

January 29, 1975

the bill is going to go to the Committee which is designated to hear that bill. Sure he has an interest in that bill or else he would not have introduced it. My committee has also introduced bills **those** which will be heard before Public Works and there is a finer line there or more of a gray area in regard to those **committees** which would hold jurisdiction but the Reference Committee decided, rightly or wrongly, time will tell, to have--Senator Kremer, he says rightly--to have Senator Kremer's committee hear those bills and that's where they will be heard. I protested. I lost. I'll take my case to Senator Kremer's committee and we will present the bills there. One of the things that we learn here everyday, and I think that we can understand and appreciate some of the progress we have made, is that when we violate our own rules, when we start to stretch the rules, we continue to get into trouble and I know that sometimes we don't agree with those rules. If we don't agree with those rules, the place to change them is before the Rules Committee but when we start to change them on this floor without due process we get into a lot of trouble.

PRESIDENT: You have two minutes, Senator.

SENATOR SCHMIT: Thank you, Mr. President. Now the contention has been--the offer has been advanced by Senator Bereuter that this need not be considered a precedent and I thank him for the graciousness of his offer but the fact remains that a precedent it will be and I would suggest to each member of this body who will at sometime or another be facing the same dilemma that I face today to place yourself in my position and ask yourself the question if you would like to have that problem placed upon your back or your responsibility. I do not think you would. The bill is a land-use bill. The bills, the other land-use bills are referred to the committee on Agriculture and Environment. I take pride in the membership of my committee. I take pride in the membership of every committee in this body and I would respectfully suggest that you deny Senator Bereuter's request and that the bill remain with the committee on Agriculture and Environment and thank you very much.

PRESIDENT: The chair recognizes Senator DeCamp.

SENATOR DeCAMP: Mr. President and members of the Legislature, Senator Bereuter had two arguments for referring this bill to a different committee. One was the substance of the bill has nothing to do with land-use and the second was that this would not be a precedent as Senator Schmit just stated. So let's look at 357 and see whether it is a land-use bill. What's the bill going to do. Number one, study past and present land use controls utilized in this and other states. For two years the Agricultural Committee has had an attorney researching the laws of every other state and all land-use laws in Nebraska which have been compiled and put together for the first time to see how they affect land use here and what other states have done. I would just guess off the top of my head the attorneys fees on that and the other costs would probably \$30,000, \$40,000 alone in that. Senator Carstens, who is no longer a member of the Committee, but who the Ag Committee has asked to sit with for the remainder of the land-use studies has made several trips to councils of state government, to Chicago, to other places specifically studying land-use as a member of that committee. The second item this bill is going to do, this bill that is not a land-use bill. It is going to develop an overview of the land use problems affecting the state and analyze their cost. The