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LB 761

Journal.)

SENATOR DIERKS: Okay, I'd like to take this amendment up, please.

PRESIDENT: All right. Senator Dierks.

SENATOR DIERKS: Mr. President and members of the body, this is an amendment that we need to put into the bill to straighten out some inconsistencies in there. There has been an Attorney General's Opinion that says that the monitoring committee needs to be changed, especially for Boyd County, so this really is just a Boyd County amendment, you might say. I'd like to read the new language to you. You should...let's see, I don't believe they have copies of this amendment, do they? Okay. On page 7, line 12, if you'd like to get your bill book out, page 7, line 12, after "Nebraska" insert "except as provided in subdivision (a) of this subsection". And strike, beginning with "two" in line 13, through line 19. Show as stricken and insert "Two members..." This is new language. "Two members selected by the township board in which the proposed site is located. If no such township board exists, one appointment shall be made by the chief executive officer of each of the two municipalities in closest proximity to the proposed site, or by the governing body, if there is no chief executive officer." The new language, again, is, "Two members selected by the township board in which the proposed site is located." Now, in Boyd County the proposed site is in a township that has nobody selected to the monitoring committee. The township does not have a town. So we correct the language in accordance with the Attorney General's Opinion, so the "Two members will be selected by the township board in which the proposed site is located. If no such township board exists, one appointment shall be made by the chief executive officer of each of the two municipalities closest to the site, or by the governing body if there is no chief executive officer." Question, Senator Haberman? We have an Attorney General's Opinion that says that the monitoring committee in Boyd County needs to be changed, that it's not done in accordance with the law. And this amendment will do that. I ask your approval of the amendment. Thank you.

PRESIDENT: Thank you. Senator Schmit, please, followed by Senator Chambers and Senator Haberman.

SENATOR SCHMIT: Mr. President and members, I've heard of this