

Pioneer Village. Well the same surely ought to be true for the City of Omaha or the City of Minden or any other place that is operating something for our recreational and informational purposes. LB 576 (sic) would, in effect, take away that right and obviously the city would like to do that simply because the less exposure they have to the public then the less fear they have of lawsuits or, in the alternative, the less their insurance premiums will be but I think you and I as members of the public are entitled to a fairly high duty of care. I remember reading an article in the Atlantic Magazine several years ago about the National Park Services sloppiness in terms of the park facilities and an incident occurred, for example, out at Yellowstone, Wyoming, where an eleven year old boy was walking on a little boardwalk and he just disappeared. Literally fell off a boardwalk into a mudpot and was gone. That was it. They never could find...the body never even came back and the National Park Service said, well we had no obligation to put railings up. You know we had no obligation to look after those children and yet they knew thousands and thousands and thousands of children were coming through. Well the truth of the matter is if you and I don't at least insist on there being some degree of care by our recreational facilities and all 476 applies to is local subdivision, they can get away with that kind of sloppiness which can come home to hurt ourselves and our children and our loved ones and our folk will have no means of recovering. So it seems to me this is a bad bill and it is the kind of bill that we ought to kill. I suspect that the Constitutional Revision and Recreation Committee probably only heard from proponents, mostly because, you know people that have been injured or hurt are not likely to come forward.

SENATOR CLARK PRESIDING

SENATOR CLARK: You have thirty seconds.

SENATOR V. JOHNSON: That is why you don't get any opponents to this thing so you don't get both points of view and I know if this committee would have both points of view it would have killed the bill but in the absence of both points of view it just...it negligently advanced the bill to General File and we want to take care of that kind of negligence by killing the matter.

SENATOR CLARK: Senator Cullan.

SENATOR CULLAN: Mr. President, members of the Legislature, I rise to support...gee, I think this is probably the first time this year...I rise to support Senator DeCamp in something. I think the Legislature would be very inconsistent