

February 27, 1991 LB 837

a specific site and US Ecology as the contractor. Thank you.

PRESIDENT MOUL: Thank you, Senator Johnson. We'll now proceed to vote on the committee amendments. All those in favor please vote aye, opposed nay. Have you all voted? Please record, Mr. Clerk.

CLERK: 31 ayes, 0 nays, Madam President, on adoption of committee amendments.

PRESIDENT MOUL: The committee amendments are adopted. We'll now proceed with debate on LB 837. Senator Beutler.

SENATOR BEUTLER: Madam President, I would simply hold myself open to additional questions and get right to what the members are concerned with.

PRESIDENT MOUL: Senator Kristensen.

SENATOR KRISTENSEN: Thank you, Madam President. Senator Beutler, if I could continue on. The question I brought up is I guess we can deal with open meetings and open records all at the same time. They appear in different spots in the bill. We basically say to them you should adopt bylaws that are reasonably consistent with our state law. The legal question then becomes which law applies, because we put a phrase in here that the open meetings law of the State of Nebraska in which the State of Nebraska or which the commission headquarters is located, we seem to indicate that state law is going to apply in the state that this is located, does the state open meetings law, is that the one that controls or is it the bylaws of the compact?

SENATOR BEUTLER: The state open meetings law would control, Senator.

SENATOR KRISTENSEN: As a minimum? If the compact wanted to make it a stricter requirement, provide more notice, more burdens upon them to give notice their bylaws could do that, but at a minimum the state law would apply?

SENATOR BEUTLER: Yeah. As I understand how they've worked this out, Senator, there are certain aspects of the public records law and of the public meetings law which apply absolutely, the exceptions sections of both the open meetings law and the public