

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

March 31, 2004 LB 1090

like we heard earlier, some bad choices before us and this is one of the choices. I'm not sure we're going to have the 25 votes for any of these things. I guess I didn't like any of them initially. I've started to open to different ones. The one that Senator Beutler has offered and now withdrawn seemed to me today to be the best one. It's no longer before us. It, with the exemption for low-income people, would have taken into account those people who can't afford that additional cost. The elderly, the people on fixed incomes, those folks would not have had to have paid that fee on their electric service bill. It seemed like an appropriate way to do it with a sensitivity to low-income earners, and it seemed especially appropriate that we would put a fee or a tax on the reason that we have the judgment in the first place, and that's the utilities. Those of you who remember know that the utilities sued the state of Nebraska. It was the utilities who caused this judgment. It was OPPD for one. NPPD chose later on not to get into the judgment and be a part directly of the lawsuit, although indirectly they certainly have benefitted from it. So our own utilities were saying that they did not want to have their ratepayers assume all of these costs and that this was an effort to save ratepayer dollars, which I continue to have a difficult time with because the ratepayers were funding the utilities' lawyers to bring the judgment, and the same ratepayers were paying the income to the state of Nebraska to fund the state's lawyers. So somehow the ratepayers and the taxpayers I think got shafted on both sides and it didn't save them anything. And now we're having to pay money that the ratepayers have already paid once in their bills to fund all of these things including a whole lot of cars and Rolex watches and other things that were a part of a long-time fiasco that we're now having to pay the cost of. Somehow given all of that, Senator Beutler's tax on the utility rates also seemed good because if the utilities were contributing to all of this and bringing these lawsuits supposedly to benefit the ratepayers, it seemed somewhat ironic but also appropriate that they would be the ones to help us bail out and help us to pay themselves back. So it seemed to me that that was the best venue to take, particularly given the fact that the main reason I didn't like it at first was that it would affect low-income, elderly people who otherwise were financially situated to not be able to afford it. So with that factor in mind, that seemed the