATOR CHAMBERS: OKAY. [LB745]

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SENATOR WATERMEIER: THANK YOU, SENATOR CHAMBERS. SENATOR McCOLLISTER, YOU ARE RECOGNIZED. [LB745]

SENATOR McCOLLISTER: THANK YOU, MR. PRESIDENT AND MEMBERS OF THE BODY. I WOULD LIKE TO THANK THE MEMBERS OF THE BODY FOR HANGING WITH ME DURING THESE LAST FOUR HOURS. SOMETIMES IT'S BEEN A LITTLE TEDIOUS, I KNOW. THE CONVERSATION HAS BEEN UPLIFTING. I HAVE BEEN CHALLENGED WITH SENATORS BLOOMFIELD AND CHAMBERS. THEY SPEAK WELL, BUT UNFORTUNATELY I THINK THEY WILL NOT PREVAIL THIS AFTERNOON. I'D LIKE TO REMIND YOU THAT THE STATUTORY AUTHORITY FOR THIS BILL, FOR RAISING FEES, HAS NOT BEEN CHANGED SINCE 2003, 2003, AND THE LAST TIME A FEE WAS RAISED WAS 2009. JUST 17 PERCENT OF THE BUDGET COMES FROM THE GENERAL FILE (SIC), AND THE BALANCE OF WHICH, 87 PERCENT, COMES FROM FEES. SO THESE FEES ARE IMPORTANT. THE FEES HAVE NOT BEEN CHANGED. THEY HAVE NOT GONE UP FASTER THAN THE RATE OF INFLATION. SO IT'S A REASONABLE FEE. AND IF WE EXPECT TO MAINTAIN OUR PARKS IN ANY KIND OF REASONABLE CONDITION, WE NEED TO RAISE FEES PERIODICALLY, AS WE'RE DOING NOW. SO WITH THAT, I WOULD ASK FOR YOUR VOTE. PLEASE KNOW THAT WE'RE ASKING FOR A RED VOTE ON THE RECOMMIT MOTION AND THEN TWO GREEN VOTES ON CLOTURE AND THEN TO PASS THE BILL. THANK YOU, MR. PRESIDENT. [LB745]

SENATOR WATERMEIER: THANK YOU, SENATOR McCOLLISTER. SENATOR BLOOMFIELD, YOU ARE RECOGNIZED. [LB745]

SENATOR BLOOMFIELD: THANK YOU, MR. PRESIDENT. IT WAS MY UNDERSTANDING WE WERE GOING TO GO TO CLOTURE AT 4:20. 4:20 HAS COME AND GONE. I HAVEN'T SEEN THE CLOTURE MOTION YET. SO I GUESS WE CONTINUE ON. COLLEAGUES, SERIOUSLY, SERIOUSLY CONSIDER LETTING THIS BILL GO BACK AND BE REVISITED. LOOK AT THE FEES. LOOK AT THE AMOUNT OF MONEY YOU'RE TAKING FROM THE PEOPLE OF NEBRASKA TO USE THEIR OWN PARKS. I'M ALL FOR RAISING THE FEES ON THE OUTSIDERS THAT COME IN. BUT WE TALKED LAST YEAR ABOUT THE NEBRASKANS THAT USE THESE PARKS AND WHETHER OR NOT THEY CAN AFFORD THESE INCREASED FEES. I CONTEND THAT IF WE CONTINUE TO RAISE FEES, WE'RE KEEPING THE POOR IN NEBRASKA OUT OF OUR PARKS, THE PEOPLE THAT COULD DRIVE 50 OR 100 MILES AND SPEND AN AFTERNOON IN A PARK WHEN THEY CAN'T GO TO YELLOWSTONE OR SOMEPLACE LIKE THAT WITH THEIR FAMILY, WHERE THEY WOULD REALLY LIKE TO GO. BUT LET'S NOT PRICE THE NEBRASKA PARKS OUT OF THEIR RANGE. I YIELD TO SENATOR CHAMBERS THE REMAINDER OF MY TIME. [LB745]

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SENATOR WATERMEIER: SENATOR CHAMBERS, 3:00. [LB745]

SENATOR CHAMBERS: THANK YOU. MR. PRESIDENT, I ALSO THOUGHT THE SPEAKER SAID THAT SENATOR McCOLLISTER WOULD GET HIS CLOTURE VOTE AT 4:20. BUT IF WE ARE TO CONTINUE, I DON'T MIND CONTINUING. THIS IS ONE OF THOSE SITUATIONS WHERE I THINK I SHOULD MAKE CLEAR WHAT THE GAME WILL BE FROM HERE, JUST AS SENATOR McCOLLISTER DID BY TELLING YOU HOW HE'D LIKE YOU TO VOTE ON CLOTURE. I'VE SAID IT DOESN'T MATTER TO ME IF YOU ADVANCE THIS BILL. IT'S JUST ONE MORE BILL FOR ME TO TAKE TWO HOURS ON, ON FINAL READING. THAT'S ALL. IT DOESN'T MATTER. AND I DON'T KNOW HOW MANY BILLS WILL BE ON FINAL READING THE NEXT TIME FINAL READING IS SCHEDULED. BUT IF YOU GO AHEAD AND ADVANCE THIS BILL, YOU GUARANTEE ME AT LEAST TWO MORE HOURS, WHICH I SHALL WILLINGLY AND APPRECIATIVELY TAKE. BUT IF 4:20 WAS WHEN CLOTURE TIME WAS REACHED AND A PERSON NEED NOT INVOKE CLOTURE, THEN IF I HAVE A BILL AND WE'VE DISCUSSED IT FOR MORE THAN THE SIX HOURS, OR EIGHT HOURS DURING REGULAR CIRCUMSTANCES, BUT I WANT TO USE MY OWN BILL TO RUN OUT THE CLOCK, THEN I DON'T HAVE TO EVER INVOKE CLOTURE. THAT BECOMES THE FLOOR. IT DOES NOT MEAN THAT YOU HAVE ONLY EIGHT HOURS. IT MEANS THAT NOBODY CAN INVOKE CLOTURE AND THE ONLY ONE WHO CAN INVOKE IT IS THE INTRODUCER OF A BILL. [LB745]

SENATOR WATERMEIER: ONE MINUTE. [LB745]

SENATOR CHAMBERS: IF THE INTRODUCER CHOOSES NOT TO INVOKE CLOTURE, THEN THE BILL CONTINUES, AS FAR AS THE DEBATE. AND THAT'S LOGICAL. IT MAKES SENSE. BUT I HAD UNDERSTOOD THAT 4:20 WAS THE WITCHING HOUR TOO. BUT SINCE ALL I'M GOING TO DO IS TAKE TIME, WHAT DIFFERENCE DOES IT MAKE IN HOW THAT TIME IS PASSED, WHETHER I PASS IT OR SOMEBODY ELSE DOES? I SAID THAT TODAY WAS MY DAY, AND IT HAS BEEN MY DAY. I'M NOT GREEDY NOW THAT I KNOW HOW THINGS ARE GOING TO BE AND I CAN'T CHANGE IT. SENATOR GARRETT MUST BE GIVEN PART OF THAT TIME. THAT'S ONE OF THE DIFFICULTIES, ONE OF THE THINGS THAT HAPPENS CONTRARY TO THE WAY WE WANT IT TO HAPPEN. BUT MAYBE WE'LL JUST HAVE TO SEE WHAT HAPPENS, WON'T WE? THANK YOU, MR. PRESIDENT. [LB745]

SENATOR WATERMEIER: THANK YOU, SENATOR CHAMBERS AND SENATOR BLOOMFIELD. JUST TO BE CLEAR, THE CLOTURE MOTION WAS AT 4:23 AND WE HAD NOT REACHED THAT TIME YET. MR. CLERK FOR A MOTION. [LB745]

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CLERK: MR. PRESIDENT, I HAVE A MOTION TO INVOKE CLOTURE BY SENATOR McCOLLISTER, PURSUANT TO RULE 7, SECTION 10. [LB745]

SENATOR WATERMEIER: SENATOR McCOLLISTER, FOR WHAT PURPOSE DO YOU RISE? [LB745]

SENATOR McCOLLISTER: CALL OF THE HOUSE, MR. PRESIDENT. [LB745]

SENATOR WATERMEIER: THANK YOU, SENATOR McCOLLISTER. IT IS THE RULING OF THE CHAIR THAT THERE HAS BEEN FULL AND FAIR DEBATE AFFORDED TO LB745. 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. [LB745]

CLERK: 39 AYES, 0 NAYS, MR. PRESIDENT, TO PLACE THE HOUSE UNDER CALL. [LB745]

SENATOR WATERMEIER: 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 SCHNOOR, SENATOR SMITH, SENATOR McCOY, SENATOR CHAMBERS, PLEASE CHECK IN, SENATOR FRIESEN. THE HOUSE IS UNDER CALL. SENATOR SCHNOOR, THE HOUSE IS UNDER CALL. SENATOR CHAMBERS, COULD YOU CHECK IN. SENATOR SCHNOOR, THE HOUSE IS UNDER CALL. MEMBERS, THE FIRST VOTE IS THE MOTION TO INVOKE CLOTURE. ALL THOSE IN FAVOR VOTE AYE; ALL THOSE OPPOSED VOTE NAY. THIS VOTE REQUIRES 33. BEEN A REQUEST FOR A ROLL CALL. [LB745]

CLERK: (ROLL CALL VOTE TAKEN, LEGISLATIVE JOURNAL PAGES 1478-1479.) 44 AYES, 4 NAYS, MR. PRESIDENT, ON THE MOTION TO INVOKE CLOTURE. [LB745]

SENATOR WATERMEIER: RECORD, MR. CLERK. THE MOTION TO INVOKE CLOTURE IS ADOPTED. MEMBERS, THE NEXT VOTE IS THE ADOPTION OF THE MOTION TO RECOMMIT LB745 TO COMMITTEE. ALL THOSE IN FAVOR VOTE AYE; ALL THOSE OPPOSED VOTE NAY. THERE'S BEEN A REQUEST FOR A ROLL CALL VOTE. [LB745]

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CLERK: (ROLL CALL VOTE TAKEN, LEGISLATIVE JOURNAL PAGE 1479.) 4 AYES, 44 NAYS, MR. PRESIDENT, ON THE MOTION TO RECOMMIT. [LB745]

SENATOR WATERMEIER: THE MOTION TO RECOMMIT FAILS. MEMBERS, WE WILL NOW VOTE ON THE ADVANCEMENT OF LB745 TO E&R INITIAL. THERE'S BEEN A REQUEST FOR A ROLL CALL VOTE. [LB745]

CLERK: (ROLL CALL VOTE TAKEN, LEGISLATIVE JOURNAL PAGES 1479-1480.) 43 AYES, 3 NAYS, MR. PRESIDENT, ON THE ADVANCEMENT OF THE BILL. [LB745]

SENATOR WATERMEIER: RECORD, MR. CLERK. LB745 DOES ADVANCE. I WOULD ASK THE BODY TO REMAIN UNDER CALL. SPEAKER HADLEY FOR AN ANNOUNCEMENT. [LB745]

SPEAKER HADLEY: JUST A QUICK ANNOUNCEMENT, WE WILL STAY UNTIL WE REACH A FINAL DISPOSITION ON LB643 TONIGHT. THANK YOU, MR. SPEAKER.

SENATOR WATERMEIER: THANK YOU, SPEAKER HADLEY. MR. CLERK FOR AN ANNOUNCEMENT. MR. CLERK, RAISE THE CALL.

CLERK: MR. PRESIDENT, I HAVE NO ANNOUNCEMENTS. I'M READY TO MOVE ON IF YOU ARE.

SENATOR WATERMEIER: THE NEXT ITEM ON THE AGENDA.

CLERK: MR. PRESIDENT, LB643 IS ON SELECT FILE. E&R AMENDMENTS WERE CONSIDERED LAST MAY. MR. PRESIDENT, I HAVE A SERIES OF AMENDMENTS TO BE WITHDRAWN: SENATOR BURKE HARR, AM1722; SENATOR McCOY, FA75; SENATOR McCOY, AM1726; SENATOR GARRETT, AM1724. MR. PRESIDENT, SENATOR HOWARD WOULD MOVE TO AMEND THE BILL WITH AM2599. (LEGISLATIVE JOURNAL PAGE 1000.) [LB643]

SENATOR WATERMEIER: SENATOR HOWARD, YOU ARE RECOGNIZED TO OPEN ON YOUR AMENDMENT TO LB643. [LB643]

SENATOR HOWARD: THANK YOU, MR. PRESIDENT. GOOD EVENING, COLLEAGUES. TODAY I'VE INTRODUCED AM2599 TO LB643 THAT MODIFIES THE GREEN COPY OF

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THE BILL IN A NUMBER OF WAYS, SPECIFICALLY TO ALIGN THE MEDICAL CANNABIS ACT CREATED IN LB643 WITH A NUMBER OF NEBRASKA'S MEDICAL PRACTICE ACTS. I WANT TO BE CLEAR THAT MY AMENDMENT DOES NOT CHANGE THE INTENT OF LB643 REGARDING MEDICAL CANNABIS AND THE GENERAL STRUCTURE OF THE BILL IS STILL QUITE SIMILAR TO THE ORIGINAL COPY. UNDER AM2599, MEDICAL CANNABIS IS STILL ONLY ALLOWED IN A PILL, OIL, OR LIQUID FORM, AND SMOKING MEDICAL CANNABIS IS STRICTLY PROHIBITED. THE INTENT OF MEDICAL CANNABIS IS NOT TO PRODUCE AN EFFECT OF GETTING HIGH FOR PATIENTS BUT PURELY TO PROVIDE RELIEF FOR THOSE WHO ARE SUFFERING. AS WE'VE DISCUSSED THROUGHOUT THE DEBATE THUS FAR ON LB643, THE RANGE OF QUALIFYING CONDITIONS IN LB643 IS VERY LIMITED. FOR EXAMPLE, IF A PATIENT'S QUALIFYING CONDITION IS CANCER, THEY MUST ALSO EXHIBIT SEVERE OR CHRONIC PAIN, SEVERE NAUSEA AND WASTING, KNOWN AS CACHEXIA, IN ORDER TO BE A CANDIDATE TO PARTICIPATE UNDER THE MEDICAL CANNABIS ACT. OTHER EXAMPLES OF CONDITIONS INCLUDE ALS, HIV, EPILEPSY, AND PARKINSON'S DISEASE. AND ONLY A MEDICAL PROVIDER CAN CERTIFY A QUALIFYING CONDITION. AM2599 REQUIRES THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO CREATE A PATIENT REGISTRY. PATIENTS MUST APPLY FOR ENROLLMENT BY PROVIDING PROOF OF A QUALIFYING MEDICAL CONDITION FROM A MEDICAL PRACTITIONER OR AN M.D., ALONG WITH PROOF OF INFORMED CONSENT AND SIGNED DISCLOSURES REGARDING LIABILITY. AND JUST AS A PREVIEW, INFORMED CONSENT AND SIGNED DISCLOSURES REGARDING LIABILITY WERE ACTUALLY CRIBBED OFF OF LB804, WHICH IS SENATOR HILKEMANN'S BILL THAT WE WILL HEAR TOMORROW. AM2599 ALSO PROVIDES AN ASSUMPTION, UNLESS CONTESTED, THAT PATIENTS PARTICIPATING IN THE MEDICAL CANNABIS ACT ARE ENGAGING IN THE AUTHORIZED USE OF MEDICAL CANNABIS. FOR PATIENTS WITH PHYSICAL OR DEVELOPMENTAL DISABILITIES WHO ARE UNABLE TO SELF-ADMINISTER, REGISTERED CAREGIVERS ARE ALLOWED. THESE CAREGIVERS WOULD ALSO GO THROUGH A REGISTRY PROCESS WITH THE DEPARTMENT OF HEALTH AND HUMAN SERVICES. DESIGNATED CAREGIVERS MUST BE 21 YEARS OF AGE AND PASS A CRIMINAL BACKGROUND CHECK. PARENTS OR LEGAL GUARDIANS MAY ACT AS DESIGNATED CAREGIVERS WITHOUT REGISTERING BUT MUST STILL GO THROUGH A BACKGROUND CHECK. ALL DATA COLLECTED ON PATIENTS, INCLUDING THAT IN THE REGISTRY, ARE CONSIDERED MEDICAL RECORDS AND, THEREFORE, HIPAA PROTECTED. MANUFACTURING AND DISPENSING OF MEDICAL CANNABIS UNDER AM2599 IS HIGHLY REGULATED. ALL MANUFACTURERS MUST APPLY AND BE REGISTERED THROUGH THE DEPARTMENT OF HEALTH AND HUMAN SERVICES. AM2599 PROVIDES THAT THERE SHALL BE ONE MANUFACTURER ALLOWED PER CONGRESSIONAL

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DISTRICT, AND EACH MANUFACTURER MAY ONLY OPERATE ONE LOCATION. THIS LOCATION MAY NOT BE SHARED WITH A PARTICIPATING HEALTHCARE PRACTITIONER, WHICH MEANS THAT AN M.D. MAY NOT BE ASSOCIATED WITH A MANUFACTURER, AND ALL LOCATIONS ARE SUBJECT TO INSPECTION BY THE DEPARTMENT AND CONSUMPTION OF MEDICAL CANNABIS IS STRICTLY PROHIBITED AT ANY LOCATION. THIS LANGUAGE ALSO REQUIRES THAT ALL MANUFACTURERS PROVIDE AN ONGOING SUPPLY OF MEDICAL CANNABIS FOR THE PROGRAM AND THAT ALL STAGES OF PRODUCTION, FROM CULTIVATION TO PACKAGING, MUST OCCUR AT THE ACTUAL MANUFACTURING FACILITY. EACH MANUFACTURER MUST CONTRACT WITH AN INDEPENDENT LABORATORY TO REPORT THE RANGE OF RECOMMENDED TREATMENTS FOR EACH QUALIFYING CONDITION, THE RANGE OF CHEMICAL COMPOSITIONS, AND ANY RISKS OF NONCANNABIS DRUG INTERACTIONS. THIS INFORMATION IS TO BE GIVEN TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES ON AN ANNUAL BASIS, WHO WILL PUBLISH IT ON THEIR WEB SITE. ANY CANNABIS MANUFACTURED MUST BE ASSIGNED A TRACKING NUMBER FOR RECORDKEEPING PURPOSES, AND TRANSPORTATION OF THE PRODUCT FOR DISPENSING IS LIMITED STRICTLY TO THE MANUFACTURER. IN ADDITION, ANY EMPLOYEES OF A MANUFACTURING FACILITY MUST PASS A CRIMINAL BACKGROUND CHECK. COMPASSION CENTERS AND DISPENSARIES ARE ALSO HEAVILY REGULATED IN THIS AMENDMENT. THESE ARE THE PLACES THAT A PATIENT WOULD GO TO, TO HAVE MEDICAL MARIJUANA DISPENSED TO THEM. THESE FACILITIES ARE ALSO DIVIDED UP FOR PLACEMENT BY CONGRESSIONAL DISTRICT AND GOVERNED BY STRICT RULES AND REGULATIONS TO BE DEVELOPED BY THE DEPARTMENT. WHILE AM2599 ALLOWS UP TO FOUR DISPENSARIES FOR EACH DISTRICT, THERE IS A SECTION THAT PROVIDES FOR LOCAL CONTROL AND LOCAL PROHIBITION IN DEFERENCE TO CITIES AND COUNTIES THAT MAY NOT WISH TO HAVE A DISPENSARY OR A MANUFACTURER IN THEIR AREA. EACH CENTER WOULD EMPLOY A LICENSED PHARMACIST WHO WOULD DISPENSE MEDICAL CANNABIS FROM THE FACILITY. EMPLOYEES OF COMPASSION CENTERS AND DISPENSARIES ARE ALSO SUBJECT TO CRIMINAL BACKGROUND CHECKS. TO ADDRESS FISCAL CONCERNS AND ENSURE BUDGET NEUTRALITY, WE HAVE ESTABLISHED THE FEES FOR AN APPLICATION BY BOTH A MANUFACTURER AND A COMPASSION CENTER AND DISPENSARY AT \$25,000. ANNUAL FEES ARE NOT TO EXCEED \$25,000 FOR A COMPASSION CENTER AND DISPENSARIES, AND NOT TO EXCEED \$75,000 ANNUALLY FOR MANUFACTURERS. THESE FUNDS, ALONG WITH TAXES COLLECTED ON THE SALE OF MEDICAL CANNABIS, ARE DEPOSITED INTO THE MEDICAL CANNABIS FUND. AM2599 LISTS CERTAIN ACTIONS THAT DO NOT CONSTITUTE VIOLATIONS UNDER THE MEDICAL CANNABIS ACT. THESE WOULD BE THINGS SUCH AS USE OR POSSESSION OF MEDICAL CANNABIS BY A PATIENT

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IN THE REGISTRY, THE SAME SECTION ALSO PROVIDES CIVIL AND CRIMINAL IMMUNITY FOR PHARMACISTS, PARTICIPATING HEALTHCARE PRACTITIONERS, AND ATTORNEYS. ACCESS TO THE REGISTRY IS RESTRICTED BY FEDERAL, STATE, AND LOCAL LAW ENFORCEMENT. AND PROBABLE CAUSE IS DEFINED UNDER THE ACT. THIS AMENDMENT CREATES VIOLATIONS AND ADDRESSES THE PENALTIES FOR VIOLATIONS UNDER THE MEDICAL CANNABIS ACT. THE FOLLOWING EXAMPLES WOULD BE VIOLATIONS UNDER THE ACT: INTENTIONALLY TRANSFERRING MEDICAL CANNABIS TO SOMEONE NOT AUTHORIZED TO RECEIVE IT UNDER THE ACT WOULD BE A CLASS IV FELONY. AND ANY PATIENT, CAREGIVER, PARENT, OR LEGAL GUARDIAN SELLING OR TRANSFERRING MEDICAL CANNABIS TO SOMEONE NOT AUTHORIZED TO RECEIVE IT IS ALSO A CLASS IV FELONY. PENALTY LANGUAGE ALSO ASSESSES FEES OF UP TO \$1,000 PER VIOLATION OF THE ACT OR RULES AND REGULATIONS ESTABLISHED BY THE DEPARTMENT. AND FINALLY, THE MEDICAL CANNABIS BOARD IS CREATED. THIS BOARD CONSISTS OF SEVEN MEMBERS. FIVE ARE APPOINTED BY THE GOVERNOR. AND THE CHAIRMAN OF THE HEALTH AND HUMAN SERVICES COMMITTEE OR HIS OR HER DESIGNEE, AND THE CHIEF MEDICAL OFFICER SERVE AS NONVOTING EX OFFICIO MEMBERS. OF THE FIVE VOTING MEMBERS, ONE SHALL BE LICENSED TO PRACTICE PHARMACY, ONE PERSON LICENSED TO PRACTICE MEDICINE, AND OF THE APPOINTED MEMBERS, THERE WILL BE AT LEAST ONE FROM EACH CONGRESSIONAL DISTRICT. THIS BOARD SHALL ADVISE THE DEPARTMENT REGARDING RULES AND REGULATIONS OF THE MEDICAL CANNABIS ACT, POLICIES OF THE DEPARTMENT, AND RECOMMENDATIONS FOR LEGISLATIVE CHANGES REGARDING THE REGULATION OF MEDICAL CANNABIS. SO I HAVE A NOTE ON MY OPENING BECAUSE THAT WAS VERY TECHNICAL AND INTERESTING, I'M SURE, FOR ALL OF YOU. BUT I'M HAVING A LITTLE PTSD, WHICH IS NOT A QUALIFYING CONDITION UNDER THIS BILL, TO MY VERY FIRST YEAR IN THE LEGISLATURE WHEN I HAD A BILL THAT I WAS TOLD WOULD NEVER GET PASSED. IT WAS ABOUT EXPEDITED PARTNER THERAPY, WHICH IS A METHOD OF TREATMENT WHEN INDIVIDUALS HAVE CHLAMYDIA OR GONORRHEA, WHICH I DID NOT KNOW YOU'RE NOT SUPPOSED TO TALK ABOUT ON THE FLOOR OF THE LEGISLATURE. AND I WAS STARING DOWN THE BARREL OF A FILIBUSTER FROM MY COLLEAGUE SENATOR McCOY, AS I AM TODAY AS WELL, AND SENATOR SMITH CAME UP TO ME AND HE SAID, SARA, IN LISTENING TO THE DEBATE, MY UNDERSTANDING OF YOUR BILL IS THAT IT'S JUST THERE TO ALLEVIATE HUMAN SUFFERING; IS THAT RIGHT? AND I SAID, SENATOR SMITH, YOU ARE EXACTLY RIGHT. AND THAT IS EXACTLY WHAT THIS AMENDMENT AND THIS BILL DOES AS WELL. SO I APPRECIATE YOU LISTENING TO THE OPENING ON THE AMENDMENT. I'M HAPPY TO TRY TO ANSWER AS MANY QUESTIONS AS I CAN. ANYTHING AROUND PENALTIES OR IMMUNITIES I WILL MOST LIKELY ASK

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SENATOR HARR TO TRY TO FIELD BECAUSE THOSE WERE...THAT WAS LANGUAGE FROM HIS ORIGINAL AMENDMENT. AND WITH THAT, THANK YOU, MR. PRESIDENT. [LB643 LB804]

SENATOR WATERMEIER: THANK YOU, SENATOR HOWARD. SENATOR GARRETT, WOULD YOU REFRESH US ON LB643. [LB643]

SENATOR GARRETT: YES, THANK YOU, MR. SPEAKER. AND THANK YOU, SARA, SENATOR HOWARD. GOOD AFTERNOON, COLLEAGUES, AND GOOD AFTERNOON, NEBRASKA. WHAT DO THE FOLLOWING FOUR INDIVIDUALS HAVE IN COMMON: HILLARY CLINTON, BERNIE SANDERS, DONALD TRUMP, AND TED CRUZ? IF YOU SAID THAT THEY'RE ALL RUNNING FOR PRESIDENT OF THE UNITED STATES, YOU WOULD OF COURSE BE RIGHT. BUT YOU'D ALSO BE RIGHT IF YOU SAID THAT THEY ALL SUPPORT MEDICAL CANNABIS. IT'S A FACT AND IT'S COMING. WELCOME BACK TO YOUR OPPORTUNITY TO HELP SOME OF NEBRASKA'S SICKEST AND AILING CHILDREN AND CITIZENS WHO ARE OUT OF MEDICAL CHOICES. LAST YEAR WE DEBATED LB643. THE GOAL OF THE LEGISLATION IS TO GIVE NEBRASKANS SAFE LEGAL ACCESS TO MEDICINE THAT THEY ARE CURRENTLY CRIMINALIZED FOR, FOR OBTAINING IN THE STATE OF NEBRASKA. I'M TALKING ABOUT THE MASTER SERGEANTS, NURSES, FIREFIGHTERS, SMALL BUSINESS OWNERS, GOVERNMENT BUREAUCRATS, FACTORY WORKERS, FARMERS, ARCHITECTS, ACCOUNTANTS, ACTUARIES, AND OTHER NEBRASKANS WHO TELL ME THAT THEY MAKE MONTHLY OR QUARTERLY TRIPS TO COLORADO TO GET MEDICINE FOR THEMSELVES OR FOR THEIR FAMILY MEMBERS ILLEGALLY. I'M ALSO HERE TO GIVE VOICE TO THE NORFOLK MAN WHO SUFFERS FROM A SPINAL CORD INJURY AND THE MULTIPLE SCLEROSIS RETIREE WHO WAS PICKED UP IN OMAHA. BOTH OF THESE MEN ARE FACING JAIL TIME, AND THEY'VE TOLD MY OFFICE, FOR OBTAINING MEDICINE THAT TREATS THEIR MULTIPLE SCLEROSIS AND SPINAL CORD INJURIES. THESE TWO ARE, AS JOHNNY CASH WOULD PUT IT, PRISONERS WHO HAVE LONG PAID FOR THEIR CRIMES BUT ARE THERE BECAUSE THEY'RE THE VICTIMS OF THE TIMES. I'M HERE FOR THE CHILDREN WITH EPILEPSY WHO HAVE TROUBLE FINDING THE MEDICINE THEY NEED IN THE BACK ALLEYS OF NEBRASKA. I'M HERE BECAUSE THE PARENTS ARE AFRAID OF HAVING APS AND CPS TAKE THEIR CHILDREN AWAY FROM THEM, BUT ARE IN A HORRIBLE POSITION WHERE THEY NEED TO GIVE THEIR CHILDREN PSYCHOACTIVE DRUGS, "BENZOS," MEDICATIONS THAT LEAVE THEM BLIND, BRAIN DEAD, AND SCAR-FACED. ONCE THESE MEDICATIONS FAIL, THEIR ONLY CURRENT OPTION IS BRAIN SURGERY. THE MARKET, FREE MARKET, WOULD NEVER STOP PRODUCING A PRODUCT THAT REDUCES EPILEPTIC SEIZURES, SHRINKS TUMORS, TREATS GLAUCOMA, LOWERS

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PRESCRIPTION DRUG ADDICTION, GIVES HIV PATIENTS RELIEF AND APPETITE, AND SENDS CROHN'S SYMPTOMS INTO REMISSION, ALL WITHOUT A SINGLE OVERDOSE DEATH. ONLY BIG GOVERNMENT WOULD DO SUCH A THING, AND THAT'S WHAT'S GOING ON. LAST YEAR I CAME TO THE BODY AND SAID WHAT WE WERE TRYING TO DO, CRIMINALIZING SICK PEOPLE, IS WRONG. I UNDERSTAND THAT THIS IS A BIG DEPARTURE FROM OUR CURRENT POLICY AND SOLICITING INPUT FROM ALL 49 SENATORS. I WOULD LIKE TO THANK SENATOR SARA HOWARD FOR HELPING TO MAKE...MAKING OUR BILL BETTER. HER AM2599 INCORPORATES SUGGESTIONS AND SPECIFIC LANGUAGE TO ADDRESS CONCERNS BROUGHT FORTH LAST YEAR FROM HER AND SENATORS KINTNER, COASH, CAMPBELL, BURKE HARR, GLOOR, AND McCOY. SOME FOLKS WHO ARE FILIBUSTERING THE BILL ARE GOING TO ASK HER FOR A NEW HEARING. WHAT I SAY TO THOSE FOLKS IS NOTHING HERE HAS CHANGED. THERE'S BEEN MINIMAL CHANGES TO THE BILL AND, THEREFORE, WE HAD...THAT WE HAD BEFORE LAST SEASON. WE'RE ASKING THAT NEBRASKANS WITH CROHN'S DISEASE, MS, AND CANCER NOT BE CRIMINALIZED FOR CANNABIS USE. AS OF MARCH 1, 2016, THERE ARE 1,246,170 PATIENTS ACROSS THE UNITED STATES THAT ARE USING CANNABIS AS MEDICINE; 1,041 OF THOSE INDIVIDUALS RESIDE IN THE STATE OF MINNESOTA, WHICH WE HAVE MODELED OUR LEGISLATION OFF OF. AND GUESS WHAT? THERE HAVE BEEN NO OVERDOSES AND NO DEATHS. IN FACT, THE PROGRAMS HAVE BROUGHT INCREDIBLE HEALING AND COMFORT TO THE INNUMERABLE PEOPLE, NOT JUST THE SICK PEOPLE TAKING THE MEDICAL CANNABIS BUT THE PATIENTS' FAMILIES AND LOVED ONES WHO DO NOT HAVE TO SEE THEIR LOVED ONES SUFFERING LONGER. EVEN WITH BIG GOVERNMENT'S OVERREACH, THE FREE MARKET HAS BEEN STEPPING IN. STUDIES AT THE UNIVERSITY OF SALERNO IN ITALY HAVE SHOWN CANNABIS EFFICACY IN TREATING BREAST CANCER. STUDIES AT THE UNIVERSITY OF NAPLES HAVE PROVEN CANNABIS EFFICACY IN TREATING COLON CANCER. NEUROLOGISTS, ONCOLOGISTS, GASTROENTEROLOGISTS, PATHOLOGISTS, AND OTHER RESEARCHERS AT THE SHELDON ADELSON SCHOOL OF MEDICINE AT TEL AVIV UNIVERSITY HAVE PROVEN ITS EFFICACY IN TREATING CROHN'S, MS, ALS, HIV, EPILEPSY, PTSD, CANCER, AND MANY OTHER AILMENTS. NEUROLOGISTS AT STANFORD AND THE UNIVERSITY OF COLORADO SCHOOL OF MEDICINE AND THE CAJAL INSTITUTE HAVE PROVEN CANNABIS EFFICACY IN TREATING SEIZURES IN THOSE WITH STURGE-WEBER EPILEPSY, DRAVETS, LENNOX-GASTAUT, AND OTHER AILMENTS. RESEARCHERS AT DALHOUSIE UNIVERSITY IN CANADA HAVE PROVEN CANNABIS TREATS HUNTINGTON'S DISEASE. AND I CAN GO ON WITH HUNDREDS OF STUDIES. THE FREE MARKET HAS RISEN UP. LET THE 1,246,170 AMERICANS WHO USE CANNABIS AS MEDICINE BE A TESTAMENT TO THAT. NONE OF THIS IS NEW. IN 1949 RESEARCHERS AT THE UNIVERSITY OF UTAH PROVED

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MEDICAL CANNABIS TREATED THOSE WITH TREATMENT-RESISTANT EPILEPSY, GRANTING MANY SEIZURE FREEDOM. CANNABIS WAS USED TO TREAT EPILEPSY, GLAUCOMA, NAUSEA, TUMORS, INFECTION, ANOREXIA, RHEUMATISM, MENSTRUAL CRAMPS, AND MIGRAINES. THIS IS NOT NEW. IN FACT, CANNABIS EXTRACTIONS WERE THE SECOND AND THIRD MOST USED MEDICINES DURING THE NINETEENTH CENTURY AND THE BEGINNING OF THE TWENTIETH CENTURY. I KNOW WHAT YOU ALL ARE GOING TO COME BACK AND SAY: CANNABIS IS A SCHEDULE I DRUG THAT HAS NOT BEEN FDA APPROVED. THE FRUSTRATING THING IS, THE FDA CANNOT CHANGE THE SCHEDULING UNTIL WE RENEGOTIATE ADLAI STEVENSON'S HORRIBLE DEAL--THE UNITED NATIONS SINGLE CONVENTION ON NARCOTIC DRUGS IN 1961. IT WAS AT THE U.N. CONVENTION THAT CANNABIS WAS MADE A SCHEDULE I. THIS WAS LATER CODIFIED BY PRESIDENT NIXON IN THE CONTROLLED SUBSTANCES ACT. A YEAR BEFORE THE CONTROLLED SUBSTANCES ACT, THE SHAFER REPORT WAS COMMISSIONED WHILE THE CONTROLLED SUBSTANCES ACT WAS BEING DRAFTED IN THE HOUSE. IN 1971 THE ACT PASSED. THE SHAFER COMMISSION REPORT CAME OUT IN 1972. THE CHAIRMAN OF THE COMMISSION, FORMER PENNSYLVANIA GOVERNOR RAYMOND SHAFER, PRESENTED THE REPORT TO CONGRESS ENTITLED "MARIHUANA: A SIGNAL OF MISUNDERSTANDING," WHICH FAVORED ENDING THE MEDICAL PROHIBITION OF CANNABIS. THE REPORT WAS REJECTED. LUCKILY FOR US, THERE'S SOMETHING CALLED A TENTH AMENDMENT. LUCKILY FOR US, THE SUPREMACY CLAUSE ALLOWS STATES TO LEGALIZE FEDERAL CRIME, AND WE HAVE AN OPPORTUNITY TODAY TO GIVE LEGAL REGULATED ACCESS TO PATIENTS, JUST LIKE MANY OTHER STATES HAVE GIVEN IT TO THEIR OVER 1 MILLION MEDICAL CANNABIS PATIENTS. AND AGAIN, ALL FOUR OF THE LEADING CANDIDATES FOR PRESIDENT AGREE: HILLARY CLINTON, BERNIE SANDERS, DONALD TRUMP, AND TED CRUZ. THEY'RE ALL SUPPORTERS OF MEDICAL CANNABIS AND ALL FOUR BELIEVE IN A STATE'S RIGHT TO MAKE THEIR OWN DECISIONS. I WANT YOU ALL TO THINK ABOUT NEBRASKA LIKE NICOLETTE GEIGER. NICOLETTE SUFFERS FROM CROHN'S DISEASE, A DISEASE THAT CANNABIS HAS ALWAYS TREATED. THE ANCIENT EGYPTIANS AND GREEKS USED CANNABIS TO TREAT CROHN'S DISEASE. IT SHOULD COME AS NO SURPRISE THAT IN THE STUDIES COMPLETED AT TEL AVIV UNIVERSITY, SHELDON AND MIRIAM ADELSON SCHOOL OF MEDICINE THAT 45 PERCENT OF CROHN'S PATIENTS WHO USE MEDICAL CANNABIS SAW THEIR CROHN'S GO INTO REMISSION, WHILE 90 PERCENT EXPERIENCED SIGNIFICANT RELIEF OF SYMPTOMS. I WANT YOU ALL TO THINK ABOUT BENJAMIN MARKSMEIER, THE NEBRASKA NATIONAL GUARDSMAN WHO LOST HIS LEG IN AN IED ATTACK IN IRAQ. HE LOST TWO FRIENDS WHILE HE WAS RECUPERATING FROM HIS INJURIES AT WALTER REED ARMY MEDICAL CENTER, NOT FROM THEIR INJURIES

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SUSTAINED ON THE BATTLEFIELD BUT, RATHER, OPIOID OVERDOSES, OPIOIDS THAT ARE BEING USED BY THE MEDICAL TEAM. IN TREATING THESE SOLDIERS, BENJAMIN SAW WHAT OPIOIDS DID TO HIS TWO FRIENDS AND HE SAW WHAT IT WAS DOING HIM. AFTER HE RETURNED HOME FROM WALTER REED, HE MADE THE BRAVE DECISION TO STOP TAKING THOSE OPIOID DRUGS. HE STILL NEEDED SOMETHING TO TREAT THE INTENSE PAIN AND MUSCLE SPASTICITY ASSOCIATED WITH THE NERVE DAMAGE IN HIS AMPUTATED LEG AND HIS MANGLED LEFT LEG. AFTER RESEARCHING ALTERNATIVES, HE TRIED CANNABIS AND IT WORKED. DO WE REALLY WANT TO CRIMINALIZE A VETERAN WHO HAS SACRIFICED SO GREATLY FOR OUR COUNTRY? DO WE REALLY WANT TO CRIMINALIZE A VETERAN WHO WANTS TO AVOID THE SAME FATE OF HIS BATTLE BUDDIES WHO SUCCUMBED, NOT TO THE BATTLEFIELD INJURIES BUT TO THE VERY MEDICINE THAT WAS SUPPOSED TO TREAT THEM? WAKE UP, COLLEAGUES. THIS IS GOING ON ALL AROUND YOU. YOU SEE, WHEN IT COMES TO GOOD MEDICINE, IT DOESN'T MATTER WHAT ADLAI STEVENSON, DOUG PETERSON, OR ANY OTHER AGENT OF THE STATE HAS TO SAY. GOOD MEDICINE IS GOOD MEDICINE, PERIOD DOT, END OF STORY. I HOPE YOU WILL GIVE OUR FELLOW NEBRASKANS A YES VOTE ON LB643. CANNABIS HAS BEEN MEDICINE FOR A VERY, VERY LONG TIME. DO NOT LET THE ACTIONS OF A FEW GOVERNMENT BUREAUCRATS CHANGE YOUR MIND. THANK YOU, MR. SPEAKER. [LB643]

SENATOR WATERMEIER: THANK YOU, SENATOR GARRETT AND SENATOR HOWARD. MR. CLERK FOR A MOTION. [LB643]

