

January 23, 1992 LB 49

function. If there are any questions, I'd be glad to answer them. If not, I would move for the adoption of the amendment.

SPEAKER BAACK: Thank you, Senator Schmit. Senator Dierks.

SENATOR DIERKS: Mr. Speaker and members of the body, I'd like to ask Senator Schmit a question, please.

SPEAKER BAACK: Senator Schmit, would you respond, please.

SENATOR SCHMIT: Yes, I will respond.

SENATOR DIERKS: Senator Schmit, do we, with this amendment, stay within the bounds of the rules and regulations of the Corps of Engineers and the wetlands requirements?

SENATOR SCHMIT: There isn't any way, I think, Senator Dierks, that we can supersede or go around those regulations. Those regulations are federal, and in fact the reason for my bringing this bill here was because of the FERC demand that water be released. And so that was why I brought the bill. The facts are that as of the present time there is no way to guarantee that if the water is released at Lake McConaughy that I, as a farmer along the river, might not remove it, and it might not get to the point where it's supposed to be for that specific purpose.

SENATOR DIERKS: Thank you.

SPEAKER BAACK: Okay, thank you, Senator Dierks. Anyone else wishing to discuss the amendment by Senator Schmit? Seeing no one, Senator Schmit, did you wish to close on your amendment?

SENATOR SCHMIT: I have no closing, Mr. Speaker.

SPEAKER BAACK: Okay, he waives closing. We will now vote on the amendment offered by Senator Schmit. All those in favor vote aye, opposed vote no. Record, Mr. Clerk.

CLERK: 28 ayes, 0 nays, Mr. President, on the adoption of Senator Schmit's amendment.

SPEAKER BAACK: The amendment is adopted. Now we are on the bill as amended. Senator Schmit.