

April 10, 1981

LB 243

SENATOR SCHMIT: ..of soil and water conservation, you can get away with anything. There is no reason, no reason in the world why this amendment, in the first place the amendment ought to be adopted because it is going to give you more latitude than the existing bill so I would hope you would adopt the amendment, and then argue about whether or not you want to kill the bill. But I would think that before you do that you ought to place yourself in the position of the individual landowner who is finding his property condemned. There is 55 million acres of land in the State of Nebraska, more or less, give or take a few. I find it impossible to believe that there is not sufficient area available for recreational purposes without condemning an individual landowner's land. Ladies and gentlemen, I ask that you adopt the amendment.

SENATOR CLARK: All those in favor of the Schmit amendment vote aye, all those opposed vote nay. Have you all voted? Senator Newell, for what purpose do you arise? Record the vote.

CLERK: 25 ayes, 1 nay, Mr. President.

SENATOR CLARK: The Schmit amendment is adopted. Do you have anything else on the bill?

CLERK: Mr. President, Senator Sieck moves to indefinitely postpone LB 243.

SENATOR CLARK: Senator Sieck.

SENATOR SIECK: Mr. President, members of the body, I do stand opposed to 243 and I do have this kill motion on this bill and I want the members of this body to know that this is my motion, not the NRDs. I did get information from them but this is my decision and it was my decision because I have been with the Natural Resource Development from the beginning. I also was with the Salt Valley Watershed District from its beginning and I have seen what we could do and what we have done and I can also say that this was never abused, and there was a few cases where I saw there was a possibility that it might be abused, and I stepped in, and this wasn't from a Natural Resource District, this was from the Corp of Engineers where we, as individuals, did not have much power but I did step in and I got a correction for that particular landowner. And, of course, I am going to tell you that the Corp of Engineers is a lot different than a Natural Resource District. They have full authority. Even the Salt Valley Watershed at that time did not have authority to say whether you could or could not. They were just the