CLERK: MR. PRESIDENT, I NOW HAVE AN AMENDMENT TO SENATOR HOWARD'S AMENDMENT. SENATOR MELLO, AM2844. (LEGISLATIVE JOURNAL PAGES 1480-1481.) [LB643]

SENATOR WATERMEIER: SENATOR MELLO, YOU'RE RECOGNIZED TO OPEN. [LB643]

SENATOR MELLO: THANK YOU, MR. PRESIDENT, MEMBERS OF THE LEGISLATURE. AM2844 TO SENATOR HOWARD'S AM2599 MAKES ONE CHANGE THAT WAS LEFT OUT OF THE AMENDMENT AS IT WAS BEING DRAFTED IN THE CARRYOVER FROM LAST YEAR'S BILL. AM2844 MAKES THE HEALTH CARE CASH FUND AVAILABLE FOR THE IMPLEMENTATION OF THE MEDICAL CANNABIS ACT: \$1.4 MILLION WILL BE AVAILABLE FOR FISCAL YEARS 2016-17, AND \$1 MILLION FOR FISCAL YEAR '17-18. THESE FUNDS WILL BE USED TO COVER INITIAL START-UP AND IMPLEMENTATION COSTS OF THE ACT FOR THE DEPARTMENT OF HEALTH AND HUMAN SERVICES. ANY FUNDS USED FROM THE HEALTH CARE CASH FUND BY

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THE MEDICAL CANNABIS ACT WILL BE...SHALL BE REPAID, UNDER THE AMENDMENT, WITH INTEREST TO THE FUND FROM FEES AND TAXES COLLECTED THROUGH THE MEDICAL CANNABIS ACT. THE FUNDS ARE...THE FUNDS ESSENTIALLY WILL BE PAID BACK TO THE HEALTH CARE CASH FUND BY THE FOLLOWING METHODS: \$25,000 APPLICATION FEE FOR COMPASSION CENTERS AND DISPENSARIES AND MANUFACTURERS; UP TO A \$25,000 ANNUAL FEE FOR COMPASSION CENTERS AND DISPENSARIES; UP TO A \$75,000 ANNUAL FEE FOR MANUFACTURERS; A \$1,000 FINE FROM ANY COMPASSION CENTER, DISPENSARY, OR MANUFACTURER WHO VIOLATES THE ACT OR RULES AND REGULATIONS ESTABLISHED BY THE DEPARTMENT; AND ANY SALES TAX ON MEDICAL CANNABIS TO PAY BACK THE INITIAL START-UP MONEY UNDER THIS AMENDMENT. WITH THAT, MR. PRESIDENT, I URGE THE BODY TO ADOPT AM2844 TO SENATOR HOWARD'S AMENDMENT, AM2599. THANK YOU, MR. PRESIDENT. [LB643]

SENATOR WATERMEIER: THANK YOU, SENATOR MELLO. MEMBERS, YOU'VE HEARD THE OPENING ON THE AMENDMENT TO THE AMENDMENT TO LB643. THOSE IN THE QUEUE WISHING TO SPEAK: SENATOR BOLZ, SENATOR WILLIAMS, SENATOR BRASCH, AND SENATOR PANSING BROOKS. SENATOR BOLZ, YOU ARE RECOGNIZED. [LB643]

SENATOR BOLZ: THANK YOU, MR. PRESIDENT. AND THANK YOU TO SENATOR GARRETT AND SENATOR HOWARD, WHO I KNOW HAVE DONE A LOT OF GOOD HARD THINKING AND GOOD HARD WORK ON THIS BILL. I THINK IT'S COME A LONG WAY FROM LAST LEGISLATIVE SESSION. MY POSITION HAS ALWAYS BEEN ON THIS BILL THAT WE OF COURSE WANT COMPASSIONATE CARE AND WE WANT TO RESPOND TO THE NEEDS OF INDIVIDUALS WHO HAVE SEVERE MEDICAL CONDITIONS. BUT I HAVE TWO KIND OF REMAINING QUESTIONS OR REMAINING ISSUES THAT KIND OF ARE STILL ON MY MIND AS I CONSIDER THIS PIECE OF LEGISLATION. AND THE FIRST IS THE FACT THAT IT'S A SCHEDULE I DRUG, AS YOU REFERENCED, SENATOR GARRETT. AND THE SECOND IS A QUESTION ABOUT QUALITY CONTROL MEASURES. SO THE FIRST QUESTION IS, AS A SCHEDULE I DRUG, THERE ARE STILL CHALLENGES IN MAKING SURE THAT THE RIGHT TRAINING AND EDUCATION AND DOSAGE CAN BE PUT TOGETHER BY THE MEDICAL PROFESSIONALS THAT ARE RESPONSIBLE FOR TAKING CARE OF THESE MEDICATIONS FOR SICK INDIVIDUALS. AND THE OTHER QUESTION OR CONCERN IS THAT, WHILE I SEE IN THE AMENDMENT THAT THERE IS CRITERIA FOR LABORATORY TESTING FOR THE PRODUCTS THAT THE MANUFACTURERS ARE CREATING, I DON'T SEE THE CRITERIA FOR THAT TESTING. AND PERHAPS THAT'S TO BE DEVELOPED THROUGH RULES AND REGULATIONS. BUT IF SENATOR

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HOWARD WOULD YIELD TO A COUPLE QUESTIONS, I WOULD APPRECIATE IT.
[LB643]

SENATOR WATERMEIER: SENATOR HOWARD FOR A QUESTION. [LB643]

SENATOR HOWARD: I WOULD BE HAPPY TO. [LB643]

SENATOR BOLZ: VERY GOOD. SO, SENATOR HOWARD, CAN YOU HELP ME PUT MY MIND AT EASE ABOUT THESE TWO QUESTIONS? COULD YOU ADDRESS THE SCHEDULE I DRUG AND THE RELATED RESEARCH AND TRAINING THAT IS NECESSARY TO MAKE SURE THAT THESE PRODUCTS ARE SAFE AND DOING WHAT WE HOPE THAT THEY WILL DO FOR THE PATIENTS? [LB643]

SENATOR HOWARD: SURE. THERE ARE OVER 20 OTHER STATES WHO HAVE ALLOWED MEDICINAL USE FOR MARIJUANA. THE CHALLENGE WITH IT STILL BEING CLASSIFIED AS A SCHEDULE I DRUG IS THAT WE DON'T HAVE THE ABILITY TO UTILIZE FDA TESTING, BECAUSE IT'S NOT LEGAL TO DO SO. HOWEVER, IN OTHER STATES, THEY DO MONITOR QUALITY AND TESTING WITHIN THEIR RULES AND REGS, WHICH IS WHAT WE FELT WOULD BE MOST APPROPRIATE HERE, AND THERE ARE INDEPENDENT LABORATORIES ACROSS THE COUNTRY WHO DO THAT TESTING FOR THE MANUFACTURERS IN THOSE STATES. [LB643]

SENATOR BOLZ: SO WOULD THE DOCTORS AND PHARMACISTS, WOULD THEY BE REQUIRED TO DO ANY SPECIFIC TRAINING IN ORDER TO BE A PART OF THIS INITIATIVE? [LB643]

SENATOR HOWARD: YOU KNOW, MY EXPECTATION IS THAT NO PHYSICIAN OR PHARMACIST WOULD TAKE ON THE TASK OF EITHER RECOMMENDING OR DISPENSING ANY TYPE OF MEDICATION THAT THEY DIDN'T FEEL COMFORTABLE AND FULLY VERSED IN ITS APPLICATION. AND SO WHILE WE DON'T REQUIRE SPECIAL TRAINING, BECAUSE THE AMENDMENT REINFORCES BOTH PHYSICIANS AS GATEKEEPERS FOR MEDICAL RECOMMENDATIONS AND PHARMACISTS AS DISPENSERS, WE RELY ON THEIR EXPERTISE AS STATE-LICENSED PROFESSIONALS. [LB643]

SENATOR BOLZ: AND THE SECOND QUESTION, THE QUALITY CONTROL MEASURES, I RECOGNIZE THAT THERE'S REQUIRED LABORATORY TESTING.

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WHAT ARE THEY TESTING FOR AND HOW DO WE ENSURE THAT THAT TESTING RESULTS IN QUALITY PRODUCTS? [LB643]

SENATOR HOWARD: SURE, AND THAT'S A GREAT QUESTION. MY UNDERSTANDING IS THAT THERE ARE 85 DIFFERENT TYPES OF CANNABINOIDS, AND SO EACH ONE WORKS VERY DIFFERENTLY WITH EACH TYPE OF DISEASE. SO ONE MAY WORK BETTER FOR CROHN'S AND ANOTHER ONE MAY WORK BETTER FOR ALS. AND SO WHAT WE WANT TO MAKE SURE IS THAT MEDICAL PROFESSIONALS HAVE A FULL UNDERSTANDING OF THE VARIETY OF CANNABINOIDS THAT ARE AVAILABLE BECAUSE WE REQUIRE THE LABORATORY TESTING TO OCCUR REGULARLY. AND SO WHAT WE'VE ASKED THE MANUFACTURERS TO DO IS TO SHARE WHAT THEY'RE MANUFACTURING AND THE RECOMMENDED TREATMENTS THAT GO ALONG WITH WHAT THEY ARE MANUFACTURING WITH THE DEPARTMENT, AND THEY'LL PUBLISH IT ON THEIR WEB SITE ANNUALLY. [LB643]

SENATOR BOLZ: IS PUBLISHING ENOUGH? WHAT IF SOMETHING GOES WRONG? [LB643]

SENATOR HOWARD: WHEN YOU SAY WHAT IF SOMETHING GOES WRONG, ARE YOU THINKING MORE OF SORT OF AN OVERDOSE SITUATION OR A DRUG INTERACTION? [LB643]

SENATOR WATERMEIER: ONE MINUTE. [LB643]

SENATOR BOLZ: WHAT ABOUT THE CIRCUMSTANCE IF A MANUFACTURER IS PRODUCING A SUBPAR PRODUCT OR A PRODUCT THAT IS SOMEHOW SULLIED OR WRONG? HOW DO WE KNOW FOR SURE THAT WE CAN TRUST THE MANUFACTURERS TO PRODUCE A QUALITY PRODUCT JUST LIKE THE RULES AND REGULATIONS THAT I TRUST IN TO MAKE SURE MY TYLENOL IS SAFE FOR ME TO TAKE? [LB643]

SENATOR HOWARD: CERTAINLY. BECAUSE THE STATE HAS BROAD OVERSIGHT IN TERMS OF CERTIFICATION, THEY CAN OBVIOUSLY REMOVE THE CERTIFICATION FROM THE MANUFACTURER IF THEY OFFER A PRODUCT THAT IS NOT OF HIGH QUALITY OR IS IN SOME WAY SULLIED. [LB643]

SENATOR BOLZ: AND ONE MORE QUESTION, IF I MAY. THERE'S A LONG LIST OF DISEASES AND CONDITIONS THAT THIS COULD POTENTIALLY APPLY TO, AND I'M

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SURE THAT DUE DILIGENCE HAS BEEN DONE TO COME UP WITH THAT LIST. BUT I WAS STRUCK BY THE REFERENCE TO USING CANNABIS, MEDICAL CANNABIS, FOR OPIOID ADDICTION, AND I WAS HOPING THAT YOU COULD TELL ME MORE ABOUT THE RESEARCH FOUNDATION FOR WHY THIS MEDICATION. [LB643]

SENATOR WATERMEIER: TIME, SENATORS. [LB643]

SENATOR BOLZ: THANK YOU, MR. PRESIDENT. [LB643]

SENATOR WATERMEIER: THANK YOU, SENATOR BOLZ, SENATOR HOWARD. SENATOR WILLIAMS, YOU ARE RECOGNIZED. [LB643]

SENATOR WILLIAMS: THANK YOU, MR. PRESIDENT. GOOD EVENING, EVERYONE. AND I RISE TONIGHT IN OPPOSITION TO BOTH OF THE AMENDMENTS AND CERTAINLY THE UNDERLYING BILL ALSO. BUT BEFORE I START ON THAT, I WOULD LIKE TO SAY A SINCERE THANK YOU TO SENATOR GARRETT FOR HIS EFFORTS ON THIS BILL, TRYING TO DO THOSE THINGS OR WHAT WE ARE SUPPOSED TO DO AS LEGISLATORS, AND THAT'S LOOK AT THE PEOPLE IN OUR STATE AND DO THE BEST JOB WE CAN. WHAT I WOULD LIKE TO TALK ABOUT ON MY FIRST TIME ON THE MIKE TONIGHT IS WHERE WE ARE GOING GENERALLY WITH MAKING PUBLIC POLICY. AND AS WE HAVE TALKED NUMEROUS TIMES, MAKING PUBLIC POLICY IS NOT EASY, IT'S DIFFICULT. PUSHING THE GREEN BUTTON, PUSHING THE RED BUTTON ALWAYS CAUSES CONSTERNATION AND ALWAYS CAUSES MY E-MAIL TO LIGHT UP AND MY PHONE TO LIGHT UP. BUT IT'S WHAT WE DO. AND WHAT WE ARE LOOKING AT TONIGHT WITH LB643 IS A PHILOSOPHICAL SHIFT FOR THIS STATE, AND THAT'S WHY IT'S AN IMPORTANT DEBATE THAT WE WILL HAVE THIS EVENING. BECAUSE WHAT WE ARE TALKING ABOUT IS SOMETHING LARGER THAN JUST LB643. IT'S THE DIRECTION THAT OUR STATE, THE STATE OF NEBRASKA, WILL TAKE ON LEGALIZING A SCHEDULE I DRUG, MARIJUANA, NOT JUST FOR MEDICAL PURPOSES BUT THE POTENTIAL FOR OTHER PURPOSES AS WE MOVE FORWARD. AND DURING THE DEBATE WE WILL HEAR ABOUT HOW RESTRICTED LB643 IS, HOW LIMITING IT IS. BUT DON'T FORGET THAT EVERY STATE THAT HAS PASSED SOME FORM OF MEDICAL MARIJUANA NOW HAS LEGISLATION EITHER PASSED OR PENDING TO LEGALIZE THE RECREATIONAL USE OF THIS SCHEDULE I DRUG. SO TONIGHT WE HAVE TO TALK ABOUT WHERE OUR STATE IS GOING, WHERE OUR STANDARDS ARE GOING TO BE, WHAT WE BELIEVE IS IMPORTANT FOR OUR CHILDREN. WE ARE TALKING ABOUT LB643, WHICH THE OPPONENTS WILL TELL YOU WILL BENEFIT A SMALL GROUP OF NEBRASKANS. WE, HOWEVER, ARE RESPONSIBLE FOR CREATING

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PUBLIC POLICY FOR ALL NEBRASKANS. AND I WOULD CAUTION ALL OF US TO THINK ABOUT THAT AS WE MOVE FORWARD THROUGH THIS DEBATE. UNQUESTIONABLY, WE WILL HEAR EMOTIONAL DISCUSSIONS, AND WE WILL ALSO ON THE OTHER SIDE HEAR DISCUSSIONS THAT ARE BACKED BY FACT, FACTS THAT ARE SECURE WITH THE MEDICAL PROFESSION AT THIS POINT. WE WILL MOST LIKELY HEAR WORDS LIKE WE HAVE TO BE BRAVE, WE HAVE TO BE COURAGEOUS, WE HAVE TO HAVE A HEART. AS SENATORS, ABSOLUTELY, WE HAVE TO HAVE ALL OF THOSE THINGS. BUT WE ALSO HAVE TO BE SMART WITH WHAT WE DO AND THE DIRECTION WE SET AND FOLLOW A PROCESS. AND WE'LL HAVE AN OPPORTUNITY TO TALK ABOUT THE PROCESS OF HOW WE GOT HERE TONIGHT FROM WHERE WE STARTED IN JANUARY OF 2015 WITH THE FIRST INTRODUCTION OF LB643. AGAIN, AS I STARTED, MAKING PUBLIC POLICY IS NOT EASY. [LB643]

SENATOR WATERMEIER: ONE MINUTE. [LB643]

SENATOR WILLIAMS: WE WILL BE CALLED ON TONIGHT TO MAKE THAT TOUGH CHOICE. I ASK EACH ONE OF YOU TO THINK HARD ABOUT WHERE WE WANT OUR STATE TO GO, HOW WE WANT TO SEE OUR STATE LOOKED AT IN OUR COUNTRY, AND WHERE WE WILL BE WHEN WE WAKE UP TOMORROW MORNING. THANK YOU, MR. PRESIDENT. [LB643]

SENATOR WATERMEIER: THANK YOU, SENATOR WILLIAMS. SENATOR BRASCH, YOU ARE RECOGNIZED. [LB643]

SENATOR BRASCH: THANK YOU, MR. PRESIDENT. AND THANK YOU, COLLEAGUES. AND GOOD EVENING TO THOSE WATCHING AS WE ARE NOW MOVING FROM DAY INTO NIGHT HERE. I DO WANT TO COMMEND SENATOR GARRETT FOR HIS GREAT PASSION, HIS ZEAL FOR BRINGING THIS LEGISLATION FORWARD AND HIS UNDERSTANDING AND HIS DEPTH, AS WE ALL HAVE FOR THOSE WHO ARE SUFFERING FROM AN ILLNESS OR FROM PAIN. THAT IS MEANINGFUL TO EVERY ONE OF US. MY GREATEST CONCERN IS THAT WE ARE PUTTING A BILL, LEGISLATION, BEFORE THE SCIENCE. I HAVE BEEN PORING OVER DOCUMENTS TODAY, REFRESHING MY MEMORY AS WE WERE ALLOWED MUCH TIME DURING SENATOR CHAMBERS' TIME, AS HE DESCRIBED IT TODAY, AND I HAVE FOUND A LOT OF INTERESTING THINGS. WHEN IT WAS MENTIONED ABOUT THE EGYPTIANS USING CANNABIS AS TREATMENTS, AND A SCIENTIFIC PAPER HERE THAT MY STAFF WAS ABLE TO FIND IS THAT IS TRUE. AND AMAZINGLY, THOSE CHEMICALS CAN STILL BE FOUND WITHIN THEM TODAY,

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THOUSANDS OF YEARS LATER. AND THE FACTS WITH...AS IT WAS SAID EARLIER, IS THAT CANNABIS HAS CHANGED. THERE'S DIFFERENT VARIETIES AND THERE'S STRAINS. AND WE WONDER TODAY ABOUT THE CANNABIS THAT IS BEING USED COMPARED TO THAT THOUSANDS OF YEARS AGO. IT SAYS THERE IS A VIRTUAL SMORGASBORD OF HUNDREDS OF THOUSANDS OF BIOLOGICALLY ACTIVE COMPOUNDS. AND THOUGH THERE ARE ONLY THREE SPECIES OF THE CANNABIS PLANT, THERE ARE VAST NUMBERS OF STRAINS, VARIETIES, AND HYBRIDS THAT ARE IN CONTINUOUS DEVELOPMENT AND EACH WITH VARYING LEVELS OF MOLECULES AND COMPOUNDS THAT THE MARIJUANA PLANT PRODUCES. AND ONE OF MY CONCERNS, AS WE SEEM TO HAVE TWO STATES THAT HAVE LEGALIZED IT FOR RECREATIONAL USE, IS THAT WE HAVE A VULNERABLE GROUP OF YOUTH WHO NO LONGER SEE THE DANGERS WITH RECREATIONAL MARIJUANA. AND SCIENCE DOES TELL US THAT THERE IS A VERY DIVERSE RANGE OF EFFECTS, AND THAT DOES OPEN UP THE DOOR TO INCREASED ABUSE, ESPECIALLY AS...IN THAT POPULATION OF OUR MOST VULNERABLE. I MENTIONED TO SENATOR GARRETT OFF THE FLOOR THAT I RECEIVED A PHONE CALL FROM SOMEONE WHO HAD HEARD ON KFAB THAT APPARENTLY YOU CAN CALL CONGRESSMAN FORTENBERRY'S OFFICE AND YOU CAN GET MEDICAL MARIJUANA. SO MY STAFF DID FOLLOW UP ON THAT AND, THROUGH THE FDA, YES, YOU CAN MOST DEFINITELY BE ABLE TO PARTICIPATE IN THE PROGRAM. AND TO PARTICIPATE, THE PATIENT AND HIS OR HER LICENSED PHYSICIAN MUST BE BOTH WILLING TO PARTICIPATE. THEY MUST HAVE A SERIOUS OR IMMEDIATELY LIFE-THREATENING DISEASE OR CONDITION. THEY MAY HAVE NO COMPARABLE OR SATISFACTORY ALTERNATIVE THERAPY TO DIAGNOSE, MONITOR, OR TREAT THE DISEASE OR CONDITION,... [LB643]

SENATOR WATERMEIER: ONE MINUTE. [LB643]

SENATOR BRASCH: ...AND BE ABLE TO OBTAIN THE INVESTIGATIONAL DRUG UNDER ANY OTHER IND OR TO PARTICIPATE IN THE CLINICAL TRIAL. MY STAFF AND I HAVE BEEN FOLLOWING AND SPEAKING WITH THEM ON HOW THOSE LISTENING TODAY COULD, THROUGH THE FDA POSSIBLY, OBTAIN THE OIL THEY ARE SEEKING. I WILL PUSH MY LIGHT. I HAVE MANY OTHER DOCUMENTS TO SHOW WHY WE MUST NOT PUT THE BILL BEFORE THE SCIENCE. THANK YOU, MR. PRESIDENT. AND THANK YOU, COLLEAGUES. [LB643]

SENATOR WATERMEIER: THANK YOU, SENATOR BRASCH. SENATOR BOLZ, YOU ARE RECOGNIZED. [LB643]

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SENATOR BOLZ: THANK YOU, MR. PRESIDENT. I JUST WANTED TO FINISH THE CONVERSATION I WAS HAVING WITH SENATOR HOWARD IF SHE WOULD YIELD TO A QUESTION. [LB643]

SENATOR WATERMEIER: SENATOR HOWARD FOR A QUESTION. [LB643]

SENATOR HOWARD: YES, I WILL YIELD. [LB643]

SENATOR BOLZ: SENATOR HOWARD, I JUST, FOR MY OWN EDUCATION, FOR MY OWN COMFORT LEVEL, I WANT TO LISTEN AND UNDERSTAND HOW WE KNOW THAT THE DIAGNOSES THAT ARE LISTED IN THE BILL CAN BENEFIT FROM THIS MEDICATION. AND THE REASON I'M STRUGGLING WITH THAT IS, OF COURSE, BECAUSE AS A SCHEDULE I DRUG IT'S DIFFICULT TO STUDY THESE MEDICATIONS. AND SO I WILL YIELD THE REMAINDER OF MY TIME TO YOU TO DISCUSS HOW WE HAVE A RESEARCH AND EVIDENCE BASE FOR THE MEDICATION FOR THESE DIAGNOSES, SPECIFICALLY, OPIOID ABUSE. THANK YOU. [LB643]

SENATOR WATERMEIER: SENATOR HOWARD, 4:15. [LB643]

SENATOR HOWARD: THANK YOU, SENATOR BOLZ, FOR YIELDING ME TIME. THANK YOU. I THINK IT'S IMPORTANT TO NOTE THAT WHEN YOU FIRST INDICATED THAT THIS WAS A LONG LIST OF QUALIFYING MEDICAL CONDITIONS, I WOULD INCIDENTALLY ARGUE THAT THIS IS A VERY SHORT LIST OF QUALIFYING MEDICAL CONDITIONS. WHEN YOU THINK OF HOW MANY QUALIFYING MEDICAL CONDITIONS THERE COULD BE, AND THERE WERE QUITE A FEW THAT WERE ON THE TABLE AND DISCUSSED, THINGS LIKE PTSD, THINGS LIKE PAIN, WHICH TO ME PAIN WAS TOO BROAD. ANYBODY COULD COME IN AND CLAIM PAIN AND TRY TO GET CERTIFIED FOR A QUALIFYING DIAGNOSIS. THAT WAS TOO BROAD. BUT I WAS COMPELLED TO INCLUDE OPIOID ADDICTION NOT JUST BECAUSE OF MY PERSONAL EXPERIENCE WITH IT, NOT JUST BECAUSE AT THE DINNER TABLE MY MOTHER, WHO MAY NOT HAVE VOTED FOR THIS BILL OR THIS AMENDMENT HERSELF, SAT AT THE DINNER TABLE AND TOLD ME THAT IF SHE HAD HAD A CHOICE IN THE BEGINNING BETWEEN GIVING MY SISTER OXYCONTIN OR GIVING MY SISTER MEDICINAL MARIJUANA, SHE WOULD HAVE PICKED MEDICINAL MARIJUANA ANY DAY OF THE WEEK. BECAUSE HAD WE KNOWN THAT OXYCONTIN WOULD HAVE MADE HER BODY COMPLETELY ADDICTED TO NARCOTIC PAIN MEDICATION AND WE WOULDN'T HAVE BEEN ABLE TO OVERCOME IT, WE WOULD HAVE ALWAYS PICKED MEDICINAL

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MARIJUANA. BUT I WAS ALSO COMPELLED BY A JAMA ARTICLE FROM 2014, THE JOURNAL OF AMERICAN MEDICINE, THAT REALLY LOOKED AT THE RATE OF OPIOID OVERDOSE DEATHS IN STATES THAT HAD ALLOWED MEDICINAL MARIJUANA. AND SO IN STATES OVER SIX YEARS WHO HAD ALLOWED MEDICINAL MARIJUANA, THEY SAW OVER A 33 PERCENT DROP IN THEIR OPIOID OVERDOSE DEATH RATES. NOW WHEN YOU LOOK AT A DIAGNOSIS OF OPIOID ADDICTION, OFTEN THE UNDERLYING CAUSE, THE UNDERLYING REASON WHY THEY INITIALLY BECAME ADDICTED TO NARCOTIC PAIN MEDICATION WAS PAIN. AND SO IN ORDER TO ASSIST THEM WITH WITHDRAWALS AND GOING THROUGH THE REHABILITATION AND SUBSTANCE ABUSE TREATMENT PROCESS, MEDICINAL MARIJUANA COULD HELP THEM WITH THOSE PAINFUL INDICATORS. SO I APPRECIATE SENATOR BOLZ YIELDING ME THE TIME. AND I CERTAINLY APPRECIATE ALL OF YOUR ATTENTION TO THIS ISSUE. THANK YOU, MR. PRESIDENT. [LB643]

SENATOR WATERMEIER: THANK YOU, SENATOR HOWARD AND SENATOR BOLZ. SENATOR JOHNSON, YOU ARE RECOGNIZED. [LB643]

SENATOR JOHNSON: THANK YOU, MR. PRESIDENT. I WANT TO GO BACK. THIS IS MY FIRST TIME ON THIS ONE. I'M SURPRISED I GOT UP QUITE AS EARLY AS DID I ON THIS. BUT I WANT TO GO BACK TO LAST JANUARY. AN ORGANIZATION CALLED SARL, WHICH IS STATE, AG, AND RURAL LEADERS, INSTITUTE, A SEMINAR MEETING OUT IN DENVER. MOST OF THE AG CHAIRS FROM THE 50 STATES WERE THERE. AND WE HAD THE OPTIONS OF WHERE WE WANTED TO GO ON A EDUCATIONAL TOUR. ONE OF THEM WAS TO COORS, THE OTHER ONE WAS TO A FACILITY THAT GREW CANNABIS OR GREW MARIJUANA. AND I CHOSE THE ONE TO GO TO THE FACILITY WHERE THEY GROW CANNABIS, THE PRODUCT, WHERE THEY HARVEST IT. WE DID NOT SEE WHERE THEY PROCESSED IT. BUT AS WE WALKED IN, THERE WAS ABOUT 40 OF US ON THE ONE BUS, THE CEO OF THAT COMPANY HAD OPERATIONS AND HAD SCIENTISTS THERE GREETING US. BUT THE CEO, THE FIRST THING HE COMMENTED AS WE WERE JUST ABOUT READY TO GO INTO THE FACILITY, HE SAYS, YOU KNOW COLORADO, WE SELL RECREATIONAL, WE SELL MEDICAL. AND HE SAID, ONE THING I WILL TELL YOU, WE SELL MEDICAL BUT IT NEEDS TO HAVE CONTINUAL RESEARCH, CONTINUAL SCIENCE ON HOW THIS IS DISPERSED AND HOW IT TREATS OR AFFECTS DIFFERENT PEOPLE. YOU WANT TO TALK ABOUT MODIFIED PLANTS, THEY SAY IN NEBRASKA, WE...OUR QUALITY OF PLANT IS NOT VERY GOOD, PRETTY LOW GRADE. WHAT THEY HAVE DONE TO PLANTS OUT THERE WITH THE NUMBER OF PODS AND THE QUANTITY THAT COMES OFF OF ONE PLANT IS JUST OUTSTANDING, I MEAN FROM THE STANDPOINT OF THE CHANGES. IT PRODUCES

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A LOT AND THEY'RE DOING WELL IN THEIR INDUSTRY. AS WE WENT TO THE...INTO THE PLANT, THEY HAD PLANTS OF ALL SIZES, AS FAR AS THE GROWING PERIOD. THEY SHOWED WHERE THEY WERE GRAFTING, IMPROVING PLANTS CONSTANTLY. SO IT IS A CONTINUING PROJECT THAT THEY'RE WORKING ON. WE THEN WENT TO THE FACILITY WHERE THEY SOLD THE PRODUCT. AND WE HAD TO CHECK IN WITH OUR SOCIAL SECURITY CARD, DID A VERY GOOD JOB OF...NOT ACTUALLY CHECKING BACKGROUNDS ON US. THERE WAS SOME THAT I THINK MIGHT HAVE BOUGHT SOME EQUIPMENT. I'M NOT SURE. I THINK IT WAS MORE TO JUST SHOW PEOPLE THEY HAD BEEN THERE. BUT AS WE WERE INTERMINGLED WITH CUSTOMERS, WE SAW THE PROCESS THEY WENT THROUGH AND IT IS CONTROLLED. YOU CAN ONLY BUY SO MANY GRAMS A DAY. WITH THAT LIMITATION, IF YOU WANT TO HAVE A GOOD SMOKE, IN THE CASE OF RECREATIONAL, YOU ALMOST HAD TO COME BACK AND HOLD YOUR...PROVE THAT YOU HADN'T BOUGHT ANY THE DAY BEFORE IN ORDER TO GET THE RIGHT AMOUNT. AND ONE SMOKE OR ONE CIGARETTE FROM A MIDDLE GRADE WAS ABOUT \$15, SO IT'S NOT THE CHEAPEST. BUT GETTING BACK TO THE MEDICAL SIDE OF IT, QUESTIONS THAT WE DIDN'T ASK AND WERE ASKED NOT TO ASK WAS HOW THEY HANDLED THE RECEIPTS FROM THAT. AND IF SENATOR WILLIAMS IS HERE OR SENATOR...YEAH, SENATOR WILLIAMS, I'M NOT SURE, MAYBE YOU DON'T KNOW... [LB643]

SENATOR WATERMEIER: SENATOR WILLIAMS FOR A QUESTION. ONE MINUTE. [LB643]

SENATOR JOHNSON: THANK YOU. [LB643]

SENATOR WILLIAMS: YES. [LB643]

SENATOR JOHNSON: MAYBE, IF YOU DON'T KNOW THE ANSWER, I'LL COME BACK TO YOU LATER. DO YOU KNOW HOW THEY...THE MONEY EXCHANGE IS IN COLORADO AND WHAT WE WOULD HAVE TO DO IN ORDER TO GET THIS MONEY OUT OF THE CANNABIS ACCOUNT? [LB643]

SENATOR WILLIAMS: CAN I ASK YOU TO ASK THAT QUESTION OF OUR RESIDENT SENATOR WHO ACTUALLY HAS OWNERSHIP OF FINANCIAL INSTITUTIONS IN COLORADO, SENATOR STINNER? [LB643]

SENATOR JOHNSON: SENATOR STINNER? IS HE HERE? [LB643]

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SENATOR WATERMEIER: SENATOR STINNER. [LB643]

SENATOR JOHNSON: OH, HE'S RIGHT BEHIND ME. HE'S BACKING ME UP. THANK YOU. [LB643]

SENATOR WATERMEIER: THIRTY SECONDS. [LB643]

SENATOR JOHNSON: OH. I'LL ASK YOU THE QUESTION AND YOU CAN MAYBE GIVE TO IT ME OFF MIKE. THANK YOU. [LB643]

SENATOR STINNER: I'M NOT SURE WHAT YOUR QUESTION WAS BUT I HAVE THREE BANKING FACILITIES IN COLORADO. [LB643]

SENATOR JOHNSON: OKAY. HOW DO THEY HANDLE THE MONEY DIFFERENT? WE'RE GOING TO BE ON THE NEXT LIGHT FOR ME. HOW DO THEY HANDLE THE FUNDS THERE? I HEAR THERE'S ISSUES WITH IT BEING...NOT BEING ABLE TO TRANSFER. AND HOW WOULD WE HAVE TO CHANGE OURS IN NEBRASKA? [LB643]

SENATOR STINNER: THERE ARE CERTAIN LAWS, NATIONAL BANKING LAWS, THAT IMPACT US AS BANKERS. I HAVE PREPARED A STATEMENT AND I THINK I'M NEXT IN THE QUEUE, SO... [LB643]

SENATOR WATERMEIER: TIME, SENATORS. THANK YOU, SENATOR JOHNSON AND SENATOR WILLIAMS AND SENATOR STINNER. SENATOR McCOY, YOU ARE RECOGNIZED. [LB643]

SENATOR McCOY: THANK YOU, MR. PRESIDENT AND MEMBERS. I RISE THIS EVENING IN OPPOSITION TO THE AMENDMENTS AND IN OPPOSITION TO LB643 FOR A HOST OF REASONS BUT ONE THAT I'LL TOUCH ON THAT IS A RELATIVELY RECENT DEVELOPMENT. THERE'S A VERY INTERESTING CHICAGO TRIBUNE ARTICLE FROM, REALLY, WITHIN JUST THE LAST FEW DAYS--IN FACT IT'S A STORY FROM YESTERDAY, I BELIEVE--THAT TALKS ABOUT AN ISSUE THAT WE DEALT WITH HERE IN THIS BODY FAIRLY RECENTLY, AND THAT BEING CBD OIL, AND THE POTENTIAL THAT EXISTS THERE, PARTICULARLY WITH A NEW DRUG CALLED EPIDIOLEX IN CHILDREN WITH EPILEPSY. ONE OF THE CONCERNS WITH THE...(MICROPHONE MALFUNCTION). [LB643]

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SENATOR WATERMEIER: SENATOR McCOY, CAN YOU USE THE MIKE TO YOUR LEFT? [LB643]

SENATOR McCOY: OKAY. I THINK WE MAY BE FINE. I WON'T TOUCH IT FOR THE REASON THAT IF IT'S TOUCHED IT WANTS TO SHORT OUT. BUT ONE OF THE CONCERNS THAT I HAVE WITH THIS OVERARCHING ISSUE IS ACTUALLY AN ISSUE THAT SENATOR BOLZ BROUGHT UP A FEW MINUTES AGO, AND THAT WAS HOW IS THE QUALITY COMPONENT OF THIS PRODUCT OF THE CANNABIS REGULATED, WITH ANY POTENTIAL HEALTH RISK AND WHATNOT INVOLVED FOR THOSE WHO MAY USE IT? THIS ARTICLE IN THE CHICAGO TRIBUNE GOES ON TO TALK ABOUT THAT THIS NEW DRUG IS ON AN FDA FAST-TRACK APPROVAL BASIS AND SHOWS A LOT OF PROMISE FOR THOSE WHO ARE USING IT. BUT IT CONTAINS NONE OF THE THC COMPONENT OF CANNABIS THAT CAN MAKE USERS HIGH. IT ALSO IS ABLE TO BE VERY CONTROLLED AND GIVES PHARMACEUTICAL COMPANY THAT IS PROPOSING TO USE THIS DRUG, WIDESPREAD USE, GIVES THEM THE ABILITY TO VERY STRICTLY REGULATE AND CONTROL AND BE ABLE TO TEST IN THE GOLD STANDARD OF TESTING--IN A DOUBLE-BLIND PLACEBO TEST, WHICH IS WHAT THEY'VE DONE--TO MAKE SURE THAT IT'S SAFE. I WOULDN'T DISAGREE WITH ANYONE THAT THE STORIES THAT YOU HEAR ARE HEARTBREAKING. NO ONE WANTS TO SEE A FAMILY MEMBER OR A LOVED ONE SUFFER FROM ANYTHING, OBVIOUSLY, FROM A HEALTH CONCERN BEING ONE OF THOSE REASONS. BUT I THINK WE HAVE TO HAVE A PROCESS THAT'S SAFE. I DON'T THINK LB643 PROVIDES THAT AT THIS POINT. ONE OF MY OTHER CONCERNS WOULD BE THAT THIS LEGISLATION HAS CHANGED. I CERTAINLY WOULDN'T CHARACTERIZE THIS AS MINIMAL CHANGES SINCE THE HEARING LAST YEAR--PRETTY WIDESPREAD CHANGES. THERE ARE ENTIRE NEW SECTIONS OF THIS LEGISLATION. THIS LEGISLATION IS IN ITS FOURTH ITERATION, BY MY COUNT, SINCE IT WAS INTRODUCED, COUNTING THE ORIGINAL GREEN COPY OF THE BILL, WITH ONE PUBLIC HEARING. THAT IS PROBLEMATIC WITH OUR PROCESS THAT WE HAVE WITH A ONE-HOUSE LEGISLATURE. [LB643]

SENATOR WATERMEIER: ONE MINUTE. [LB643]

SENATOR McCOY: THAT'S A PROBLEMATIC PROCESS. IT'S HARD FOR THE SECOND HOUSE TO WEIGH IN ON A MAJOR ISSUE WHEN IT'S ON ITS FOURTH VERSION, ONLY ONE OF WHICH RECEIVED A HEARING. THOSE ARE JUST A FEW OF THE REASONS THAT I JUST DON'T SUPPORT LB643. I LOOK FORWARD TO THE ADVANCES IN SCIENCE THAT WE CAN DEAL WITH SOME OF THESE HEALTH CONCERNS WITH SOMETHING OTHER THAN MARIJUANA. THANK YOU, MR. PRESIDENT. [LB643]

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SENATOR WATERMEIER: THANK YOU, SENATOR McCOY. SENATOR STINNER, SENATOR STINNER, YOU ARE RECOGNIZED. [LB643]

