

January 24, 1979

LB 27

the Constitution delineates water usage and I think this bill has a lot more impact than what most of us realize. There was a case last year in the Supreme Court that I think we need to look into and we have got the cite on it and I am wondering if you would be willing to, since there seems to be a lot of controversy on this, if you'd be willing to bracket this bill or lay it over so we can have some time to look into the last year's case before we vote on the bill?

SENATOR KREMER: We can do one of two things, we can bracket the bill. I think our Speaker indicated yesterday that perhaps we ought to move these bills on. I would be glad to let it move on to Select File and then do anything (interruption).

SENATOR REUTZEL: Are you going to bracket on Select File?

SENATOR KREMER: We could bracket on Select File.

SENATOR REUTZEL: Okay.

SENATOR KREMER: Of course, I tried to point out, Senator Reutzel, the Madison case, and I am sure you are referring to the Madison case...

SENATOR REUTZEL: No, this is Prather versus Eisenman.

SENATOR KREMER: In a Supreme Court case?

SENATOR REUTZEL: Yes.

SENATOR KREMER: Okay.

SENATOR REUTZEL: I would be willing to pass it on if we are going to bracket it on Select File because I think there is enough controversy here and there is enough background information that we need to get on this that it is important that we take a little bit of additional time on it because I think it does have some great impact, more impact than what most of us realize.

PRESIDENT: All right, we are ready for closing. Senator Kremer, can you close in the time allowed?

SENATOR KREMER: I just want to emphasize two things. At least in my opinion, and I think I am right, this in no way changes the priority system. Secondly, this in no way denies any person the right to have his day in court. It only gives some guidelines to the court that if a dispute