

April 26, 1983

LB 236

SPEAKER NICHOL: Senator Schmit.

SENATOR SCHMIT: Mr. President, members of the Legislature, I really have no objection to the amendment. I do think there is one thing I should point out, it does place a cloud upon the title. I would like to also point out that this same provision Senator Beutler. . . is, I'm sure, covered in the contractual arrangement between the district and those people and the farmer who is involved. It would be very unwise of course, all those contracts that are drawn at the present time specify those kinds of terms that you are placing in the statute. I really don't think it is necessary to place it in the statute. I have no objection to it. I think that it is probably unnecessary, I'm a little concerned I guess that we do it on Final Reading but I can understand that it is easy to let these things slip by. The reason I did not have it in the statute, I want to say earlier is that it is always covered by contract and I believe that it is important that it is covered by contract because in my estimation any time that the state makes a contribution to an individual that is a grant or anything of that nature, that it is very unwise use of state tax dollars if we do not specify those terms very explicitly. In the past, as I have said, those terms have been specified and whether it is on the state level or the federal level they have always been spelled out. But unless somebody else who is on the bill has any objection I would have no objection to moving the bill back and placing that language in the law. There may come a time when someone challenges whether we can even do what we are doing here. But we hear a lot of conversation about investing in soil and water conservation and I think the money we provide in this bill is a very small step in that direction and whether or not it is a worthwhile step, I don't know, but I want to say again, I have no objection, I don't think it is necessary, I think anyone who contracts with state money would be very foolish indeed to not provide for what we are doing here by contract. But if the body would feel better to put it in the statute, I have no objections.

SPEAKER NICHOL: Senator Haberman.

SENATOR HABERMAN: Mr. President, members of the Legislature, I will object. I think this is being pretty stringent in going and going to far, because all of this is covered in the bill and what if the new owner had a different use of the land, or planned a different use of the land and this is part of when he goes to buy the land. It doesn't really