

CLERK: Senator Fowler changing from no to yes.

SPEAKER MARVEL: Clerk announce the vote.

CLERK: 24 ayes , 16 nays, Mr. President.

SPEAKER MARVEL: Motion lost. The Call is raised. Are there any other amendments to LB 90?

CLERK: Mr. President, Senator Merz has a second amendment which may be found on Page 646 of the Journal. Do you want to withdraw?

SPEAKER MARVEL: Senator Merz, do you want to...do you have another motion to propose, another amendment?

SENATOR MERZ: Yes, go ahead.

SPEAKER MARVEL: Clerk, read the amendment.

CLERK: Mr. President, Senator Merz's amendment is on Page 646, and it reads as follows: (Read amendment).

SPEAKER MARVEL: Senator Merz.

SENATOR MERZ: I don't think this needs to be explained. This will just spread them out over the state so all the rest of the state has representation. Maybe this will satisfy Clark and put more...keep it down to three so we don't have such a high expenditure on it, and I appreciate your vote. Thank you.

SPEAKER MARVEL: Is there any further discussion? Senator Clark.

SENATOR CLARK: This makes it almost unwieldy for the Commission to operate when they have to get people from three different parts of the state. These hearings come up...I don't know how in the world they'd ever get two members from back in this part of the state someplace. If he wants one from back here, that's fine, you'd still have a majority of the board serving from that end of the state out there so they could hold a hearing. I can see where no one's getting representation out of this. The only thing that's happening on the whole board today is the fact they take care of variances in property pooling orders...this type stuff. That's all they do. They don't go out and check his wells. The Commission does, but the Commissioners do not. The Commissioners' whole duty is just to hold the hearings. That's all they do. They have no sense of representation from Omaha, or Lincoln, or any-