

PRESIDENT ROBAK: Senator Chambers, do you wish to discuss the E & R amendments? Seeing no discussion, Senator Maurstad, do you wish to waive closing?

SENATOR MAURSTAD: Yes, I do.

PRESIDENT ROBAK: Closing is waived. The question before the body is the adoption of the E & R amendments to LB 1205. All those in favor say aye. All those opposed nay. The E & R amendments are adopted.

CLERK: Senator Chambers would move to amend the bill.

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

SENATOR CHAMBERS: Madam President and members of the Legislature, we zipped right past the bill which was in front of this one so I'm going to, and I know my time is running, take a moment to reorient myself. What we're dealing with in this bill, Madam President and members of the Legislature, is the sale of these school lands. And there is a responsibility placed on this board which is to handle these lands, and I have an amendment which if you turn to page 866 of the Journal you will see. What I'm doing is striking some language. And that language relates to this idea of making a comment relative to the fiduciary duty of these people who are on this board. So the committee amendment is AM31-89, and that's the one that I'm amending. I can't seem to locate it in the bill book. But I'm going to press right on. Okay, it's the E & R amendment. Thank you, Senator Bromm. If you look at the first lines 7 and 8 in the E & R amendment you will see this sentence, "The plan shall comply with the fiduciary duties of the board but shall provide for the sale of ninety-five percent of all educational lands by January 1, 2012" and so forth. I think there could be an inconsistent, inappropriate statement here. The first says that this plan shall comply with the fiduciary duties of the board but, which seems to be saying that either they're going to comply with their fiduciary duty and provide for the sale of this land, or if their fiduciary duty prevents them from producing such a plan they will not produce it. I'm not sure exactly what the meaning of this language is by those who put it here. But what I'm trying to do and persuade you to do with me