

state agencies, as they make rules, to take at least a good look at how it affects taking of property without compensation. If we adopt a regulation that does take...have the effect of taking property without compensation, there will be litigation, there will be claims made against the estate or the government that inflicted that regulation. We're trying to avoid the enactment of a regulation which would cause a claim to be made and which would result in money having to be paid out by the citizens and taxpayers of the State of Nebraska because of that overreaching...

PRESIDENT ROBAK: One minute.

SENATOR BROMM: ...regulation. We're simply trying to prevent overreaching regulations, regulations being imposed without giving...without a thoughtful process, that recognizes that, yes, there will be a taking of property here but we're willing to pay that price because it is for the public good. Now preventing someone from polluting and violating the law is not a compensatable item. They have no right to pollute and they won't be compensated if they have to stop polluting. That...that's for the public safety and I know of no case that sets a precedent that says they would be entitled to compensation, and this law doesn't say...this bill doesn't say they will be compensated. I just want to try to keep this thing in perspective. I understand the sensitivity of the issue but I think we're over...we're over...

PRESIDENT ROBAK: Time.

SENATOR BROMM: ...reacting to the bill and thank you, Madam.

PRESIDENT ROBAK: Thank you, Senator Bromm. Senator Beutler. Excuse me, Senator. Mr. Clerk.

ASSISTANT CLERK: Madam President, Senator Chambers would move to amend the Chambers amendment. (Read FA191 as it appears on page 1976 of the Legislative Journal.)

PRESIDENT ROBAK: The Chair recognizes Senator Chambers to open on the amendment.

SENATOR CHAMBERS: Thank you, Madam President. Members of the Legislature, my amendment is dealing with the right to peaceably assemble. The additional language is added "and petition the