SENATOR STINNER: THANK YOU, MR. PRESIDENT. MEMBERS OF THE LEGISLATURE, I STAND IN OPPOSITION OF LB643. DO I BELIEVE IN THE PROCESS, AND DO I HAVE COMPASSION FOR THOSE THAT ARE IN NEED OF RELIEF FROM PAIN, FROM EPILEPSY AND OTHER THINGS THAT PURPORTEDLY THIS DRUG CAN CURE OR AT LEAST HELP. BUT DO I BELIEVE IN A PROCESS, AND DO I BELIEVE THAT LAST SESSION I BELIEVE THAT SUE CRAWFORD'S BILL, SENATOR SUE CRAWFORD'S BILL TRIED TO ADDRESS ALLOWING THE UNIVERSITY OF NEBRASKA MEDICAL CENTER TO DO STUDIES ON THE MERITS OF CANNABIS. AND I THINK THAT'S THE APPROPRIATE WAY TO GO ABOUT THIS. I ALSO BELIEVE THAT AND KNOW THAT MARIJUANA IS STILL A SCHEDULE I DRUG. AND AS A SCHEDULE I DRUG, IT IS STILL CLASSIFIED BY THE DRUG ENFORCEMENT ADMINISTRATION GUIDELINES, AND MUST BE TREATED AS A DANGEROUS DRUG. FOR THIS REASON, MARIJUANA SHOULD BE SUBJECTED TO A RIGOROUS PROCESS. THE FDA APPROVAL PROCESS, WHICH DOES APPROPRIATE TESTING, APPROVES NOT ONLY THE PROCESS BUT THE CONSISTENCY AND THE PURITY OF THE SOURCE. IT ALSO WORKS WITH DOSAGE FREQUENCY AND OTHER TYPES OF THINGS. LEGISLATION IS NO SUBSTITUTE FOR A RIGOROUS FDA EXAMINATION. FINALLY, I BELIEVE THAT MEDICINE SHOULD BE PRESCRIBED BY A PHYSICIAN, DISPENSED BY A PHARMACY, AND COVERED UNDER INSURANCE. BUT MY MAJOR REASON FOR COMMENTING TODAY IS TO REALLY KIND OF EDUCATE THE BODY RELATIVE TO WHERE BANKING IS. THERE'S BEEN SOME QUESTIONS ON AND OFF THE MIKE FROM TIME TO TIME ABOUT WHERE BANKING WAS AT AND HOW WE DO THINGS. AND I DID COPY A FEW THINGS, "FREQUENTLY ASKED QUESTIONS: MARIJUANA AND BANKING," BY THE AMERICAN BANKERS ASSOCIATION. THEY ADDRESS IT THIS WAY. ALL BANKS ARE SUBJECT TO FEDERAL LAW, WHETHER THE BANK IS A NATIONAL OR STATE-CHARTERED BANK. AT A MINIMUM, ALL BANKS MAINTAIN FEDERAL DEPOSIT INSURANCE WHICH REQUIRES ADHERENCE TO FEDERAL LAW. VIOLATIONS OF FEDERAL LAW COULD BE SUBJECT...COULD SUBJECT A BANK TO ITS LOSS OF CHARTER. THE DEPARTMENT OF JUSTICE IN AUGUST OF 2018 (SIC--2013) ISSUED A THIRD MEMO TO ADDRESS THE CURRENT CONFLICT BETWEEN STATE AND FEDERAL LAWS AND IT'S IMPORTANT TO RECOGNIZE IN THE MEMO STRESSES THAT MARIJUANA IS STILL ILLEGAL UNDER FEDERAL LAW. ALL BANKS ARE SUBJECT TO REQUIREMENTS OF THE BANK SECRECY ACT. UNDER THE BSA, BANKS MUST REPORT TO THE FEDERAL GOVERNMENT ANY SUSPICIOUS ILLEGAL ACTIVITY, WHICH WOULD INCLUDE ANY TRANSACTION ASSOCIATED WITH A MARIJUANA BUSINESS. THESE REPORTS MUST BE FILED, EVEN THOUGH THE BUSINESS IS

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OPERATING LEGITIMATELY UNDER STATE LAW. THE DEPARTMENT OF TREASURY, WHICH HAS OVERSIGHT OF THE BSA, IS CONSIDERING CHANGES TO THE REGULATIONS WHICH MIGHT ALLEVIATE SOME OF THE REQUIREMENTS TO FILE SUSPICIOUS ACTIVITY REPORTS ON EVERY TRANSACTION INVOLVING A STATE-AUTHORIZED BUSINESS, BUT IT HAS NOT YET DONE SO. FEDERAL BANKING REGULATORS HAVE NOT ISSUED GUIDANCE FOR BANKS ON THIS ISSUE. HOWEVER, FinCEN, WHICH IS THE FINANCIAL CRIMES ENFORCEMENT NETWORK, WHICH WE USE WHEN WE OPEN UP AN ACCOUNT TO IDENTIFY A CUSTOMER. WE FILE REPORTS ON CURRENCY TRANSACTIONS TO THIS AGENCY. THAT KIND OF GIVES YOU A LITTLE IDEA WHO THEY ARE. THEY ARE... [LB643]

SENATOR WATERMEIER: ONE MINUTE. [LB643]

SENATOR STINNER: ...IN THE U.S. TREASURY. BUT LET ME READ: FINANCIAL INSTITUTIONS FACE SIGNIFICANT RISK FOR VIOLATING FEDERAL LAW IF THEY OFFER BANKING SERVICES TO MARIJUANA-RELATED BUSINESSES. THE FEDERAL STATUTORY BARRIERS INCLUDE CONTROLLED SUBSTANCE ACTS, U.S.A. PATRIOT ACT, BANK SECRECY ACT, RACKETEER INFLUENCED AND CORRUPT ORGANIZATIONS ACT, AND OTHER FEDERAL STATUTES. EVEN THOUGH WE HAVE SOME KIND OF GUIDELINES, IT IS PROHIBITIVE TO TRY TO FINANCE OR TO BE INVOLVED WITH AN ACCOUNT OPENING OR AN ACCOUNT WITH A MARIJUANA BUSINESS. THAT'S WHY IN COLORADO I BELIEVE THAT THEY INSTITUTED KIND OF A BANK AT THE STATE LEVEL TO TAKE IN CASH AND BASICALLY PUSH THAT CASH BACK OUT INTO THE SYSTEM. BUT THAT'S HOW THE BANKING SYSTEM TREATS IT. THAT MAKES IT VERY DIFFICULT FOR BANKING TO BE INVOLVED AND IT CERTAINLY WOULD AGAIN PUSH THESE REGULATIONS OUT TO US. SO THANK YOU, MR. PRESIDENT. [LB643]

SENATOR WATERMEIER: THANK YOU, SENATOR STINNER. SENATOR KINTNER, YOU ARE RECOGNIZED. [LB643]

SENATOR KINTNER: THANK YOU, MR. PRESIDENT. YOU KNOW THIS IS ONE ISSUE THAT I'VE STUDIED AND I'VE LOOKED AT AND I'VE TALKED TO "TOMMY GUN," SENATOR GARRETT, QUITE A BIT ABOUT. I HAVE LISTENED TO BOTH SIDES. THE PASSION OF THE PEOPLE THAT WANT MEDICAL MARIJUANA IS PRETTY ASTOUNDING TO ME. I WISH WE HAD THAT MUCH PASSION FOR REDUCING SPENDING AND LOWERING TAXES AND GETTING GOVERNMENT OUT OF OUR LIFE. AND PASSION IS GOOD AND I LOVE PASSION, I RESPECT PASSION. I WISH MORE PEOPLE HAD PASSION IF IT WASN'T FOR A SPORTS TEAM. THEY HAD

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PASSION FOR A CAUSE OR PASSION FOR A PERSON OR PASSION FOR A CANDIDATE. I LIKE PASSION. BUT YOU KNOW, WE HAVE TO MAKE SOUND DECISIONS HERE. YOU KNOW, THINGS I LOOK FOR, AND SENATOR GARRETT REALLY POLISHED UP THIS BILL AND REALLY MADE SOME STRIDES IN TIGHTENING THIS THING UP AND MAKING SURE THIS WAS NOT TAKING US DOWN THE ROAD TO CASUAL MARIJUANA USE. AND I DON'T THINK IT IS AND THAT'S NOT HIS INTENT. HE WOULDN'T HAVE ANYTHING TO DO WITH THAT. BUT WE ALSO HAVE TO LISTEN TO DOCTORS AND SCIENTISTS AND WHATEVER AND THERE'S DOCTORS ON BOTH SIDES AND THERE'S SCIENTISTS ON BOTH SIDES AND THERE'S RESEARCH ON BOTH SIDES. AND I REALLY AM LOOKING FOR THE AMA AND MAJOR MEDICAL GROUPS TO COME OUT AND SUPPORT THIS. AND I THINK IT'S COMING. I REALLY BELIEVE IT'S COMING. I THINK WE'RE GOING DOWN THAT PATH. WE'RE GOING DOWN THE RIGHT PATH. I THINK THIS IS GOING TO COME. AS I'VE TOLD SENATOR GARRETT AND MANY OF HIS ENTHUSIASTIC, PASSIONATE SUPPORTERS, I'M JUST NOT QUITE THERE YET. I WANT TO BE THERE, BUT THERE'S AN AWFUL LOT ABOUT MARIJUANA I DON'T THINK WE KNOW. AND I THINK THERE'S GOING TO BE MORE STUDIES AND I THINK WE'RE GOING TO HAVE A BETTER IDEA OF HOW MARIJUANA FITS INTO OUR MEDICAL SYSTEM AND WHEN IT'S APPROPRIATE AND WHAT IT'S APPROPRIATE FOR AND HOW MUCH IS APPROPRIATE AND, YOU KNOW, HOW TO REGULATE THE STRENGTH OF IT AND ALL THAT STUFF THAT WE ASK OF OTHER DRUGS. WE'VE COME A LONG WAY FROM THE DITCH WEED THAT WAS SMOKED WHEN I WAS YOUNG. IT'S A DIFFERENT TIME AND IT'S A DIFFERENT PLANT NOW. SO BOTTOM LINE IS I'M JUST NOT QUITE THERE. THAT DOESN'T MAKE ME HAPPY TO SAY THAT. I HOPE TO BE THERE SOMEDAY WHEN MEDICAL SCIENCE COMES TOGETHER, WITH THE PASSION OF PEOPLE WHO WANT THIS, AND WE ALL GET ON THE SAME PAGE AND MOVE FORWARD. BUT I JUST DON'T THINK WE'RE QUITE THERE YET. I HOPE WE GET THERE. BUT TO THIS TIME AND THIS PLACE IS NOT THE TIME FOR MEDICAL MARIJUANA, IN MY OPINION. I'M ONE PERSON. AND IF...YOU KNOW THERE'S PLENTY OF PEOPLE IN MY DISTRICT THAT WANT THIS AND PLENTY OF THEM DON'T WANT IT. IT'S LIKE GAMBLING. WE'RE PROBABLY RIGHT DOWN THE MIDDLE ON THIS THING. I THINK WE'LL BE THERE SOMEDAY. I APPRECIATE EVERYTHING THAT SENATOR GARRETT HAS DONE. AND I TAKE NO PLEASURE IN OPPOSING THIS, SOMETHING HE'S WORKED THAT HARD ON. WITH THAT, MR. PRESIDENT, ANY REMAINING TIME I HAVE I'D LIKE TO YIELD TO SENATOR BRASCH. [LB643]

SENATOR WATERMEIER: SENATOR BRASCH, ONE MINUTE. [LB643]

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SENATOR BRASCH: THANK YOU, MR. PRESIDENT. AND THANK YOU, SENATOR KINTNER. ONCE AGAIN, LET'S NOT PUT THE BILL BEFORE THE SCIENCE. AND THOSE WHO ARE HARD-PRESSED, SEEING AN EMERGENCY, YOU CAN GET A COMPASSIONATE USE EXEMPTION FROM THE FDA. YOU HAVE TO HAVE THE SUPPORT OF THE PHYSICIAN AND THERE ARE NO CAPS ON THE NUMBER OF PATIENTS THAT THEY WILL ACCEPT INTO THAT PROGRAM. AND TO ADDRESS A CONCERN, I'M NOT CERTAIN IF IT WAS SENATOR HOWARD THAT RAISED IT, WHEN WE TALK ABOUT THE USE OF OPIOIDS AND USING MEDICAL MARIJUANA. A POINT WAS MADE IN A DOCUMENT THAT I READ THAT IT SAYS THAT TODAY'S SOCIETY TENDS TO THINK OF MARIJUANA AS AN HERB OR A FOOD OR ENTREPRENEURIAL OPPORTUNITY. [LB643]

SENATOR WATERMEIER: TIME, SENATOR. SENATOR BRASCH, YOU ARE NEXT IN THE QUEUE. [LB643]

SENATOR BRASCH: THANK YOU. VERY FEW--AND I'M READING--USERS AND NONUSERS THINK OF MARIJUANA AS A DRUG. OPIUM, COCAINE, ALCOHOL, LSD, AND MOST ABUSED PSYCHOACTIVE DRUGS DO COME FROM A...BOTANICAL SOURCES. AND NO ONE HAS A PROBLEM OF THINKING OF THEM AS DRUGS. SO WE DON'T KNOW IN TODAY'S CULTURE WHAT WE'RE DEALING WITH SPECIFICALLY. AND TO THE FACT THAT FROM THE LEARN--LEGISLATIVE EDUCATION AWARENESS AND RESOURCE NETWORK--SPEAKING OF SEEING IF OPIATE DEATHS ARE DECREASING BECAUSE OF MEDICAL MARIJUANA, IT STATES THAT DESPITE THE FACT THAT THE AUTHORS OF THE STUDY EXPLICITLY STATE THAT A DIRECT CASUAL LINK BETWEEN MEDICAL MARIJUANA LEGALIZATION AND DECREASED OPIOID OVERDOSE DEATHS, IT CANNOT BE ESTABLISHED YET. MOST RESEARCH NEEDS TO BE DONE IN ORDER TO SUBSTANTIATE THIS PARTICULAR BENEFIT OF MEDICAL MARIJUANA LEGALIZATION. MANY OTHER FACTORS MAY BE AT PLAY AND THESE FACTORS INCLUDING, BUT NOT LIMITED TO, THE INCONSISTENT WAY WHICH STATES REPORT OVERDOSE DEATHS, OF THE TIMING OF THESE STATES' IMPLEMENTATION OF A PRESCRIPTION DRUG MONITORING PROGRAM THAT USED TO CURB OPIOID OVERDOSE ABUSE. THE BOTTOM LINE IS THAT THESE STATES ARE STILL A LONG WAY FROM KNOWING CONCLUSIVELY THAT MEDICAL MARIJUANA CAN HELP PREVENT OPIOID OVERDOSE DEATH, BUT THAT IS NOT WHAT ONE WILL HEAR THE LOUDEST VOICES SAY. SO THE STUDIES ARE STILL OUT THERE. THEIR INFORMATION IS STILL OUT THERE. LIKE OPIUM, COCAINE, ALCOHOL, LSD, THOSE COME FROM A BOTANICAL SOURCE AS WELL. IN DECEMBER OF 2015 THE AMERICAN EPILEPSY SOCIETY WROTE A LETTER TO THE NEBRASKA LEGISLATURE STATING THEIR REASONS FOR WHY THEY OPPOSE THIS BILL AND APPLAUD OUR THOUGHTFUL

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AND MEASURED APPROACH TO THE ISSUE. AND I QUOTE: THE AMERICAN EPILEPSY SOCIETY IS THE LEADING U.S. ORGANIZATION OF CLINICAL AND RESEARCH PROFESSIONALS, SPECIALIZING IN THE DIAGNOSIS AND TREATMENT OF PEOPLE WITH EPILEPSY, WITH MORE THAN 3,800 MEMBERS ENGAGED IN ALL ASPECTS OF EPILEPSY. THE LARGE NUMBER OF TREATMENT-RESISTANT CASES EMPHASIZES THE URGENCY OF BRINGING FORTH NEW TREATMENTS FOR EPILEPSY, BUT THOSE TREATMENTS MUST BE PROVEN SAFE AND EFFECTIVE IN ORDER TO BE TRULY HELPFUL TO PEOPLE WITH EPILEPSY. DESPITE THE PRESSURE OF ANECDOTAL EVIDENCE PREVALENT IN POPULAR PRESS AND SOCIAL MEDIA FOR THE PAST TWO YEARS, THE AMERICAN EPILEPSY SOCIETY HAS BEEN OPPOSED TO THE EXPANDED USE OF MEDICAL MARIJUANA AND ITS DERIVATIVE, CBD, IN THE TREATMENT OF CHILDREN WITH SEVERE EPILEPSY. AT THIS TIME THERE IS NO EVIDENCE FROM CONTROLLED TRIALS THAT STRONGLY SUPPORT THE USE OF MARIJUANA FOR TREATMENT OF EPILEPSY. OUR OPPOSITION IS INFORMED BY THE LACK OF AVAILABLE RESEARCH AND IS SUPPORTED BY THE POSITION STATEMENTS FROM THE AMERICAN ACADEMY OF NEUROLOGY, THE AMERICAN ACADEMY OF PEDIATRICS, AND THE AMERICAN MEDICAL ASSOCIATION. [LB643]

SENATOR WATERMEIER: ONE MINUTE. [LB643]

SENATOR BRASCH: THE NEED FOR MORE RESEARCH IS CONSISTENT FROM NEARLY EVERY MEDICAL SOCIETY IN THE UNITED STATES. TO HELP ADVANCE RESEARCH, THE AMERICAN EPILEPSY SOCIETY HAS REQUESTED THE FDA RESCHEDULE MARIJUANA FOR EASE OF CLINICAL STUDIES. THANK YOU, MR. PRESIDENT. AND THANK YOU, COLLEAGUES. [LB643]

SENATOR WATERMEIER: THANK YOU, SENATOR BRASCH AND SENATOR KINTNER. THOSE IN THE QUEUE WISHING TO SPEAK: SENATOR KUEHN, SENATOR KEN HAAR, SENATOR HILKEMANN, SENATOR WILLIAMS, AND OTHERS. SENATOR KUEHN, YOU ARE RECOGNIZED. [LB643]

SENATOR KUEHN: THANK YOU, MR. PRESIDENT. AND THANK YOU, COLLEAGUES. THIS IS ONE OF THOSE ISSUES WHICH, IF YOU VISIT IN MEDICAL CIRCLES AND SCIENTIFIC CIRCLES AND IF YOU WIDEN THAT INTO THE GREATER REALM AND DISCIPLINE OF BIOETHICS, IT GETS COMPLICATED, IT GETS DIVISIVE, AND IT CERTAINLY BRINGS IN OPPONENTS AND PROPONENTS WITH EQUALLY VALID ARGUMENTS ON EITHER SIDE. WHEN WE START BRINGING THAT KIND OF DISCUSSION IN WHICH THE SCIENCE IS NOT SETTLED, IN WHICH THE BIOETHICS

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REGARDING THE USE OF MEDICAL MARIJUANA ARE NOT SETTLED, AND BRING IT INTO THE POLITICAL ARENA, COMPLICATE IT WITH ITS ROLE AS A SOCIAL ISSUE AS WELL, AND IT LEADS TO A FAIRLY COMPLICATED AND AT TIMES CONFUSING DEBATE WHEN TRYING TO ARRIVE AT POLICY DECISIONS. WHAT I WANT TO FOCUS ON A LITTLE BIT IN TERMS OF MY DISCUSSION WITH REGARD TO LB643 AND MY REASON FOR MY OPPOSITION TO THE UNDERLYING BILL AND THE CONCEPTS REVOLVE PRIMARILY AROUND HOW AND WHAT WE DO KNOW SCIENTIFICALLY ABOUT THE USE AND IMPLEMENTATION OF MEDICAL MARIJUANA, AND ULTIMATELY, THE ETHICS SURROUNDING THE USE OF IT AS A COMPASSIONATE CARE, UNPROVEN, UNAPPROVED MECHANISM WITH REGARD TO ITS UTILIZATION BY PHYSICIANS IN TERMS OF ITS DOSAGE, IN TERMS OF ITS FORMULATION, IN TERMS OF HOW OFTEN IT'S ADMINISTERED, AS WELL AS PROTECTING PATIENT SAFETY, WHICH ULTIMATELY IS THE GOAL OF ALL OF OUR THERAPEUTIC INTERVENTIONS. ULTIMATELY, THAT PREMISE OF THE HIPPOCRATIC OATH--DO NO HARM--HAS TO BE AT THE FOREFRONT OF EVERYTHING WE DO THERAPEUTICALLY. WHEN WE TALK ABOUT MEDICAL MARIJUANA AND WHATEVER FORMULATION THAT IS, WHETHER IT'S IN AN OIL, WHETHER IT IS IN A PILL FORM, OR OTHERS, ONE OF THE COMPLICATING FACTORS THERAPEUTICALLY IS JUST THE VERY NATURE OF ITS HERBAL ORIGIN AND THE FACT THAT THERE IT IS COMPOSED OF A WIDE VARIETY OF COMPOUNDS. NOW, THERE ARE EXPERIMENTAL MODELS UTILIZING SPECIFIC OILS, SPECIFIC EXTRACTS IN WHICH WE'RE MOVING FORWARD IN THE SCIENCE. BUT RIGHT NOW, BECAUSE OF THE HAPHAZARD PATCHWORK OF REGULATIONS STATE BY STATE, THE LACK OF FDA APPROVAL, ITS CLASSIFICATION AS A SCHEDULE I DRUG, AND TRULY THE LACK OF ANY SORT OF CONSISTENT GUIDELINES FOR PRESCRIBING ON THE PART OF HEALTHCARE PROFESSIONALS, MEANING THAT DIFFERENT CONDITIONS HAVE A WIDE VARIETY OF DIFFERENT DOSAGES RECOMMENDED, A WIDE VARIETY OF FORMULATIONS RECOMMENDED, AND TRULY A HAPHAZARD BODY OF KNOWLEDGE WITH REGARD TO BOTH THE EFFICACY AS WELL AS THE SAFETY OF MEDICAL MARIJUANA COMPONENTS, IT BECOMES VERY CHALLENGING TO DEVELOP A POLICY WHICH ULTIMATELY PROTECTS PATIENT SAFETY WHILE AT THE SAME TIME REACHING SOME SORT OF THERAPEUTIC GOAL. IN CLINICAL SCIENCE AND IN CLINICAL MEDICINE, WHEN WE'RE LOOKING AT A WIDE VARIETY OF MEDICAL KNOWLEDGE AND A WIDE VARIETY OF STUDIES, WE DO SOMETHING CALLED A META-ANALYSIS. AND WHAT A META-ANALYSIS ATTEMPTS TO DO IS TAKE A LOT OF DIFFERENT STUDIES AND DETERMINE AND DISTILL DOWN WHAT POTENTIALLY CONTRADICTORY EVIDENCE MAY SAY. THE META-ANALYSIS, WHEN IT COMES TO THE ISSUE OF MEDICAL MARIJUANA, IS ALMOST IMPOSSIBLE TO PERFORM, BECAUSE A MAJORITY OF THE STUDIES OUT THERE RELY ON

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ANECDOTAL EVIDENCE AND CASE REPORTS. THE NUMBER OF ACTUAL CONTROLLED STUDIES OF SPECIFIC COMPONENTS AND SUBCOMPONENTS OF MEDICAL CANNABIS ARE SIMPLY NOT AVAILABLE. AND THE SETTING IN WHICH THEY ARE GOING TO BE UTILIZED IN WHICH THE DATA IS COLLECTED IS SO VARIABLE, IT MAKES IT ALMOST IMPOSSIBLE TO DERIVE ANY SORT OF RATIONAL CONCLUSION. [LB643]

SENATOR WATERMEIER: ONE MINUTE. [LB643]

SENATOR KUEHN: THANK YOU, MR. PRESIDENT. SO HERE'S WHAT WE DO KNOW. THE ONE THING WE DO KNOW ABOUT MEDICAL MARIJUANA AND MARIJUANA IN GENERAL IS THE EFFECT ON THE ADOLESCENT BRAIN. WE KNOW THAT IT HAS SIGNIFICANT EFFECTS IN INTERFERING WITH THE ENDOCANNABINOID SYSTEM WITHIN THE BRAIN AND A SERIES OF NEUROTRANSMITTERS THAT ARE UTILIZED FOR CONDUCTING ALL KINDS OF INFORMATION, NOT JUST THE HIGH OR THE PSYCHOACTIVE EFFECT BUT PERCEPTION OF PAIN, FORMATION OF MEMORIES, AND DEVELOPMENT OF SYNAPTIC MEMBRANES. BECAUSE WE DO KNOW THAT THERE IS A POTENTIAL DELETERIOUS EFFECT DUE TO THE USE, ESPECIALLY IN ADOLESCENTS, WHETHER THAT'S THERAPEUTIC OR RECREATIONAL, I DON'T HAVE CONFIDENCE IN CONDUCTING A PUBLIC POLICY EXPERIMENT WITH NEBRASKA CITIZENS THAT IS NOT IN A CONTROLLED FASHION, THAT IS NOT IN A FASHION THAT REGULATES NOT ONLY THE ROUTE ADMINISTRATION BUT ALSO THE OUTCOMES AND PROVIDES AN EFFECTIVE MECHANISM WHEN THE THERAPEUTIC INTERVENTION DOES NOT WORK OR PREVENTS COMPLICATIONS FOR PATIENT SAFETY. I'M HAPPY TO DISCUSS IN FURTHER TIMES WITH COLLEAGUES ABOUT THE SCIENCE BEHIND IT. [LB643]

SENATOR WATERMEIER: TIME, SENATOR. [LB643]

SENATOR KUEHN: THANK YOU VERY MUCH, MR. PRESIDENT. [LB643]

SENATOR WATERMEIER: THANK YOU, SENATOR KUEHN. (VISITORS INTRODUCED.)
SENATOR KEN HAAR, YOU ARE RECOGNIZED. [LB643]

SENATOR HAAR: MR. PRESIDENT, MEMBERS OF THE BODY, I CALL THE QUESTION.
[LB643]

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SENATOR WATERMEIER: THE QUESTION HAS BEEN CALLED. DO I SEE FIVE HANDS? I DO NOT. CONTINUE ON THE QUEUE. THE CHAIR'S RULING IS THERE HAS NOT BEEN FULL AND FAIR DEBATE. THERE'S SEVERAL MEMBERS IN THE QUEUE THAT HAVE NOT SPOKEN YET. THOSE IN THE QUEUE: SENATOR HILKEMANN, SENATOR WILLIAMS, AND SENATOR JOHNSON. SENATOR HILKEMANN, YOU ARE RECOGNIZED. [LB643]

SENATOR HILKEMANN: THANK YOU, MR. SPEAKER. I'M WONDERING IF SENATOR HOWARD WOULD TAKE A COUPLE QUESTIONS FROM ME. [LB643]

SENATOR WATERMEIER: SENATOR HOWARD FOR A QUESTION. [LB643]

SENATOR HOWARD: I WOULD BE HAPPY TO. [LB643]

SENATOR HILKEMANN: FIRST OF ALL, LET ME COMPLIMENT YOU ON THE GREAT WORK THAT YOU'VE DONE ON THIS AND BREAKING THIS DOWN. THIS IS VERY HELPFUL AND I APPRECIATED THAT. JUST A COUPLE OF QUESTIONS HERE I WANT TO...THAT I WANT TO GET ON THE RECORD HERE. WHEN WE TALK...YOU'RE TALKING ABOUT USING LICENSED PHYSICIANS WITH THIS. ARE YOU LOOKING AT M.D., D.O. PHYSICIANS OR ARE YOU LOOKING AT OTHER PRACTITIONERS, HEALTHCARE PRACTITIONERS THAT CAN PRESCRIBE THIS? [LB643]

SENATOR HOWARD: MY INTENTION WAS ONLY M.D., D.O. [LB643]

SENATOR HILKEMANN: OKAY. YOU ALSO TALK ABOUT PHARMACIES. ARE WE TALKING ABOUT OUR CORNER WALGREENS OR NEIGHBORHOOD PHARMACY? [LB643]

SENATOR HOWARD: NO, SIR. WITHIN THE BILL, IT CREATES AN ENTIRE SPECIALTY DISPENSARY CALLED A COMPASSION CENTER AND DISPENSARY THAT WOULD HAVE TO EMPLOY A LICENSED PHARMACIST. AND THAT IS THE ONLY PLACE WHERE MEDICINAL MARIJUANA WOULD BE ALLOWED TO BE DISPENSED. [LB643]

SENATOR HILKEMANN: I THOUGHT THAT WAS THE ANSWER TO THAT QUESTION. BUT YOU ARE SAYING THEY WOULD HAVE TO BE A REGISTERED PHARMACIST. [LB643]

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SENATOR HOWARD: YES, SIR. [LB643]

SENATOR HILKEMANN: OKAY. AND DO THE PHARMACISTS THEMSELVES MAKE THE DECISION AS TO THE TYPE OF THE...THE TYPE OF MARIJUANA THAT'S GOING TO BE DISPENSED AND THE DOSAGE LEVEL? WHO DETERMINES THAT? [LB643]

SENATOR HOWARD: THAT'S A VERY GOOD QUESTION AND THAT'S AN AREA WHERE THE BILL HAS CHANGED, ALTHOUGH IT SEEMS LIKE A SMALL CHANGE TO FOLKS WHO ARE NOT HEALTHCARE PRACTITIONERS OR INDIVIDUALS WHO WORK IN THE HEALTHCARE FIELD. IN NEBRASKA, PHARMACISTS ARE NOT ALLOWED TO TITRATE OR DETERMINE DOSAGE AND SO THIS AMENDMENT ALIGNS THE WORK OF PHYSICIANS AND PHARMACISTS WITHIN THE MEDICAL CANNABIS ACT WITH OUR CURRENT PRACTICE ACT. SO ONLY AN M.D. OR D.O. CAN MAKE RECOMMENDATION FOR TREATMENT. THAT INCLUDES DOSAGE. AND A PHARMACIST IS ONLY ALLOWED TO DISPENSE. [LB643]

SENATOR HILKEMANN: WILL THE PHYSICIANS WHO CHOOSE TO DO THIS, DISPENSE THIS, WILL THEY HAVE TO HAVE CERTAIN CERTIFICATION FOR DISPENSING? [LB643]

SENATOR HOWARD: BECAUSE PHYSICIANS IN THE STATE OF NEBRASKA HAVE AN UNLIMITED SCOPE OF PRACTICE AND A MUCH BROADER RANGE OF EDUCATIONAL REQUIREMENTS, WE DO NOT ADD ANY ADDITIONAL CERTIFICATION BECAUSE THEY HAVE SUCH A BROAD BACKGROUND IN PHARMACOLOGY ALREADY. [LB643]

SENATOR HILKEMANN: SO THEY CAN, AS I UNDERSTAND, I THINK, WHAT THE CONVERSATION WAS ALREADY, WE HAVE...THERE'S HUNDREDS OF DIFFERENT VARIETIES THAT THIS COULD COME IN. THE PHYSICIANS ON DAY ONE WOULD BE ABLE TO PRESCRIBE THIS. IS THAT CORRECT? [LB643]

SENATOR HOWARD: YOU KNOW, THEY WOULD BE ABLE TO, BUT I DON'T BELIEVE THERE'S ANY PHYSICIAN IN THE STATE OF NEBRASKA WHO WOULD PRESCRIBE SOMETHING THAT THEY DON'T FEEL COMFORTABLE WITH. THAT'S WHY WE REQUIRE THE MANUFACTURERS TO TELL THE DEPARTMENT WHAT THEY'RE MANUFACTURING AND ITS RECOMMENDED DOSAGE AND RECOMMENDED QUALIFYING DIAGNOSIS THAT WOULD GO ALONG WITH THAT TYPE OF MEDICINAL MARIJUANA. MY UNDERSTANDING IS THAT THERE ARE 85 OPTIONS FOR CANNABINOID OILS THAT ARE AVAILABLE, AND I'M CERTAIN THERE ARE NO

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PRACTITIONERS WHO WOULD PRESCRIBE WITHOUT FULL KNOWLEDGE OF THE BENEFITS AND THE POTENTIAL DOWNSIDES OF THAT RECOMMENDATION. [LB643]

SENATOR HILKEMANN: WELL, I AGREE WITH YOU, SENATOR. I'M SURE THAT THEY WOULDN'T. BUT THE POSSIBILITY COULD BE THAT THEY...THAT WE COULD HAVE SOME OUTLIER TYPE PHYSICIANS THAT COULD BE CERTIFIED FOR THIS. OR THERE'S NOT GOING TO BE ANY SPECIAL CERTIFICATION FOR THE PHYSICIANS THAT CHOOSE TO PRESCRIBE THIS? IS THIS CORRECT? [LB643]

SENATOR WATERMEIER: ONE MINUTE. [LB643]

SENATOR HOWARD: NO, SIR. BUT I WOULD BE CONCERNED ABOUT THE IMPLICATION THAT THERE ARE PHYSICIANS IN THE STATE OF NEBRASKA WHO ARE PRESCRIBING WITHOUT FULL KNOWLEDGE OF THE PHARMACOLOGY THAT THEY'RE PRESCRIBING. [LB643]

SENATOR HILKEMANN: UH-HUH. OKAY. THANK YOU. THE OTHER QUESTION I WOULD...THANK YOU, SENATOR. I JUST APPRECIATE YOUR WORK WITH THIS. AND THIS IS AN ISSUE THAT I HAVE REALLY WRESTLED WITH, BECAUSE BEING IN THE MEDICAL PROFESSION ITSELF, I'M GOING TO RECOMMEND TO THOSE OF YOU WHO HAVE...IF YOU HAVE SOME TIME OVER THE SUMMER AND IF WE'RE STILL DEALING WITH THIS, WE HAVEN'T DONE ANYTHING, GOING TO RECOMMEND TO YOU BOOK THAT I READ OVER THE SUMMER WHICH I THOUGHT WAS VERY GOOD. IT WAS CALLED WEED THE PEOPLE BY BRUCE BARCOTT, AND IT'S A VERY GOOD READ. IT'S GOT A GOOD SENSE OF HUMOR. HE'S A PERSON WHO WENT...DID THE WHOLE THING, UTILIZATION. I THOUGHT IT WAS A VERY THOUGHTFUL BOOK. HE ENDS UP THINKING THAT WE OUGHT TO JUST LEGALIZE IT ALL THE WAY. THAT'S WAS WHAT I HEARD FROM NCSL ALSO, THAT IF YOU'RE GOING TO DO THIS DO, GO THE WHOLE DISTANCE... [LB643]

SENATOR WATERMEIER: TIME, SENATOR. [LB643]

SENATOR HILKEMANN: ...BECAUSE THERE'S TOO MUCH OTHER PROBLEMS WITH IT. THANK YOU, MR. SPEAKER. [LB643]

SENATOR WATERMEIER: THANK YOU, SENATOR HILKEMANN. SENATOR WILLIAMS, YOU ARE RECOGNIZED. [LB643]

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SENATOR WILLIAMS: THANK YOU, MR. SPEAKER. AND AGAIN, GOOD EVENING, COLLEAGUES. I APPRECIATE THE DEBATE THAT'S GOING ON AND THE KNOWLEDGE THAT'S BEING SHARED WITH EVERYONE THIS EVENING ON THIS IMPORTANT TOPIC. ONE OF THE THINGS I WANTED TO SPEND JUST A FEW MINUTES TALKING ABOUT IS HOW WE GOT TO WHERE WE ARE TODAY FROM WHERE WE STARTED BACK IN JANUARY OF 2015, AND RECOGNIZING THAT THE BILL THAT WE ARE TALKING ABOUT TODAY HAS VERY LITTLE RESEMBLANCE, EXCEPT IT STILL DEALS WITH MEDICAL MARIJUANA, THAN THE BILL THAT WE HAD A PUBLIC HEARING ON. HERE IS THE CHRONOLOGY. AND SENATOR McCOY MENTIONED SOME OF THIS. I THINK HE MENTIONED THAT HE THOUGHT THIS WAS ON ITS FOURTH ITERATION. THE PART THAT SENATOR McCOY DOES NOT REALIZE IS THAT THERE WERE TWO ITERATIONS THAT HAPPENED IN THE COMMITTEE. SO THIS BILL WAS FIRST INTRODUCED ON JANUARY 21 BY SENATOR GARRETT, AND THEN THE DAY BEFORE THE HEARING, WHICH WAS MARCH 6, BUT ON MARCH 5, THE DAY BEFORE THE HEARING, SENATOR GARRETT FILED A COMPLETE WHITE COPY AMENDMENT TO THE ORIGINAL LB643. THAT WAS ON MARCH 5. THEN ON MARCH 16, YOU KNOW, BASICALLY 11 DAYS LATER, SENATOR GARRETT SUBMITTED ANOTHER FULL WHITE COPY AMENDMENT, AM876, TO THE JUDICIARY COMMITTEE. LATE IN MARCH, SENATOR GARRETT CAME BACK AND WITHDREW AM876 AND ASKED THAT WE GO BACK TO AM680. AND THEN WE WERE GETTING CLOSE TO DEBATE ON THIS AND THEN WE HAD SENATOR COASH STEP IN. AND SENATOR COASH INTRODUCED AM1254 ON APRIL 20. YOU KNOW, NOW WE'RE ALMOST SIX WEEKS FOLLOWING WHEN WE HAD THE HEARING ON THE BILL. AND THIS AMENDMENT WENT TO A COMPLETE DIFFERENT PLACE. IT TOOK ON WHAT HAS COMMONLY BEEN CALLED IN HERE THE MINNESOTA MODEL, COPYING A GREAT DEAL ABOUT WHAT WAS IN THE LAW AND PASSED IN MINNESOTA THE PREVIOUS YEAR. AND NOW OF COURSE, TODAY WE HAVE PRESENTED AM2599 BY SENATOR HOWARD. SO THIS IS NOW OUR SIXTH ITERATION OF A MEDICAL MARIJUANA BILL, NOW CONTINUED TO BE PATTERNED SOMEWHAT AFTER THE MINNESOTA EXPERIMENT. AND THE MINNESOTA EXPERIMENT HAS SOME INTERESTING THINGS AND WE HAVE DONE SOME WORK ON CHECKING HOW THAT HAS GONE IN MINNESOTA. AND THEY HAVE BEEN AT THIS FOR NOT TOO LONG NOW BUT CERTAINLY OVER A YEAR, MAYBE CLOSER TO A YEAR AND A HALF. AT THE PRESENT TIME, THERE ARE 1,190 PEOPLE, 1,190 PEOPLE THAT ARE ENROLLED IN THE MINNESOTA PLAN. THAT IS OUT OF 5.5 MILLION RESIDENTS IN MINNESOTA. IF WE WERE TO USE THAT SAME TYPE OF ENROLLMENT STATISTIC FOR NEBRASKA, BASED ON OUR POPULATION, WHICH IS MUCH LESS THAN MINNESOTA, WE WOULD HAVE SOMEWHERE AROUND, POTENTIALLY, 390 PEOPLE... [LB643]

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SENATOR WATERMEIER: ONE MINUTE. [LB643]

SENATOR WILLIAMS: ...THAT WOULD SIGN UP FOR THE REGISTRY. NOW, MINNESOTA IS, BECAUSE OF THE SITUATION, HAVING TO MAKE SOME SIGNIFICANT CHANGES, BECAUSE THEIR LEGISLATION IS COSTING MORE THAN THEY ASSUMED IT WOULD COST. THE DISTRIBUTORS AND THE MANUFACTURERS ARE NOT MAKING ANY MONEY SO THEY'RE CHARGING HIGHER RATES. AND THEY'VE NOW GONE BACK AND CHANGED THE DEFINITION OF THOSE MEDICAL CONDITIONS THAT QUALIFY TO INCLUDE PAIN. AND THEY ARE HOPING THAT THAT SIGNIFICANTLY INCREASES THE NUMBER OF PEOPLE THAT WILL BE ON THE REGISTRY. I THINK AGAIN WHAT WE HAVE IS THE SIXTH ITERATION OF A PROPOSAL THAT IS SUBSTANTIALLY DIFFERENT THAN WE HAD THE HEARING ON. AND IT'S BASED ON A MODEL IN MINNESOTA THAT IS STRUGGLING TO WORK, AT BEST. [LB643]

SENATOR WATERMEIER: TIME, SENATOR. [LB643]

SENATOR WILLIAMS: THANK YOU, MR. PRESIDENT. [LB643]

SENATOR WATERMEIER: THANK YOU, SENATOR WILLIAMS. SENATOR JOHNSON, YOU ARE RECOGNIZED. [LB643]

SENATOR JOHNSON: THANK YOU AGAIN, MR. PRESIDENT. I WANT TO TALK ABOUT A COUPLE THINGS THAT HIT PRETTY CLOSE TO HOME FOR ME. ONE OF THEM IS THE FACT THAT OUR DAUGHTER AND HER FAMILY LIVE SIX MILES FROM THE COLORADO LINE, JUST UP THE ROAD FROM SENATOR HUGHES. AND THE TRAFFIC GOING DOWN HIGHWAY 23, I DOUBT WHETHER THEY'RE ALL STOPPING IN VENANGO AND GOING TO THE BAR FOR SUPPER OR A MEAL; A LOT OF THEM TRAVELING ON INTO COLORADO AND BEYOND. THAT SAME TRAFFIC COMES BACK THAT SAME WAY. AND I KNOW THERE'S CONCERNS OUT THERE WITH LAW ENFORCEMENT. YOU KNOW, THIS THING LEADS TO SOMETHING ELSE IS WHAT I'M GETTING AT. ANOTHER INCIDENT, NO, ANOTHER SITUATION THAT HITS CLOSE TO HOME TO ME, A CLASSMATE WENT TO THE SAME SCHOOL THAT I DID, SAME SCHOOL AS TOM CARLSON, FORMER SENATOR CARLSON, FORMER SENATOR ED SCHROCK, TOM OSBORNE'S WIFE, NANCY TEDERMAN. ALL OF US WENT TO HOLDREGE. HER FATHER WENT THERE THE SAME TIME I DID. SHE HAS BEEN OUT IN THE ROTUNDA TODAY. SHE'S THE ONE WITH THE CHAIR AND THE GUIDE DOG. I HAD A LOT OF CONVERSATIONS WITH HER. HER COUSIN GOES TO THE SAME CHURCH THAT I GO TO IN WAHOO. SO I FEEL THE HURT AND I FEEL

