

increase the speed because of some popular movement that we're going to subject ourself to lawsuits to do that. I would hope the body would set the policy that we just did in the last vote, set it at 60. If it does pass, I would certainly think the presumption is that our road is at 60, that only in very limited cases would the Department of Roads feel compelled to increase that and only after thorough study and some basis they can defend themselves from lawsuits for liability that they would do it. With that, I will not vote for the Elmer amendment. I'd hope the rest of the body would not either. Thank you.

PRESIDENT ROBAK: Thank you, Senator Kristensen. Senator Chambers.

SENATOR CHAMBERS: Madam President and members of the Legislature, this amendment, by way of the back door, will accomplish what Senator Wickersham was trying to accomplish with his offering. In this instance though there is a difference. There must be an affirmative showing by whoever is wanting a limit to be raised before that consideration can be given. So you don't start out with a presumption that the limit should be 65 miles an hour on every one of these roads and somebody else would have to show an exception so that it would be lowered. The presumption begins with the speed limit being 60 miles an hour, which is what the rate is under this bill now. To break out of that requirement, it must be affirmatively shown that the limit should be raised and it may be more difficult to persuade whoever is going to make this decision to increase the limit than it is to have it decreased in specific areas. I don't know what procedures are gone through before an increase would occur, but before it would take place I think more than one individual would have to say raise the limit because I want it raised. But if one individual should initiate the effort and the study and evaluation are undertaken and it is established that this road will accommodate the 65 miles per hour, then what we're doing is saying that this is a road which is on a par with the other roads that we have allowed the limit to be set at a maximum of 65 miles per hour. Senator Wickersham is correct when he says that one size does not fit all, that what may be appropriate in the areas of Omaha and Lincoln have no bearing in other parts of the state. Senator Wickersham had asked me, well, he didn't ask me, but he said in his first presentation on the reconsideration motion something to the effect about me having changed my mind and oppose raising it to 65 on these roads, but then when time