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LB 645

subsection (2). Subsection (1) purports to prevent the bill from expanding or restricting anything that the public power supplier could do before the effective date of the bill. With the elimination of this section, December 31, 2007, an argument could be made that if there are provisions that restrict or expand, that prohibition is no longer there. They may be restricted or they may be expanded by other language in the bill. Isn't that true?

SPEAKER BRASHEAR: That argument could be made and we ought to refine the language to avoid it.

SENATOR CHAMBERS: Okay. And the reason I'm doing this, to show you that taking it step by step is not just to take time, but to help improve on the work of all those lobbyists that are highly paid out there, doing...who were paid to do what I'm having to do for \$12,000 a year, no insurance, no pension and so forth, and a lot of aggravation. Now, when we get to subsection (2), it says, where it's pertinent for my purposes, in line 7, a public power supplier shall not provide on any basis these various services.

SENATOR CUDABACK: One minute.

SENATOR CHAMBERS: Once this terminates in December 31, 2007, they are then authorized to provide these services, isn't that true, since this section which prohibits it will no longer exist?

SPEAKER BRASHEAR: This section will no longer exist, and the study will lead us to the public policy that will clarify the questions of whether we want them to provide these things.

SENATOR CHAMBERS: But this is self-executing. If we don't...

SPEAKER BRASHEAR: Yes, but...

SENATOR CHAMBERS: If we don't...

SPEAKER BRASHEAR: ...the elimination of the provision by sunset doesn't mean they then have the underlying authority. This is