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LB 705, 779

places the cost on the person requesting the access to pay for it so that minimizes the chance, I think, that the person who's asking for the access would ask the county to build a very expensive road when, in fact, all they need is access, ingress and egress for generally farm implements or perhaps pickups or an occasional truck, a trail if you will. So we think we've struck a balance here. In fact, I have a...after the bill came out, I have a letter from the Dakota County Board of Commissioners expressing their support of LB 705 as it was amended in committee. I think they feel that we have made it clear that counties can accommodate this problem without incurring a big financial obligation. So I'll be glad to answer questions if anyone would like, and that will conclude my opening, Mr. Lieutenant Governor.

PRESIDENT MAURSTAD: Thank you, Senator Bromm. For discussion on the Bromm amendment to LB 779, Senator Beutler.

SENATOR BEUTLER: Senator Bromm, if I could just engage in a little conversation to you. There is a matter of intent that I was asked by an interested party to clarify, and we've spoken about it a little beforehand.

SENATOR BROMM: Correct.

SENATOR BEUTLER: But to acquaint the body and to get this on record, I wanted to have this little dialogue with you. On page 4, subsection (3) at the top on line 4, there's a paragraph that says, notwithstanding any other provision of law, the access road that is defined in this bill shall not be subject to Chapter 39, Article 20 or 21 which indicates, as I understand it, that this access road may have some construction done on it by the county or it may have none at all done on it. Is that accurate?

SENATOR BROMM: That's accurate.

SENATOR BEUTLER: Okay. So then when you go back to subsection (2) beginning on line 19 of page 3, which talks about the appraisal of damages and which talks about reimbursing the county for all engineering and construction costs, that means the county gets reimbursed if such costs are incurred. Right?