

April 8, 1974

SENATOR KEYES: What is Senator Whitney's amendment going to do?

SENATOR DE CAMP: Okay. Senator Whitney's amendment now, this time?

SENATOR KEYES: Yes.

SENATOR DE CAMP: What's... what we're talking about is in the bill that I presented to the Legislature. We have a provision in there that out of some of the rent that comes in from the lands, the board would have the responsibility and the duty to take, and we set the figure at 10%, originally I'd talked 20%. After talking to Senator Lewis and Senator Whitney, our compromise came down to 10%. We would take 10% of the money and use it for repair and maintenance and in preservation of these lands. They have been deteriorating.

SENATOR KEYES: Then I'm leaded to believe that this preservation that you talk about is taking care of the fences, the buildings, the alfalfa that's on the ground, etc. that actually is a part of the lease when you lease it from the state. You actually lease or buy this and when you sell a lease again, you sell the buildings, you sell the fences, you sell the alfalfa. In other words, what you're trying to do is take a part of the rent and turn it into maintaining the buildings that belong to the individual that rents the land.

SENATOR DE CAMP: No, no, that's not it at all. None of this money could be used for that. This is, for example, if you had erosion. You needed to do something to preserve the land. Now, Senator Whitney's amendment, so you understand, strikes this power and this authority and would leave it the way it is now where there is no maintenance of the lands. We're not talking about buildings at all. If a building were put there by the Board of Lands and Funds, then, of course, it would apply but not for a building put there by the tenant. This.....

PRESIDENT: Senator Keyes, you through? Any further discussion of the Whitney second amendment? Senator DeCamp, do you want to be heard again on the issue? Senator Richard Lewis, your light's still on. Does that mean you want to be heard again? Okay. Senator Whitney, back to you then. You can close. Senator Whitney is not closing on his second amendment to LB894 on Select File. Senator Whitney has the floor.

SENATOR WHITNEY: Mr. President, members of the Legislature. What amendment Senator DeCamp has follows this would be constitutional. But you can't take this money out of the money that's sent back to the schools. Now, why? Here is the Attorney General's opinion and it reads such that you cannot take this money that goes back, that's supposed to go back to the school, out of that temporary school fund. The interest and the rents and you cannot send it back...you cannot improve the land with it. You can't put condominiums on it. You can't build apartment houses on it. You can't dig irrigation wells on it. You can't do those kind of things because....

(End of Belt 8)