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

April 28, 2005 LB 645

things that...inconsistencies or ambiguities that Senator Beutler and others have pointed out in the debate this morning--we go from having the stand down and the standstill to saying, everybody proceed as you see fit, and, you know, may the first person win. And so I rise in opposition to the Connealy amendment, because while I don't doubt Senator Connealy's purposes and motives in offering it, I think we lose the advantage of trying to discipline a particular moment in time, a particular subject matter, until we can get more information in an expert and studied sense. And I believe that the amendment, the consensus amendment, or partial consensus amendment, as it has been worked out, puts a discipline on the process so that nobody is damaged, but nobody is forced to, in a narrow sense, take advantage of their clout or their ability or their market position, in order that they not lose out, and thus we move forward when we shouldn't. The issues that are identified to be absolutely answered by the task force are things that this body should responsibly want to know, to craft an overall policy. And I'm sorry if I've taken too much time. I return the time to Senator Beutler and indicate that I have some time coming up you can have. Thank you.

SENATOR CUDABACK: Thank you, Senator Brashear. Senator Beutler.

SENATOR BEUTLER: Senator, let me ask for a clarification, because I'm not sure I understood the amendment in the same way that you did. As I understand Senator Connealy's amendment, he's saying that, indeed, agencies and political subdivision will be prohibited for a period of...for the period of the from doing any of these four things that we're talking study, broadband, about: the broadband, the Internet services, the telecommunications services, and video services. And he's also saying that public power districts shall be prohibited from dealing on a retail basis, until the study is done. So in terms of prohibiting them from proceeding at all, I'm not sure if I understand correctly what you're arguing. I mean, I would say that the public entities, at least, their feet are indeed being held to the fire, because they can do nothing until this study And I would ask for your response to that is completed. indication of intent.