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THE CONCERN. AND WE'RE TRYING TO GET THERE AND I THINK AT SOME POINT WE WILL. LAST YEAR, WE WERE DISCUSSING TWO BILLS. I DON'T REMEMBER THE NUMBER OF THE BILL THAT WE PASSED. IT WAS SENATOR CRAWFORD'S BILL THAT AUTHORIZED THE PILOT STUDY AT UNMC. AND AT THE SAME TIME, WE WERE PONDERING OR GOING TO PONDER LB643. AND LB643 ALREADY HAD OTHER AMENDMENTS, AS OUR SPEAKERS HAVE TOLD US BEFORE. AND I THINK THERE WAS JUST KIND OF A...SOMEWHAT OF A RELIEF THAT CAME OVER THE BODY WHEN SENATOR HOWARD'S...OR SENATOR CRAWFORD'S BILL PASSED WITH THE PILOT PROGRAM LOOKING AT MORE SCIENCE, LOOKING AT OPPORTUNITIES TO DISPERSE AS THE MEDICAL CENTER SEES FIT. AND I THINK THAT'S PROBABLY WHEN WE ALL KIND OF SAT BACK AND SAID, LET'S STAY WITH THAT. FOLLOWING THAT, LB643 JUST DID NOT GET A LOT OF MOMENTUM. I'M NOT SURE IT'S PICKED UP A LOT OF MOMENTUM OTHER THAN IT'S GOT TWO NEW AMENDMENTS ADDED TO IT NOW. AGAIN, I THINK WE'RE GETTING CLOSER, BUT I THINK WE STILL WANT TO LOOK AT WHAT UNMC CAN DO, KEEP IT THAT TIGHT AND MAYBE TRY AND EXPAND THAT IF THEY'RE HAVING SOME SUCCESSES THERE. SO I'M STILL LOOKING FOR SOME STRENGTH WITHIN MYSELF TO HELP OUT THE PEOPLE THAT ARE HURTING, AND I UNDERSTAND THAT, BUT I THINK I'M JUST A LITTLE BIT ON THE SOFT SIDE AS WE LOOK AT LB643. THANK YOU, MR. SPEAKER...OR PRESIDENT. [LB643]

SENATOR WATERMEIER: THANK YOU, SENATOR JOHNSON. SENATOR BRASCH, YOU'RE RECOGNIZED. AND THIS IS YOUR THIRD TIME. [LB643]

SENATOR BRASCH: THANK YOU, MR. PRESIDENT. AND I'M AWARE IT'S MY THIRD TIME. BUT I DO HAVE SOME VERY IMPORTANT INFORMATION THAT I DO WANT TO KEEP GOING IF POSSIBLE. AND PERHAPS WE WILL COME TO A VOTE. BUT EARLIER I HAD READ ABOUT THE AMERICAN EPILEPSY SOCIETY AND THEY ARE VERY SUPPORTIVE OF THE COMPASSIONATE USE PROGRAM. AND I'VE BEEN TOLD THAT APPARENTLY THERE HAS BEEN CONTACT FOR SOME WITH CONGRESSMAN FORTENBERRY'S OFFICE AND THAT HAS BEEN BACK IN SEPTEMBER, OCTOBER. FOR OUR CONSTITUENTS, I WOULD SUGGEST CONTACT THOSE WHO YOU ELECTED TO COME HERE. WE FOLLOW UP MANY TIMES AND WORK SIDE BY SIDE WITH OUR ELECTED FEDERAL OFFICIALS IN HELPING TO NAVIGATE THE FEDERAL SYSTEM. WE'VE MADE MANY CALLS, E-MAILS ON VARIOUS MATTERS, AND I WOULD ENCOURAGE YOU TO, YOU KNOW, HAVE A FOLLOW-UP AND HAVE SOMEONE FOLLOW UP FOR YOU AND WORK ON A TIME LINE RATHER THAN NOT. AND THE AMERICAN EPILEPSY SOCIETY RECOMMENDS YOU DO CONTACT THEM. AND THEY ARE ALSO STATING THAT CURRENTLY THE PRODUCTS THAT ARE USED IN COLORADO, THEY DON'T MEET THE DEFINITION OF EXPANDED OR

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COMPASSIONATE USE. AND THE FDA DOES REQUIRE THE COMPASSIONATE USE THERAPIES TO MEET THE SAME CRITERIA AS AN INVESTIGATIONAL NEW DRUG, WHICH REQUIRES STANDARD PURITY CONTENT, AND CONTENT UNIFORMITY FOR TESTING OF THE PRODUCT, AND ADHERENCE TO GOOD MANUFACTURING PROCESSES. BECAUSE THE PRODUCTS THAT ARE OUT THERE AT THIS POINT LACK CONSISTENT PURITY, IT IS DIFFICULT TO APPROVE SOMETHING BY THE FDA, AND THAT'S WHAT WE'RE TRYING TO PUSH THE FEDERAL GOVERNMENT TO MOVE FORWARD. I WOULD TELL COLLEAGUES HERE, LET'S NOT BE THE ONES THAT PUSH THE BILL BEFORE THE SCIENCE. THE SCIENCE IS VERY, VERY IMPORTANT HERE. AND BECAUSE THE SCIENCE IS NOT CONCLUSIVE, WE HAVE TO BE CAREFUL. AND EARLIER, TO THE AMENDMENT THAT SAYS A DISPENSER OR LICENSED PHARMACIST OR NOT, THE PHARMACISTS, HOW DO THEY UNDERSTAND THE PHARMACOLOGY OF MARIJUANA? EVEN IF THERE ARE PHYSICIANS WHO ARE PRESCRIBING THE DRUGS FOR WHICH THEY DO NOT UNDERSTAND, HOW IS IT THAT THE PHARMACIST IS EXPECTED TO UNDERSTAND IT? AND THEN HOW CAN THE PATIENT ASK QUESTIONS OF THE PHARMACIST BECAUSE THE SCIENCE ISN'T CONCLUSIVE AND THE MECHANISM OF ACTION OF MEDICAL MARIJUANA IS NOT PURELY KNOWN OF ITS EFFECTS, ITS PROPER DOSAGE, AND ITS INTERACTION WITH OTHER DRUGS? I QUESTION, AND I GUESS SOMEONE COULD ASK SENATOR HOWARD, IS ARE THEY STUDYING IN THE PHARMACY TEXTBOOKS THE...IS IT TAUGHT IN MEDICAL SCHOOLS ABOUT MEDICAL MARIJUANA... [LB643]

SENATOR WATERMEIER: ONE MINUTE. [LB643]

SENATOR BRASCH: ...AND ITS COMPLETE EFFECTS AND ITS EXPECTATIONS? YOU KNOW, WE ARE LOOKING AT SOMETHING THAT WE ARE PUSHING A BILL BEFORE THE SCIENCE. AND AGAIN, THERE IS THE RULE OF LAW. YOU READ IN THE PAPER, YOU KNOW, FROM SENATORS HERE ON THE FLOOR THAT WE SUPPORTED OR SOME SUPPORTED LB268, THE REPEAL OF CAPITAL PUNISHMENT, BECAUSE THE DRUGS WERE NOT FDA APPROVED. WELL, WE'RE ALSO LOOKING AT THIS. THESE DRUGS ARE NOT FDA APPROVED. YOU KNOW, HOW CAN WE SUPPORT THIS AND NOT SUPPORT THE OTHER? IT SEEMS THAT THE RULE OF LAW IS VERY CONTRADICTORY. COLLEAGUES, PLEASE DO SOME RESEARCH. THERE IS SO MUCH VERY INTERESTING INFORMATION. BUT LET'S NOT MOVE THE BILL BEFORE THE SCIENCE IS THERE. THANK YOU, MR. PRESIDENT. AND THANK YOU, COLLEAGUES. [LB643 LB268]

SENATOR WATERMEIER: THANK YOU, SENATOR BRASCH. SENATOR CRAIGHEAD, YOU ARE RECOGNIZED. [LB643]

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SENATOR CRAIGHEAD: THANK YOU, MR. PRESIDENT. AND GOOD EVENING, COLLEAGUES. THIS IS MY FIRST TIME UP ON THE FLOOR TODAY, SO HI. I'D LIKE TO THANK SENATOR HOWARD AND SENATOR MELLO FOR THEIR AMENDMENTS, AND ALSO TO SENATOR GARRETT, THE VERY PROUD SPONSOR OF LB643, THE BILL WE'RE DISCUSSING NOW. SOME OF YOU MAY KNOW I DO HAVE A BACHELOR OF SCIENCE DEGREE IN MEDICAL TECHNOLOGY AND WORKED AS A CLINICAL LABORATORY SCIENTIST IN HOSPITAL LABORATORIES FOR YEARS. NO, I'M NOT A PHYSICIAN BUT I HAVE A PRETTY DOGGONE GOOD HEALTHCARE BACKGROUND. I ALSO HAVE FOUR M.D.s IN MY FAMILY, TWO OF WHICH ARE MY IDENTICAL TWIN BROTHERS, AND WE'VE HAD A LOT OF DISCUSSION ABOUT MEDICAL MARIJUANA. ANOTHER RELATIVE IS AN ANESTHESIOLOGIST. WHEN WE'RE TALKING ABOUT THIS, I THINK WE'RE FORGETTING SOME THINGS HERE AND I'D LIKE TO BRING US BACK ON TRACK. WE'RE TALKING ABOUT MEDICAL CANNABIS: VAPOR, LIQUID, OIL. WE'RE NOT TALKING ABOUT SMOKING MARIJUANA, WHACKY WEED, OKAY? AND I THINK SOME OF US ARE TRYING TO MISCONSTRUE WHAT WE'RE TALKING ABOUT HERE. SO THIS IS MEDICAL CANNABIS, NOT WHACKY WEED, OKAY? HERE'S THE THING ALSO WITH THIS, AND I THINK I'VE SPOKEN OF THIS, TOO, IN THE PAST. I HAVE WORKED WITH SEVERAL FAMILY MEMBERS IN THEIR FINAL DAYS, ONE OF WHICH WAS MY LATE HUSBAND MIKE CRAIGHEAD, WHO DIED OF CHOLANGIOCARCINOMA, CANCER OF THE BILE DUCTS OF THE LIVER. AND I WAS ABLE TO PROVE THAT THAT WAS DUE TO HIS SERVICE WHEN HE SERVED IN VIETNAM. THIS MAN DID EVERYTHING IN THE WORLD HE COULD. HE WAS TERMINAL WHEN HE WAS DIAGNOSED. I KNOW IT. HE DIDN'T FIGURE IT OUT TILL TEN DAYS BEFORE HE DIED, AND I THINK THAT'S WHY HE LIVED SO LONG. HE WENT THROUGH A LOT OF CLINICAL TRIALS, A LOT OF WORK, A LOT OF THINGS. HE DID EVERYTHING HE COULD. HE WANTED TO WATCH OUR 13-YEAR-OLD DAUGHTER GROW UP. IT DIDN'T HAPPEN. HE WAS ON A LOT OF DRUGS, INCLUDING OPIOIDS, WHICH I'LL TALK TO YOU ABOUT IN A MINUTE. I'LL TELL YOU SOMETHING. MEDICAL MARIJUANA WOULDN'T HAVE HURT HIM. IT WOULDN'T HURT A LOT OF PEOPLE THAT WE'RE TALKING ABOUT HERE. THEY'VE TRIED EVERYTHING. AND AS WE'RE TALKING ABOUT, NO, IT ISN'T FDA APPROVED, BUT WE ALSO KNOW THAT FDA APPROVAL IS POLITICAL. IT TAKES A LONG TIME. THESE PEOPLE DON'T HAVE THAT KIND OF TIME. NOW LET'S TALK ABOUT THIS. WE HAVEN'T EVEN TALKED ABOUT OPIOIDS AND FDA-APPROVED DRUGS. HOW MANY PEOPLE DO YOU KNOW WHO ARE ADDICTED TO FDA-APPROVED OPIOIDS? HOW MANY PEOPLE DO YOU KNOW WHO HAVE DIED OF OPIOIDS? THOSE ARE FDA APPROVED. SO LET'S TALK ABOUT THAT FOR A WHILE. IN 2013, WHICH IS THE LAST STATISTIC I CAN FIND, ALL CAUSES OF DEATH IN THE UNITED STATES WERE 2,596,993; ALL ILLICIT DRUGS COMBINED WERE 17,000; DRUGS RELATED TO CANNABIS DEATHS, ZERO; PRESCRIPTION

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ANALGESICS TOTAL DEATHS, 18,893. SO, AGAIN, I THINK SOME OF THE NUMBERS AND SOME OF THE PHILOSOPHIES BEING THROWN AROUND HERE TODAY ARE INCORRECT. I DON'T SEE A PROBLEM WITH MEDICAL CANNABIS. I DO SEE A PROBLEM WITH OPIOIDS THAT ARE FDA APPROVED. THEY'RE NOT HELPING PEOPLE. THIS IS A "GIVE IT A TRY" DRUG. WE DON'T HAVE ANYTHING TO WORRY ABOUT THIS. AGAIN, I AM VERY SUPPORTIVE OF THE BILL AND THE AMENDMENTS, AND I HOPE THAT YOU WILL THINK ABOUT THIS VERY HARD. THANK YOU, MR. PRESIDENT. [LB643]

SENATOR WATERMEIER: THANK YOU, SENATOR CRAIGHEAD. SENATOR MURANTE, YOU ARE RECOGNIZED. [LB643]

SENATOR MURANTE: THANK YOU, MR. PRESIDENT. MEMBERS, GOOD EVENING. WOULD SENATOR HOWARD YIELD TO A QUESTION? [LB643]

SENATOR WATERMEIER: SENATOR HOWARD FOR A QUESTION. [LB643]

SENATOR HOWARD: YES, I WOULD BE HAPPY TO. [LB643]

SENATOR MURANTE: THANK YOU, SENATOR HOWARD. SENATOR HOWARD, I, IN REVIEWING THE AMENDMENTS THAT WE HAVE TO THIS BILL, HAVE SOME QUESTIONS REGARDING THE FISCAL IMPACT OF THE BILL, HOW THE SALES THAT WOULD OCCUR UNDER THIS BILL, THAT WOULD BE AUTHORIZED UNDER THIS BILL WOULD BE TAXED, WHAT FISCAL IMPACT IT WOULD HAVE TO THE STATE. AND I'D LIKE TO FIRST ASK AN OPEN-ENDED QUESTION IF YOU COULD COMMENT ON THE FISCAL IMPACT OF PASSING THE BILL AS AMENDED BY AM2599. [LB643]

SENATOR HOWARD: SO THAT'S A GREAT QUESTION AND, WHILE I'M HAPPY TO FIELD IT, I ALSO FEEL AS THOUGH SENATOR MELLO COULD ANSWER IT VERY WELL. WE WANTED TO SET A HIGH BAR FOR MANUFACTURERS AND INDIVIDUALS WHO WANTED TO MANAGE A COMPASSION CENTER AND DISPENSARY. AND THAT HIGH BAR STARTS WITH \$75,000 IN ORDER TO EVEN BEGIN MANUFACTURING IN THE STATE OF NEBRASKA AND \$25,000 FOR A COMPASSION CENTER AND DISPENSARY AND THEN \$25,000 ANNUALLY FOR BOTH OF THEM. WE WORKED VERY HARD TO GET TO BUDGET NEUTRALITY BY ADDING A SALES TAX ONTO THE SALE OF MEDICINAL MARIJUANA AT 5 PERCENT. AND THEN FOR THE FIRST...THE MELLO AMENDMENT, AM2844, BORROWS FROM THE HEALTH CARE CASH FUND TO ADDRESS START-UP COSTS AND THAT MONEY

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WILL BE PAID BACK THROUGH THE SALES TAX AND THE CERTIFICATION FEES FOR MANUFACTURERS AND DISPENSARIES. [LB643]

SENATOR MURANTE: AND DO YOU HAVE A CONCEPT, BALLPARK, OF HOW MUCH THIS WOULD GENERATE TO THE STATE OF NEBRASKA IF PASSED? [LB643]

SENATOR HOWARD: JUST IN FEES OR ARE YOU ALSO ASKING ABOUT SORT OF THE IMPACT OF THE TEN FTEs AT EACH MANUFACTURER AND THE FTEs AT THE DISPENSARIES? [LB643]

SENATOR MURANTE: AND YOU HAD MENTIONED THERE WAS A SALES TAX INVOLVED AS WELL. IS THAT ACCURATE? [LB643]

SENATOR HOWARD: YES. [LB643]

SENATOR MURANTE: SO HOW MUCH WOULD THAT GENERATE APPROXIMATELY? [LB643]

SENATOR HOWARD: SO I'M NOT 100 PERCENT SURE. WITH THE THREE MANUFACTURERS AND THE \$75,000 APPLICATION FEE, THAT'S \$225,000 IN ANNUAL FEES. WITH THE 12 COMPASSION CENTERS AND DISPENSARIES IT'S \$300,000 IN APPLICATION FEES AND THEN \$300,000 IN ANNUAL FEES. SO THE FIRST YEAR IT WOULD BE ABOUT \$900,000, AND IN THE SECOND AND SUBSEQUENT YEARS IT WOULD BE \$525,000, PLUS THE SALES TAX. AND I DON'T HAVE A GOOD IDEA OF THE SALES TAX. I APOLOGIZE FOR THAT. [LB643]

SENATOR MURANTE: I'LL FORGIVE YOU ON THIS ONE. ALL RIGHT, THANK YOU, SENATOR HOWARD. I APPRECIATE THAT. SHE SUGGESTED THAT I ASK SENATOR MELLO. WOULD SENATOR MELLO YIELD TO A QUESTION? [LB643]

SENATOR WATERMEIER: SENATOR MELLO FOR A QUESTION. [LB643]

SENATOR MELLO: OF COURSE. [LB643]

SENATOR MURANTE: SENATOR MELLO, WERE YOU LISTENING TO THE DIALOGUE BETWEEN SENATOR HOWARD AND MYSELF? [LB643]

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SENATOR MELLO: I WAS NOT, SENATOR MURANTE, I APOLOGIZE. [LB643]

SENATOR MURANTE: I'M HURT BUT THAT'S ALL RIGHT. SENATOR MELLO, CAN YOU GIVE ME A BALLPARK ESTIMATE OF WHAT KIND OF NUMBER ARE WE LOOKING AT? FOR THE SALES TAX THAT IS IN THE BILL AS IT'S CURRENTLY DRAFTED, OR AT LEAST AS AMENDED UNDER AM2844 AND AM2599, WHAT KIND OF SALES TAX WE CAN EXPECT? ARE WE LOOKING AT SIX FIGURES, SEVEN FIGURES, EIGHT FIGURES? [LB643]

SENATOR MELLO: SENATOR MURANTE, I THINK THAT'S SPECULATIVE RIGHT NOW. I THINK THE FISCAL OFFICE WOULD HAVE TO DO OBVIOUSLY A NEW FISCAL NOTE WITH THE ADOPTION OF MY AMENDMENT AND SENATOR HOWARD'S AMENDMENT TO THE BILL. I THINK IN REGARDS TO HOW WE CAME UP WITH THIS AMENDMENT, AM2844, OF UTILIZING THE HEALTH CARE CASH FUND AS ESSENTIALLY A BRIDGE LOAN TO GET THE IMPLEMENTATION, KNOWING THAT THERE ARE MULTIPLE FUNDING SOURCES THAT WOULD BE ATTACHED TO THIS BILL WITH MY AMENDMENT, THAT WILL THEN REPAY THE HEALTH CARE CASH FUND, INCLUDING A NUMBER OF DIFFERENT FEES, WITH SALES TAX ON MEDICAL CANNABIS BEING THE LAST REVENUE SOURCE TO BE USED TO PAY THIS BACK. [LB643]

SENATOR WATERMEIER: ONE MINUTE. [LB643]

SENATOR MURANTE: OKAY. I THINK IT'S VERY IMPORTANT, BEFORE WE GET TOO FAR AHEAD OF OURSELVES ON LB643, TO HAVE A DECENT UNDERSTANDING OF THE AMOUNT OF MONEY THAT'S GOING TO BE GENERATED HERE, BECAUSE IN MY VIEW THAT IS A VERY IMPORTANT COMPONENT OF WHAT WE'RE TALKING ABOUT, BECAUSE THERE ARE IMPORTANT STATE PROGRAMS THAT RUN THE GAMUT. WE'RE CURRENTLY HAVING A NEGOTIATION BACK AND FORTH ON HOW TO HANDLE THE LEARNING COMMUNITY, HOW TO HANDLE EDUCATION POLICY ACROSS THE BOARD, POVERTY FUNDING, AND ISSUES LIKE THAT. IT'S POSSIBLE THAT THIS COULD GO A LONG WAY TO ADDRESS THOSE CONCERNS. BUT I'M CONCERNED THAT WE HAVE A SALES TAX PERCENTAGE NUMBER IN THE BILL RIGHT NOW WITHOUT ANY CONCEPT OF HOW MUCH THAT...HOW MUCH MONEY THAT PROVISION IS ACTUALLY GENERATING. BUT I'LL LISTEN TO THE DISCUSSION AND HOPEFULLY, AS THE DISCUSSION PROGRESSES, WE CAN HAVE SOME CONCEPT OF JUST HOW MUCH MONEY WE'RE GENERATING WITH THE SALES TAX PERCENTAGE IN PARTICULAR UNDER THESE AMENDMENTS. [LB643]

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SENATOR WATERMEIER: TIME, SENATORS. [LB643]

SENATOR MURANTE: THANK YOU, MR. PRESIDENT. [LB643]

SENATOR WATERMEIER: THANK YOU, SENATOR MELLO, SENATOR MURANTE,
AND SENATOR HOWARD. SENATOR MELLO, YOU ARE RECOGNIZED. [LB643]

SENATOR MELLO: QUESTION. [LB643]

SENATOR WATERMEIER: 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. THERE HAS BEEN A REQUEST TO
PLACE THE CALL UNDER HOUSE (SIC). THE QUESTION IS, SHALL THE HOUSE GO
UNDER CALL? ALL THOSE IN FAVOR VOTE AYE; ALL THOSE OPPOSED VOTE NAY.
RECORD, MR. CLERK. [LB643]

ASSISTANT CLERK: 26 AYES, 0 NAYS TO GO UNDER CALL, MR. PRESIDENT. [LB643]

SENATOR WATERMEIER: 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 SULLIVAN, SENATOR BAKER, PANSING BROOKS,
MORFELD, McCOLLISTER, KUEHN, SENATOR KRIST, SENATOR KOLOWSKI,
SENATOR BRASCH, SENATOR SCHILZ, SENATOR KINTNER, SENATOR
SCHUMACHER, SENATOR CHAMBERS, AND SENATOR GROENE, THE HOUSE IS
UNDER CALL. SENATOR MORFELD, SENATOR KOLOWSKI, SENATOR KINTNER, THE
HOUSE IS UNDER CALL. SENATOR MELLO, EVERYONE IS HERE. I'M GOING TO
REQUEST A ROLL CALL ON THE CALL OF THE QUESTION. MR. CLERK. [LB643]

ASSISTANT CLERK: (ROLL CALL VOTE TAKEN, LEGISLATIVE JOURNAL PAGE 1482).
VOTE IS 41 AYES, 1 NAY TO CEASE DEBATE, MR. PRESIDENT. [LB643]

SENATOR WATERMEIER: RECORD, MR. CLERK. DEBATE DOES CEASE. SENATOR
MELLO, YOU'RE RECOGNIZED TO CLOSE ON YOUR AMENDMENT TO THE
AMENDMENT. [LB643]

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SENATOR MELLO: THANK YOU, MR. PRESIDENT, MEMBERS OF THE LEGISLATURE. AM2844 ADDRESSES THE FISCAL NOTE ON LB643 AS AMENDED WITH SENATOR HOWARD'S AM2599. IT MAKES AVAILABLE \$1.4 MILLION FROM THE HEALTH CARE CASH FUND IN FISCAL YEARS 2016-17 AND \$1 MILLION FOR FISCAL YEARS '17-18. THESE FUNDS WILL BE USED TO CREATE AND COVER THE INITIAL START-UP AND IMPLEMENTATION COSTS. ANY OF THE FUNDS THAT ARE USED FROM THE HEALTH CARE CASH FUND, IN THIS AMENDMENT IT'S VERY CLEAR, WILL BE REPAID BACK TO THE HEALTH CARE CASH FUND WITH INTEREST FROM THE FEES AND TAXES COLLECTED THROUGH THE MEDICAL CANNABIS ACT AS AMENDED BY AM2599. WITH THAT, I'D URGE THE BODY TO ADOPT AM2844. THANK YOU, MR. PRESIDENT. [LB643]

SENATOR WATERMEIER: THANK YOU, SENATOR MELLO. MEMBERS, YOU'VE HEARD THE CLOSING ON THE AMENDMENT TO THE AMENDMENT ON LB643. THE QUESTION IS, SHALL THE AMENDMENT TO THAT LB643 BE ADOPTED? ALL THOSE IN FAVOR VOTE AYE; ALL THOSE OPPOSED VOTE NAY. HAVE YOU ALL VOTED? RECORD, MR. CLERK. [LB643]

ASSISTANT CLERK: 26 AYES, 12 NAYS ON THE ADOPTION OF THE AMENDMENT TO THE AMENDMENT, MR. PRESIDENT. [LB643]

SENATOR WATERMEIER: THE AMENDMENT IS ADOPTED. CONTINUING ON IN THE QUEUE, RAISE THE CALL, PLEASE. THERE IS AN AMENDMENT, MR. CLERK. [LB643]

ASSISTANT CLERK: MR. PRESIDENT, SENATOR KRIST WOULD MOVE TO AMEND THE HOWARD AMENDMENT WITH AM2869. (LEGISLATIVE JOURNAL PAGES 1482-1488.) [LB643]

SENATOR WATERMEIER: SENATOR KRIST, RECOGNIZED TO OPEN ON YOUR AMENDMENT TO THE AMENDMENT. [LB643]

SENATOR KRIST: THANK YOU, MR. PRESIDENT. GOOD AFTERNOON, ALMOST EVENING. I GUESS GOOD EVENING, COLLEAGUES, AND GOOD EVENING, NEBRASKA. SENATOR GLOOR IS BEING RECOGNIZED TODAY. CONGRATULATIONS TO HIM. HE CAN BRING BACK HIS EXPERIENCES FROM THE MEDICAL COMMUNITY. AND HE'S ASKED ME TO INTRODUCE THIS AMENDMENT ON HIS BEHALF. IF YOU LOOK AT PAGE 1, SECTION 51, LINE 3 ON THE BILL: EACH MANUFACTURER SHALL PAY A TAX EQUAL TO THIRTY-THREE PERCENT OF ITS

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NET REVENUE FOR EACH CALENDAR YEAR ON OR BEFORE FEBRUARY 1 OF THE FOLLOWING CALENDAR YEAR. THE TAX COMMISSIONER SHALL COLLECT THE TAX IMPOSED UNDER THIS SECTION AND SHALL REMIT THEM TO THE STATE TREASURER FOR CREDIT TO THE MEDICAL CANNABIS REGULATION FUND. FOR PURPOSE OF THIS SECTION, NET REVENUE MEANS THE REVENUE OBTAINED BY THE MANUFACTURER FROM THE PRODUCTION AND SALE OF CANNABIS PURSUANT TO THE MEDICAL CANNABIS ACT LESS NORMAL BUSINESS EXPENSES AS DETERMINED BY THE TAX COMMISSIONER. I THINK THAT SETS THE STAGE. THE OTHER CHANGES INVOLVED WITH THIS IS IF YOU LOOK AT PAGE 5, LINE 7, GROSS RECEIPTS INCLUDES THE RETAIL SALE OF CANNABIS OBTAINED PURSUANT TO THE MEDICAL CANNABIS ACT. AND AGAIN, ON LINE 28, EVERY PERSON DOING BUSINESS AS A COMPASSION CENTER PURSUANT TO THE MEDICAL CANNABIS ACT, IT INCLUDES EVERYONE THAT'S THERE. SO WITH THAT, THERE ARE A COUPLE OF DEFINITIONS ON PAGE 9 THAT ARE CLEARLY CHANGED. WITH THAT, I WOULD ASK FOR FAVORABLE CONSIDERATION FOR AM2869. [LB643]

SENATOR WATERMEIER: THANK YOU, SENATOR KRIST. THOSE IN THE QUEUE WISHING TO SPEAK: SENATOR KEN HAAR, SENATOR HILKEMANN, SENATOR HUGHES, SENATOR SCHEER, AND SENATOR GARRETT. SENATOR KEN HAAR, YOU ARE RECOGNIZED. [LB643]

SENATOR HAAR: MR. PRESIDENT, MEMBERS OF THE BODY, LAST SUMMER I...MY GRANDSON AND I SERVED ON THE TRAIL CREW ALONG THE COLORADO TRAIL, AND I TALKED TO A NUMBER OF PEOPLE ON THAT TRAIL CREW WHO WERE USING MEDICAL MARIJUANA AND IT JUST MADE A GREAT DEAL OF SENSE. ONE GUY HAD HAD A PAIN IN HIS...IN THE MUSCLE IN HIS ARM. I THINK IT WAS FROM A FORMER ACCIDENT OF SOME SORT. AND HE HAD A SALVE THAT HE PUT ON HIS ARM AND IT TOOK CARE OF IT. AND THERE WERE OTHER PEOPLE AS WELL WHO TOOK IT AS A SLEEP AID AND SO ON. AND IT JUST SEEMS TO ME THAT IT'S AN OPTION WE SHOULD GIVE NEBRASKANS IN PAIN. NOW, IT'S BEEN BROUGHT UP AGAIN AND AGAIN IT NEEDS TO BE TESTED FURTHER AND SO ON BEFORE WE GO ANY...WELL, THE TROUBLE IS IT'S A CIRCULAR ARGUMENT. AND THIS IS ALSO A PROBLEM IN COLORADO RIGHT NOW, FRANKLY, AS...THAT SINCE IT'S A CLASS I DRUG OR WHATEVER THE FEDERAL GOVERNMENT CALLS IT AND YOU CAN'T USE MONEY FOR...GRANT MONEY FOR STUDYING IT, AND SO WE CAN'T USE IT BECAUSE IT CAN'T BE STUDIED. AND IT CAN'T BE STUDIED BECAUSE IT'S A CLASS I DRUG AND SO WE CAN'T...IT'S A CIRCULAR, IT'S A CATCH-22. AND I DON'T THINK WE NEED TO WAIT UNTIL EVERYTHING IS PERFECT. IT WAS ALSO BROUGHT UP IN THE SAME KIND OF ARGUMENT THAT WE HAVE TO WAIT TILL

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IT'S WELL TESTED, JUST LIKE OPIOIDS AND SO ON. WELL, LOOK AT WHAT BIG PHARMA HAS DONE WITH OPIOIDS. YES, THEY TESTED IT, BUT THEN THEY PUSHED IT WITH A LOT OF CAMPAIGNS. AND NOW, YOU KNOW, WATCHING THE NEWS ON A REGULAR BASIS, NOW THERE'S SOME REAL QUESTIONS ABOUT WHETHER IT WAS PUSHED WAY TOO HARD. IT WAS CALLED SAFE; IT WAS CALLED, YOU KNOW, WELL TESTED AND EVERYTHING. BUT FRANKLY, THE PROBLEM RIGHT NOW IN THIS COUNTRY, THE BIGGEST PROBLEM WITH DRUG USE, IS FROM BIG PHARMA, WELL TESTED, WELL PUSHED AND ADVERTISED, AND HAVING BEEN SOLD TO DOCTORS, OPIOIDS. AND SO I THINK WE NEED TO LOOK AT THAT AS WELL. PEOPLE ARE FINDING RELIEF FROM THEIR PAIN. I TALKED TO ONE PERSON--AND SINCE I'M GETTING OLD, I CAN'T REMEMBER THE NAME, OF COURSE--BUT WHO IS HAVING MIGRAINE HEADACHES AND HAS DONE JUST ABOUT EVERYTHING POSSIBLE TO DEAL WITH THOSE MIGRAINE HEADACHES, BUT THEY KEEP ON COMING AND KEEP ON COMING. AND THAT PERSON IS GOING TO GO TO COLORADO AND TRY MEDICAL MARIJUANA TO SEE IF THERE IS HELP BECAUSE SOME PEOPLE HAVE REPORTED HELP FROM USING MEDICAL MARIJUANA, HELP FOR MIGRAINE HEADACHES. AND THE SAME PERSON SAID THAT THEY WOULD...IF IT WORKED, THEY WOULD PROBABLY BE BRINGING IT BACK TO NEBRASKA. AND I JUST SAID, BE REALLY CAREFUL OF THAT, BECAUSE ONCE YOU CROSS THAT STATE LINE AND THEY CATCH YOU, YOU'RE IN BIG TROUBLE. SO I FAVOR...I'M NOT SURE ABOUT AM2869 AT THIS POINT, BUT I FAVOR AM2599. [LB643]

SENATOR SCHEER PRESIDING

SENATOR SCHEER: ONE MINUTE. [LB643]

SENATOR HAAR: AND I'M STRONGLY BEHIND LB643. WE COULD GO ON WAITING FOREVER AND FOREVER UNTIL IT'S A PERFECT SITUATION. BUT I GUARANTEE YOU THAT THE USE OF OPIOIDS, WHICH IS THE MAIN THING NOW GIVEN TO PAIN...FOR PAIN, FOR PEOPLE IN PAIN BY DOCTORS, IS NOT NEARLY A PERFECT SITUATION AND WE NEED TO BE AWARE OF THAT. THANK YOU VERY MUCH. [LB643]

SENATOR SCHEER: THANK YOU, SENATOR HAAR. SENATOR HILKEMANN, YOU'RE RECOGNIZED. [LB643]

SENATOR HILKEMANN: THANK YOU, MR. SPEAKER. SENATOR GARRETT, WOULD YOU TAKE SOME QUESTIONS FROM ME, PLEASE? [LB643]

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SENATOR SCHEER: SENATOR GARRET, WOULD YOU PLEASE YIELD? [LB643]

SENATOR GARRETT: YES, I WILL. [LB643]

SENATOR HILKEMANN: SENATOR GARRETT, I WANT TO ASK YOU A COUPLE OF QUESTIONS BECAUSE YOU WENT UP TO MINNEAPOLIS TO THAT COMPANY THAT DID THIS. AND THIS, YOUR WHOLE BILL, IS PREMISED OFF OF...IT STARTED AT LEAST AS THE MINNESOTA PLAN, AND SENATOR HOWARD HAS MODIFIED THAT PLAN A LITTLE BIT. SENATOR, ONE OF THE THINGS THAT I UNDERSTAND HAPPENED IN THE MINNESOTA PLAN WAS IS THAT ORIGINALLY, AS PASSED BY THE MINNESOTA LEGISLATURE, PAIN WAS NOT A PART OF THAT BILL. IS THAT CORRECT? [LB643]

SENATOR GARRETT: THAT'S CORRECT. [LB643]

SENATOR HILKEMANN: OKAY. BUT WHY DO...BUT MY UNDERSTANDING IS THAT PAIN IS NOW INCLUDED, AND IT WAS DONE BY AN INDIVIDUAL OR A...HOW DID PAIN GET INTO THE MINNESOTA... [LB643]

SENATOR GARRETT: THE WAY THEIR SYSTEM IS SET UP, IT HAD TO GO BACK THROUGH THE LEGISLATURE FOR THE LEGISLATURE TO APPROVE ADDING ANOTHER AILMENT. [LB643]

SENATOR HILKEMANN: AND SO THE MYTH THAT I'VE...SO IT'S A MYTH THAT I'VE HEARD THAT THIS WAS MADE BASICALLY BY ONE PERSON. IT IS THE STATE LEGISLATURE THAT HAD TO ADD PAIN. [LB643]

SENATOR GARRETT: OH, INDEED, YES, YES. IT HAS A VERY SET, QUALIFIED SET OF MALADIES AND AILMENTS THAT MEDICAL CANNABIS CAN BE PRESCRIBED FOR. AND IF ANYTHING IS GOING TO GET ADDED IN, IT HAS TO GET APPROVED BY THE LEGISLATURE. [LB643]

SENATOR HILKEMANN: AND WHY DID THEY ADD...WHY WAS PAIN ADDED? WHAT WAS THE REASON FOR THAT? [LB643]

SENATOR GARRETT: I GUESS YOU'D REALLY HAVE TO ASK THEM. THERE WERE A LOT OF PEOPLE THAT WERE PUSHING US FOR THAT SAME THING, INTRACTABLE

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PAIN. I GUESS IT'S BECAUSE I THINK A LOT OF PEOPLE FEEL IT'S SO HARD TO QUANTIFY THAT, BUT I THINK IT IS A VALID AILMENT. [LB643]

SENATOR HILKEMANN: WHAT ABOUT THE...I ALSO, IN STUDYING THIS, FOUND OUT THAT THERE WAS VERY LITTLE UTILIZATION IN MINNESOTA UNTIL THEY ADDED PAIN. IS THAT CORRECT? [LB643]

SENATOR GARRETT: THEIR PROGRAM ACTUALLY STARTED, IF I REMEMBER CORRECTLY, ON 1 JULY. AND SO, LIKE ANY NEW PROGRAM, IT HAD A SLOW START, BUT IT WAS REALLY PICKING UP. WHEN WE WERE THERE IN OCTOBER, IT HAD REALLY STARTED PICKING UP. THERE WERE TWO MANUFACTURERS. WE VISITED WITH THE FOLKS FROM THE LEGISLATURE AND THE FOLKS FROM THEIR HHS DEPARTMENT AND THEN ONE OF THE MANUFACTURERS. AND WE HAD THE PLEASURE OF MEETING SOME OF THE PATIENTS. SO KIND OF A SLOW START-UP, BUT IT WAS REALLY PICKING UP SPEED. THEY HAVE WELL OVER 1,000 PATIENTS NOW AND THEY HAVE...FROM THE TIME THEY'VE OPENED THEIR DOORS, IT HASN'T BEEN A YEAR YET, AND THEY HAVE OVER 1,000 PATIENTS. [LB643]

SENATOR HILKEMANN: OKAY. WHAT DID THEY HAVE PRIOR TO ADDING THE PAIN? [LB643]

SENATOR GARRETT: OH, THEY HAD EPILEPSY, DRAVET'S. [LB643]

SENATOR HILKEMANN: NO. HOW MANY PATIENTS DID THEY HAVE PRIOR TO ADDING PAIN AS THE DIAGNOSIS OF THAT? [LB643]

SENATOR GARRETT: WELL, I THINK THEY JUST MOST RECENTLY ADDED PAIN, SO I DON'T... [LB643]

SENATOR HILKEMANN: OKAY. [LB643]

SENATOR GARRETT: THERE'S PROBABLY NOT A WHOLE LOT OF PAIN PATIENTS IN THERE YET. [LB643]

SENATOR HILKEMANN: AS I MENTIONED EARLIER WHEN I WAS ON THE MIKE, WHEN I READ THE BOOK WEED THE PEOPLE, THIS IS ONE OF THE THINGS THAT...ONE OF THE CHAPTERS IS THE HUGE INDUSTRY THAT IS BEHIND THIS AND THAT...THEY ACTUALLY COMPARED IT. THE INVESTORS BEHIND THIS ARE

