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

January 26, 2005 LB 20

a feral swine, but you still have to go through this process that you look for there's any markings, identification, then try to locate any people that is raising swine in the area, and find out if they're missing some animals. So there's still some protection there. You don't just go out and shoot them. So I think there's a safeguard there.

SENATOR CUDABACK: One minute.

SENATOR SYNOWIECKI: Senator Kremer, just the word "estray" within Section 5, why couldn't Section 5 relay that the sections of all that we've been speaking about do not apply in the case of the trespass of feral swine? Leave the word "estray" out...

SENATOR KREMER: Well...

SENATOR SYNOWIECKI: ...because estray, there's a certain assumption there that the owner can be ascertained. And if the owner can be ascertained, of the swine, perhaps, Senator Kremer, that the duties and liabilities should be imposed upon such owner.

SENATOR KREMER: Okay.

SENATOR SYNOWIECKI: Do you follow my logic and train of thought there?

SENATOR KREMER: Well, maybe, and I don't have a dictionary with me, but the definition of "estray," I think I've heard where there's been estray moose or something in the area. It doesn't mean that there's an owner; it just means it's on the loose and roaming around. I'd have to ask Webster about that, but I...

SENATOR SYNOWIECKI: The reason why, because the word "estray" is dominantly mentioned in them Statutes 54-401 to 54-415.

SENATOR CUDABACK: Time, Senator Synowiecki.

SENATOR SYNOWIECKI: Thank you, Senator Cudaback.

SENATOR CUDABACK: Thank you. Senator Kremer.