

at least as I would interpret it, since the intent of the legislation is to allow an individual to take the initiative to put a piece of ground into this type of classification or register that they ought to have...be provided an opportunity to defend that property in its retention, if local government has some method of using that or proposed use of the property. This merely ensures that that individual has an opportunity to express the...what they would view would be the negative impact. So that, too, would be taken into account by local governments or the state before some fashion of property was taken or utilized for public purpose. The purpose of the amendment, I submitted to Senator Schmit the other day, I have no idea what Senator Schmit's attitude is, but I would move for its adoption.

SPEAKER BARRETT: Thank you. Discussion? Senator Schmit.

SENATOR SCHMIT: Well, Mr. President and members, Senator Warner did show me the amendment several days ago. I understand that under his amendment the local subdivision of government would have to hold a public hearing before removing this land from the register. And although it may make the process a little more cumbersome insofar as removing the property, I really see nothing wrong with it. It may also make someone think twice before putting a property under the register. But I really don't think it's any problem, and I have no problem supporting the amendment. And I guess, if I don't understand the amendment correctly, Senator Warner can make those corrections. But as I understand the amendment, I have no objection to it.

SPEAKER BARRETT: Thank you. Any other discussion on the Warner amendment? Senator Lamb.

SENATOR LAMB: Mr. President, members, I would have a question of Senator Warner.

SPEAKER BARRETT: Would you respond, Senator Warner?

SENATOR LAMB: If we have this, let's just use a road, say that a county decides there should be a road along this property, how does the county determine whether there is a negative impact? How...what burden does the local subdivision bear in deciding whether or not what they want to do does reflect a negative impact? It seems to me there is no definition of what a negative impact may be, and some of those local subdivision officers may not really know whether or not it is negative.