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ALMOST LOOKING LIKE THIS ALMOST LIKE THE KENNEDYS DID WHEN BRINGING IN THE BOOZE INTO THE UNITED STATES. [LB643]

SENATOR SCHEER: ONE MINUTE. [LB643]

SENATOR HILKEMANN: HOW DO YOU...IS THAT...DOES THAT CONCERN YOU, THE ELEMENTS THAT ARE BEHIND THIS? [LB643]

SENATOR GARRETT: NO, NOT REALLY. I THINK, YOU KNOW, WHEN YOU LOOK AT THE MASSIVE OVERDOSING OF...OVERPRESCRIPTION, OVERPRESCRIBING OF OPIOID DRUGS RIGHT NOW, IT'S PREDOMINANTLY FOR PAIN. AND WHEN YOU START SEEING COMMERCIALS ON THE SUPER BOWL FOR MEDICATIONS THAT ARE TO FIGHT OPIOID-INDUCED CONSTIPATION, YOU KNOW THERE'S A LOT OF OPIOIDS BEING PRESCRIBED OUT THERE. SO THERE'S A LOT OF PEOPLE-- OBVIOUSLY I'M NOT A MEDICAL EXPERT--BUT A LOT OF PEOPLE WHO DEAL WITH PAIN THAT ARE GETTING OPIOID TYPES OF PRESCRIPTIONS FOR THAT. [LB643]

SENATOR HILKEMANN: OKAY. THANK YOU, SENATOR, APPRECIATE THAT. [LB643]

SENATOR GARRETT: YES, SURE. [LB643]

SENATOR HILKEMANN: THANK YOU, MR. SPEAKER. [LB643]

SENATOR SCHEER: THANK YOU, SENATORS GARRETT AND HILKEMANN. SENATOR HUGHES, YOU'RE RECOGNIZED. I'M SORRY. EXCUSE ME, SENATOR HUGHES. WE HAVE SOME ANNOUNCEMENTS, PLEASE. [LB643]

CLERK: SENATOR, I'M WAITING ANXIOUSLY, TOO, SO IF I CAN DO THIS REAL QUICKLY, THANK YOU. MR. PRESIDENT, AN AMENDMENT TO BE PRINTED TO LB1067; SENATOR BLOOMFIELD TO LB716; SENATOR SEILER TO LB1094; SENATOR SCHEER TO LB884; SENATOR HILKEMANN, LB804. NEW RESOLUTION, SENATOR BOLZ, LR618. THAT'S ALL THAT I HAVE. THANK YOU. (LEGISLATIVE JOURNAL PAGES 1488-1490.) [LB1067 LB716 LB1094 LB884 LB804 LR618]

SENATOR SCHEER: THANK YOU, MR. CLERK. NOW, SENATOR HUGHES, YOU'RE RECOGNIZED, AND AGAIN I APOLOGIZE. [LB643]

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SENATOR HUGHES: THANK YOU, MR. PRESIDENT, APOLOGY ACCEPTED. MEMBERS OF THE BODY, I'M STRUGGLING WITH THIS BILL. I DON'T THINK I CAN SUPPORT IT, BUT I'M CERTAINLY GOING TO LISTEN TO THE DEBATE AND LOOK AT THE AMENDMENTS TO SEE IF IT CAN BE MADE BETTER. THIS IS SOMETHING I'M DEALING WITH WHERE I LIVE, CLOSE TO THE COLORADO BORDER. IF YOU'LL REMEMBER, THEY STARTED WITH MEDICAL MARIJUANA. NOW I'M SURE, SENATOR GARRETT, IT'S NOT HIS INTENT THAT NEBRASKA FOLLOW THAT SAME PATH, BUT ALL OF THE STATES WHO HAVE GONE TO RECREATIONAL HAVE STARTED WITH MEDICAL FIRST. MY HEART GOES OUT TO THE INDIVIDUALS THAT I HAVE BEEN IN CONTACT WITH IN E-MAIL AND THOSE THAT HAVE COME TO MY OFFICE. THERE IS NOTHING MORE THAN I WOULD LIKE TO DO TO RELIEVE THEIR SUFFERING. THEY ARE CERTAINLY IN A DIFFICULT PLACE WHERE THEY HAVE LOVED ONES WHO ARE LOOKING FOR ANY KIND OF RELIEF FROM THEIR CONDITION. WHEN I CAMPAIGNED, THIS DISCUSSION CAME UP A FEW TIMES. AND THERE ARE VERY PASSIONATE PEOPLE ON BOTH SIDES OF THE ISSUE, THOSE WHO ARE FIRMLY CONVINCED THAT CANNABIS OIL, MARIJUANA, WILL PROVIDE RELIEF, WILL PROVIDE CURES. THIS LAST SUNDAY I HAD AN INTERACTION WITH A LADY WHO WAS CONVINCED THAT MEDICAL MARIJUANA HAD CURED HER OF HER CANCER AND WAS KEEPING HER CANCER FREE AND, QUITE FRANKLY, I CAN'T ARGUE THAT FACT. IF, INDEED, YOU BELIEVE THAT A TREATMENT CAN MAKE YOU BETTER, YOUR CHANCES OF GETTING BETTER ARE THERE. I'M A FIRM BELIEVER IN THAT. I CERTAINLY DO NOT WANT TO PROHIBIT ANYONE FROM HAVING THE OPPORTUNITY TO BE CURED FOR SURE. BUT THE PROBLEM I HAVE WITH THIS IS THE MEDICAL MARIJUANA OR THE CANNABIS OIL, WHATEVER WE'RE GOING TO BE PRESCRIBING HERE, IS IT A PLACEBO, IS IT A CURATIVE, OR IS IT JUST MASKING THE SYMPTOMS SO THEY DON'T SEEM AS DEVASTATING OR AS CHRONIC? IF IT'S JUST MASKING THE SYMPTOMS, THAT'S PROBABLY NOT...WE HAVE OTHER DRUGS THAT WE CAN DO THAT WITH. IF IT'S A CURATIVE, I CERTAINLY DON'T WANT TO STAND IN THE WAY OF THAT. BUT THE PROBLEM THAT I HAVE IS WE DO NOT HAVE THE SCIENTIFIC DATA TO PROVE THAT. AND FOR US IN THIS BODY, WE HAVE TO DEAL FROM FACTS. WE NEED TO REMOVE THE EMOTION FROM OUR DECISIONS, AND SOMETIMES THAT IS VERY, VERY HARD. BUT WE HAVE GOT TO DEAL FROM THE FACTS. AND IT IS CERTAINLY VERY HARD TO TELL SOMEONE NO. PEOPLE WANT US...WANT QUESTIONS ANSWERED; THEY WANT YESES AND NOS. THEY WANT YESES FROM US. SOMETIMES WE CAN TELL THEM YES, BUT SOMETIMES WE HAVE TO TELL THEM NO. [LB643]

SENATOR SCHEER: ONE MINUTE. [LB643]

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SENATOR HUGHES: AND THAT IS MUCH, MUCH HARDER. IF SENATOR GARRETT WOULD YIELD TO A QUESTION, PLEASE. [LB643]

SENATOR SCHEER: SENATOR GARRETT, WOULD YOU PLEASE YIELD? [LB643]

SENATOR GARRETT: CERTAINLY. [LB643]

SENATOR HUGHES: SENATOR GARRETT, THANK YOU VERY MUCH FOR BRINGING THIS BILL AND PROVIDING US THE OPPORTUNITY TO EXPLORE MORE OF WHAT IT DOES. BUT ONE OF THE OTHER QUESTIONS I HAVE, I BELIEVE SENATOR WILLIAMS MENTIONED THIS WAS THE SIXTH REWRITE OF THIS BILL. WAS THAT A CORRECT STATEMENT? IS THAT A FAIR STATEMENT? [LB643]

SENATOR GARRETT: YEAH, IT PROBABLY WAS, AND I'M FULLY CAPABLE OF ADDRESSING THAT IF YOU'D LIKE. [LB643]

SENATOR HUGHES: OKAY. AND AS WE KNOW IN THIS PROCESS OF LEGISLATION, THERE IS A LOT OF MOVING PARTS, AND AS FAULTS ARE EXPOSED WE REWRITE THAT LEGISLATION TO ADDRESS THOSE ISSUES. WHAT WOULD BE PROBABLY THE BIGGEST DIFFERENCE BETWEEN THE BILL YOU INTRODUCED... [LB643]

SENATOR SCHEER: TIME, SENATOR. [LB643]

SENATOR HUGHES: THANK YOU, MR. PRESIDENT. [LB643]

SENATOR SCHEER: THANK YOU, SENATOR GARRETT AND SENATOR HUGHES. MR. CLERK. [LB643]

ASSISTANT CLERK: MR. PRESIDENT, I HAVE A PRIORITY MOTION. SENATOR WILLIAMS WOULD MOVE TO RECOMMIT THE BILL TO COMMITTEE. [LB643]

SENATOR SCHEER: SENATOR WILLIAMS, YOU'RE RECOGNIZED TO OPEN ON YOUR MOTION. [LB643]

SENATOR WILLIAMS: THANK YOU, MR. PRESIDENT. AND GOOD EVENING AGAIN, COLLEAGUES. I CONTINUE TO BE TROUBLED BY WHERE WE ARE AND HOW WE ARE HERE ON THIS BILL. WE ARE NOW SEEING A SERIES OF AMENDMENTS. WE

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ARE CHANGING AND ADAPTING AND AMENDING THE BILL ON THE FLY. WE HAVE AN AMENDMENT THAT ADDRESSES FUNDING, WHICH WASN'T IN THE BILL. WE HAVE AN AMENDMENT NOW THAT ADDRESSES A DIFFERENT WAY TO TAX THE PRODUCT AS IT'S SOLD. WE HAVE ANOTHER AMENDMENT THAT'S FILED THAT WOULD CHANGE AND ADD TO THE MEDICAL CONDITIONS THAT ARE INCLUDED IN SENATOR HOWARD'S BILL. ALL OF THIS LEADS DOWN THE ROAD OF WHY THIS NEEDS TO BE RECOMMITTED TO COMMITTEE, BECAUSE YOU ADD THOSE THINGS ON TOP OF THE FACT THAT WE HAVE ALREADY HAD SIX ITERATIONS OF THE BILL AND THE BILL HAS VERY LITTLE RESEMBLANCE TO THE BILL THAT WAS HEARD IN COMMITTEE. SO I THINK IT MAKES GREAT SENSE TO RECOMMIT THE BILL TO COMMITTEE. ALSO, YOU HAVE HAD DISTRIBUTED TO YOU A LETTER DATED TODAY FROM THE DEPARTMENT OF LABOR, WHICH I WOULD ASK YOU TAKE A CLOSE LOOK AT AND RECOGNIZE A SIGNIFICANT CONCERN OF THE STATE OF NEBRASKA AND A SIGNIFICANT POTENTIAL FISCAL COST THAT HAS NOT BEEN TALKED ABOUT AT ALL TODAY. WE WILL TALK ABOUT THAT MORE ON THE MICROPHONE AS WE GO FORWARD. I WOULD ALSO LIKE TO DRAW YOUR ATTENTION TO A TOPIC THAT HAS NOT BEEN TALKED ABOUT AT ALL YET, AND THAT'S THE FACT THAT UNDER THE BILL AS PROPOSED, WE ESTABLISH A WHOLE NEW DEPARTMENT AND SYSTEM OF COMPLIANCE UNDER HHS. EVER SINCE I GOT HERE TO THE LEGISLATURE, I'VE HEARD ISSUES ABOUT HHS BEING BROKEN, HAVING ISSUES. SOME THAT WERE TALKED ABOUT: THE BEATRICE STATE DEVELOPMENT CENTER, PRIVATIZATION OF CHILD WELFARE, ACCESSNEBRASKA, JUVENILE JUSTICE REFORM, LOTS OF ISSUES THAT ARE FACING HHS. SEVERAL OF US HAVE HAD AN OPPORTUNITY IN THE PAST WEEK TO SIT DOWN AND TALK DIRECTLY TO THE PEOPLE AT HHS. THEY ARE STRONGLY OPPOSED TO THIS LEGISLATION. IN MY READING OF SENATOR HOWARD'S AMENDMENT, THERE ARE 39 REFERENCES IN THE BILL CREATING NEW BURDENS FOR HHS. THE WORDS, IN QUICK ORDER, THAT I HAVE SEEN IN THE BILL: HHS SHALL ESTABLISH, HHS SHALL CREATE, HHS SHALL ENROLL, HHS SHALL PROVIDE, HHS SHALL DEVELOP, HHS SHALL DETERMINE, HHS SHALL ADOPT, HHS SHALL COLLECT, HHS SHALL ADMINISTER, HHS SHALL EXAMINE, AND HHS SHALL INSPECT. FOR A DEPARTMENT THAT SOME IN THIS BODY HAVE CALLED BROKEN, THAT DEPARTMENT THAT'S UNDER NEW MANAGEMENT, NOW WE'RE ASKING IT TO TAKE ON A WHOLE NEW ENDEAVOR THAT THEY DO NOT SUPPORT, THAT THEY DO NOT WANT TO MOVE FORWARD WITH. AND FOR THOSE REASONS I STRONGLY RECOMMEND THAT WE ADOPT THE RECOMMIT MOTION. THANK YOU, MR. PRESIDENT. [LB643]

SENATOR SCHEER: THANK YOU, SENATOR WILLIAMS. SENATOR GARRETT, YOU'RE RECOGNIZED. [LB643]

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SENATOR GARRETT: SENATOR WILLIAMS, SENATOR WILLIAMS, SENATOR WILLIAMS, YOU OBVIOUSLY HAVEN'T DONE YOUR HOMEWORK. WE MET WITH HHS. WE MET WITH ALL THE APPROPRIATE BODIES WHEN WE ORIGINALLY BROUGHT THIS BILL, HHS. WE MET WITH THE ATTORNEY GENERAL. WE MET WITH ANYBODY AND EVERYBODY TO GET THEIR INPUT. AND WE MET WITH COURTNEY PHILLIPS WHEN SHE FINALLY CAME ON BOARD AND SHE THOUGHT, IF THIS THING PASSES, THEY WON'T HAVE ANY TROUBLE IMPLEMENTING IT. YOU KNOW, I KEPT SAYING THIS IN THE LAST SESSION. WE'RE NOT ASKING NEBRASKA TO PUT A MAN ON THE MOON. WE'RE ASKING NEBRASKA TO DO SOMETHING THAT 23, 24 STATES HAVE ALREADY DONE, NO SENSE REINVENTING THE WHEEL. THIS IS NOT ROCKET SCIENCE. IT'S SOMETHING EASILY DONE. YOU TALK ABOUT ALL THE VARIOUS ITERATIONS OF THE BILL. WE BUILT A FRANKENSTEIN OF A BILL ORIGINALLY, TRYING TO TAKE THE BEST OF ALL THE VARIOUS STATES WHO HAD MEDICAL CANNABIS. WE PUT IT TOGETHER, KIND OF A FRANKENSTEIN, KIND OF AN UGLY BABY. THE JUDICIARY HAD PROBLEMS. WE TRIED GETTING REAL TECHNICAL WITH THE BILL. WHAT FINALLY CAME OUT OF THE JUDICIARY AT THE TIME HAD US UPSET, BUT IT WAS A DIRECT MODEL--AND THANK YOU, SENATOR COASH--OF THE MINNESOTA LAW, AND THAT WAS PERFECT. LAST YEAR ON THE FLOOR HERE, IT WAS BEING FILIBUSTERED BY MY GOOD FRIEND SENATOR BEAU McCOY AND HE WAS PUTTING ALL KINDS OF AMENDMENTS ON THERE. THE AMENDMENTS THAT CAME TODAY FROM SENATOR KRIST WERE NOT VETTED BY US. HE HAS ALREADY AGREED TO PULL THEM. THESE ARE AMENDMENTS THAT...THE AMENDMENTS THAT SENATOR HOWARD HAS ON HERE WE DISCUSSED THROUGH THE INTERIM. THEY'RE GOOD, SOLID AMENDMENTS. IT MAKES THE BILL BETTER. BUT THE THOUGHT OF RECOMMITTING TO COMMITTEE...OH, AND I WANTED TO ADDRESS A COUPLE OTHER QUESTIONS. SENATOR BRASCH TALKED ABOUT THIS AMERICAN EPILEPSY SOCIETY LETTER THAT...OH, THIS WAS ONE THAT THE ATTORNEY GENERAL LIKED TO CITE. AND JUST A COUPLE OF TIDBITS: IF YOU DO YOUR HOMEWORK...IF YOU'RE AN INTEL GUY, YOU DO...YOU DON'T HAVE TO BE AN INTEL GUY TO DO YOUR HOMEWORK. THIS AMERICAN EPILEPSY SOCIETY, OH, BY THE WAY, RECEIVES ITS FUNDING FROM THE PHARMACEUTICAL INDUSTRY, NOT THE LEAST OF WHICH IS GW PHARMACEUTICALS BASED OUT OF THE U.K. WHO JUST HAPPENS TO MAKE THAT SYNTHETIC PHARMACEUTICAL THAT THEY'RE SUPPOSED TO BE TESTING AT UNMC AND STILL HAVEN'T DONE. AND SENATOR BRASCH MENTIONED THAT SENATOR...THAT CONGRESSMAN FORTENBERRY HAD THIS GREAT PROGRAM THAT ALL THE MOMS HAD TO DO WAS GET IN TOUCH WITH THEM AND THEY'D BE ALLOWED INTO THIS EXPERIMENTAL PROGRAM. WELL, THE MOMS CALLED BACK IN THE FALL AND CRICKETS, NOTHING HEARD, NO PROGRAM THERE. SO THAT'S KIND OF BEEN A

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BOGUS THING AS WELL. OH, BY THE WAY, WE'VE GOT LETTERS IN SUPPORT OF...YOU TALK ABOUT THE AMERICAN EPILEPSY SOCIETY LETTER IN SUPPORT OF...IN OPPOSITION TO OUR LB643. WE'VE GOT LETTERS FROM THE NATIONAL MS SOCIETY, THE NEBRASKA AIDS PROJECT, THE EPILEPSY FOUNDATION OF AMERICA, THE LENNOX-GASTAUT FOUNDATION, THE ARC OF NEBRASKA, THE AIDS ACTION COUNCIL, THE AMERICAN ACADEMY OF FAMILY PHYSICIANS, THE AMERICAN MEDICAL STUDENT ASSOCIATION, THE AMERICAN MEDICAL NURSE ASSOCIATION, AND IT GOES ON AND ON AND ON. HE'S GOT ONE LETTER WHICH IS BACKED BY A PHARMACEUTICAL COMPANY, KIND OF LAME. BUT, YOU KNOW, I'M JUST AMAZED AT THIS BODY. WE HAVE AN OPPORTUNITY TO HELP SICK AND AILING PEOPLE. WE DEBATE SOME OF THE MOST FRIVOLOUS THINGS IN THIS INSTITUTION, AND HERE IS SOMETHING WHERE WE CAN DIRECTLY AFFECT THE QUALITY OF LIFE OF PEOPLE. WE'RE NOT BREAKING ANY NEW PATH. STATES HAVE GONE BEFORE US AND HAVE DONE THIS. THERE HAVE BEEN NO PATIENTS WHO HAVE DIED FROM AN OVERDOSE OF MEDICAL CANNABIS. HECK, THERE HAS NOT BEEN ANYONE DIE FROM AN OVERDOSE OF RECREATIONAL CANNABIS. BUT YOU WANT TO MAKE THIS THING OUT TO BE THIS BIG BOGEYMAN. I'M STILL WAITING TO SEE THE BIG, SCARY NUMBERS OF WHAT'S GOING ON IN WESTERN NEBRASKA. [LB643]

SENATOR SCHEER: ONE MINUTE. [LB643]

SENATOR GARRETT: THE NUMBERS ARE...THANK YOU, MR. SPEAKER. THE NUMBERS AREN'T THERE. THIS IS ALL TRYING TO BUILD A BOGEYMAN. COLLEAGUES, I'M ASKING THAT YOU HAVE SOME COMPASSION AND SOME CARING, LOOK AT THE PEOPLE OUTSIDE THE ROTUNDA, UP IN THE BALCONY, PEOPLE WITH CHILDREN WHO HAVE SEIZURES, GRAND MAL SEIZURES. PRESCRIPTION MEDICATIONS AREN'T WORKING, THEY'RE ON MEDICAID. WE'RE PAYING \$35,000 FOR MEDICATIONS THAT DON'T WORK, AND THEIR NEXT STEP IN THEIR TREATMENT IS BRAIN SURGERY. THERE IS A YOUNG MAN IN LA VISTA--I WAS TALKING TO HIS MOM JUST THE OTHER NIGHT--EIGHT YEARS OLD, 200 TO 300 SEIZURES. THE MEDICINES WEREN'T WORKING, 200 TO 300 SEIZURES A DAY. THEY DID BRAIN SURGERY, STILL 200 TO 300 SEIZURES. WHY ON GOD'S GREEN EARTH WOULD NOT WE ALLOW THEM TO AT LEAST TRY CANNABIS? HOW CAN WE BE SO "DISCOMPASSIONATE"? YOU KNOW, I'LL WAIT TO GET ON ANOTHER MIKE TO TALK ABOUT OUR CHILDREN. [LB643]

SENATOR SCHEER: TIME, SENATOR. [LB643]

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SENATOR GARRETT: THANK YOU, MR. PRESIDENT. [LB643]

SENATOR SCHEER: THANK YOU, SENATOR GARRETT. SENATOR RIEPE, YOU'RE RECOGNIZED. [LB643]

SENATOR RIEPE: THANK YOU, MR. PRESIDENT, FELLOW SENATORS, AND THE VIEWING PUBLIC OUT THERE. THIS IS MY FIRST TIME AT THE MIKE ON THIS SUBJECT ON THIS SESSION. AND I'M REMINDED A CATHOLIC NUN TOLD ME ONE TIME THAT LIFE IS EITHER HOPE OR DESPAIR. AND MY HEART DOES GO OUT TO THE PARENTS WHO ARE HURTING TO FIND HOPE FOR THEIR LOVED ONES. THAT SAID, I STILL STAND IN OPPOSITION OF LB643 FOR SEVERAL REASONS WHICH I WILL EXPAND ON. LAST SESSION I SPOKE AGAINST LB643 AND THE LACK OF FEDERAL APPROVAL FOR MEDICAL MARIJUANA. I MIGHT ADD AT THIS TIME, TOO, THAT THE NEBRASKA MEDICAL ASSOCIATION STANDS IN OPPOSITION TO THE LEGALIZATION OF MEDICAL MARIJUANA. AS SENATOR WILLIAMS INDICATED, THERE ARE FIVE AMENDMENTS THAT HAVE BEEN ATTEMPTED TO REWRITE THE ORIGINAL BILL, AND THIS IS THE SIXTH VERSION OF THE BILL. AS SENATOR MURANTE NOTED, THE REWRITE OF THE ORIGINAL BILL...OR NOTED THAT THE FISCAL IMPACT IS NOT CLEAR, THE TAXING IMPLICATIONS ARE NOT CLEAR, AND THE CURRENT AMENDMENT HAS NOT BEEN VETTED BY THE JUDICIARY COMMITTEE AND THE SECOND HOUSE HAS NOT HAD AN OPPORTUNITY TO WEIGH IN ON THIS SPECIFIC PROPOSAL. THIS SESSION, LB643 IS AMENDED TO THE POINT OF BEING NEW LEGISLATION, LEGISLATION THAT HAS NOT FACED THE SCRUTINY OF A COMMITTEE HEARING. I'M REMINDED A LITTLE BIT OF WHEN OBAMACARE WAS PASSED AND NANCY PELOSI SAID, WE HAVE TO PASS IT TO SEE WHAT'S IN IT. SHE SAID, WE HAVE TO PASS IT TO SEE WHAT'S IN IT. IS THAT WHAT WE HAVE TO DO WITH THIS PARTICULAR LEGISLATION? WELL, IF WE HAVE TO PASS IT TO SEE WHAT'S IN IT, QUITE FRANKLY, COMING FROM A MEDICAL ORIENTATION, THAT'S A DESCRIPTION OF A BOWEL...OF A STOOL SPECIMEN, SO I'M NOT CONVINCED THAT THAT'S TO OUR ADVANTAGE. I WOULD ASK...SENATOR GARRETT AND I HAD AN OPPORTUNITY TO TALK. IT WASN'T A REAL SERIOUS DEBATE BUT IT WAS GOOD DEBATE. HE WAS VERY GENTLEMANLY. AND WE TALKED IN FRONT OF A SHRINERS TYPE OF GROUP SEVERAL MONTHS AGO. ONE OF THE THINGS THAT WE HEARD, THAT THIS WAS THE MINNESOTA MODEL. AND I WOULD ASK SENATOR GARRETT TO RESPOND TO OR BE RECEPTIVE TO A QUESTION, PLEASE. [LB643]

SENATOR SCHEER: SENATOR GARRETT, WOULD YOU PLEASE YIELD? [LB643]

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SENATOR GARRETT: YES, I WILL. [LB643]

SENATOR RIEPE: SENATOR GARRETT, THANK YOU. MY RECOLLECTION IS THAT IN THAT DISCUSSION, THAT MINNESOTA HAD SPENT, JUST TO ESTABLISH THE REGULATORY PROCESS, IT WAS BETWEEN \$2.5 (MILLION) AND \$3 MILLION DOLLARS, IS A ROUGH NUMBER THAT I HAVE, BECAUSE I REMEMBER IN LOOKING AT THAT, WHEN YOU MULTIPLIED IT DOWN, THE COST PER PATIENT WAS VERY, VERY HIGH. DO YOU RECALL WHAT THAT REGULATORY SETUP COST IS? [LB643]

SENATOR GARRETT: I DON'T RECALL THE REGULATORY SETUP. ALL THE NUMBERS I RECALL ARE WHAT IT COST TO SET UP ONE OF THE MANUFACTURING FACILITIES AND WHAT IT WAS COSTING PATIENTS PER MONTH. [LB643]

SENATOR RIEPE: OKAY. MY SENSE WAS THAT, AT LEAST AT THAT TIME...AND IT SOUNDED LIKE THERE ARE 1,800 PATIENTS. I DID SOME MATH ON THAT AND THERE WAS SOMETHING LIKE A \$4,000 COST. AND THE THING THAT IT WAS DOING IN MINNESOTA ON MY READING WAS, AND WE'VE TALKED ABOUT THIS EARLIER TODAY, IT WAS DRIVING PEOPLE OUT OF THE SYSTEM, WHICH HAD PROVEN TO BE UNAFFORDABLE,... [LB643]

SENATOR SCHEER: ONE MINUTE. [LB643]

SENATOR RIEPE: ...INTO THE MARKET. THANK YOU, SIR. THIS MODEL...THANK YOU, SENATOR GARRETT. THIS MODEL REMINDS ME OF WHEN I WAS A YOUNG BOY IN IOWA, WHERE WE HAD STATE LIQUOR STORES. THE IOWA MODEL WAS NOT SUSTAINABLE AND WAS ABANDONED YEARS AGO. IN ADDITION TO MY MAIN CONCERN FOR APPROVING ANY LEGISLATION FOR MEDICAL MARIJUANA ARE THREEFOLD: FIRST, THE TESTING FOR MEDICAL MARIJUANA IS IN THE INFANCY STAGE. TWO, THERE ARE NO STANDARDS FOR DOSING, AND THIS IS ESPECIALLY IMPORTANT FOR CHILDREN. MY RECENT OR MOST RECENT ADMINISTRATIVE ASSIGNMENT WAS WITH CHILDREN'S HOSPITAL, AND SO I HAVE A PARTICULAR INTEREST IN PEDIATRICS. THIRD, THERE IS NO CONSISTENCY IN THE QUALITY OF THE SUPPLY. I WANT TO ADD THAT...WELL, AGAIN, I THINK THIS LEGISLATION NEEDS TO BE RETURNED TO... [LB643]

SENATOR SCHEER: TIME. [LB643]

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SENATOR RIEPE: ...THE JUDICIARY COMMITTEE. THANK YOU, SIR. [LB643]

SENATOR SCHEER: THANK YOU, SENATOR HILKEMANN (SIC). THANK YOU, SENATOR GARRETT. SENATOR EBKE, YOU'RE RECOGNIZED. [LB643]

SENATOR EBKE: THANK YOU, MR. PRESIDENT. AND I HAVEN'T SAID ANYTHING ON THIS YET THIS YEAR, BUT I'M GOING TO SUGGEST A COUPLE OF THINGS. WHEN I LOOK AT THIS, I GUESS I TEND TO GO A LITTLE MORE PHILOSOPHICAL OR WHATEVER, AND I ASK MYSELF TWO QUESTIONS...OR ACTUALLY, I ASK MYSELF ONE QUESTION. WHAT IS THE ROLE OF GOVERNMENT? WHAT IS THE APPROPRIATE ROLE OF GOVERNMENT? AND I THINK THERE ARE PROBABLY THREE ANSWERS TO THAT, THAT WE COULD ALL COME UP WITH FAIRLY QUICKLY: INFRASTRUCTURE, BUILDING ROADS, AND THINGS LIKE THAT. I THINK GOVERNMENT IS APPROPRIATELY TASKED WITH PREVENTING US FROM HARMING EACH OTHER. AND I THINK THAT GOVERNMENT IS TASKED WITH PRESERVING LIBERTY. SO I'M GOING TO RETURN TO THAT SHORTLY, BUT THINK ABOUT THESE THINGS IN THOSE CONTEXTS AS I TALK, PLEASE. YOU KNOW, AS A PARENT, IF I HAD A CHILD WITH SOME OF THE SEIZURE DISORDERS THAT SOME OF THESE CHILDREN HAVE THAT WE SAW BEFORE THE JUDICIARY COMMITTEE HEARING AND DURING THE JUDICIARY COMMITTEE HEARINGS AND AFTER THE JUDICIARY COMMITTEE HEARINGS, AND I'VE TRIED ALL OF THE TRADITIONAL TREATMENTS THAT PHARMACEUTICAL COMPANIES HAVE AVAILABLE, I'D ABSOLUTELY, POSITIVELY WANT A TRIAL OF CANNABIS BEFORE CONSIDERING SURGICAL MEANS, WHICH CAN INCLUDE REMOVING PORTIONS OF THE BRAIN. AND AS SENATOR GARRETT MENTIONED A FEW MINUTES AGO, SOMETIMES THAT DOESN'T EVEN WORK, SO YOU GO IN AND YOU DO BRAIN SURGERY AND YOU'VE STILL GOT A PROBLEM. SO WHY NOT TRY? AND AS A PARENT, I'D WANT TO TRY. I WANT TO THANK SENATOR HOWARD FOR BRINGING THE REST...THAT'S OKAY. I WANT TO THANK SENATOR HOWARD FOR BRINGING THE AMENDMENT, BECAUSE I THINK IT MAKES THE BILL BETTER. IT EXPANDS THE CONDITIONS AND THE PROBLEMS FOR WHICH PEOPLE MIGHT BE ABLE TO MAKE USE OF THIS. AND I THINK WE ALL KNOW PEOPLE WHO HAVE SUFFERED FROM CANCER OR EXTREME PAIN OF SOME OTHER SORT WHO MIGHT HAVE GOTTEN RELIEF FROM THIS TREATMENT. AS FOR SENATOR BRASCH'S CONCERN EARLIER, WHEN I WAS DOWN IN MY OFFICE LISTENING ABOUT THE ABILITY OF PHARMACISTS WHO HAVEN'T BEEN TRAINED NOT BEING ABLE TO FIGURE OUT HOW TO USE CANNABIS IN THEIR PRACTICES, LET ME TELL YOU, AS THE WIFE OF A PHYSICIAN WHO HAS A NUMBER OF PHARMACIST FRIENDS, ABOUT HALF OF THE STUFF THAT THEY PRESCRIBE TODAY THEY DIDN'T KNOW ANYTHING ABOUT WHEN THEY GRADUATED FROM MEDICAL SCHOOL OR PHARMACY SCHOOL

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EVEN 20 YEARS AGO. I PULLED UP ON MY GADGET HERE A FEW MINUTES AGO A LIST OF DRUGS THAT HAVE BEEN ADDED, APPROVED BY THE FDA JUST SINCE THE FIRST OF THE YEAR. AND THERE'S A BUNCH OF THEM THAT I CAN'T PRONOUNCE, BUT THERE'S ONE FOR MIGRAINES, THERE'S ONE FOR PLAQUE PSORIASIS, THERE'S SEVERAL FOR HEMATOLOGY, AND SEVERAL FOR GALLBLADDER PROBLEMS, AND IMMUNOLOGY. THE POINT IS THAT MEDICAL SCIENCE IS AN EVOLVING FIELD. IT CHANGES DAILY. MY HUSBAND HAS DETAILERS FOR PHARMACEUTICAL COMPANIES COME IN ON A REGULAR BASIS TO GIVE HIM THE UPDATES ON HOW TO PRESCRIBE DIFFERENT MEDICATION. SO I DON'T REALLY THINK THAT THAT'S A REAL CONCERN. LET ME JUST ASK THOUGH, WITH RESPECT TO THE WHOLE QUESTION OF FEDERAL APPROVAL, WHY DOESN'T CANNABIS GET FEDERAL APPROVAL? WHY HASN'T IT BEEN APPROVED FEDERALLY BY THE FDA WHEN THINGS THAT WE KNOW ARE...THE ASSORTED OPIOIDS AND OTHER THINGS THAT HAVE BEEN ON THE MARKET, HAVE BEEN AVAILABLE MUCH LESS LONG, HAVE BEEN APPROVED? [LB643]

SENATOR SCHEER: ONE MINUTE. [LB643]

SENATOR EBKE: AND I WOULD SUGGEST...THANK YOU, MR. PRESIDENT. I WOULD SUGGEST THAT IT MIGHT VERY WELL BE POSSIBLE BECAUSE THE MANUFACTURERS OF THESE DRUGS DON'T WANT IT APPROVED. I DON'T MEAN TO GO ALL BERNIE SANDERS ON PEOPLE. BUT DOES ANYBODY REALLY BELIEVE THAT APPROVAL ISN'T TIED TO THE MONEY ASSOCIATED WITH BIG PHARMACY? RETURNING TO THE PURPOSES OF GOVERNMENT, PREVENTING US FROM HARMING EACH OTHER, WE ARE TALKING LAST-DITCH EFFORTS HERE, JUMPING INTO SOMETHING THAT HASN'T BEEN USED OTHERWISE, THAT HASN'T WORKED OTHERWISE. SENATOR CRAIGHEAD'S EXAMPLE OF HER LATE HUSBAND SUGGESTS THAT WE ARE MORE LIKELY TO HARM SOMEBODY THAN NOT HARM SOMEBODY BY PASSING THIS LEGISLATION. AND PRESERVING LIBERTY? WELL, IT'S NOT OUR JOB TO PROTECT EVERY PERSON FROM THEMSELVES, AS SENATOR BLOOMFIELD ACKNOWLEDGED SEVERAL TIMES AS WE WERE TALKING ABOUT THE HELMET LAW. SO I WOULD SUGGEST AND ASK SUPPORT... [LB643]

SENATOR SCHEER: TIME, SENATOR. [LB643]

SENATOR EBKE: ...OF LB643. THANK YOU, MR. PRESIDENT. [LB643]

SENATOR SCHEER: THANK YOU, SENATOR EBKE. SENATOR CHAMBERS, YOU'RE RECOGNIZED. [LB643]

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SENATOR CHAMBERS: MR. PRESIDENT, MEMBERS OF THE LEGISLATURE, I'VE BEEN FOLLOWING THIS DISCUSSION, AND A LOT OF PEOPLE ARE TALKING WHAT THEY DON'T KNOW, THEY'RE TRYING TO EXPLAIN THINGS THAT THEY DON'T UNDERSTAND, AND WE'RE NOT TAKING WHAT COULD BE CALLED AN OBJECTIVE APPROACH. DON'T SAY SCIENTIFIC, BECAUSE WE'RE NOT SCIENTISTS, NOT EVEN THOSE WHO HAVE WORKED IN HOSPITALS, NOT EVEN THOSE WHO MAY BE DOCTORS. THEY ARE PHYSICIANS, NOT SCIENTISTS. THEY DON'T DO THE RESEARCH. A LOT OF THE KNOWLEDGE THEY HAVE COMES FROM PHARMA...I MEANT FROM THE DRUG COMPANIES. I KNEW A DOCTOR, HE WAS THE CHIEF OF SURGERY AT ST. JOE'S, AND HE TOLD ME HOW MANY PRODUCTS WERE BROUGHT TO DOCTORS BY DRUG COMPANIES AND TOLD TO TRY THIS AND LET US KNOW WHAT THE RESULTS ARE. IN OTHER WORDS, PATIENTS WERE A PART OF A TEST OR AN EXPERIMENT BY THE DRUG COMPANIES, AND DOCTORS WERE GOING ALONG BECAUSE THEY GOT THESE DRUGS FREE, AND THEY WERE A PART OF THAT ENTIRE COMPLEX. IF IT INVOLVED MY CHILD, AND THE THINGS THAT ARE HAPPENING TO THESE CHILDREN HAVE BEEN DOCUMENTED, I'D HAVE TO RUN THE RISK OF GOING TO JAIL IF I COULDN'T AFFORD TO MOVE TO A STATE WHERE THESE MEDICATIONS ARE LEGAL. MY CHILD WOULD MEAN THAT MUCH TO ME. I COULDN'T THINK OF MYSELF AS BEING A FATHER ANYWAY IF I STAYED AT HOME WITH MY CHILD, WATCHED THESE KIND OF THINGS BEFALLING MY CHILD, AND I DIDN'T DO ANYTHING ABOUT IT WHEN THERE WAS SOMETHING THAT COULD BE DONE ABOUT IT BECAUSE I FEARED GOING TO JAIL. IF I WERE IN JAIL, IF MY CHILD WERE TOO YOUNG TO UNDERSTAND THAT AT THE TIME, MY CHILD WOULD UNDERSTAND IT WHEN HE OR SHE BECAME OLD ENOUGH TO UNDERSTAND IT THAT YOUR FATHER WENT TO JAIL, GAVE UP HIS FREEDOM TRYING TO DO SOMETHING TO HELP YOU. SO ON THE ONE HAND, I HEAR ALL THIS TALK ABOUT COMPASSION. THERE'S NO COMPASSION IN THIS. THESE ARE POLITICAL ISSUES THAT ARE BEING RAISED. AND WHEN I'M TOLD THAT HHS IS UPSET ABOUT THIS OR THAT, IT'S BECAUSE THE GOVERNOR TOLD THEM AND DICTATED TO THEM WHAT THEY ARE TO DO AND, IF THEY WANT TO KEEP THEIR JOB, THEY DO WILL IT. HE SENT A MAN FROM HHS TO PUT THAT DEPARTMENT ON RECORD AS FAVORING DISCRIMINATION, A TYPE OF DISCRIMINATION WHICH IN OTHER STATES RESULTED IN THE LOSS OF LICENSES OF THESE ADOPTION AGENCIES THAT WERE SO DISCRIMINATING. THIS GOVERNOR IS SUCH A ZEALOT, ALONG WITH THE ATTORNEY GENERAL, THAT THEY'RE IDEOLOGY OVERBALANCES EVERYTHING ELSE. AND I SAY AGAIN: OUR JOB IS TO WRITE THE LAWS; OUR JOB IS TO ENACT THAT LEGISLATION THAT WILL BE BENEFICIAL TO THE CITIZENS. AND I'VE OFTEN HEARD PEOPLE SAY ON THIS FLOOR: IF YOU WERE IN THIS SITUATION; IF YOUR CHILD...THEY USE THAT. EXCEPT NOW WHEN WE HAVE NOT THEORETICAL CHILDREN, NOT ABSTRACT CONCEPTS BUT

