

June 3, 1991

LB 72, 748

Senator Kristensen, Senator Byars, would you please check in. Senator Labedz, would you please check in. Senator Hall, would you please check in. Senator Moore, Senator Wesely, would you please check in. We are looking for Senator Wesely. Would the senators please be seated so that we can proceed with roll call vote in reverse order. We are voting on the motion to advance LB 72. Please proceed, Mr. Clerk.

CLERK: (Roll call vote taken. See pages 2792-93 of the Legislative Journal.) 24 ayes, 19 nays, Madam President.

PRESIDENT MOUL: Motion fails and I will raise the call. We'll proceed with LB 748.

CLERK: LB 748, Madam President, I have E & R amendments pending, first of all.

PRESIDENT MOUL: Senator Will.

SENATOR WILL: Madam President, I move the adoption of the E & R amendments to LB 748.

PRESIDENT MOUL: You've heard the motion to adopt the E & R amendments. All those in favor please say aye. Opposed nay. E & R amendments are adopted.

CLERK: Madam President, Senator Elmer would move to amend the bill. Senator, your amendment is on page 2691 of the Journal.

PRESIDENT MOUL: Senator Elmer.

SENATOR ELMER: Thank you, Madam President. Senator Johnson has my copy of the amendment on his desk, and would probably address it, but I can explain it very, very quickly. If you remember, when we were addressing this bill on General File, the Governor had made a suggestion that we eliminate the provision that the state would need to take title to the land where the site is being proposed and studied. And Senator Morrissey added a further amendment, which was accepted, that would also eliminate the necessity for the state to take title to the waste. At this point, the Governor and the Department of Health have brought to my attention that there is a parallel statute in the health code regarding ownership of the land and the hazardous material, and that that similarly would need to be stricken from that statute. This amendment does simply that, and we'd ask your...ask you to