

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

May 31, 2005

LB 645

taken the place of the bill. So I'm not working on the green copy. Section 5 of the amendment which is before us right now is the one that contains the prohibition or the ban placed on public entities, when it comes to providing these various services that are specified in Section 5. Nobody can persuade me that within the two-year period that this moratorium, as it's called, is designed to be in place, private investment is going to dry up or be reduced at all. That is not going to happen. The only place an argument of that kind would be made is on the floor of this Legislature, either because it's felt you don't pay attention, that you don't care, or that you're stupid. Which is it? I make hats. If your number comes up, put it on, but don't blame me for the size of your head being what it is. Private investment is not going to dry up. We know that there is a principle known as territoriality among animals of the same species. They have built into them this nature, which will lead them to fight off any member of their own species which encroaches on their territory, because nature has set up this rule, this law, this principle, that a certain amount of territory is essential in order for one of these critters to live and move, reproduce and have its being. If others of its species encroaches, there will not be enough of what is needed to survive, for the encroacher and the encroachee to survive. So they fight for that territory, but they fight only members of their own species. They are competing for the identical same thing, which both of them needs a certain amount of to survive, in order that the species may survive. These private entities and the public entities are not members of the same species. If the public entity were to use these poles and these wires and this other infrastructure to service rural areas, at some point, who do you believe is going to take over that infrastructure and use it for profit-making purposes? Isn't that how, originally, some telephone lines were strung, which ultimately wound up being given to Northwestern Bell, free? These private operations are not going to lose anything.

SENATOR CUDABACK: One minute.

SENATOR CHAMBERS: They are marking their territory, and if they were animals, you would see it being done by urine. That's what these lions, canines, and others do to mark their territory.