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ACTUAL CHILDREN WHO ARE SUFFERING IN THIS MANNER AND WE'RE GOING TO ALLOW POLITICAL DECISIONS FROM THE GOVERNOR'S OFFICE DICTATE TO US WHAT WE KNOW WE OUGHT TO DO AS LEGISLATORS. I DON'T SMOKE. I WISH THAT NOBODY DID. BUT SMOKING IS LEGAL. IT KILLS PEOPLE. ALCOHOL IS NOW DETERMINED TO BE THE GATEWAY DRUG TO OTHER DRUGS. BUT IT'S A LEGAL INDUSTRY. THE PRODUCT IS LEGAL. THE RIGHT PEOPLE ARE MAKING MONEY. IN THIS SITUATION, THE PEOPLE MAKING MONEY AND CONTRIBUTING TO POLITICIANS HAVE SAID, WE DON'T WANT THIS OUT THERE. AND IT WON'T BE OUT THERE. I THINK IT WOULD BE WRONG TO SEND THIS BACK TO COMMITTEE, NOT BECAUSE SENATOR WILLIAMS IS OPERATING AT THE BEHEST OF THE GOVERNOR OR ANYBODY ELSE,... [LB643]

SENATOR SCHEER: ONE MINUTE. [LB643]

SENATOR CHAMBERS: ...BUT BECAUSE THAT IS WHAT IS DICTATING TO HHS TO TAKE THE POSITIONS THAT THEY TAKE. ANY AGENCY OR INDIVIDUAL WOULD LIKE TO DO AS LITTLE WORK AS POSSIBLE. SO IF WE WOULD REFRAIN FROM ENACTING LAWS BECAUSE THE AGENCY ASSIGNED TO DEAL WITH IT SAYS IT'S TOO MUCH WORK, WE SHOULD CHANGE THAT AGENCY OR GET OTHER PEOPLE IN CHARGE. WHAT THOSE WORDS, READ TO US BY SENATOR WILLIAMS, INDICATES IS THAT THE LEGISLATURE IS MAKING SURE IT IS NOT IMPROPERLY DELEGATING LEGISLATIVE AUTHORITY TO HHS IN THIS VERY CRITICAL AREA BUT, RATHER, PROVIDING THE TYPE OF SPECIFIC DIRECTIVES THAT ARE NECESSARY. THANK YOU, MR. PRESIDENT. [LB643]

SENATOR SCHEER: THANK YOU, SENATOR CHAMBERS. SENATOR HILKEMANN, YOU'RE RECOGNIZED. [LB643]

SENATOR HILKEMANN: THANK YOU, MR. SPEAKER. AND I JUST WANT TO FOLLOW UP ON A COUPLE OF COMMENTS BECAUSE I THINK SENATOR EBKE AND SENATOR GARRETT, THEIR LAST COUPLE OF PRESENTATIONS REALLY HIT REALLY WHERE I COME UP WITH THIS, WHERE I STRUGGLE WITH THIS PARTICULAR ONE, AND THAT IS, WHY DON'T WE GIVE THEM A CHANCE TO TRY? I BELIEVE THAT I'M THE ONLY ONE IN THIS BODY WHO IS LEGALLY ALLOWED TO WRITE PRESCRIPTIONS. AND I HAVE TO SAY THAT THERE ARE A LOT OF TIMES WHEN I WAS DEALING WITH PATIENTS THAT WE DID TRY A DRUG TO SEE IF IT MADE A DIFFERENCE, BUT WE DID NOT HAVE TO SET UP AN ENTIRE SYSTEM FOR THE STATE TO SEE ONCE IF THAT PARTICULAR DRUG WOULD TRY. THAT'S REALLY WHERE I STRUGGLE. I'VE ASKED SOME OF THESE PARENTS THAT HAVE

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YOU EVER BEEN ABLE TO TRY YOUR SON OR YOUR DAUGHTER? I THINK SOMETIMES THEY HAVE THIS FEELING THAT, IF WE COULD JUST GET THIS PARTICULAR DRUG, THAT THIS IS THE MAGIC. AND I AGREE WITH SENATOR EBKE. YOU KNOW, IF I HAD A CHILD THAT, YOU KNOW...I REALLY UNDERSTAND WHERE THEY ARE COMING FROM. BUT I ALSO...THE PRACTICALITY IS THAT THIS IS ONE OF THOSE DRUGS WE HAVE TO SET UP AN ENTIRE SYSTEM, WE HAVE TO SET UP A SYSTEM IN OUR THREE LEGISLATIVE...OR CONGRESSIONAL DISTRICTS THAT WE HAVE. THIS IS PART OF THE BUSINESS PART OF THIS THAT, AS I REFERRED TO THE BOOK EARLIER, THAT THIS IS WHY THIS BECOMES A BIG MONEY OPERATION. AND THAT IS WHERE I STRUGGLE WITH IT. I THINK THAT'S A QUESTION: ARE WE WILLING TO SPEND? WITH THE FISCAL NOTE WE'RE TALKING ABOUT, WE'RE TALKING ABOUT SEVERAL MILLION HERE TO GET THIS UP AND GOING. YES, IT WILL BE PAID FOR OVER THE COURSE OF TIME, BUT THAT'S A BIG QUESTION. WHAT PRICE ARE WE WILLING TO SAY MAYBE THIS DRUG MAY BE OF HELP TO SOMEONE? IT'S A BIG ISSUE FOR ME. THANK YOU. [LB643]

SENATOR SCHEER: THANK YOU, SENATOR HILKEMANN. SENATOR FOX, YOU ARE RECOGNIZED. [LB643]

SENATOR FOX: THANK YOU, MR. PRESIDENT. AND GOOD EVENING, NEBRASKANS. I FIND IT, THE TIMING OF MY GETTING IN THE QUEUE, PERFECT BECAUSE I ECHO A LOT OF SENATOR HILKEMANN'S COMMENTS. I JUST WANTED TO TALK A LITTLE BIT ABOUT MY EXPERIENCES WORKING WITH CANCER PATIENTS. AT MY PLACE OF WORK, I'VE WORKED WITH CANCER PATIENTS FOR OVER 15 YEARS AND SEE A LOT OF SUFFERING. AND BY ALL MEANS, I DEFINITELY FEEL FOR THEIR SUFFERING AND, YOU KNOW, WISH RELIEF OF THAT. AND I'M ALSO OFTEN IN CLINIC VISITS WITH THOSE PATIENTS AND THEIR PHYSICIANS FOR CHECKUPS AND COMMONLY HEAR COMPLAINTS OF THE NAUSEA AND THE VOMITING CAUSED BY THE CANCER TREATMENTS AND THE PAIN THAT THEY'RE IN. AND THEY ASK FOR WHAT IS CURRENTLY APPROVED BY THE FDA, A DRUG CALLED MARINOL. AND OFTENTIMES THE PHYSICIANS ARE WILLING TO PRESCRIBE THAT DRUG AND THERE'S HIGH HOPES THAT IT'S GOING TO WORK. BUT THE PATIENTS CALL BACK IN OR THEY COME IN AT A FOLLOW-UP CLINIC VISIT AND OFTENTIMES, REALLY, IT DOESN'T WORK. I'M NOT SAYING IT NEVER DOES, BUT THERE ARE A LOT OF TIMES WHERE IT DOESN'T. I'M GOING TO SWITCH GEARS HERE A LITTLE BIT AND TALK ABOUT MY BACKGROUND AS A DIETITIAN BECAUSE WHEN I'M WORKING WITH THESE PATIENTS A LOT OF TIMES WE TALK ABOUT THINGS, SUCH AS ALTERNATIVE THERAPIES, COMPLEMENTARY AND ALTERNATIVE MEDICINES, DRUGS, SUPPLEMENTS, NONCONVENTIONAL TREATMENTS. AND WHEN I SPEAK WITH THOSE PATIENTS, A LOT OF TIMES I

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TALK ABOUT THINGS THAT NEED TO BE CONSIDERED AND QUESTIONS THAT NEED TO BE ASKED WHEN LOOKING AT ALTERNATIVE THERAPIES. FIRST OF ALL, IS IT BASED ON SCIENTIFIC TREATMENT? AND I THINK WE'VE DEFINITELY TALKED A LOT HERE ABOUT HOW, NO, AT THIS POINT IT'S NOT. IS IT EXPENSIVE? AND IN THE CASE OF LB643, YES, IT'S GOT A LARGE FISCAL NOTE. ANOTHER QUESTION I ASK IS, ARE THE PROMOTERS DISTRUSTING OF CURRENT SCIENTIFIC RESEARCH OR CURRENT CONVENTIONAL MEDICINE? QUESTION NUMBER FOUR WOULD BE, YOU KNOW, DO THE PROMOTERS--AND IN THIS CASE, THE MANUFACTURERS--HAVE ANYTHING TO GAIN FINANCIALLY? SO, COLLEAGUES, WHEN WE CONSIDER OUR STANCES ON LB643, I JUST WANT TO REITERATE THAT IF WE'RE GOING TO ALLOW THE USE OF CANNABIS FOR MEDICAL TREATMENT, YOU KNOW, REMINDING OURSELVES THAT IT COMES AT A PRETTY SIGNIFICANT FISCAL COST WHEN THERE IS NO GUARANTEE OF BENEFIT. THANK YOU, MR. PRESIDENT. [LB643]

SENATOR SCHEER: THANK YOU, SENATOR FOX. SEEING NO ONE IN THE QUEUE, SENATOR WILLIAMS, YOU ARE WELCOME TO CLOSE ON YOUR MOTION. [LB643]

SENATOR WILLIAMS: THANK YOU, MR. PRESIDENT. AND GOOD EVENING AGAIN, COLLEAGUES. I APPRECIATE EVERYBODY BEING HERE TONIGHT. AND I WOULD SAY TO THOSE THAT ARE HERE, THOSE OF US THAT ARE OPPOSED TO LB643 ARE NOT HEARTLESS PEOPLE. IN FACT, MANY OF US, MYSELF INCLUDED, VOTED LAST YEAR AND SUPPORTED SENATOR CRAWFORD'S MARIJUANA STUDY BILL, BEING CONDUCTED AS WE SPEAK AT UNMC, AS A STEP THAT MADE SENSE, A STEP THAT TOOK US DOWN THE ROAD SLOWLY, A STEP THAT WOULD ALLOW US TO SEE IF, THROUGH TRADITIONAL, MEDICAL STUDY, WE COULD PROVE WHERE WE WERE. I STARTED TONIGHT BY SAYING MAKING PUBLIC POLICY IS NOT EASY, BUT IT CAN'T BE EMOTIONAL. WE HAVE TO MAKE THESE DECISIONS WITH OUR HEADS, NOT OUR HEARTS. I'M A FATHER AND I'M A GRANDFATHER AND I AGREE THAT IF TRADITIONAL MEDICINE HAD FAILED MY SON, DAUGHTER, GRANDSON, GRANDDAUGHTER, I, TOO, WOULD BE LOOKING FOR ALTERNATIVES. BUT IN PUBLIC POLICY, WE DON'T MAKE DECISIONS FOR THE FEW. WE MAKE THE DECISIONS FOR OUR ENTIRE POPULATION IN OUR STATE. WE'VE DOCUMENTED TONIGHT THAT THE PROCESS WE HAVE GONE THROUGH HAS BEEN FLAWED, WITH SIX ITERATIONS OF THE BILL AND NOW AMENDMENTS ON THE FLY. WE HAVE ALSO TALKED ABOUT THE FACT THAT THE INTRODUCTION OF MEDICAL MARIJUANA IS STEP ONE IN A PROCESS WITH THE MARIJUANA INDUSTRY. AND WHEN WE TAKE THAT FIRST STEP, WE HAVE TO BE CERTAIN THAT, AS THE LEGISLATORS FOR THIS STATE, THOSE PEOPLE THAT GAVE US THEIR PUBLIC TRUST, THAT WE ARE TAKING THE LEGALIZATION OF A SCHEDULE I DRUG THE

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RIGHT DIRECTION. WE LOOKED A LITTLE BIT, AND WE'LL LOOK MORE IF GIVEN TIME, TO THE PROBLEMS WITH THE MINNESOTA EXPERIMENT AND THE COST ISSUES THAT THEY HAVE HAD, THE HAVING TO ADJUST THEIR SYSTEM TO TRY TO INCLUDE MORE PEOPLE ON THE REGISTRY TO MAKE IT A PROFITABLE VENTURE, AND WE DO THAT IN CONSIDERATION OF DUMPING ALL OF THESE RESPONSIBILITIES ON OUR DEPARTMENT OF HEALTH AND HUMAN SERVICES. TONIGHT WE'RE ASKING AGAIN TO LET THE FDA DO THEIR JOB. BUT MORE IMPORTANTLY, I THINK WE ASK EACH ONE OF OURSELVES TO LET OUR PROCESS WORK CORRECTLY. AND AGAIN, MY REASON TO OFFER THE MOTION TO RECOMMIT THIS TO COMMITTEE IS BECAUSE I THINK THAT'S THE RIGHT THING TO DO BECAUSE THE BILL WE ARE LOOKING AT TODAY IS NOT THE BILL THAT WE HAD A PUBLIC HEARING ON BACK OVER A YEAR AGO. SO WITH THAT IN MIND, I THINK IT'S IMPORTANT HOW WE VOTE ON THIS RECOMMIT MOTION AND WHERE THAT TAKES US THROUGH THE NEXT HOUR AND A HALF OF TIME. SO I WOULD ASK FOR YOUR GREEN VOTE TO RECOMMIT TO COMMITTEE AND I WOULD ASK, MR. PRESIDENT, FOR A CALL OF THE HOUSE AND A ROLL CALL VOTE IN REGULAR ORDER. [LB643]

SENATOR SCHEER: THANK YOU, SENATOR WILLIAMS. THE QUESTION BEFORE US IS, SHALL THE HOUSE GO UNDER CALL? ALL THOSE IN FAVOR VOTE AYE; ALL THOSE OPPOSED VOTE NAY. RECORD, MR. CLERK. [LB643]

CLERK: 34 AYES, 0 NAYS, MR. PRESIDENT, TO PLACE THE HOUSE UNDER CALL. [LB643]

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 UNAUTHORIZED PERSONNEL PLEASE LEAVE THE FLOOR. THE HOUSE IS UNDER CALL. SENATOR KRIST, KOLOWSKI, BAKER, BURKE HARR, SULLIVAN, HANSEN, PLEASE RETURN TO THE FLOOR. SENATOR HANSEN, SENATOR BURKE HARR. WE'RE ALL ACCOUNTED FOR. IN WHICH ORDER DID YOU PREFER, SENATOR WILLIAMS? [LB643]

SENATOR WILLIAMS: REGULAR ORDER, PLEASE. [LB643]

SENATOR SCHEER: MR. CLERK. [LB643]

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CLERK: (ROLL CALL VOTE TAKEN, LEGISLATIVE JOURNAL PAGE 1490.) 12 AYES, 24 NAYS, MR. PRESIDENT, ON THE MOTION TO RECOMMIT. [LB643]

SENATOR SCHEER: THE MOTION IS NOT SUCCESSFUL. RAISE THE CALL. [LB643]

CLERK: MR. PRESIDENT, SENATOR WILLIAMS WOULD MOVE TO RECONSIDER THAT VOTE. [LB643]

SENATOR SCHEER: SENATOR WILLIAMS, YOU ARE WELCOME TO INTRODUCE YOUR MOTION TO RECOMMIT...RECONSIDER, EXCUSE ME. [LB643]

SENATOR WILLIAMS: THANK YOU, MR. PRESIDENT. AND GOOD EVENING AGAIN, COLLEAGUES. AS WE GO THROUGH THIS DISCUSSION THIS EVENING, I WANTED TO TALK A LITTLE BIT ABOUT MY JOURNEY ON THIS IN THE LEGISLATURE AND ALSO MY JOURNEY ON THIS PARTICULAR ISSUE AND HOW A LOT OF MY CONCERNS AND QUESTIONS AND OPINIONS HAVE BEEN DERIVED FROM A VERY, VERY CLOSE FRIEND WHO IS CLEARLY AN EXPERT IN THE AREA. HE'S A FRIEND OF MINE BUT HE ALSO SERVES AS A DISTRICT COURT JUDGE. HE SEES THE RESULTS OF DRUG USE AND THE INAPPROPRIATE DRUG USE ALL ACROSS OUR COUNTRY AND ALL ACROSS HIS DISTRICT EVERY DAY. HE DEALS WITH DRUG COURT. BUT MORE IMPORTANTLY, HE HAS BEEN AN ADVOCATE FOR WATCHING WITH VIGILANCE THE MOVEMENT OF MARIJUANA GROWTH IN OUR STATE. AND HE'S TALKED TO ME LONG AND HARD ABOUT THE ISSUES AND THE DOCUMENTED ISSUES OF WHAT HAPPENS WHEN YOUNG BRAINS ARE EXPOSED TO MARIJUANA AND HOW THAT CAN CAUSE DAMAGE THAT IS IRREVERSIBLE AND WHERE THAT TAKES PEOPLE AND, IN HIS JUDGMENT, WHERE THAT TAKES SOCIETY. THROUGH THIS PERIOD OF TIME WE HAVE HAD AN OPPORTUNITY WHERE PEOPLE HAVE LOWERED THEIR EXPECTATIONS ON ISSUES SUCH AS DRUG USE AND MARIJUANA. FOR INSTANCE, RIGHT NOW THE PENALTY FOR POSSESSION OF ALCOHOL IS GREATER THAN THE PENALTY FOR POSSESSION OF MARIJUANA. WE CONTINUE TO HAVE OUR CHILDREN, OUR MOST PRECIOUS ASSET, SEE THAT STATES BORDERING OURS--IN PARTICULAR, COLORADO--STARTED DOWN THE PATH APPROVING MEDICAL MARIJUANA AND SOON THEREAFTER APPROVE THE LEGALIZATION OF RECREATIONAL MARIJUANA. WHAT MESSAGE ARE WE SENDING TO THOSE KIDS? THE MESSAGE SEEMS TO ME TO BE ONE OF CONFUSION AND LOWERING THE EXPECTATIONS OF PEOPLE, PEOPLE WHO WE SHOULD BE TRYING TO IMPROVE, PEOPLE WHO WE SHOULD BE TRYING TO HOLD UP, PEOPLE WHO WE SHOULD BE TRYING TO BOLSTER IN THEIR IDEAS ABOUT THEIR FUTURE AND THEIR LIVES. SO I REMAIN COMMITTED TO

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WORKING THROUGH THIS PROCESS IN THE BEST WAY POSSIBLE. I WOULD LIKE TO GO BACK AND TALK BRIEFLY AGAIN ABOUT THE MINNESOTA EXPERIMENT AND WHERE THAT IS WITH THE PARTICIPATION LEVEL BEING AS LOW AS IT IS WITH ONLY 1,190 PEOPLE THAT ARE REGISTERED AND, AS I MENTIONED EARLIER, HOW THAT TRANSLATES INTO SOMEWHERE AROUND 390 PEOPLE IN OUR STATE. AND WE PUT THESE REQUIREMENTS OF BUILDING A NEW PART OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR THIS SMALL POPULATION IN OUR STATE. AND AS A BUSINESS PERSON, THAT BUSINESS MODEL CAN'T WORK. AND AS SENATOR RIEPE MENTIONED, WHEN THAT BUSINESS MODEL DOES NOT WORK AND THE COST IS TOO HIGH, WHERE THEN DO WE DRIVE THESE PEOPLE? TO EITHER COLORADO OR, MORE POSSIBLY, TO THE BLACK MARKET WITH UNTESTED, UNSUPERVISED DRUGS. I DON'T THINK THAT'S WHERE WE WANT TO GO. I THINK THAT TAKES US DOWN A ROAD THAT'S DANGEROUS, A ROAD THAT CAN'T BE GOOD FOR OUR YOUNG PEOPLE OR OTHERS. CONTRARY TO WHAT YOU HEARD, THREE OF US DID MEET WITH HHS THIS WEEK. AND THEY, AS I SAID EARLIER, STRONGLY OPPOSED THE ADOPTION OF LB643. LAW ENFORCEMENT STRONGLY OPPOSES. THE JUDGES THAT I HAVE TALKED TO, BASED ON WHAT THEY HAVE SEEN, OPPOSE. CLEARLY, THE PROSECUTORS OPPOSE. AND A LARGE PORTION OF THE MEDICAL COMMUNITY SIMPLY DOESN'T SEE THIS AS THE SOLUTION, AS EVIDENCED AGAIN WITH THE MINNESOTA MODEL OF HOW FEW DOCTORS HAVE SIGNED UP TO BE PART OF THE PROGRAM. SO I WOULD ASK YOU TO RECONSIDER WHAT WE JUST VOTED ON AND MOVE FORWARD. WE HAVE NOT TOO MUCH MORE THAN AN HOUR LEFT OF TIME TO GET TO A CLOTURE VOTE, AND THAT WILL BE AN IMPORTANT VOTE BECAUSE WE ARE TALKING ABOUT CHANGING THE DIRECTION PHILOSOPHICALLY OF OUR STATE. THAT SHOULD NOT BE TAKEN LIGHTLY. IT SHOULD NOT BE APPROACHED EMOTIONALLY. IT SHOULD BE APPROACHED WITH OUR HEAD, NOT OUR HEART. THANK YOU, MR. PRESIDENT. [LB643]

SENATOR SCHEER: THANK YOU, SENATOR WILLIAMS. SENATOR COOK, YOU ARE RECOGNIZED. SENATOR COOK, YOU ARE RECOGNIZED. [LB643]

SENATOR COOK: GOOD EVENING. THANK YOU, MR. PRESIDENT. I APOLOGIZE. I RISE...BOY, THERE ARE A LOT OF WORDS UP THERE. BUT I RISE IN SUPPORT OF LB643 AND SENATOR HOWARD'S AMENDMENT, AM2599, I BELIEVE. I AM A COSPONSOR OF THE BILL. I BELIEVE IN IT CONCEPTUALLY. I SUPPORTED IT LAST YEAR EVEN AS WE REALIZED WE NEEDED TO GO BACK TO THE DRAWING BOARD ESSENTIALLY TO ENSURE THAT WE WERE NOT MERELY DECRIMINALIZING THE POSSESSION OF AND USE OF MARIJUANA BUT REALLY MAKING IT ACCESSIBLE TO PEOPLE AND TO FAMILIES ON BEHALF OF THEIR CHILDREN, AND I THINK

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THAT'S WHAT THIS AMENDMENT DOES. I ATTENDED A CONFERENCE IN DECEMBER AND HAD AN INTERESTING ANGLE ON THE MEDICAL MARIJUANA ISSUE, AND THAT IS THE BUSINESS ANGLE ABOUT HOW IMPORTANT IT IS TO GET DOWN THE DETAILS ABOUT WHO DOES WHAT, ESPECIALLY IN TERMS OF LICENSURE, HOW ONE BECOMES LICENSED, HOW ONE OPENS A BUSINESS, THE FRAMEWORK OF THE BUSINESS, AND THAT IS SOMETHING ELSE THAT THIS AMENDMENT HAS REALLY WELL DETAILED. SO WITH THAT, I WILL YIELD THE BALANCE OF MY TIME TO THE CHAIR. THANK YOU, MR. PRESIDENT. [LB643]

SENATOR SCHEER: THANK YOU, SENATOR COOK. SENATOR CHAMBERS, YOU ARE RECOGNIZED. [LB643]

SENATOR CHAMBERS: MR. PRESIDENT, MEMBERS OF THE LEGISLATURE, IF I HAD A HEART, I DON'T BELIEVE I COULD HAVE GREATER CONCERN, FONDNESS FOR CHILDREN THAN I HAVE BASED ON THE OPERATION OF MY MIND. SOMEBODY WITHOUT A HEART CAN, NEVERTHELESS, EXPERIENCE TO SOME DEGREE WHAT THOSE WITH A HEART WOULD SAY IS STEMMING FROM A HEART, AND THAT IS EMOTION. I CANNOT WATCH A CHILD SUFFERING WITHOUT BECOMING INTELLECTUALLY WHAT THE REST OF THE HUMAN BEINGS BECOME BASED ON THEIR HEART: EMOTIONAL. IF EMOTIONS ARE AN INTEGRAL PART OF THE MAKEUP OF A HUMAN BEING, THEY SERVE A DEFINITE PURPOSE. AND IF YOU ARE EXTREMELY SCIENTIFIC, THEN YOU KNOW THAT WHATEVER TRAIT, QUALITY, OR ABILITY A HUMAN BEING HAS WAS DEVELOPED AND HONED BY WAY OF EVOLUTION, WHICH PRODUCES IN THOSE LIVING CREATURES WHAT IT TAKES FOR THAT CREATURE TO LIVE SUCCESSFULLY IN THE ENVIRONMENT IN WHICH IT FINDS ITSELF. AND IF THE YOUNG ARE VERY IMPORTANT, SOMETIMES PEOPLE NEED TO FEEL WHAT YOU ALL ARE DISMISSING AS EMOTION IN ORDER TO HAVE THE CONNECTION TO THOSE YOUNG ONES WHO CARRY ON AND PERPETUATE THE SPECIES, THAT CONNECTION FORGED BY EMOTION. SO IT'S VERY EASY FOR ADULTS WHO DON'T SUFFER THESE THINGS, WHO DO NOT HAVE A CHILD SUFFERING IT, TO SAY, LET US NOT BE EMOTIONAL, LET US LOOK AT THIS AS IF WE WERE DETERMINING WHETHER A BOWLING BALL WITH THE CIRCUMFERENCE OF SO MANY CENTIMETERS WILL ROLL MORE ACCURATELY DOWN THE ALLEY AT A BOWLING ALLEY THAN ONE OF A CONTRARY NUMBER OF CENTIMETERS. THIS IS AN EMOTIONAL ISSUE NO MATTER HOW YOU TRY TO PARSE IT. AND THERE ARE PEOPLE WHO TALK ABOUT BEING GRANDPARENTS, AND WITHOUT HAVING A CHILD SUFFERING LIKE THIS THEY WILL EXPRESS THE EMOTIONAL CONNECTION THEY HAVE TO THOSE GRANDCHILDREN. MULTIPLY THAT BY ABOUT 1,000 AND YOU WILL GET AN IDEA OF HOW THIS HEARTLESS PERSON FEELS WHEN CHILDREN ARE AT STAKE AND THEIR WELFARE. I HAVE

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SAID I DON'T BELIEVE IN, NEVER HAVE BELIEVED IN UNNECESSARY, USELESS SUFFERING. AND WHEN THAT IS IMPOSED ON CHILDREN BY POLITICIANS, IT IS CONTEMPTIBLE. THERE IS ANOTHER ISSUE I WOULD LIKE TO MAKE VERY CLEAR. THOSE DECADES OF THE SO-CALLED WAR ON DRUGS OBVIOUSLY NOT ONLY HAVE RESULTED IN FAILURE, BUT WE HAVE MORE PEOPLE ADDICTED TO OPIOIDS THAN EVER HAPPENED BEFORE, LEGAL AND ILLEGAL. BUT YOU DON'T HEAR ANYBODY IN THE PHARMACEUTICAL INDUSTRY, LAW ENFORCEMENT, OR OTHERS WHO MAKE MONEY FROM THE EXISTENCE AND USE OF THESE OPIOIDS SAYING, NOW THAT WE HAVE EXPERIENCE IN THE DAMAGE AND HARM THEY CAN CAUSE TO SOCIETY, WE NOW MAKE THEM ALL SCHEDULE I DRUGS AND, BEYOND THAT, THEY CAN NEVER BE USED BY ANYBODY. THEY'RE GOING TO BE ILLEGAL BECAUSE THEY ARE INTRINSICALLY HARMFUL. THE ONLY REASON THESE PHARMACEUTICALS WILL PUT ON TELEVISION ALL OF THE HORRENDOUS SIDE EFFECTS OF THEIR DRUGS IS BECAUSE THE FEDERAL AGENCY THAT REGULATES TELEVISION AND COMMUNICATIONS HAVE SAID YOU CANNOT ADVERTISE THESE DRUGS IF YOU DON'T PUT ALL THE SIDE EFFECTS. AND IF YOU DON'T LOOK AT THE NAME OF THE DRUG, YOU WILL THINK THAT WHAT'S BEING ADVERTISED IS SOME KIND OF NEW COLLECTION OF EXOTIC POISONS. [LB643]

SENATOR SCHEER: ONE MINUTE. [LB643]

SENATOR CHAMBERS: SOME OF THEM WILL ACTUALLY SAY IT MAY LEAD TO BLEEDING, IT MAY EVEN LEAD TO DEATH. SOME WILL LEAD TO LOSS OF HEARING, INABILITY TO SPEAK BECAUSE YOUR THROAT HAS SWOLLEN, AND YOU MAY NOT BE ABLE TO HEAR. SO IF THIS COMES DOWN ON YOU BECAUSE YOU'RE USING ONE OF THESE SUBSTANCES, NO TO EVEN USING THE TELEPHONE BECAUSE YOU CAN'T HEAR IF ANYBODY SPEAKS TO YOU; YOU CANNOT SPEAK TO THEM. SO THESE ARE THE DRUGS THAT ARE LEGAL. THESE DRUGS ARE CAPABLE OF DOING THESE THINGS AND NONE OF THESE HORRENDOUS SIDE EFFECTS HAVE BEEN ESTABLISHED AS FLOWING FROM THE USE OF CANNABIS. SO WHAT I AM HEARING IS TOTALLY IRRATIONAL AND I WISH THERE WAS A MR. SPOCK HERE WHO COULD TALK TO SOME OF THESE PEOPLE IN LANGUAGE THEY MIGHT NOT UNDERSTAND, BECAUSE MR. SPOCK TRULY HAD NO EMOTION. THANK YOU, MR. PRESIDENT. [LB643]

SENATOR SCHEER: THANK YOU, SENATOR CHAMBERS. SENATOR COASH, YOU ARE RECOGNIZED. [LB643]

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SENATOR COASH: THANK YOU, MR. PRESIDENT. GOOD EVENING, COLLEAGUES. YOU KNOW, I'VE REFRAINED FROM WEIGHING IN ON THIS DEBATE BECAUSE I THOUGHT MY VOTE WAS CLEAR, BUT I FEEL COMPELLED TO TALK A LITTLE BIT ABOUT IT AND RESPOND TO SOME OF THE THINGS THAT I HAVE HEARD. I HEARD THE QUESTION ASKED, WHAT MESSAGE ARE WE SENDING? ARE WE CONFUSING PEOPLE? MY ANSWER TO THAT IS, NO, THROUGH THIS BILL WE ARE SENDING A VERY CLEAR MESSAGE. THIS BILL IS ABOUT PEOPLE WHO ARE SICK, NOT ABOUT PEOPLE WHO WANT TO GET HIGH. THIS BILL IS ABOUT ENDING SUFFERING. I HEARD SEVERAL MEMBERS TALK ABOUT THE BUSINESS MODEL AND THE MEMBERS I HEARD TALK ABOUT THIS ARE THE MEMBERS I WAS SURPRISED TO HEAR TALKING ABOUT THE GOVERNMENT GETTING IN THE WAY OF BUSINESS-- IT MIGHT NOT WORK, SO WE SHOULD STOP IT. THIS BILL IS ABOUT SICK CHILDREN AND HURTING VETERANS. I HEARD TALK ABOUT LAW ENFORCEMENT COMING OUT AGAINST THIS. WELL, I CAN TELL YOU, FROM MY TALKS WITH LAW ENFORCEMENT, THEY ARE NOT OF ONE MIND ABOUT THIS; THEIR SPOKESMEN MAY BE. I HEARD TALK ABOUT HOW THE MINNESOTA MODEL THAT THE COMMITTEE AMENDMENT THAT IS ADOPTED WAS BASED OFF OF IS GOING TO BE...IS UNSUCCESSFUL BECAUSE SO FEW PEOPLE ARE ENROLLED. WELL, THAT, COLLEAGUES, TELLS ME THIS MODEL IS THE RIGHT MODEL FOR NEBRASKA; IT TELLS ME THAT SICK PEOPLE ARE BEING ENROLLED, NOT PEOPLE WHO WANT TO ABUSE THE DRUG. OKAY, COLLEAGUES, YOU HAVEN'T HEARD ME SAY MUCH ON THIS, BUT I WANT YOU TO LISTEN TO THIS. LB643 FAILS TODAY, YOU'RE GOING TO SEE A BALLOT INITIATIVE. AND IF YOU THINK THAT THE DOORS ARE GOING TO BE WIDE OPEN LIKE THEY ARE IN COLORADO, YOU WAIT UNTIL IT HITS THE BALLOT. WHEN IT HITS THE BALLOT, IT'S OPEN WIDE. IT'S NOT JUST FOR SICK PEOPLE. IT'S FOR PEOPLE WHO WANT TO USE IT RECREATIONALLY, AND THEY WILL WIN, AND ALL OF THE THINGS THAT I HAVE HEARD THAT PEOPLE ARE SCARED OF WILL HAPPEN. THIS BILL FAILS, IT'S ON THE BALLOT AND WHEN IT'S ON THE BALLOT, HOLD ON TO YOUR HATS. YOU THINK COLORADO HAS GOT A PROBLEM? YOU WAIT UNTIL THIS OPENS UP. LB643 IS THIS LEGISLATURE'S OPPORTUNITY TO REGULATE THE PRODUCT. WHEN THIS GOES ON THE BALLOT, AND IT WILL PASS, THIS LEGISLATURE WILL NOT BE ABLE TO CATCH UP TO WHAT THEY'RE GOING TO HAVE TO CATCH UP TO. AND THERE WILL BE RECREATIONAL STORES IN EVERY DISTRICT IN THIS STATE, BECAUSE WHEN IT HITS THE BALLOT, IT IS NOT GOING TO SAY THIS IS FOR ILL PEOPLE. IT'S NOT GOING TO EXCLUDE THE FLOWER, LIKE THE COMMITTEE AMENDMENT DID. IT'S GOING TO SAY, COME ON IN. A VOTE AGAINST LB643, YOU ARE OPENING THIS UP. MARK MY WORDS, PEOPLE. THIS IS WHAT THE FUTURE HOLDS FOR THIS ISSUE. AND I DON'T WANT TO SEE RECREATIONAL MARIJUANA OPENED UP TO OUR STATE. THIS IS THE WAY TO STOP IT. [LB643]

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SENATOR SCHEER: ONE MINUTE. [LB643]

SENATOR COASH: IT WILL BE ON THE BALLOT. AND MANY OF YOU WHO HAVE STOOD UP AND SAID THIS IS TOO MUCH, TOO FAST, ARE GOING TO BE WISHING YOU WERE BACK HERE AT THIS MOMENT SAYING, BOY, I WISH WE WOULD HAVE PASSED LB643; IF WE'D HAVE PASSED LB643 WE WOULD HAVE HAD OUR FINGERPRINTS ON IT; WE WOULD HAVE HAD THE BENEFIT OF REGULATION, OF TAXATION. BECAUSE WHEN SOMETHING GETS PASSED THROUGH A BALLOT INITIATIVE, ALL OF THAT FORETHOUGHT DOESN'T HAPPEN IN A BALLOT LANGUAGE QUESTION. IT BECOMES, DO YOU WANT TO DECRIMINALIZE AND OPEN UP MARIJUANA FOR THE USE OF NEBRASKA CITIZENS? AND THE CITIZENS WILL VOTE YES. I AM CONVINCED OF THAT. AND WHEN THEY VOTE YES ON THIS, WE WILL BE BACK HERE AS A LEGISLATURE WISHING WE'D HAVE PASSED LB643. YOU THINK IT'S HARD TO GET PASSED NOW? [LB643]

SENATOR SCHEER: TIME, SENATOR. [LB643]

SENATOR COASH: THANK YOU, MR. PRESIDENT. [LB643]

SENATOR SCHEER: THANK YOU, SENATOR COASH. SENATOR BRASCH, YOU ARE RECOGNIZED. [LB643]

SENATOR BRASCH: THANK YOU, MR. PRESIDENT. AND THANK YOU, COLLEAGUES. I JUST WANTED TO CLARIFY SOMETHING BRIEFLY ON THE FLOOR. EARLIER IT WAS INSINUATED THAT THE DISPENSARY WOULD UNDERSTAND THE PROPER DOSAGE AND, THEREFORE, IT WOULD BE SAFE, AND THAT THERE WASN'T ANYTHING TO WORRY ABOUT WITH RESPECT TO MARIJUANA'S INTERACTION WITH PRESCRIPTION MEDICATION BECAUSE THE DISPENSARY WOULD BE A REGISTERED PHARMACIST. I UNDERSTAND THAT PHARMACEUTICAL COMPANIES BRING DRUGS TO DOCTORS TO GIVE THEIR PATIENTS WHICH...AS SENATOR EBKE EXPRESSLY STATED WITH HER HUSBAND. AND I BELIEVE SHE SAID THEY HAVE BEEN...YES, THEY HAVE BEEN FDA APPROVED. AND PERHAPS SHE NEEDS TO CORRECT ME. MY POINT WAS THAT WITHOUT THE FDA-APPROVED, DOUBLE-BLIND STUDIES AND THE RESEARCH DONE TO ASSIST THE PHARMACIST AND THE DOCTORS IN PRESCRIBING THE MEDICAL MARIJUANA, THEN HOW WILL THE DISPENSARY OR THE DOCTOR KNOW HOW MUCH TO PRESCRIBE? WHAT IS THE ACCURATE DOSAGE OR THE POTENTIALLY HARMFUL EFFECTS THAT MAY OCCUR FROM MARIJUANA'S INTERACTION WITH OTHER DRUGS? FROM WHAT I HAVE READ, IT IS NOT THE

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CURE. IT MASKS THE SYMPTOMS. AND IF THAT IS WHAT WE WE'RE LOOKING FOR WITH PAIN RELIEF, AS I SAID EARLIER, THAT THE OTHER OPIATES ARE ALSO BOTANICAL PLANTS AS WELL. WHAT ARE OUR ASSURANCES THAT THIS IS SOMETHING THAT WILL NOT HAVE LONG-TERM EFFECTS? WITH THAT, MR. PRESIDENT, I WOULD LIKE TO YIELD MY TIME TO SENATOR WILLIAMS. [LB643]

SENATOR SCHEER: SENATOR WILLIAMS, YOU ARE YIELDED 2:50. [LB643]

SENATOR WILLIAMS: THANK YOU, SENATOR BRASCH. WE HAVE HAD A LOT OF CONVERSATIONS AROUND THE MICROPHONES AND OFF THE MICROPHONES ABOUT THE AMOUNT OF WORK AND THE COMMITMENT THAT'S GONE INTO THE PROCESS THAT WE HAVE GONE THROUGH. AND I AGAIN APPLAUD SENATOR GARRETT'S EFFORTS AND OTHERS THAT HAVE WORKED WITH HIM. WITH THAT IN MIND, MR. PRESIDENT, I WOULD MOVE TO WITHDRAW MY RECONSIDER MOTION. IT IS MY UNDERSTANDING THAT SENATOR KRIST WILL BE WITHDRAWING HIS AMENDMENTS. AND THIS WILL ALLOW US TO CONTINUE THE DEBATE ON SENATOR HOWARD'S AMENDMENT, AM2599. THANK YOU, MR. PRESIDENT. [LB643]

SENATOR SCHEER: WITH UNANIMOUS CONSENT TO WITHDRAW THE CONSIDERATION? HEARING NONE, SO ORDERED. SENATOR KRIST, YOU'RE RECOGNIZED. [LB643]

