

with the E clause, never took place, because the effective date of the act was after the effective date the transfer was supposed to take place. The \$3 million transfer was void when the bill failed to advance with the emergency clause. The \$2 million is statutory law and is scheduled to be transferred out of the Cash Reserve Fund into the General Fund later in 1992. When the A bill did not pass, the intended purpose of expending that money for purchase of the railroad is not allowed and once again, with Senator Wickersham's amendment failing yesterday, there is no appropriation authority to expend that money for its intended purpose. LB 1268 was drafted and introduced by myself to basically...if the money cannot be expended for its intended purpose, it's certainly my philosophy and the philosophy of the committee that by bringing the bill before you, that \$2 million, if it's not going to be spent for the railroad, then it should just go to the General Fund for us to spend it however we want to. It should go back to the Cash Reserve Fund. And basically if you look on, if you actually want to look on the second page of your green sheet, you will see that under estimated receipts you actually decrease it by \$2 million by transferring this money out of the General Fund, back into the Cash Reserve Fund. And it will...it will...under current law that balance of the Cash Reserve Fund is \$19.9 million. With the passage of LB 1268 in its present form, that would increase it by \$2 million, so that Cash Reserve Fund, at the end of the year, would be at \$21 million. And so it simply, if we're not going to transfer that money out and use it on the railroad, it is certainly my opinion we should not be spending it on something else. There may be a time later, there may be a time with Senator Warner that you'd want to use the money, but if you're not going to spend it for its intended purpose, the clean thing to do is transfer it back to the Cash Reserve Fund. And that's what this would do. It would simply, it actually, in reality it's not transferring it back, you're just keeping the transfer from ever occurring and keeping it in the Cash Reserve Fund. So with that explanation, I'd ask for the advancement of the bill.

PRESIDENT MOUL: Thank you, Senator Moore. Before we proceed with debate, I would like to call your attention to the south balcony. Special guests today of Senators Baack, Bernard-Stevens, Hillman, Schrock, and Haberman are 50 members of the Guiding Star Girl Scouts of Western Nebraska. Would you please rise and be recognized. Welcome to the Chamber. Thank you. Mr. Clerk, amendments on the desk.