

have the money to do it with. A lot of these groups that may well be affected by this amendment are not going to have the funds. And, finally, I want to talk about public policy. My own position on cleanup of groundwater or any other problems has been that the contaminator in the future should be charged but I do not take the position that that is true of the past unless, in fact, the contaminator can, in fact, be determined without question. But, beyond that, it seems to me that we're talking about a 100 years case in Nebraska of contamination that has occurred without doing anything about it and it becomes then a broad public policy responsibility it seems to me to clean that up. You...some of you have, in speaking on this amendment, have identified the fact that a piece of ground can have contamination that someone only owned for a few days. They had no...in no way did they contribute to that contamination nor was there any way that they could know about it. It's just that they happened to acquire that piece of property in that time frame. It seems to me totally unjust in the public policy of forcing someone to pay for cleanup that they didn't cause and with this amendment at least a few who tried to comply with the law that was enacted in 1986 will be given some assistance, no reimbursement for what they have spent but at least they would have the same status as others who have the benefit of the legislation without this amendment. And I would urge the body to adopt the amendment.

PRESIDENT: The question is the adoption of the Warner amendment to the Schmit amendment. All those in favor vote aye, opposed nay. Senator Warner.

SENATOR WARNER: Mr. President, there are so many absent and it does require 25 votes on Select File, I would request a call of the house and a roll call vote.

PRESIDENT: Okay, thank you. The question is, shall the house go under call? All those in favor vote aye, opposed nay. Record, Mr. Clerk, please.

CLERK: 18 ayes, 1 nay to go under call, Mr. President.

PRESIDENT: The house is under call. Will you please record your presence. Those not in the Chamber, please return to the Chamber and record your presence. Senator Warner, Senator Wesely, would you check in, please. Thank you. Senator Baack. Senator Morrissey, please, check in, please. Senator Coordsen,