SENATOR KRIST: THANK YOU, MR. PRESIDENT. IN TALKING WITH SENATOR HOWARD, IT BECAME VERY APPARENT--AND I'M BASICALLY NOW SPEAKING ON SENATOR GLOOR'S BEHALF, SO I HAVE TO BE CAREFUL NOT TO SELL HIM DOWN THE RIVER--BUT THIS TAXATION ISSUE NEEDS TO BE ADDRESSED IF THIS LB643 PASSES. IT DOESN'T, NECESSARILY, NEED TO BE ADDRESSED TONIGHT. THE BILL NEEDS TO BE PASSED AND THEN THERE NEEDS TO BE A TAXATION ISSUE SETTLED, THE DEPARTMENT OF REVENUE SETTLE A TAXATION ISSUE. SENATOR HOWARD HAS GUARANTEED ME, AND I WILL HAVE HER TALK TO SENATOR GLOOR WHEN HE COMES BACK, THAT IT DOES NOT NEED TO BE DONE RIGHT NOW, THAT SHE HAS SAID SHE WILL TAKE CARE OF IT. SO I WOULD LIKE TO WITHDRAW AM2869. [LB643]

SENATOR SCHEER: WITHOUT OBJECTION, SO ORDERED. [LB643]

CLERK: SENATOR KRIST, AM2868? [LB643]

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SENATOR KRIST: WITHDRAW. BOTH OF THESE ISSUES HAVE BEEN NEGOTIATED WITH SENATOR HOWARD AND SHE'LL WATCH OUT FOR THEM IN THE FUTURE. [LB643]

SENATOR SCHEER: RETURNING TO THE FLOOR ON THE HOWARD AMENDMENT, AM2599, THOSE IN THE QUEUE: SENATORS RIEPE, FRIESEN, STINNER, WILLIAMS, AND OTHERS. SENATOR RIEPE, YOU'RE RECOGNIZED. [LB643]

SENATOR RIEPE: THANK YOU, MR. PRESIDENT, MEMBERS OF THIS DELEGATION. I WANT TO START MY COMMENTS WITH A QUOTE, AND THIS IS FROM H.L. MENCKEN, AND THE QUOTE IS: FOR EVERY COMPLEX PROBLEM, THERE IS AN ANSWER THAT IS CLEAR, SIMPLE, AND WRONG. I WANT TO ALSO ADDRESS SOME FACTS FROM MINNESOTA. IN THE MINNESOTA LAW, PROHIBITS DISPENSING FROM OPERATING WITHIN 1,000 FEET OF A SCHOOL OR DAY CARE. THAT, TO ME, CERTAINLY SOUNDS LIKE AN ILLEGAL DRUG ARRANGEMENT. MINNESOTA ALSO, THE REGULATORY AND ADMINISTRATIVE COST IN 2015 WAS A MILLION DOLLARS PER YEAR, ERGO, CERTAINLY THE NEED FOR SOME REVENUE AND SOME TAXES. MINNESOTA, THE AVERAGE COST TO PATIENTS RANGES BETWEEN \$250 TO \$500 PER MONTH. I WOULD LIKE TO ADD THAT THE COST IS AVERAGE OF \$264 PER MONTH AND THAT MARIJUANA BUDS OF EQUAL POTENCY ON THE STREET COST \$80. SO IF THERE IS AN ECONOMIC INCENTIVE, THERE IT LIES. MINNESOTA, 20 PERCENT OF THE PATIENTS DID NOT RETURN TO BUY MORE OF THE MEDICATION. SO THIS IS NOT A CURE-ALL. THERE ARE, AS WE CAN IMAGINE, SOME PROBLEMS THAT GO ALONG WITH IT. AND ALSO, MINNESOTA IN FISCAL YEAR 2015 APPROPRIATED \$2,000,795 TO THE REGULATORY ASPECTS OF MEDICAL MARIJUANA. I FIND IT ALSO CONCERNING THAT WE WOULD MOVE ON TO FINAL READING WITH AN IDEA WITHOUT HAVING SOME RESOLUTION OF UNDERSTANDING ABOUT HOW THE TAX WILL GO ON. I CERTAINLY AM NOT AND HAVE NEVER BEEN ONE THAT SAID--LEAP AND THE NET WILL APPEAR. I THINK THOSE THINGS HAVE TO (INAUDIBLE). AND I THINK IT'S ONE MORE REASON WHY THIS PARTICULAR LEGISLATION HAS BEEN, WHAT, SEVENTH, EIGHTH, NINTH, TENTH RENDITION? AND I JUST FEEL THAT THAT IS INCREDIBLY WRONG. MR. PRESIDENT, I WOULD LIKE TO YIELD ANY TIME THAT I MIGHT HAVE LEFT TO SENATOR KINTNER. [LB643]

SENATOR SCHEER: SENATOR KINTNER, YOU'RE YIELDED 2:25. [LB643]

SENATOR KINTNER: WELL, THANK YOU VERY MUCH. BOY, IT'S LATE TONIGHT. I AM SURE PEOPLE WATCHING AT HOME CAN'T SEE OUR FACE VERY WELL

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BECAUSE THIS CHAMBER IS TOO DARK. BUT I DID WANT...I HEARD SENATOR COASH SAY, IF WE DON'T PASS THIS, IT'S GOING TO GO ON THE BALLOT AND WE'RE GOING TO HAVE RECREATIONAL MARIJUANA USE. SENATOR COASH, I SAY HORSE MANURE; NOT A CHANCE. I WOULD THINK THIS STATE MIGHT VOTE AFFIRMATIVELY ON THE BILL WE ARE LOOKING AT RIGHT HERE POSSIBLY. THERE'S A CHANCE THAT WOULD HAPPEN. THIS STATE IS NOT GOING TO VOTE FOR RECREATIONAL MARIJUANA USE. THAT'S NOT GOING TO HAPPEN. ANYONE TRY TO PUT IT ON THE BALLOT AND DO THAT, THAT WOULD BE A CRUSHING DEFEAT, IN MY OPINION. I DO NOT SEE A...AND IT WILL BE DEFEAT FOR ANY CANDIDATE OUT THERE RUNNING FOR OFFICE THAT SUPPORTS IT, TOO. SO WE MIGHT ACTUALLY WIN SOME RACES THAT WOULD HELP ALSO. SO I DON'T THINK THAT'S GOING TO HAPPEN. BUT THIS, WE NEED TO VOTE ON THIS ON THE MERITS OF THE BILL. AND IF YOU'RE FOR IT, I GUESS YOU VOTE FOR IT; IF YOU'RE AGAINST IT, YOU'LL VOTE AGAINST IT. BUT I CERTAINLY DON'T THINK THAT THIS, AT ANY TIME, IS GOING TO GO ON THE BALLOT AND WE'RE GOING TO HAVE RECREATIONAL MARIJUANA USE. THAT IS NOT GOING TO HAPPEN. THIS IS NOT COLORADO. [LB643]

SENATOR SCHEER: ONE MINUTE. [LB643]

SENATOR KINTNER: SO ANYWAY, I JUST HEARD THAT, I SAID, THAT JUST DOES NOT SOUND RIGHT TO ME. AND...BUT, YOU KNOW, GIVE IT A TRY. I LIKE OUR CHANCES. THANK YOU, MR. PRESIDENT. [LB643]

SENATOR SCHEER: THANK YOU, SENATOR KINTNER AND SENATOR RIEPE. SENATOR FRIESEN, YOU'RE RECOGNIZED. [LB643]

SENATOR FRIESEN: THANK YOU, MR. PRESIDENT. SENATOR CHAMBERS WOULD YIELD TO A QUESTION. [LB643]

SENATOR SCHEER: SENATOR CHAMBERS, WOULD YOU PLEASE YIELD? [LB643]

SENATOR CHAMBERS: YES. [LB643]

SENATOR FRIESEN: YOU KNOW, AS THE PERSON WITH THE MOST EXPERIENCE IN THIS BODY, DO YOU REMEMBER THAT...HAS THIS BODY EVER APPROVED A SINGLE DRUG FOR USE IN A HUMAN BEING? [LB643]

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SENATOR CHAMBERS: NOT TO MY RECOLLECTION. I CANNOT EVEN REMEMBER A SITUATION COMING UP THAT WAS PRESENTED THAT WOULD INVOLVE SUCH A MOVE. THAT DOESN'T MEAN IT NEVER DID. I JUST CANNOT RECALL IF IT DID. [LB643]

SENATOR FRIESEN: THANK YOU, SENATOR CHAMBERS. THIS IS WHERE I'M STRUGGLING WITH SUPPORTING SOMETHING LIKE THIS. IT'S BEYOND MY SCOPE OF PRACTICE, MY DUTIES THAT I COME HERE. THE PROCESS WE HAVE USED IN THE PAST HAS ALWAYS COME DOWN THROUGH THE DIFFERENT REGULATORY AGENCIES WITH APPROVAL. AND NOW YOU'RE ASKING A BODY OF 49 OF US TO APPROVE SOMETHING WHERE WE JUST LAST YEAR FINALLY MADE A PLAN WHERE WE MAY DO SOME RESEARCH, AND WE HAVE A PLAN GOING FORWARD TO SEE IF ANY OF THIS ACTUALLY WORKS. AND NOW WE'RE SUPPOSED TO WRAP OUR HEADS AROUND THE IDEA OF APPROVING SOMETHING THAT IS GOING TO BE PUT INTO A CHILD'S BODY OR AN ADULT, AND WE ARE NOT QUALIFIED TO MAKE THAT DECISION. AND WHEN I LOOK AT THIS AT THE FEDERAL LEVEL, AND I DO HOPE THEY SOME DAY ADDRESS THIS, THEY NEED TO ADDRESS IT AT THE FEDERAL LEVEL, BUT UNTIL THEY CHANGE THAT CLASSIFICATION OF DRUGS FROM A CLASS I TO A CLASS II, OR WHATEVER NEEDS TO BE DONE, I CAN'T JUST LOOK THE OTHER WAY AND IGNORE IT. SO I GUESS WHERE I STAND RIGHT NOW, I STAND OPPOSED TO LB643 AND I THINK WE NEED TO WAIT FOR MORE RESEARCH AND FIND OUT JUST EXACTLY WHAT THIS DRUG AND WHAT DOSAGE NEEDS TO BE DONE. WITH THAT I WILL YIELD THE REST OF MY TIME TO SENATOR WILLIAMS. THANK YOU, MR. PRESIDENT. [LB643]

SENATOR SCHEER: SENATOR WILLIAMS, YOU ARE YIELDED 2:45. [LB643]

SENATOR WILLIAMS: THANK YOU, MR. PRESIDENT. AND THANK YOU FOR YIELDING ME SOME ADDITIONAL TIME. THERE'S BEEN SOME INFORMATION TALKED ABOUT THIS EVENING ABOUT THE AMERICAN EPILEPSY SOCIETY AND WHAT THEIR OPINION IS OF MEDICAL MARIJUANA COMPARED TO OTHER ALTERNATIVES. AND I'D LIKE TO READ JUST A COUPLE OF PORTIONS OF A LETTER IN THE SHORT AMOUNT OF TIME THAT I HAVE HERE, AND THE LETTER, AND I QUOTE: DESPITE THE PRESSURE OF ANECDOTAL EVIDENCE PREVALENT IN THE POPULAR PRESS AND SOCIAL MEDIA, FOR THE PAST TWO YEARS THE AMERICAN EPILEPSY SOCIETY HAS BEEN OPPOSED TO THE EXPANDED USE OF MEDICAL MARIJUANA AND ITS DERIVATIVE CBD IN THE TREATMENT OF CHILDREN WITH SEVERE EPILEPSY. AT THIS TIME, THERE IS NO EVIDENCE FROM CONTROLLED TRIALS THAT STRONGLY SUPPORTS THE USE OF MARIJUANA FOR TREATMENT OF EPILEPSY. AGAIN, WE PASSED IN THIS BODY LAST YEAR

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SENATOR CRAWFORD'S STUDY BILL WHICH IS TAKING THE CBD OIL AND USING THAT IN A TRIAL BASIS TO SEE AND DOCUMENT RESULTS. THAT'S CERTAINLY A STEP IN THE RIGHT DIRECTION, A STEP THAT CAN TAKE US DOWN A PATH THAT WOULD BE PRUDENT IF PROVEN. BUT IT ALSO LETS US STOP THE PROCESS IF THEY ARE NOT ABLE TO DETERMINE THAT THERE IS A POSITIVE EFFECT... [LB643]

SENATOR SCHEER: ONE MINUTE. [LB643]

SENATOR WILLIAMS: ...FROM THE USE OF THE DRUG. AGAIN, FOLKS, WE ARE TALKING ABOUT DIRECTION FOR OUR STATE TONIGHT. THIS IS A BIGGER ISSUE THAN SIMPLY CREATING THE BUREAUCRACY AT HHS, THE OVERSIGHT, THE BUSINESS PLAN ISSUES. IT IS A PATHWAY TOWARDS LEGALIZING A SCHEDULE I DRUG IN OUR STATE. WE MOVE WITH CAUTION. I URGE YOU TO CONSIDER YOUR VOTES AS WE MOVE FORWARD. AND WITH THAT, THANK YOU, MR. PRESIDENT. [LB643]

SENATOR SCHEER: THANK YOU, SENATOR WILLIAMS, SENATOR FRIESEN, AND SENATOR CHAMBERS. SENATOR STINNER, YOU ARE RECOGNIZED. [LB643]

SENATOR STINNER: THANK YOU, MR. PRESIDENT. THE FIRST TIME I GOT UP I TALKED ABOUT A PROCESS AND A BELIEF IN A PROCESS. AND I'M A FAIRLY PRAGMATIC PERSON THAT BELIEVES IN SYSTEMS AND PROCESSES. AND I DO BELIEVE THAT BY PASSING SENATOR CRAWFORD'S BILL AND ALLOWING UNMC TO DO SOME STUDIES ON THE MERITS OF CANNABIS WAS THE RIGHT THING TO DO. I ALSO TALKED ABOUT LEGALIZATION IS NO SUBSTITUTE FOR A RIGOROUS FDA REVIEW. THAT PROCESS HAS WORKED EXTREMELY WELL FOR DECADES, DECADES, AND DECADES. AND I WOULD LIKE TO SEE THAT PROCESS CONTINUE TO WORK EXTREMELY WELL AS IT RELATES TO THIS. AND I ALSO INDICATED THAT MEDICINE SHOULD BE PRESCRIBED BY PHYSICIANS, DISPENSED BY A PHARMACIST, AND COVERED UNDER INSURANCE. THAT IS GENERALLY HOW IT WORKS. BUT I DO WANT TO RELATE A LITTLE BIT ABOUT THE EXPERIENCE I HAD, SINCE WE TALKED A LITTLE BIT ABOUT RECREATIONAL DRUGS WILL BE ON THE BALLOT. I HAVE A BUSINESS INTEREST IN COLORADO, SO I THINK I HAVE LIVED THROUGH THIS FAIRLY WELL. IT STARTED OUT WITH A VERY NARROW MEDICAL MARIJUANA DESCRIPTION OF WHO COULD APPLY FOR MEDICAL MARIJUANA. DISPENSING CENTERS WERE OPENED. AND THEY FOUND OUT THAT THAT NARROWNESS REALLY WAS NOT A PROFITABLE BUSINESS SO THEY DID THEN OPEN IT UP TO PAIN MANAGEMENT. AND, OBVIOUSLY, THEN THAT

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ENTERED A WHOLE LOT OF OTHER FOLKS AND THEY FOUND DOCTORS THAT WOULD WRITE SCRIPTS FOR THEM. SO THAT REALLY PUT THEM DOWN THE PATH OF LEGALIZATION OF MARIJUANA FOR RECREATIONAL USE. UNDERSTAND THAT THAT'S NOT WHAT THIS DISCUSSION IS ABOUT. BUT I JUST WANTED TO BRING UP AN EXAMPLE OF WE THINK THAT WE KNOW WHAT WE'RE DOING TODAY AND REALLY DOING A NARROW FOCUS ON THIS BILL. I'M NOT SURE WE CAN STOP THAT PROGRESS AS WE MOVE FORWARD. BUT I DO...I'VE BEEN TRYING TO GET MY MIND AROUND AND MY BRAIN AROUND THE AMENDMENT BY SENATOR HOWARD. AND I WOULD LIKE SENATOR HOWARD TO YIELD TO A FEW QUESTIONS. [LB643]

SENATOR SCHEER: SENATOR HOWARD, WOULD YOU PLEASE YIELD? [LB643]

SENATOR HOWARD: I WOULD BE HAPPY TO. [LB643]

SENATOR STINNER: AND I HOPE I HAVE THE RIGHT AMENDMENT. BUT IN SECTION 3 THEY TALK ABOUT COMPASSION CENTER AND DISPENSARY. AND IT TALKS ABOUT: MEANS AN ENTITY REGISTERED BY THE DEPARTMENT TO ACQUIRE, POSSESS, DISPENSE MEDICAL CANNABIS. IT ALSO TALKS ABOUT DHHS WILL BE THE DEPARTMENT TO OVERSEE THIS. WHAT DO YOU SEE AS A JOB DESCRIPTION FOR THE DHHS SIDE? [LB643]

SENATOR HOWARD: FOR THE INDIVIDUAL WHO WOULD BE MANAGING THE MEDICAL CANNABIS BOARD AND HELPING PROMULGATE RULES AND REGULATIONS? [LB643]

SENATOR STINNER: YEAH. AND WHO IS GOING TO SET THE STANDARDS, THIS BOARD OR IS IT GOING TO BE DHHS? [LB643]

SENATOR HOWARD: THE MEDICAL CANNABIS BOARD WOULD WORK IN CONCERT WITH THE DEPARTMENT OF HEALTH AND HUMAN SERVICES AND MAKE RECOMMENDATIONS FOR THEM. THE BOARD, OBVIOUSLY, INCLUDES A MEDICAL PRACTITIONER AND A PHARMACIST, AS WELL AS THE CHAIR OF THE HEALTH AND HUMAN SERVICES COMMITTEE, AND OUR CHIEF MEDICAL OFFICER AS EX OFFICIO MEMBERS, SO THAT THERE WOULD BE A GROUP THAT REALLY SPECIALIZES AND ADVISES THE DEPARTMENT. [LB643]

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SENATOR STINNER: DO YOU THINK WE CAN FIND THIS PERSON THAT CAN OVERSEE SOMETHING AS SPECIALIZED AS THIS TO MAKE SURE THAT IT'S DONE PROPERLY? [LB643]

SENATOR HOWARD: I DO. [LB643]

SENATOR STINNER: BECAUSE IT'S GOING TO BE IN THREE AREAS, RIGHT? THREE DIFFERENT CONGRESSIONAL DISTRICTS? [LB643]

SENATOR HOWARD: I DO THINK WE CAN FIND THAT. I HAVE A LOT OF FAITH IN OUR DEPARTMENT OF PUBLIC HEALTH. I'M NOT SURE IF YOU'VE HAD THE OPPORTUNITY TO WORK WITH THEM QUITE A BIT, BUT I SPENT A LOT OF TIME WORKING WITH THEM ON PRESCRIPTION DRUG MONITORING. [LB643]

SPEAKER HADLEY PRESIDING

SPEAKER HADLEY: ONE MINUTE. [LB643]

SENATOR HOWARD: AND THEY ARE ONE OF OUR MOST CAPABLE DEPARTMENTS WITHIN THE DEPARTMENT OF PUBLIC HEALTH. [LB643]

SENATOR STINNER: OKAY. THEN YOU TALK ABOUT MANUFACTURERS AND I THINK IT'S SECTION...IT'S SECTION 7. HOW DO YOU SEE US SOLICITING MANUFACTURERS OF THIS PRODUCT? I MEAN, ARE WE GOING TO ISSUE AN RFP OR JUST HOW DOES THAT WORK? [LB643]

SENATOR HOWARD: MANUFACTURERS WOULD HAVE TO APPLY TO CERTIFY AND PAY THE FEE. AND SO IT WOULDN'T BE AN RFP, PER SE, BECAUSE THERE WOULDN'T BE ANY GRANT FUNDING BEHIND IT. [LB643]

SENATOR STINNER: OKAY. THAT PROCESS THEN WOULD HAVE TO BE DEFINED BY DHHS. [LB643]

SENATOR HOWARD: AND THE MEDICAL CANNABIS BOARD. [LB643]

SENATOR STINNER: OKAY. THE BOARD WOULD GET INVOLVED THEN? [LB643]

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SENATOR HOWARD: ABSOLUTELY. [LB643]

SENATOR STINNER: ON PAGE 3, IT REALLY WORKS THROUGH A WHOLE SERIES OF WHAT WE CAN ISSUE THE MEDICAL MARIJUANA FOR. AND MY QUESTION IS WHO...APPARENTLY THE DOCTOR DOES NOT ISSUE A SCRIPT OR ANYTHING. THE DOCTOR JUST SAYS YOU ARE QUALIFIED... [LB643]

SPEAKER HADLEY: TIME, SENATOR. [LB643]

SENATOR STINNER: THANK YOU. [LB643]

SPEAKER HADLEY: THANK YOU, SENATOR STINNER. THOSE IN THE QUEUE ARE SENATORS PANSING BROOKS, CHAMBERS, MORFELD, CRAIGHEAD, HILKEMANN, AND OTHERS. SENATOR PANSING BROOKS, YOU ARE RECOGNIZED. [LB643]

SENATOR PANSING BROOKS: THANK YOU, MR. PRESIDENT. WELL, I'VE KEPT PRETTY QUIET THROUGH THIS WHOLE THING, BUT I DECIDED I NEEDED TO STAND UP AND JUST SAY A COUPLE OF THINGS. I WANT TO THANK SENATOR GARRETT FOR HIS COMPASSIONATE ADVOCACY ON THIS ISSUE. AND HE CAME TO SENATOR EBKE AND SENATOR CRAIGHEAD AND I EARLY ON TO COSPONSOR THIS BILL. AND IT WAS A PRIVILEGE TO HAVE HIM COME AND ASK THAT, BECAUSE I FELT LIKE IT WAS SUCH A GOOD STRONG COALITION OF PEOPLE WORKING TOGETHER TO TRY TO FIGHT FOR SOMETHING THAT IS RIGHT FOR OUR PEOPLE. I LOVE THE TENOR OF TODAY'S DISCUSSION BECAUSE, MY FRIENDS, I TRULY FEEL CHANGE IN THE AIR. I THINK THAT THE PLEAS FROM PARENTS ARE JUST TOO COMPELLING. AND I THINK THAT YOU ALL FEEL THAT AS WELL, BECAUSE LAST YEAR THERE WAS NOT THIS MUCH EFFORT ON TRYING TO COME UP AGAINST IT. I THINK WE'RE SO CLOSE RIGHT NOW. AND I AM JUST VERY GRATEFUL TO SENATOR GARRETT FOR HIS EFFORTS, HIS WORK, HIS REAL...HIS REALLY BIG HEART ON THIS WHOLE ISSUE. I WANT TO GO ON TO SAY THAT TO CLAIM THAT ALLOWING MEDICAL MARIJUANA OPENS THE DOOR IN OUR STATE TO RECREATIONAL MARIJUANA USAGE IS JUST CLEARLY A FEAR TACTIC. THAT IS NOT WHAT'S BEEN SHOWN TO BE HAPPENING IN THE 26-PLUS OTHER STATES THAT HAVE PASSED MEDICAL MARIJUANA. CLEARLY, MY FRIENDS, THIS IS NOT ABOUT STONERS SMOKING WEED OR ENJOYING A TOKE. I BELIEVE THIS IS ABOUT CHILDREN AND SEIZURES AND CHRONIC PAIN SYNDROME. WE HAVE COMPLETE TESTIMONY AND WE HAD SOMEBODY HERE TODAY IN THE BACK ABLE TO DISCUSS ABOUT OPIATE, THE OPIATE DRUGGED OUT STATE THAT...AND THE ZOMBIE-LIKE STATE THAT OPIATES CAN CAUSE.

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THERE ARE NUMEROUS STORIES ABOUT ADDICTIONS AND ABOUT PEOPLE ADDICTED TO OPIATES. IN OUR HEARING WE HEARD STORIES THAT WERE HEARTRENDING OF PARENTS THAT TOLD ABOUT BEING GIVEN THE CHOICE OF BRAIN SURGERY VERSUS ONE MORE ATTEMPT AT A MEDICAL CHOICE. AND, CLEARLY, EVERY ONE OF US, IF WE HAD A CHILD FACED WITH A CHOICE OF BRAIN SURGERY OR DRIVING 500 MILES TO COLORADO TO SEE IF POSSIBLY MEDICAL MARIJUANA WOULD WORK, WHAT ONE OF US WOULD NOT MAKE THAT DRIVE? I WOULD. SCIENCE, WE ALL KNOW, IS AS MUCH ART AS FACT. THE PLANT HAS BEEN AVAILABLE FOR DECADES, DECADES, MY FRIENDS. WE KNOW IT'S NONADDICTIVE. WHAT I CAN'T UNDERSTAND IS THIS DISCUSSION ABOUT, OH MY GOSH, WELL, DOCTORS...IT SHOULD BE DESCRIBED BY THE DOCTORS. WELL, THIS CAN BE ONE MORE TOOL IN A DOCTOR'S TOOL CHEST. I DON'T WANT THIS AVAILABLE FOR PEOPLE TO JUST SUMMARILY TRY. WE SAW A CANISTER IN OUR HEARING WHERE THE MILITARY ACTUALLY PRESCRIBED MEDICAL MARIJUANA TO A PATIENT. SO THE PEOPLE IN OUR MILITARY ALREADY UNDERSTAND ITS VALUE AND ARE USING IT. THIS ISN'T FORCING ANYBODY TO USE IT. IT'S MAKING SOMETHING AVAILABLE. IT'S MAKING SOMETHING AVAILABLE TO BE IN THE TOOL CHEST OF DOCTORS. AND THEY CAN CHOOSE TO USE IT OR NOT, JUST LIKE THEY CAN CHOOSE USE TO PRESCRIBE AN OPIATE... [LB643]

SPEAKER HADLEY: ONE MINUTE. [LB643]

SENATOR PANSING BROOKS: THANK YOU...AN OPIATE OR NOT. HOW LONG SHOULD WE WAIT, MY FRIENDS? WHEN MY FATHER WAS DYING OF CANCER AND I WAS 14 YEARS OLD, HE WAS GIVEN MORPHINE AT THE END OF HIS LIFE. WE HAD A LOT OF TROUBLE TALKING OR DISCUSSING ANYTHING BECAUSE OF THAT. WOULD THAT HAVE BEEN BETTER THAN AVAILING HIM OF SOME MEDICAL MARIJUANA? WHICH OF YOU WITH A CHILD WITH SCORES AND HUNDREDS OF SEIZURES PER DAY WOULD NOT WANT THIS OPTION? WHICH OF YOU WITH A FATHER DYING OF CANCER BEFORE YOU WOULD NOT WANT TO HAVE THAT OPPORTUNITY TO HAVE HIM COGENT AND ABLE TO SPEAK HIS LAST WORDS OF LOVE TO YOU? I THINK THIS IS AN OPPORTUNITY THAT WE CANNOT PASS. AND IF IT DOESN'T HAPPEN... [LB643]

SPEAKER HADLEY: TIME, SENATOR. [LB643]

SENATOR PANSING BROOKS: ...THIS YEAR, IT WILL HAPPEN NEXT YEAR, MY FRIENDS. THANK YOU, MR. PRESIDENT. [LB643]

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SPEAKER HADLEY: THANK YOU, SENATOR PANSING BROOKS. SENATOR CHAMBERS, YOU ARE RECOGNIZED. [LB643]

SENATOR CHAMBERS: MR. PRESIDENT, I YIELD MY TIME TO SENATOR MORFELD. [LB643]

SPEAKER HADLEY: SENATOR MORFELD, YOU ARE YIELDED 4:55. [LB643]

SENATOR MORFELD: THANK YOU, SENATOR CHAMBERS, AND THANK YOU, MR. PRESIDENT. I RISE IN SUPPORT OF THE SENATOR HOWARD AMENDMENT AND THE UNDERLYING BILL. WHEN I WENT TO NCSL THIS LAST SUMMER, ONE OF THE MOST INTERESTING PANELS THAT I SAT IN ON WAS A PANEL OF BIPARTISAN LEGISLATORS WHO WERE BOTH FOR AND AGAINST MEDICAL MARIJUANA. HOWEVER, IN THEIR...BOTH...IN ALL OF THEIR STATES, MEDICAL MARIJUANA HAD BEEN PASSED ON THE BALLOT. THE NUMBER ONE CONSENSUS FROM THOSE LEGISLATORS THAT WERE BOTH FOR AND AGAINST MEDICAL MARIJUANA WAS THAT NO MATTER WHAT YOU DO, CREATE A REGULATORY SCHEME BEFORE IT IS PASSED ON THE BALLOT IN YOUR STATE. I THINK IT'S IMPORTANT TO LISTEN WHAT SENATOR COASH SAID EARLIER, BECAUSE IF THIS GETS ON THE BALLOT, THERE IS A STRONG LIKELIHOOD, IN MY OPINION, THAT THE VOTERS WILL APPROVE IT. AND AS AN ATTORNEY WHO STUDIES CONSTITUTIONAL LAW AND UNDERSTANDS CONSTITUTIONAL LAW, ONCE IT'S ON THE BALLOT AND ONCE IT'S IN OUR CONSTITUTION, IT BECOMES VERY HARD TO REGULATE BECAUSE IT'S IN THE CONSTITUTION. AND IN ORDER TO DO ANYTHING TO CHANGE OR REGULATE SOMETHING THAT IS IN THE CONSTITUTION, THERE MUST BE A COMPELLING STATE INTEREST, WHICH IS A HIGH BAR TO OVERCOME. THIS IS A VERY RESTRICTIVE, REASONABLE PROPOSAL THAT ENSURES THAT MARIJUANA IS SIMPLY USED FOR THE MEDICAL PURPOSES. I ASK THAT WE ALL STEP BACK FOR A MOMENT, STEP BACK FROM THE RHETORIC, FROM SOME FOLKS IN THE LAW ENFORCEMENT COMMUNITY--AND I HAVE TALKED TO MANY LAW ENFORCEMENT OFFICERS AND THEY ARE NOT OF ONE MIND ON THIS ISSUE-- AND LOOK AT THE REGULATORY SCHEME THAT HAS BEEN PRESENTED BEFORE US. IT IS INCREDIBLY RESTRICTIVE. THE FACT THAT IN MINNESOTA NOT TOO MANY PEOPLE ACTUALLY EVEN USE THIS TYPE OF DRUG SHOWS THAT IT'S, IN FACT, RESTRICTIVE ENOUGH AND REASONABLE ENOUGH AND THAT IT IS NOT BEING USED FOR RECREATIONAL USES, AS IS THE FEAR ON THIS FLOOR, AND THAT IT IS BEING USED FOR MEDICAL PURPOSES. MANY PEOPLE HAVE BROUGHT UP THAT, WELL, THERE HAS NOT BEEN FDA STUDIES. WELL, IT'S BECAUSE THEY HAVE NOT BEEN ALLOWED TO HAVE FDA STUDIES BECAUSE OF THE CURRENT REGULATORY SCHEME ON THE FEDERAL LEVEL. WE NEED TO STEP BACK AND

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LOOK AT WHAT THE PURPOSE OF THIS IS AND HOW RESTRICTIVE THIS REGULATORY SCHEME IS. IT'S A REASONABLE PROPOSAL. IT'S A PROPOSAL THAT WE SHOULD PASS. AND IF WE DO NOT ACT, ONE DAY THE VOTERS WILL. AND WHEN THE VOTERS ACT, WE WILL BE IN A TOUGH SPOT TO BE ABLE TO PROVIDE REASONABLE REGULATIONS THAT WE WOULD HAVE WISHED THAT WE PASSED TODAY. THANK YOU, MR. PRESIDENT. [LB643]

SPEAKER HADLEY: THANK YOU, SENATOR CHAMBERS, SENATOR MORFELD; YOU ARE NEXT IN THE QUEUE. [LB643]

SENATOR MORFELD: MR. PRESIDENT, I WOULD LIKE TO YIELD MY TIME TO SENATOR CHAMBERS. [LB643]

SPEAKER HADLEY: SENATOR CHAMBERS, YOU ARE YIELDED 5:00. [LB643]

SENATOR CHAMBERS: THANK YOU, SENATOR MORFELD. THANK YOU, MR. PRESIDENT. I THINK OF THE AMBIVALENCE THAT PEOPLE IN THIS SOCIETY HAVE ON THESE ISSUES. CIGARETTES CARRY A WARNING. HUNDREDS OF THOUSANDS OF PEOPLE DIE FROM CIGARETTE-RELATED AILMENTS, YET THERE ARE DOCTORS WHO SMOKE AND TOBACCO IS LEGAL BECAUSE OF THE POLITICS AND THE MONEY. ALCOHOL IS A KILLER DIRECTLY, AND AS A RESULT OF PEOPLE DRINKING AND DRIVING, BUT ALCOHOL IS LEGAL BECAUSE OF POLITICS AND MONEY. OPIOIDS KILL FROM OVERDOSES AND SOMETIMES SIDE EFFECTS, BUT OPIOIDS ARE LEGAL. AND DOCTORS THEMSELVES AND OTHERS IN THE HEALTHCARE PROFESSIONS BECOME ADDICTED TO OPIOIDS. WHEN IT COMES TO MARIJUANA, NOBODY HAS DIED FROM AN OVERDOSE. AND LET'S SAY THAT IT WOULD INCAPACITATE A PERSON. IF YOU HAD ONE PERSON OVERDOSING ON OPIOIDS AND ANOTHER PERSON SMOKING HIMSELF OR HERSELF INTO OBLIVION, THE ONE ON THE MARIJUANA WILL WAKE UP. THE ONE ON THE OPIOIDS GOES TO THE MORGUE. THERE IS AN ILLOGIC, THERE IS A DISCONNECT, AND PEOPLE ARE UNWILLING TO ACKNOWLEDGE THE SHEER POWER AND FORCE OF MONEY AND POLITICS. THAT IS WHAT WE'RE DEALING WITH. I HAVE BEEN IN THIS LEGISLATURE TOO MANY YEARS, DECADES, HEARING PEOPLE SUPERFICIALLY REFERRING TO CHILDREN AS OUR MOST VULNERABLE GROUP, AND YET OUR MOST PRECIOUS ASSET. AND YET YOU CAN BE COMFORTABLE IN THE PRESENCE OF THE KIND OF SUFFERING THAT OUR CHILDREN ARE UNDERGOING. AND THAT IS SOMETHING A PERSON WITHOUT A HEART UNDERSTANDS. AND IF HAVING A HEART MAKES THAT POSSIBLE, I HOPE I NEVER HAVE ONE. I WOULD NOT STRIVE TO HAVE ONE. AND IF BY SOME QUIRK OF

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NATURE I SHOULD BECOME INFECTED WITH ONE, I WOULD SEE IF THERE IS SOME KIND OF SURGICAL PROCEDURE TO REMOVE IT. BECAUSE ALL THE PEOPLE WHO ARE SPEAKING AGAINST ALLEVIATING THE KNOWN SUFFERING OF THESE CHILDREN ARE THOSE WHO HAVE A HEART. I WILL TELL YOU THIS, A HARD LIFE MAKES A HARD MAN; BUT IT DOESN'T MAKE A CRUEL MAN, NECESSARILY. AND I LOOK AT THESE CHILDREN, I WISH SOME OF YOU WOULD COME DOWN IN MY OFFICE AND LOOK AT THE PICTURES OF ALL THESE LITTLE CHILDREN THAT ARE ON THAT WALL. LITTLE CHILDREN WHO HAVE COME TO MY OFFICE, THEIR PARENTS BRING...LOOKING FOR ME. I'VE NEVER SEEN THOSE CHILDREN. THEY COME TO MY OFFICE LOOKING FOR ME. THEY FIND ME. I HAVE NEVER SEEN THEM; I'VE NEVER TALKED TO THEM. THEY'VE SEEN AND HEARD ME ON TELEVISION. THEY DON'T EVEN UNDERSTAND WHAT PEOPLE ARE SAYING, BUT THEY ARE DRAWN TO ME. I HAVE A PICTURE UNDER THAT BALCONY ON A DAY WHEN THE LEGISLATURE OPENED AND PEOPLE HAD THEIR GRANDCHILDREN, AND I WAS STANDING OVER THERE AND TWO LITTLE BOYS WERE PUT DOWN ON THE FLOOR AND GUESS WHERE THEY CAME? I DON'T KNOW THEM. THEY CAME TO ME. SO I KNELT DOWN WHERE THEIR LEVEL IS, AND SOMEBODY HAPPENED TO TAKE A PICTURE. I DON'T SEE THAT WITH ANY OF MY COLLEAGUES. AND I'M NOT TAKING ANYTHING AWAY FROM YOU. I'M TRYING TO TELL YOU THAT MAYBE THERE IS AN UNDERSTANDING BETWEEN ME AND CHILDREN THAT DOESN'T EXIST BETWEEN CHILDREN AND ANYBODY ELSE ON THIS FLOOR. THE THOUGHT OF THESE CHILDREN SUFFERING IS ALMOST MORE THAN I CAN BEAR. AND MAYBE IF I HAD A HEART, I COULD NOT BEAR IT. I COULD NOT TALK ABOUT IT. BUT I TRY, I TRY TO GIVE THE EXAMPLE THAT YOU ALL HAVE OF JESUS WHO SHOWED HOW MUCH TIME HE WOULD TAKE WITH THE CHILDREN WHEN HIS DISCIPLES AND THE IMPORTANT PEOPLE WANTED HIS ATTENTION AND TOLD THE PARENTS, GET THESE CHILDREN AWAY. AND HE SAID, NO, NO, LET THE LITTLE CHILDREN COME... [LB643]

SPEAKER HADLEY: ONE MINUTE. [LB643]

SENATOR CHAMBERS: ...FOR SUCH IS THE KINGDOM OF HEAVEN. SO HOW ARE YOU GOING TO PERSUADE SOMEBODY LIKE ME THAT THERE IS A KINGDOM WHEN THE ONE YOU BELIEVE IN, THE ONE WHO LIVES THERE HAS TOLD YOU THE ONES OF WHOM HEAVEN WILL EXIST AND YOU DON'T CARE ABOUT THEM? YOU DON'T CARE ABOUT THEM. AND THAT'S WHAT I SEE HAPPENING HERE. THERE HAVE BEEN EXPERIMENTS OF EVERY KIND. EVERY TIME YOU TAKE A PRESCRIPTION, IT IS AN EXPERIMENT BECAUSE THEY HAVE CONTRAINDICATIONS THAT ARE PRINTED ON THE PACKAGE. AND MARIJUANA IS NOT GOING TO GIVE YOU ANY OF THOSE. AND WE'RE TALKING ABOUT THE

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MEDICINAL VERSION. I'M GOING TO SUPPORT THIS. I WISH I COULD VOTE MORE THAN ONCE, BUT I CANNOT. I WISH I HAD THE POWER TO CLOUD PERSONS' MINDS TO MAKE THEM BETTER THAN THEY ARE, BUT I DO NOT. I HOPE TO USE THAT EXPRESSION THAT ABRAHAM LINCOLN FIRST USED--THE BETTER ANGELS OF YOUR HIGHER NATURES WILL TAKE OVER TODAY AND YOU WILL SHOW COMPASSION FOR THOSE... [LB643]

SPEAKER HADLEY: TIME, SENATOR. [LB643]

SENATOR CHAMBERS: THANK YOU, MR. PRESIDENT. [LB643]

SPEAKER HADLEY: THANK YOU, SENATOR MORFELD AND SENATOR CHAMBERS. SENATOR CRAIGHEAD, YOU ARE RECOGNIZED. [LB643]

