

SENATOR SCHELLPEPER: That's so the...

SENATOR MAURSTAD: ...that would serve on the commission are a higher class than the people that would serve in the Legislature?

SENATOR SCHELLPEPER: No, I'm not saying that. What I'm saying is that they are not there for political gain or for...supported by any one entity, and they're there to see what is run best for the state of Nebraska.

SENATOR MAURSTAD: Thank you. And then also the first section, or in the amendment that's before us, you indicate that the commission will regulate the gambling. And then on page 3, line 5 you also indicate that the Legislature may authorize and regulate games of chance. I guess I'm confused as to who is going to regulate according to this amendment?

SENATOR SCHELLPEPER: Well, if you look back, it's only as authorized by the Legislature. The commission cannot approve anything that is not authorized by the Legislature.

SENATOR MAURSTAD: I understand that part. But I guess I'm keying more into the regulation part of it. You know, who will...once that's determined, you know, whatever the statute says, who's going to regulate it? Is the commission going to regulate it, or is the Legislature going to regulate it?

SENATOR SCHELLPEPER: The commission. The Legislature would pass laws that would set up that it will be whatever we're going to allow in the regulation. But the actual running of any expansion would be done by the commission.

SENATOR MAURSTAD: Thank you. It still appears to me that we might have a conflict in the way that the amendment is drafted, in that I don't know that it's, at least in my eyes that it's clear as to whether we have dual regulation, whether we're going to have independent regulation for some things by the commission, the Legislature regulating it in other ways. I guess I would like to feel more comfortable that that particular issue is worked out. Thank you, Mr. President.

SPEAKER WITHEM: Senator Will.