

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

April 3, 2003 LB 165

Have you all voted who care to? Have you all voted? Record please, Mr. Clerk.

CLERK: 23 ayes, 10 nays to cease debate, Mr. President.

SENATOR CUDABACK: Debate does not cease. We will continue debate. Senator Chambers, you're next to debate on the Preister amendment. Senator Chambers.

SENATOR CHAMBERS: Mr. President, members of the Legislature, being in a very generous mood this morning, I yield my time to Senator Preister.

SENATOR CUDABACK: Senator Preister, you've almost five minutes.

SENATOR PREISTER: Thank you, Mr. President. Thank you, Senator Chambers, for yielding the time and for your good service to the citizens of the state of Nebraska. I appreciate the body's vote and vote of support in at least addressing this issue. This is a serious policy decision. We are going to be transferring the operating license to another company, NMC, that does not do business normally in Nebraska, and they will have the full control of what happens at the nuclear power plant in Nebraska. In a copy of, and this is not a signed agreement, but in a kind of boilerplate, a standard operating agreement that is normally signed under these kinds of conditions, in Article 2 of NMC's Authority and Responsibility with Respect to Operation of the Plant, number 21 (sic--2.1), Authority for Operations, under (a), it states, "NMC and contracting owner agree that NMC shall act as the agent of contracting owner to take all actions necessary to operate the plant." It goes on in terms of spelling out their responsibilities in that section, but they take all operating actions. They have full control. In section (c), there is a (b) in between; (a) is the first one, then it goes on in section (c), notwithstanding any other provisions in this NPPOSA or any other agreement on and after the effective date, NMC shall have the sole, my emphasis added, sole authority as the operator of the plant to make all decisions relating to public health, safety and security, and is hereby exclusively authorized to take such actions in the operation of the plant, including, without limitation, to