SENATOR CRAIGHEAD: THANK YOU, MR. PRESIDENT, AND GOOD EVENING AGAIN, COLLEAGUES. THERE IS A LOT THAT HAS BEEN SAID TONIGHT. OF COURSE, AS I MENTIONED EARLIER, I DO SUPPORT THE BILL AND ALSO THE AMENDMENT. I HEARD ON THE FLOOR SOMEBODY SAY, WELL, IT WON'T HAPPEN. WE'VE ALL GOT ENOUGH EXPERIENCE IN LIFE TO LEARN THAT WE NEVER SAY NEVER. WE KNOW THAT. AND AS I'M SITTING HERE, SO MANY RANDOM THOUGHTS GO THROUGH MY HEAD. IT'S LIKE, OKAY, THE COST OF THE PROGRAM, AND I'M THINKING, OKAY, WHERE ELSE AND HOW ELSE HAVE WE SPENT THE TAXPAYERS' MONEY THIS SESSION? I'M NOT SURE THAT EVERY DECISION WE'VE MADE HAS BEEN THE BEST ONE FOR THE STATE. WE TALK ABOUT CBD OIL AND THC. CBD OIL IS WHAT WILL BE USED FOR MEDICAL CANNABIS. THC IS THE HALLUCINOGENIC. NOW, YES, YOU HAVE TO HAVE A LITTLE BIT OF CBD OIL...EXCUSE ME, THC TO MAKE THE CBD OIL EFFECTIVE. BUT NOBODY IS GOING TO GET HIGH OFF OF THIS. THERE IS NOT ENOUGH THC IN IT. WITH FDA APPROVAL, WE'VE TALKED ABOUT THAT. AND AS I MENTIONED EARLIER, THAT PROCESS IS POLITICAL, IT'S LENGTHY, AND IT'S EXPENSIVE. FOR CONTRAINDICATIONS FOR DRUGS, YOU CAN GO ON-LINE AND YOU CAN PUT IN THE TWO DRUGS AND IT WILL TELL YOU ON-LINE. WE'RE THAT SOPHISTICATED. YOU CAN FIND OUT IF YOU ARE GOING TO HAVE A PROBLEM WITH WHAT YOU ARE TAKING. WE HAVE STUDIED AND STUDIED AND RESEARCHED AND RESEARCHED. AND WE CAN DO THIS. I MEAN, YOU KNOW, WE CAN KICK THE DEAD HORSE FOREVER ON THIS. HERE'S AN EXAMPLE OF STUDIES: WHICH FOODS ARE WE SUPPOSED TO EAT? WELL, THAT CHANGES EVERY THREE MONTHS ON WHAT THE HOT TOPIC IS. FIRST WE'RE SUPPOSED TO EAT PROTEIN, THEN WE'RE ONLY SUPPOSED TO EAT CARBS, THEN WE'RE SUPPOSED TO EAT A

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LOT OF DARK CHOCOLATE, AND THEN WE'RE SUPPOSED TO ONLY DRINK RED WINE. WE ALL KNOW WHAT WE'RE TALKING ABOUT. WHERE DID THE STUDIES COME FROM? WAS IT GRANT? WAS IT SOMEBODY PUSHING AN ISSUE AND A AGENDA? SO I THINK THAT ISSUE, WE KNOW A LOT ABOUT THIS. PEOPLE THAT WE'RE TALKING ABOUT HAVE CHRONIC CONDITIONS OR THEY ARE TERMINAL. THEY HAVE CACHEXIA. THEY NEED PALLIATIVE CARE. AND FOR THOSE OF YOU WHO DO NOT KNOW WHAT THE WORD "PALLIATIVE" MEANS, IT MEANS THESE PEOPLE WILL NEVER GET WELL. YOU KEEP THEM COMFORTABLE. YOU GIVE THEM THE BEST QUALITY OF LIFE THAT YOU CAN. AND I AM SURE THAT A LOT OF YOU IN YOUR LIVES WITH YOUR FAMILIES HAVE HEARD THAT. I'VE HEARD THAT FOUR DIFFERENT TIMES IN MY FAMILY AND WITH MY BEST FRIENDS. I DON'T LIKE THAT WORD AT ALL BECAUSE I KNOW WHAT IT MEANS. BUT WE CAN GIVE PEOPLE A GOOD QUALITY OF LIFE. THIS IS NOT A DIFFICULT WAY TO DO IT. IT IS NOT AN EXPENSIVE WAY TO DO IT. AGAIN, I'LL GO BACK AGAIN IF WE NEED TO WITH STATISTICS WITH OPIOID DEATHS. FIRST OF ALL, THERE HAS NEVER BEEN A DEATH DUE TO MEDICAL MARIJUANA OR MARIJUANA. BUT WITH OPIOID DEATHS IN 2013, WE HAD 18,893 DEATHS DUE TO OPIOIDS. THERE WERE PROBABLY MORE. THIS IS JUST WHAT THE STATISTICS SHOW. AGAIN, COLLEAGUES, PLEASE THINK ABOUT THIS, THIS IS A GOOD BILL. WE CAN CONTROL IT AT THIS POINT OF TIME. WE MAY NOT BE ABLE TO DO THIS FOREVER. AND IF I HAVE ANY TIME LEFT, I WILL YIELD IT BACK TO THE CHAIR. THANK YOU, MR. SPEAKER. [LB643]

SPEAKER HADLEY: THANK YOU, SENATOR CRAIGHEAD. SENATOR HILKEMANN, YOU ARE RECOGNIZED. [LB643]

SENATOR HILKEMANN: THANK YOU, MR. SPEAKER. I WANT TO FOCUS ON TWO THINGS THAT WERE MENTIONED HERE JUST MOMENTARILY AGO BY SENATOR MORFELD. AND I WAS AT THAT SAME CONFERENCE, AND THAT WAS CERTAINLY ONE OF THE THINGS THAT I TOOK AWAY FROM IT THAT WE CERTAINLY DON'T WANT...WE WANT TO MAKE SURE THAT WE'RE IN CONTROL OF THIS PROCESS AND NOT TURN IT OVER TO THE STATE. THAT, WE UNDERSTOOD, IS THE REAL PROBLEM THAT'S HAPPENED IN COLORADO, THAT THE LEGISLATURE IS PRETTY MUCH OUT OF IT. AND IT ALSO CAME...BUT I DON'T REMEMBER, THERE WERE ABOUT THREE OR FOUR OF US FOR SURE, I DON'T REMEMBER QUITE EVERYBODY THAT WAS THERE FROM...BUT ONE OF THE THINGS THAT WE ALSO TOOK AWAY FROM IT IS THAT WHAT WE HEARD FROM THOSE DIFFERENT SPEAKERS AND CONFERENCE PRESENTERS IS THAT NEBRASKA MIGHT NOT BE READY FOR THIS YET. AND THAT WAS A CONCERN I HAD. IS SENATOR HOWARD AVAILABLE? [LB643]

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SPEAKER HADLEY: SENATOR HOWARD, WILL YOU YIELD TO A QUESTION? [LB643]

SENATOR HOWARD: FOR MY FRIEND, SENATOR HILKEMANN, ANYTHING. [LB643]

SENATOR HILKEMANN: SENATOR, YOU SAID THAT PHARMACISTS WOULD BE DISPENSING THIS DRUG. IS THAT CORRECT? [LB643]

SENATOR HOWARD: YES, SIR. WE SPECIFICALLY USED THE LANGUAGE OF DISPENSING TO ENSURE THAT EVERY MEDICINAL MARIJUANA RECOMMENDATION THAT WAS DISPENSED WOULD BE INSERTED INTO THE PRESCRIPTION DRUG MONITORING PROGRAM. [LB643]

SENATOR HILKEMANN: ARE WE GOING TO...IS IT MY UNDERSTANDING THAT PHARMACISTS IN NEBRASKA DO NOT DISPENSE SCHEDULE I DRUGS? [LB643]

SENATOR HOWARD: NO, SIR. BUT WE DID PROVIDE THEM AN IMMUNITY FOR THAT. [LB643]

SENATOR HILKEMANN: REPEAT THAT. I MISSED THAT. [LB643]

SENATOR HOWARD: THEY DO NOT CURRENTLY DISPENSE SCHEDULE I DRUGS. [LB643]

SENATOR HILKEMANN: RIGHT. I KNOW THEY DON'T SCHEDULE...RIGHT. [LB643]

SENATOR HOWARD: BUT WE PROVIDED THEM AN IMMUNITY FOR MEDICAL CANNABIS. [LB643]

SENATOR HILKEMANN: SO IT...AND THAT WE CAN JUST GRANT? IS THAT...THAT'S PART OF THIS LEGISLATION, THAT WE ARE ALSO CHANGING WITH THIS LAW THE WAY PHARMACISTS CAN PRESCRIBE DRUGS. IS THAT CORRECT? [LB643]

SENATOR HOWARD: PHARMACISTS ARE NOT ALLOWED TO PRESCRIBE MEDICATION. [LB643]

SENATOR HILKEMANN: I'M SORRY. YOU ARE EXACTLY CORRECT. DISPENSE. [LB643]

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SENATOR HOWARD: THIS WOULD NOT CHANGE THE WAY PHARMACISTS DISPENSE DRUGS. [LB643]

SENATOR HILKEMANN: EXCEPT THEY CAN DISPENSE A SCHEDULE I DRUG. [LB643]

SENATOR HOWARD: THAT IS THE ONLY CHANGE. THEIR PRACTICE DOESN'T CHANGE OTHERWISE. [LB643]

SENATOR HILKEMANN: OKAY. THANK YOU, SENATOR. [LB643]

SENATOR HOWARD: THANK YOU. [LB643]

SPEAKER HADLEY: THANK YOU, SENATOR HILKEMANN. SENATOR EBKE, YOU ARE RECOGNIZED. [LB643]

SENATOR EBKE: THANK YOU, MR. PRESIDENT. AND GOOD EVENING, AGAIN, COLLEAGUES. YOU KNOW, THE REVERENCE THAT MANY IN THIS BODY HAVE FOR THE FDA CONCERNS ME A LITTLE BIT. WE ALL STRUGGLE WITH INCONSISTENT THOUGHT, AT TIMES, BUT IT SEEMS THAT IT IS RUNNING RAMPANT TONIGHT. LET ME TALK A LITTLE BIT ABOUT CONSISTENCY. CONSISTENCY WOULD SAY, HEY, I TRUST THE FDA AND I TRUST THE EPA. CONSISTENCY WOULD SAY, I TRUST THE FDA AND, BOY, I LIKE OBAMACARE. CONSISTENCY WOULD SAY, I TRUST THE FDA, AND I TRUST THE DEPARTMENT OF EDUCATION TO DECIDE WHAT WE SHOULD DO. ON THE OTHER HAND, INCONSISTENCY WOULD SAY, I TRUST THE FDA, BUT I DON'T LIKE OBAMACARE; I TRUST THE FDA, BUT I DON'T LIKE THE EPA; I TRUST THE FDA, BUT I DON'T LIKE THE DEPARTMENT OF EDUCATION. I KNOW MY COLLEAGUES HATE IT WHEN I TALK ABOUT THE CONSTITUTION AND ABOUT TRYING TO BE CONSISTENT, BUT THIS VOTE IS AS MUCH ABOUT THE CONSTITUTION AS IT IS ABOUT CANNABIS. WHAT IS THE PROPER LEVEL OF GOVERNMENT IN THIS ISSUE? AND I WOULD ARGUE THAT IF WE PULL OUT OUR LITTLE CONSTITUTIONS YOU SHOULD ALL HAVE IN YOUR DRAWERS, I THINK, THAT THIS IS A TENTH AMENDMENT ISSUE; THAT THIS IS AN APPROPRIATE PLACE FOR THE STATES TO ACT. NOW ON THAT MATTER, SOMEONE IN THIS BODY EARLIER, AND I DON'T REMEMBER WHO IT WAS, SUGGESTED THAT WE SHOULDN'T BE MAKING POLICY FOR A SMALL SEGMENT OF SOCIETY. OKAY. AND YET WE'RE WILLING TO DISCUSS, I DON'T KNOW, TAX POLICY THAT ISN'T BROAD-BASED BUT AFFECTS ONLY AG LAND, OR SCHOOL DISTRICTS THAT ARE ONLY IN TWO COUNTIES. SENATOR SMITH

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SUGGESTED THE OTHER DAY THAT WE OUGHT TO HAVE BROAD-BASED TAX RELIEF. AND YOU KNOW WHAT? I AGREE WITH HIM. BUT MORE IMPORTANTLY, I THINK THAT WE NEED TO THINK ABOUT BEING A LITTLE BIT CONSISTENT ONCE IN A WHILE. SO, COLLEAGUES, I WOULD URGE THE ADOPTION OF AM2599 AND LB643. [LB643]

SPEAKER HADLEY: THANK YOU, SENATOR EBKE. THOSE IN THE QUEUE: SENATORS GARRETT, MURANTE, KUEHN, FOX, AND OTHERS. SENATOR GARRETT, YOU'RE RECOGNIZED. [LB643]

SENATOR GARRETT: THANK YOU, MR. SPEAKER. COLLEAGUES, THIS HAS BEEN A VERY SPECIAL EVENING. I GOT TO ADMIT THAT I'M PRETTY DISAPPOINTED IN A MYRIAD OF WAYS. WE KNEW WE WERE GOING TO COME TO A CLOTURE VOTE. I'M NOT GOING TO NAME NAMES, BUT CERTAIN PEOPLE WHO WE THOUGHT WE HAD, YOU KNOW, KIND OF CHECKED OUT, NOT COMING BACK. OTHER PEOPLE FLIP-FLOPPING, BACKING OUT OF, YOU KNOW, PREVIOUSLY THEY SAID THEY WOULD BE THERE FOR CLOTURE, AND NOT. I'VE GOT A LONG MEMORY, COLLEAGUES. I'VE GOT A LONG MEMORY. AND YOU WONDER WHY THIS INSTITUTION DOESN'T GET ANYTHING DONE. INTEGRITY MEANS A LOT. I COME FROM A MILITARY BACKGROUND AND WE RELY ON ONE ANOTHER TOTALLY AND COMPLETELY. AND WHEN A MAN OR A WOMAN SAYS THAT THEY'RE GOING TO DO SOMETHING, EXPECT THEM TO DO IT. SO IT'S REALLY DISAPPOINTING TO ME. THERE WAS A GENERAL I ONCE WORKED FOR, GENERAL RUSSEL HONORE WHEN WE WERE IN KOREA. THEY CALLED HIM "THE RAGIN' CAJUN." AND WHEN HE WAS DOWN IN NEW ORLEANS WHEN THEY HAD THE BIG HURRICANE, COUPLE OF REPORTERS KEPT ASKING HIM THE SAME QUESTION. AND HE FINALLY...HIS FINAL RESPONSE WAS: YOU'RE STUCK ON STUPID. AND, COLLEAGUES, I HATE TO SAY THIS, BUT SOME OF YOU ARE STUCK ON STUPID. YOU REFUSE TO LOOK AT THE EVIDENCE. YOU REFUSE TO LISTEN TO THE TESTIMONY. YOU'RE OFF IN YOUR LITTLE WORLDS. YOUR MIND IS MADE UP. NOTHING IS GOING TO CHANGE IT. ONE OF US ON THIS FLOOR RECENTLY HAD A BABY, AND I REMEMBER SEEING A PICTURE OF HIM HOLDING HIS NEW CHILD. AND I CAN REMEMBER WHEN MY WIFE AND I HAD OUR FIRST CHILD. AND EVERYONE SAID, OH, HOW YOUR WORLD WAS GOING TO CHANGE FOR YOU. AND I...YEAH, YEAH, YEAH; YEAH, YEAH; YOU KNOW, WHATEVER. AND THEN YOUR FIRST CHILD IS BORN AND THE FIRST TIME YOU HOLD THAT PURE BUNDLE OF INNOCENCE AND VULNERABILITY IN YOUR ARMS, IT FOREVER CHANGES YOUR LIFE, THE LOVE YOU HAVE FOR YOUR CHILD. AND THE FIRST TIME THAT CHILD GETS SICK YOU WILL DO ANYTHING IN THE WORLD FOR THAT CHILD. YOU WISH THEIR PAIN WAS YOUR PAIN. WELL, THERE ARE MANY PARENTS UP HERE WITH

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CHILDREN WITH SEIZURE DISORDERS AND THEIR CHILDREN HAVE NO QUALITY OF LIFE AT ALL, HUNDREDS OF SEIZURES A DAY. ONE SCHOOL TEACHER WHO WORKS WITH WILL GILLEN...WITH DOMINIC GILLEN WAS TELLING ME THAT DOMINIC WAS TELLING HER THAT EVERY MORNING HE WAKES UP HE GOES IN WILL'S ROOM AND HOPES HE IS ALIVE. COLLEAGUES, I DON'T WISH THAT ON ANY OF YOU, BUT THIS IS THE KIND OF THING NEBRASKANS ARE GOING THROUGH. BENJAMIN MARKSMEIER GOES TO WAR FOR OUR COUNTRY WITH THE NATIONAL GUARD AND LOSES HIS LEG AND SEES TWO OF HIS BUDDIES IN WALTER REED, RECOVERING FROM INJURIES IN BATTLE, LOSE THEIR LIFE TO OPIOIDS; AND HE'S ON OPIOIDS. AND HE MAKES THE BRAVE DECISION TO GET OFF OF THEM AND SELF-MEDICATES WITH CANNABIS. IT IS BLIND OR JUST PLAIN STUPID FOR YOU NOT TO SEE THAT MEDICAL CANNABIS HAS EFFICACY AGAINST ANY MANNER OF DISEASES. IT'S BEEN AROUND FOR THOUSANDS OF YEARS, LONG BEFORE THE PHARMACY COMPANIES EVER SHOWED UP WITH ALL THEIR SYNTHETIC DRUGS. YOU GO BACK IN HISTORY THOUSANDS OF YEARS, CANNABIS WAS BEING USED. HOW DID MANKIND SURVIVE ALL THESE YEARS? CANNABIS WAS A REGULAR PART OF EVERYBODY'S PHARMACOPEIA. AND IT WAS PART OF OUR PHARMACOPEIA UNTIL 1937. BUT WE'RE TURNING A BLIND EYE TO THAT. WE MUCH PREFER ALL THESE OPIOIDS AND ALL THE OTHER ADDICTIVE DRUGS THAT THEY'RE SELLING TO US. BUT HERE'S A CHANCE... [LB643]

SPEAKER HADLEY: ONE MINUTE. [LB643]

SENATOR GARRETT: THANK YOU, MR. SPEAKER...HERE'S A CHANCE FOR US TO DO SOMETHING. WE'RE NOT BREAKING ANY NEW GROUND HERE. TWENTY-THREE STATES, THE DISTRICT OF COLUMBIA, GUAM, PUERTO RICO, AND A LOT OF NATIONS ACROSS THE WORLD HAVE ALREADY DONE THIS. THIS IS NOT RADICAL. THIS IS NOT SOMETHING THAT HHS CAN'T DO. THIS IS NOT GOING TO OPEN THE FLOODGATES FOR LAW ENFORCEMENT TO HAVE TO ENFORCE ANYTHING. THIS IS A GOOD, SOLID, RIGHTEOUS BILL. AND FOR THOSE OF YOU THAT DON'T SUPPORT THIS, SHAME ON YOU. FOR THOSE OF YOU WHO SAID YOU WERE GOING TO SUPPORT IT AND THEN BACKED OUT, DOUBLE SHAME ON YOU. AND AS THE DI IN FULL METAL JACKET SAID, I'LL BE WATCHING YOU. I'LL BE WATCHING YOU. THIS IS A GOOD BILL. COLLEAGUES, STAND FOR NEBRASKA, STAND FOR THE SICK AND AILING AND HURTING PEOPLE AND GIVE US A GREEN VOTE ON THIS. THANK YOU, MR. SPEAKER. [LB643]

SPEAKER HADLEY: THANK YOU, SENATOR GARRETT. SENATOR MURANTE.
[LB643]

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SENATOR MURANTE: QUESTION. [LB643]

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. HAVE ALL VOTED? RECORD, MR. CLERK. [LB643]

CLERK: 29 AYES, 0 NAYS TO CEASE DEBATE, MR. PRESIDENT. [LB643]

SPEAKER HADLEY: DEBATE DOES CEASE. SENATOR HOWARD, YOU ARE RECOGNIZED TO CLOSE. [LB643]

SENATOR HOWARD: THANK YOU, MR. PRESIDENT. FIRST, I WOULD LIKE TO SAY THAT I APPRECIATE YOUR WILLINGNESS TO LET US DEBATE FOR THIS LATE. AND I APPRECIATE MY COLLEAGUES' WILLINGNESS TO HAVE SUCH A CONSTRUCTIVE CONVERSATION ABOUT A DIFFICULT TOPIC. I ALSO WANT TO SAY THAT WHILE I APPROACHED MY AMENDMENT FROM A VERY CLINICAL AND PROCESS AND ORGANIZATIONALLY FOCUSED...IN AN ORGANIZATIONALLY FOCUSED WAY, SENATOR GARRETT REALLY APPROACHED THIS WORK WITH A HEART IN IT. AND SO WHEN HE THINKS ABOUT THOSE FAMILIES, HE THINKS ABOUT THOSE KIDS AND THE GAL IN THE LOBBY WITH HER THERAPY DOG WHO IS JUST HOPING THAT WE DO THE RIGHT THING TONIGHT. AM2599, JUST IN CASE WE LOST THE THREAD, CREATES A TIGHTLY TAILORED APPROACH TO MEDICINAL MARIJUANA IN THE STATE OF NEBRASKA. INCIDENTALLY, IT MIRRORS THE IMMUNITY AND INFORMED CONSENT LANGUAGE FROM SENATOR HILKEMANN'S BILL, LB804, THAT WE WILL HEAR TOMORROW. AND I THINK A LOT ABOUT WHEN WE TAKE THESE BIG VOTES WHAT MY LEGACY WILL BE ON THIS FLOOR, BECAUSE MY MOTHER WAS HERE AND MY SISTER NEVER GOT TO BE HERE. AND SO A LOT OF TIMES I TAKE APPROACHES TO A PROBLEM THAT WAS BIGGER THAN MY FAMILY'S BECAUSE I CAN'T GET RID OF IT ALTOGETHER. I CAN'T GET RID OF OPIOID ADDICTION ALTOGETHER, BUT I CAN GET PRESCRIPTION DRUG MONITORING PASSED. I CAN WORK ON MEDICINAL MARIJUANA. AND SO IF MY LEGACY IS ANYTHING, IT IS THAT I TRIED REALLY HARD EVERY DAY TO ALLEVIATE HUMAN SUFFERING, TO PREVENT THE HEARTACHE THAT MY FAMILY EXPERIENCED. AND SO, REGARDLESS OF HOW YOU FEEL ABOUT LB643, I HOPE YOU WILL CONSIDER VOTING FOR AM2599. THANK YOU, MR. PRESIDENT. [LB643 LB804]

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SPEAKER HADLEY: THE QUESTION BEFORE THE BODY IS THE ADOPTION OF AM2599. ALL IN FAVOR VOTE AYE; ALL OPPOSED VOTE NAY. SENATOR CHAMBERS, FOR WHAT PURPOSE DO YOU RISE? [LB643]

SENATOR CHAMBERS: CALL OF THE HOUSE. [LB643]

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. [LB643]

CLERK: 40 AYES, 0 NAYS, MR. PRESIDENT, TO PLACE THE HOUSE UNDER CALL. [LB643]

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 PLEASE LEAVE THE FLOOR. THE HOUSE IS UNDER CALL. SENATOR FRIESEN, SENATOR GROENE, THE HOUSE IS UNDER CALL. SENATOR CHAMBERS, HOW WOULD YOU LIKE TO PROCEED? [LB643]

SENATOR CHAMBERS: ROLL CALL VOTE. [LB643]

SPEAKER HADLEY: THERE'S BEEN A REQUEST FOR A ROLL CALL VOTE IN REGULAR ORDER. MR. CLERK. [LB643]

CLERK: (ROLL CALL VOTE TAKEN, LEGISLATIVE JOURNAL PAGES 1491-1492.) 25 AYES, 12 NAYS, MR. PRESIDENT, TO ADOPT SENATOR HOWARD'S AMENDMENT. [LB643]

SPEAKER HADLEY: THE AMENDMENT IS ADOPTED AND I RAISE THE CALL. RETURN TO DEBATE ON THE BILL. MR. CLERK. MR. CLERK FOR A PRIORITY MOTION. [LB643]

CLERK: MR. PRESIDENT, SENATOR WILLIAMS WOULD MOVE TO BRACKET LB643 UNTIL APRIL 20, 2016. [LB643]

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SPEAKER HADLEY: SENATOR WILLIAMS, YOU ARE RECOGNIZED TO OPEN ON YOUR BRACKET MOTION. [LB643]

SENATOR WILLIAMS: THANK YOU, MR. PRESIDENT. AND GOOD EVENING, AGAIN, FELLOW COLLEAGUES. WE NOW SEE WHERE WE ARE, AND WE SEE THAT WE HAVE ABOUT 10 MINUTES UNTIL WE RUN TO THE TIME FOR A CLOTURE VOTE AND WHERE THOSE VOTES ARE. THERE IS A COUPLE OF THINGS THAT WE HAVEN'T TALKED ABOUT TONIGHT, AND IT'S KIND OF AMAZING WHEN WE HAVE BEEN THROUGH ALMOST FOUR HOURS. FIRST OF ALL, I HAVE BEEN ASKED OFF THE MIKE ABOUT THE THC VERSUS THE CBD CONCEPT OF THE ADOPTED AMENDMENT AND THEN ALSO THE UNDERLYING BILL. AND I WANT TO BE SURE THAT EVERYBODY UNDERSTANDS THAT THERE IS NO ATTEMPT IN THE BILL TO LIMIT THIS TO SIMPLY THE CBD CHEMICAL CONTENT. YOU CAN HAVE A FULL DISCLOSURE OR A FULL COURSE OF THC UNDER THIS BILL AS PROPOSED. ONE OF THE OTHER QUESTIONS THAT'S BEEN POSED TO ME BY FRIENDS IN THIS IS WHEN WE TALK ABOUT MEDICINE AND WHEN IT'S PRESCRIBED, WHICH IS THE NORMAL SYSTEM THAT WE ALL DEAL WITH, THE DOCTOR FILLS OUT A SCRIPT, SENDS IT TO THE PHARMACY OR GIVES IT TO YOU TO TAKE TO THE PHARMACY. AND ON THAT SCRIPT, IT'S NOT ONLY GOT THE NAME OF THE DRUG, BUT IT'S GOT THE...HOW MUCH, HOW OFTEN, ALL OF THE PRESCRIPTION TYPE OF THINGS. AND IN PARTICULAR, IT'S GOT AN ANSWER TO THE QUESTION THAT ALWAYS COMES UP WITH MEDICAL MARIJUANA: WHAT'S THE DOSE? AND THAT QUESTION SIMPLY CANNOT BE ADEQUATELY ANSWERED WITH THIS BILL OR, FOR THAT MATTER, THE MEDICAL MARIJUANA INDUSTRY IN GENERAL. I PROPOSE THIS BRACKET MOTION TONIGHT SO THAT WE CAN FINISH THIS BILL OUT. AGAIN, I THANK THOSE THAT HAVE PARTICIPATED TONIGHT, THEIR INVOLVEMENT, THEIR CARING, THEIR CONSIDERATION. BUT AGAIN, AS I HAD MENTIONED PREVIOUSLY, WE ARE CREATING A NEW DIRECTION FOR OUR STATE. THIS IS A MAJOR SHIFT OF POLICY. IT'S A POLICY THAT IS NOT SUPPORTED BY HHS. IT'S NOT SUPPORTED BY LAW ENFORCEMENT. IT'S NOT SUPPORTED BY THE JUDGES THAT I HAVE TALKED TO. IT'S CLEARLY NOT SUPPORTED BY THE PROSECUTORS. IT'S NOT SUPPORTED BY THE MEDICAL COMMUNITY IN MOST CASES. SO AS WE COME TO THE END TONIGHT, I WOULD APPRECIATE YOU LOOKING AT THIS. WE DON'T VOTE BECAUSE WE'RE THREATENED. I'VE NOT TWISTED ANY ARMS. I'VE NOT ASKED FOR ANY COMPROMISES WITH PEOPLE ON OTHER ISSUES. I'VE NOT ASKED FOR ANY TRADING. I TAKE MY POSITION ON THIS BECAUSE THAT'S WHAT I BELIEVE AND THAT'S WHY WE WERE ELECTED, EACH ONE OF US, TO BE HERE. WE'RE HERE TONIGHT AND WE'RE ASKED TO SERVE WITH WISDOM. WE'RE ASKED TO SERVE WITH IMAGINATION AND CERTAINLY COMPASSION. AT THE END OF THE DAY, WE ARE THE GROUP OF PEOPLE THAT WILL PUSH RED OR GREEN. IT'S

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NEVER BEEN EASY FOR MOST OF US TO PUSH RED OR GREEN, BUT WE DO IT BECAUSE IT'S OUR RESPONSIBILITY. AND I WOULD TELL YOU, WE DO IT BECAUSE IT'S OUR PRIVILEGE. AS WE MOVE TOWARDS THE TIME FOR CLOTURE, I APPRECIATE THE INVOLVEMENT OF EVERYONE TONIGHT: SENATOR GARRETT, SENATOR HOWARD, SENATOR CRAWFORD LAST YEAR WITH HER STUDY BILL, SENATOR COASH AND OTHERS. YOU HAVE KNOWN ME, MOST OF YOU, FOR A LONG TIME, SOME OF YOU FOR A LESS AMOUNT OF TIME, AND YOU KNOW THAT I HAVE ALWAYS BEEN TRUE TO MY WORD. I HAVE ALWAYS BEEN TRUE TO MY CONSCIENCE. AND I HAVE ALWAYS BEEN TRUE TO WHAT I BELIEVE IS IN THE BEST INTEREST OF THIS STATE. I DO NOT BELIEVE WE ARE TO THE POINT THAT IS IN THE BEST INTEREST TO MOVE FORWARD WITH LB643 AS AMENDED. THEREFORE, I ASK FOR YOUR SUPPORT OF THE BRACKET MOTION. THANK YOU, MR. PRESIDENT. [LB643]

SPEAKER HADLEY: YOU'VE HEARD THE OPENING ON THE BRACKET MOTION. SENATOR KUEHN, YOU'RE RECOGNIZED. [LB643]

SENATOR KUEHN: THANK YOU, MR. PRESIDENT, AND THANK YOU, COLLEAGUES. I RISE SUPPORTING THE BRACKET MOTION. I WILL NOT SUPPORT LB643. I THINK THERE ARE A NUMBER OF THINGS THAT HAVE COME OUT THIS EVENING IN THE DEBATE AND THERE'S A FEW THINGS THAT NEED TO BE CORRECTED AND POINTED OUT BECAUSE NOT ALWAYS HAVE WE BEEN DEALING WITH FACT. THERE'S BEEN A COMMENT MADE ON THE FLOOR THAT NOBODY IN THIS BODY IS A SCIENTIST. WELL, COLLEAGUES, I AM A PUBLISHED, PEER-REVIEWED AUTHOR IN SCIENTIFIC JOURNALS. I HAVE CONDUCTED DRUG TRIALS AS A CLINICIAN ON BEHALF OF THE APPROVAL PROCESS. I'VE EVEN BEEN A STUDY PARTICIPANT IN A RABIES VACCINE TRIAL. SO WHEN IT COMES TO UNDERSTANDING THE SCIENTIFIC METHOD AND WHAT SCIENCE DOES OR DOES NOT SAY, WHAT THE FDA APPROVAL DOES OR DOES NOT DO, OR THE RIGOR AND STANDARD FOR SAFETY AND HOW DRUGS MOVE THROUGH THE APPROVAL PROCESS BEFORE THEY ARE ALLOWED TO BE UTILIZED ON OUR FAMILY MEMBERS, OUR PARENTS, OUR SONS, OUR DAUGHTERS, OUR BROTHERS, AND OUR SISTERS, I KNOW IT AND I KNOW IT WELL. WHAT WE ARE DOING WITH LB643 IS WE'RE SAYING THAT WE ARE GOING TO TAKE COMPOUNDS THAT ARE UNKNOWN. THE STATEMENT THAT ANY PHYSICIAN WOULD KNOW THE EXACT PHARMACOLOGICAL MECHANISM OF ANYTHING THAT THEY PRESCRIBE IS BLATANTLY FALSE WHEN IT COMES TO THE USE OF MEDICAL MARIJUANA. UNTIL THE ANALYSIS IS DONE, EVERY BATCH, EVERY GROUP GROWN FROM A DIFFERENT STRAIN AND DIFFERENT SOIL AND ENVIRONMENTAL CONDITIONS IS DIFFERENT. IT IS NOT THE SAME AS A PHARMACOLOGICALLY PREPARED

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PHARMACEUTICAL WHERE CHEMICAL COMPOSITION, DOSAGE RATE, ADMINISTRATION ARE CONSISTENT AND MONITORED AND TESTED FOR SAFETY. EVERYTHING USED THERAPEUTICALLY IS TOXIC. PURE WATER, IF AT HIGH ENOUGH DOSE, RATE, AND DURATION, IS FATAL. THAT IS TOXICOLOGICAL FACT. THAT IS SCIENCE. TO SAY THAT SCIENCE IS MORE ART THAN FACT DISREGARDS THE ENTIRE DISCIPLINE OF THE SCIENTIFIC METHOD IN UNDERSTANDING WHAT WE KNOW; THROWS IT OUT THE WINDOW. AND IT IS A BASELESS STATEMENT TO BE MADE IN A POLICY DECISION. WE STAND ON THIS FLOOR AND WE TALK ABOUT EVIDENCE-BASED PRACTICES FOR POLICY DECISIONS, EVIDENCE-BASED PRACTICES FOR BUDGETING. WELL, IN MEDICINE WE HAVE EVIDENCE-BASED MEDICINE AND THERE'S AN ENTIRE MOVEMENT WHICH REQUIRES THAT CLINICIANS MOVE TO HAVING SCIENTIFIC EVIDENCE FOR EVERYTHING THEY PRESCRIBE, EVERYTHING THEY DO. AND THIS FLIES IN DIRECT CONTRADICTION OF THAT MOVEMENT TO PROTECT PATIENT SAFETY AND PATIENT CARE. I HAVE COMPASSION FOR THOSE WHO FEEL THERE IS NO OTHER ALTERNATIVE, BUT ALLOWING THEM TO BE UNREGULATED TEST SUBJECTS, ESPECIALLY CHILDREN, IS MEDICALLY IRRESPONSIBLE. IF WE DON'T KNOW WHAT WE ARE ADMINISTERING TO THEM AND KNOW WITH EXACT PRECISION THE DOSAGE AND THE SIDE EFFECTS, WE ARE TREATING THEM AS UNREGULATED TEST SUBJECTS. IF THE GOVERNMENT DID IT, IT WOULD BE CRIMINAL. WHY SHOULD WE ALLOW INDIVIDUALS WITHOUT THE MEDICAL TRAINING, WITHOUT THE MEDICAL KNOWLEDGE TO DO SO AND CALL IT COMPASSION? IT'S NOT COMPASSION; IT IS IRRESPONSIBLE. THE SCIENCE ON THE EFFICACY OF MEDICAL MARIJUANA IS FAR FROM SETTLED. ANYONE WHO TRIES TO TELL YOU THAT IT IS HAS NOT GONE TO THE PEER-REVIEWED LITERATURE AND JOURNALS. ANECDOTAL CASE REPORTS ABOUND, BUT THAT'S ALL THEY ARE, ANECDOTE. I KNOW WHAT HAPPENS IN A CLINICAL TRIAL WHEN YOU HAVE A PATIENT WHO STARTS TO EXPERIENCE SIDE EFFECTS. THEY'RE PULLED FROM THE TRIAL AND THEY'RE GIVEN IMMEDIATE PROVEN CARE. THEY'RE NOT ALLOWED TO CONTINUE IN THE TRIAL TO DO THEM HARM. WE NEED TO BE DELIBERATIVE AND CAREFUL ABOUT WHAT WE'RE DOING ETHICALLY AND FACTUALLY...
[LB643]

SPEAKER HADLEY: ONE MINUTE. [LB643]

SENATOR KUEHN: THANK YOU, MR. PRESIDENT...WITH LB643. WE HAVE NOT HAD A DISCUSSION ABOUT SOME OF THE IMPORTANT ASPECTS AROUND THIS TYPE OF ISSUE, SUCH AS INFORMED CONSENT. THERE IS AN INFORMED CONSENT CLAUSE, BUT CAN INDIVIDUALS UNDER DURESS, WITH NO OTHER OPTION, MAKE A TRULY RESPONSIBLE INFORMED CONSENT ABOUT COMPOUNDS THAT WE

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DON'T KNOW EXACTLY WHAT THE FULL IMPACT IS PHYSIOLOGICALLY BECAUSE THEY'VE NOT BEEN TESTED? WE DON'T KNOW WHAT THEY'RE GOING TO INTERACT WITH, OTHER PHARMACEUTICALS, OTHER TREATMENTS, OTHER DISEASE STATES. SO TO MAKE FULL CLAIMS THAT THIS IS SOMEHOW A MEDICAL CURE-ALL FOR EVERYTHING FLIES IN THE FACE OF THE EVIDENCE AND ONE OF THE BASIC PRINCIPLES OF MEDICINE, SOMETHING CALLED OCCAM'S RAZOR. THE SIMPLEST EXPLANATION OF THE TRUTH IS THE CLOSEST TO REALITY. [LB643]

SPEAKER HADLEY: TIME, SENATOR. [LB643]

SENATOR KUEHN: THANK YOU, MR. PRESIDENT. [LB643]

SPEAKER HADLEY: THANK YOU, SENATOR KUEHN. MR. CLERK, DO YOU HAVE A MOTION ON THE DESK? [LB643]

CLERK: MR. PRESIDENT, I DO. SENATOR GARRETT WOULD MOVE TO INVOKE CLOTURE PURSUANT TO RULE 7, SECTION 10. [LB643]

SPEAKER HADLEY: IT IS THE RULING OF THE CHAIR THAT THERE HAS BEEN FULL AND FAIR DEBATE ACCORDED TO LB643. SENATOR GARRETT, FOR WHAT PURPOSE DO YOU RISE? [LB643]

SENATOR GARRETT: WELL, COLLEAGUES, WE'VE HAD SOME INTERESTING DEBATE... [LB643]

SPEAKER HADLEY: SIR, YOU CANNOT SPEAK. [LB643]

SENATOR GARRETT: OH, I'M SORRY. [LB643]

SPEAKER HADLEY: I THOUGHT YOU WERE GOING TO ASK FOR A CALL OF THE HOUSE. [LB643]

SENATOR GARRETT: (INAUDIBLE) I'D LIKE A ROLL CALL VOTE IN REVERSE ORDER AND A CALL OF THE HOUSE. [LB643]

Transcript Prepared By the Clerk of the Legislature
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SPEAKER HADLEY: THERE'S 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. [LB643]

CLERK: 39 AYES, 0 NAYS, MR. PRESIDENT, TO PLACE THE HOUSE UNDER CALL. [LB643]

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 PLEASE LEAVE THE FLOOR. THE HOUSE IS UNDER CALL. SENATOR SULLIVAN, SENATOR MORFELD, SENATOR BURKE HARR, SENATOR MELLO. SENATOR SULLIVAN, WOULD YOU CHECK IN, PLEASE. SENATOR BURKE HARR. YOU ASKED FOR A ROLL CALL VOTE IN REGULAR ORDER? BEEN A REQUEST FOR A ROLL CALL VOTE IN REVERSE ORDER. MR. CLERK. [LB643]

CLERK: (ROLL CALL VOTE TAKEN, LEGISLATIVE JOURNAL PAGES 1492.) 30 AYES, 15 NAYS, MR. PRESIDENT, ON THE MOTION TO INVOKE CLOTURE. [LB643]

SPEAKER HADLEY: THE MOTION TO INVOKE CLOTURE FAILS. I RAISE THE CALL. MR. CLERK FOR ITEMS. [LB643]

CLERK: I HAVE NO ITEMS, MR. PRESIDENT.

I DO HAVE A PRIORITY MOTION. SENATOR COASH WOULD MOVE TO ADJOURN THE BODY UNTIL WEDNESDAY MORNING, APRIL 6, AT 9:00 A.M.

SPEAKER HADLEY: YOU'VE HEARD THE QUESTION TO ADJOURN. ALL IN FAVOR SAY AYE. OPPOSED, NAY. WE ARE ADJOURNED.