

May 9, 1989

LB 817

because Iowa has a different property rights standard than does Nebraska, and so, therefore, if we were to proclaim and do this kind of thing with Iowa, the property, the actual property owners that own this property lose some rights. Iowa's property rights do not allow them to go to the water's edge but 32 inches above aquatic life. Nebraska's is to the water's edge so, therefore, we have got some real technical legal difficulties in trying to iron out the Iowa problems, but we are going to continue to work on those because...

SENATOR HANNIBAL: The reason why I have asked the question is because of the headlines in the newspapers lately about Iowa's riverboat gambling bills that have passed. This is recently. I think it is this morning or last night, there was a real question as to whether those riverboats could operate on the Missouri River because some parts of the Missouri River are, or some parts of the land are on the other side that belongs to Nebraska and vice versa, and there may be real complications as to whether they could do that. Would this kind of a compact affect that situation?

SENATOR CONWAY: This compact would not because this is only with South Dakota and (interruption).

SENATOR HANNIBAL: If it were Iowa, though?

SENATOR CONWAY: If it were Iowa, I would assume that, yes, eventually the desire on the part of Iowa is to make the current center of the river the boundary rather than what the center of the river of 1944, I believe, when we entered into the last compact was less Carter Lake. If we were to continue that negotiation, eventually, yes, it would have its impact, and without negotiation, I think it also impacts the riverboat gambling because there are times when the entire Missouri River is actually in Nebraska and there is times when it is entirely in Iowa. So I interviewed with a radio station this morning and suggested that I would assume that their rights to have riverboat gambling is only when they are truly in Iowa under the current standards. But you are perfectly right, I think that will keep boiling this question up.

SENATOR HANNIBAL: Thank you.

SPEAKER BARRETT: Any other discussion? Senator Wehrbein.