

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE  
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FLOOR DEBATE

April 25, 2003      LB 367

**SENATOR MOSSEY:** Mr. President, I move the adoption of the E & R amendments to LB 367.

**SENATOR CUDABACK:** You've heard the motion to adopt the E & R amendments. All in favor say aye. Opposed nay. They are adopted.

**ASSISTANT CLERK:** Senators Preister, Chambers, and Schrock would move to amend with AM1323. (Legislative Journal page 1284.)

**SENATOR CUDABACK:** Senator Preister, you're recognized to open on AM1323 to LB 367.

**SENATOR PREISTER:** Thank you, Mr. President. Thank you, members. As you will recall when we were discussing this bill, we were going to take some funds out of the Leaking Underground Storage Tank Fund and use that money for the lead abatement program in Omaha. There were some questions that were raised. There was also some concern in terms of where the money would come from. There are actually two different funds in the Leaking Underground Storage Tank Fund and because we were drafting the amendment quickly we inadvertently listed the wrong fund. With the help of DEQ, we have identified it correctly and that's essentially what this amendment does. The additional language that we would add states that "a grant to a city of the metropolitan class in the amount of \$300,000, provided within five days after the operative date of this act, to carry out the federal," and we specify here, "Residential Lead-Based Paint Hazard Reduction Act of 1992," and then it lists the additional data on that, so that we are providing this money directly to that specific fund that the city coordinates, which was the intent of what we were wanting to do with the previous amendment. But this has exact language so we know that we're transferring it from the Leaking Underground Storage Tank Fund, the appropriate fund there, to the city of Omaha for this specific abatement program. That will allow the program to continue during an approximate nine-month lapse between grants. The existing grant expires and the city will not be able, because of the change in the cycle of when the new grants will be given out, not able to have money for approximately nine months. This will fill that nine-month gap. One other question