

rights cases, that we take those appeals directly, that you don't go to a trial. So with that, Senator Dierks, I guess I support part of what you are doing. The rest of that, I don't think it breaks new grounds and it is probably consistent with what we do.

(No overlap between tapes. Some debate may have been lost.)

SPEAKER BAACK: Thank you, Senator Kristensen. Anyone else to speak on the Dierks amendment. Senator Lindsay.

SENATOR LINDSAY: Thank you, Mr. Speaker. Members, I have been...this is the first time I guess I have talked on this issue, on the low-level issue. I think I have listened and kind have been voting both ways on it, depending on what the issue is. On this particular issue, it gets into a little bit on the legal side dealing with direct appeals, and I listened a little bit to Senator Kristensen, which, again, is unusual for me. But I think he raises a point. There are several areas where we do have...we have direct appeals in the Supreme Court and all of our Department of Water Resources in the statutes that require water resources orders, if you are going to appeal those, those are appealed directly to the Nebraska Supreme Court and the hearing is held there on those orders. I think we also have it in the Public Service Commission. I think there is a statute dealing with original jurisdiction that we have some cases on mandamus and quo warranto and election contests, civil cases in which the state is a party. It is not unheard of, by any means, and what the issue is, is a question of is it something that should...is it important enough that we decide it in an orderly manner. Particularly, I think, in the water areas, we've determined that a decision dealing with water resources should be determined or should be decided in a fairly expedited fashion. And I think this is probably the same type of area, when we are dealing in licensure of a low-level waste site, that that, too, ought to be handled in an expedited fashion. So I don't think there is anything out of the ordinary on this particular amendment, and I guess I will be voting against it.

SPEAKER BAACK: Thank you, Senator Lindsay. Senator Abboud, would you like to address the Dierks amendment?

SENATOR ABOUD: Mr. President and colleagues, I think Senator Dierks has raised a very good issue in regard to the question of an appeal. Now currently, if there is a decision made by the