

May 1, 1975

of America owns all of the water in the United States they're going to have to give it back to the states and the local areas in order to have workable ways to use that water. As regard 317 the land use planning bill, the parallel between the water and the land is that these go together, they're inseparable. They are intertwined. In this instance we are setting up, under 317, complete local land use planning. Then we have a state overlay or an overlook of what the counties are doing. Then we'll have a Federal overlook of what the states are doing. Now in land use planning I have finally concluded that we are on the right track and we're headed in the right direction in that the counties, the state, and the Federal government come just in that order. Should we in Nebraska or should we in the United States fail to act in the areas of our concern, our local concern for land use, our local concern for water use, we will lose the right, we will lose the control of the land as we have lost control of the water. The battle will be back on again. This is maybe one of the first shots in the battle is to rework 317 or to kill 317 and set again in the barren wastes of no plans whatsoever. I urge you to remember that 317 is a local land use planning system and procedure that allows the state to oversee the local units work. It is effective, it will be effective. Be very careful in destroying this system that this time a substitution would be a statewide control and Federal control of the state with no input at the local level at all. Those who own land, or those who use land . . . and tell me somebody who isn't in either class, are individually effected by 317. You're effected in a good, positive way. Without it you will be effected in a negative way. Please do not return 317.

SENATOR SAVAGE: Chair recognizes Senator Richard Lewis.

SENATOR R. LEWIS: Mr. President, members of the Legislature, I opposed this bill as it moved across the floor for reasons of my own. I think that Section 1 places an arbitrary power in a state agency under regulatory rules formulated by other agencies. I'm deeply disappointed and a little hurt and resentful at Senator Bereuter's charges of irresponsibility. What other people do, of course, is their responsibility. I did this . . . I took this position because of what I thought was best for the people in my district and in the state. I will continue to take the same position that I have taken in the past, in spite of charges of irresponsibility.

SENATOR SAVAGE: Senator Dworak. Senator Dworak passes. Senator Frank Lewis.

SENATOR F. LEWIS: I was going to move the previous question, but Senator Bereuter has advised me that he would like to speak before I do, so I will pass.

SENATOR SAVAGE: Senator Marsh.

SENATOR MARSH: Mr. President and members of the Legislature, I have several remarks. One I'd like to address to Senator Schmit. I supported LB 397 in its original form. Senator Schmit's on the telephone so he may not be hearing me. I wanted him to know that I had given him the support on a