

Review Board automatically is going to vote against these. The only reason they'd vote against them is if they were economically unfeasible according to their guidelines. So, it seems to me that what we're trying to do is grandfather in the existing capacity, but as Senator Kelly pointed out, future growth should be reviewed by some coordinating entity, and that's why we have that language.

SENATOR DUIS: Thank you very much. If I was Senator Kelly, I'd worry, because his plant that they're building out there, I don't know what they may have to increase its capacity and they may have to go before the Power Review Board and they might have to battle all of the public power districts that are around because of the fact they'd want to sell them some power. But that, of course, is a matter not applicable to my particular district, except I don't believe that...and I'm positive that I would oppose the amendment.

SPEAKER MARVEL:do you wish to speak to the Fowler amendment?

SENATOR CULLAN: Mr. President and members of the Legislature, the Public Works Committee did discuss amendments of this nature. We discussed raising...establishing some figure to allow municipals to continue to operate small plants without power...without review by the Power Review Board, and the Public Works Committee decided not to do that. I think as Senator Fowler pointed out, the...if it is justified, the Power Review Board will indeed allow them to construct a plant, and so I think that all new facilities in the State of Nebraska should not be subject to the review of the Power Review Board. I see no reason to grant another exception for the municipals, and I contend that had this bill been passed several years ago, we might not have seen some of the construction that we have seen in the past. Now, Senator Duis warned Senator Kelly about this particular amendment. Senator Kelly's power plant is so large I don't know if in his lifetime or mine he'll ever have to worry about another power plant. There are some who say that there is some excess capacity in Grand Island, and maybe he won't have to worry about that. But, at any rate, if I were Senator Kelly, I wouldn't worry. I believe it's only proper that new facilities be subject to the review of the Power Review Board, as are other facilities, whether they be large or small, for rural electrics, for NPPD, or anyone else, and I don't see any reason why we should treat municipal systems differently than we treat the rest of the public power districts in the State of Nebraska as regards to construction of new facilities. I urge you to vote against these amendments. I think they go entirely too far.