

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE  
Transcriber's Office  
FLOOR DEBATE

January 23, 2003 LB 182

area, I mean, technically, legally, the only metropolitan area, but I'm thinking in terms of urban areas, you came up with a five-mile limitation, if the franchise agreement doesn't state what the matter shall be. How was that five-mile rule determined? And I'll tell you frankly why I'm thinking about it. If in an urban area five miles is what is sensible, why would that not be the rule, perhaps, for Lincoln, too.

SENATOR BAKER: Well, it's determined, I guess, that we only address the five-mile radius in a metropolitan city...class city. And it's something we could work on, if you want to put it in.

SENATOR BEUTLER: I was just trying to determine what the basis for the five-mile rule was. Was it because that fit with...

SENATOR BAKER: Apparently.

SENATOR BEUTLER: ...what existed in Omaha? Or was there some rational basis other than, perhaps, what happened to be...

SENATOR BAKER: Apparently the trade association decided that was reasonable, five miles, and something they could live with. We had no testimony in opposition to this bill at all. And I assume that it's something the trade simply worked out amongst themselves.

SENATOR BEUTLER: Okay. Thank you very much.

SPEAKER BROMM: Thank you, Senator Beutler. I see no further persons wishing to address the bill. Senator Baker, you're recognized to close on the advancement of LB 182.

SENATOR BAKER: Thank you, Mr. Speaker. This will be very brief. I simply would encourage you to support this bill. It does clarify some issues that the State Supreme Court said should be handled legislatively. And would ask for your support. Thank you.

SPEAKER BROMM: Thank you, Senator Baker. Senators, the question is the advancement of LB 182. All those in favor of