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LB 78

SPEAKER KRISTENSEN: Time.

SENATOR BEUTLER: ...anything they can argue is relevant, they should be able to offer?

SENATOR BRUNING: Yes, Senator.

SPEAKER KRISTENSEN: Senator Beutler.

SENATOR BEUTLER: Senator Bruning, just the last two factors...two of the last factors. I think number 4 we've talked about quite a bit already. The third factor says, whether the extension or enlargement contributes to the orderly development of utility infrastructure. Again, I'm sure you had mentioned duplicative or redundant utility infrastructure as being a matter of orderly development. But that's taken care of by a separate...by a separate factor. So aside from that, what...what is meant by orderly development? Does that mean...how does that relate, for example, to compact and contiguous development? Does it relate to that factor? Or what is it that was mostly in people's minds when they came to the agreement on that factor?

SENATOR BRUNING: Senator, this particular factor, factor number 3, is very similar, actually, to factor number 4. These two are...are in the same genre of what we're talking about, specifically public safety. That is mostly the intent beyond...or behind 3 and 4.

SENATOR BEUTLER: Mostly public safety, but nothing specifically in terms of a technique or a perceived inadequacy or violation or unordered process that exists out there right now, other than, of course, the duplicative or redundant infrastructure?

SENATOR BRUNING: Yes, Senator, actually, a practice called leapfrogging, which tends to create a patchwork in the county, where one utility leaps the other to be the first one outside...outside of a specific area. So, leapfrogging can be a disorderly practice, to some degree, that I think the commission ought to be able to consider. I would, by no means, say that that is the preeminent factor of these five, but it's an