

February 7, 1975

PRESIDENT: Is there any other discussion on Senator Kremer's amendment? The committee amendments rather. Record your vote. Have you voted? Record.

CLERK: 25 ayes, 1 nay, Mr. President.

PRESIDENT: Senator Johnson.

CLERK: Mr. President, I have one more motion to amend by Senator Johnson to add the emergency clause.

SENATOR JOHNSON: Mr. President, members of the Legislature,
. . .

PRESIDENT: Are you speaking to your emergency clause now?

SENATOR JOHNSON: With your permission I will explain the bill . . .

PRESIDENT: I think not Senator. I think we ought to take care of your amendment first.

SENATOR JOHNSON: Alright. The reason I asked to do that was they would understand why the emergency clause might be asked for. The bill does pertain to irrigation and even though there's no emergency at the moment, if the emergency clause was not put on then the bill would not go into affect until after the irrigation season. So if the bill is acceptable it should be with the emergency clause so it will be affective this year.

PRESIDENT: Any other discussion? The question is, shall the amendment to add the emergency clause pass. Record your vote. Record Mr. Clerk.

CLERK: 25 ayes, 0 nays, 24 not voting.

PRESIDENT: Senator Johnson, a great deal of discussion and debates been had on the merits of bill itself. Could you confine your remarks to those points that have not been covered.

SENATOR JOHNSON: Mr. President, members of the Legislature, I move that LB 85 be advanced to E & R initial. As the President indicated it's been pretty well discussed. It does do three things. It provides a penalty in case the irrigator does damage the road, so it does protect our roads in that way. It does provide that the farmers are protected in case of wind or malfunction so that he will not be unnecessarily penalized. Third, the bill provides that with the permission of the county board, an irrigator can use a road ditch to transport water to another area. I'm sure that the road supervisor, or the board of supervisors would not permit this to be done if it would damage the road. I renew my motion to advance 85 to E & R initial.

PRESIDENT: Senator DeCamp.