

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
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penalty we've got with this piece of legislation is...

PRESIDENT MAURSTAD: One minute.

SENATOR DIERKS: ...\$125,000 that's going to be paid annually on the \$25,000 per year. You will hear said, I think, today that we have all sorts of other obligations and that this is not the final word. Well, the thing that hurt us the most was the fact that the compact decided to take us to court for the decision on not licensing the facility. And they took it to a federal district court, and that federal district judge has rendered his decision that we were wrong and that the compact was right. I'm not sure exactly where that judge is coming from, but he's saying something to the effect that, if we don't license it, he might license it himself. I think that's unfortunate. At this point I am going to listen to the debate that Senator Matzke has generated.

PRESIDENT MAURSTAD: Time.

SENATOR DIERKS: Thank you.

PRESIDENT MAURSTAD: Thank you, Senator Dierks. (Visitors introduced.) The speaking order for AM1424 to LB 530 is Chambers, Preister, Brashear, Wehrbein, Hilgert, and Dierks. Senator Chambers.

SENATOR CHAMBERS: Mr. President, members of the Legislature, I'm going to tell you why this lawsuit was filed, contrary to what Senator Matzke said. Nebraska has shown bad faith in dealing with this matter down through the years. I cannot believe that Senator Matzke read the same written opinion of Judge Kopf that I read and then wind up where he is coming from. The judge has already said that the defendants, meaning Nebraska, will have to pay for their own defense, and the administrative hearing, which Nebraska wanted to call, order these people to come to, and then make them pay for it, the administrative hearing will be stayed until the much broader and more fundamental question of good faith can be answered. The judge wrote there is good reason to think that the license denial was politically preordained. Then he quotes from documents and articles where Governor Nelson made a political