

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

May 13, 2003

LB 407

SENATOR BOURNE: Senator Wehrbein, I'm going to yield the rest of my time to you in a bit, because I think you need to be able to respond to, perhaps, the amendment in...sooner rather than later. But in this editorial, it talks about Governor Johanns sent the legislators his proposed budget. The World-Herald called the budget simplistic, but on-target. And then he talked about, in addition, his budget addresses the prospect of paying a \$151 million court award now being appealed over the low-level radioactive waste facility that was never built. And it says, the Legislature's version ignores this. And I read this, and I was...I kind of took exception to it, because I don't think it's an accurate statement. And I look at your budget in the goldenrod copy that you put out, and it talks about the Cash Reserve Fund and how the Appropriations Committee made significant cuts. And it says that a total of \$6 million was transferred from the Cash Reserve Fund. And as I understand it, the Cash Reserve Fund is what the Governor has set aside to pay this judgment if that comes true. And could you just respond to that for a minute? Because I'm concerned that this is a wholly inaccurate, misleading statement that was in the editorial.

SENATOR WEHRBEIN: Well, it's very difficult...Mr. President, members. I think so too. I...it wasn't really clear, especially after we lost \$69 million in the February forecast, as to how we were going to be funding that low-level nuclear waste issue. We chose in our committee to not face it directly because we were uncertain. If we really are positive that the appeals will go in our favor, you wouldn't necessarily set money aside for something that may not happen. And if we do, we will face that when it comes to it. Obviously, as tight as things are, we didn't set anything aside. But it is true that there's a pretty decent-sized amount of money in the Cash Reserve.

SENATOR BOURNE: So I...the point that I'm trying to make is, is that the Appropriations Committee was extremely careful and left in excess of \$100 million in the Cash Reserve Fund, and the only amount they transferred was \$6 million.

SENATOR WEHRBEIN: Yes.

SENATOR BOURNE: And as I read the Governor's budget...and