

per se, yet there's a, there's a...I guess a feeling that we need to do something in compliance with the federal law. And I told Senator Ashford that this is really a, it's a legal argument. Senator Ashford has indicated that he thinks that the bad faith argument that, that I make is convoluted or circular, and I'll just, I'll just say to Senator Ashford, as my good friend Senator Moore says, in the Eighth Circuit, that dog won't hunt. In this circuit, as Senator Wickersham said, you lose till you lose hands down. You're going to lose that argument. You're going to lose that argument. So you have to accept what you got. And what you have is a situation where the federal government has established a law through which hoops we, as a state, have to jump. He don't have to like the hoops. You don't have to, you don't appreciate the hoops, but you have to jump through 'em. And the one hoop that we have to jump through is good faith. And in the Eighth Circuit good faith means, you put the issues on the table, you take the issue off the table you don't have good faith. Senator Wickersham's exactly right and I think, I think his assessment of where we're going to be if this is not adopted is correct. This is not a vote for casino gambling in the State of Nebraska. This is not what this is. This is a vote, I guess because we've been put in a box by the federal statutes, to follow the federal law. Accept on faith that the Governor will negotiate what he has to negotiate. This, there's no other choice for me and for the members of the body I think except to adopt the amendment and move on with the bill. Thank you.

SPEAKER BAACK: Thank you, Senator Hohenstein. You've heard the closing. We will not vote on the Hohenstein amendment. All those in favor vote aye, opposed vote no. Record, Mr. Clerk.

CLERK: 31 ayes, 3 nays, Mr. President, on the adoption of Senator Hohenstein's amendment.

SPEAKER BAACK: The amendment is adopted. Senator Hohenstein, would you like to move to readvance the bill.

SENATOR HOHENSTEIN: I move that LB 231E be advanced to E & R for engrossing.

SPEAKER BAACK: You've heard the motion to advance LB 231, all those in favor say aye. Opposed no. It is readvanced.

CLERK: Mr. President, Senator Chambers would move to return the