

February 28, 1979

LB 119

provide for better power planning in the state of Nebraska, and I think it is an acceptable compromise and a workable one, and for that reason I would move its adoption.

SPEAKER MARVEL: The vote is on the Fowler amendment to LB 119. All those in favor vote aye, opposed vote no. Have you all voted? Have you all voted? We're voting on the Fowler amendment to 119. Have you all voted? Record.

CLERK: 26 ayes, 7 nays, Mr. President.

SPEAKER MARVEL: The motion carries. The amendment is adopted. Now the Clerk's desk shows that there are three other amendments to 119. The Chair would appreciate the fact that if you have comments, please don't repeat something that you've already discussed, because there has been a...this is an important measure, but we have to try to avoid repetition. The first amendment is Senator Lamb, and then Senator Kelly has two amendments, so the Chair recognizes in the order that they were put on the Clerk's desk. I recognize Senator Lamb. Do you want to read the amendment first?

CLERK: Mr. President, the amendment can be found in the Journal on Page 598.

SPEAKER MARVEL: 598. Okay, Senator Lamb.

SENATOR LAMB: Mr. President and members of the Legislature, this is an amendment which has been referred to by some other people this morning, and this would simply require approval by the Power Review Board to withdraw from a contract to build a generation plant. This is one that has been suggested as a result of the situation, in the recent situation between NPPD and OPPD, and there has been an expensive law suit, and the thinking is that an amendment of this type is needed in order to minimize lawsuits of this type in the future. However, there seem to be some minor problems with the amendment as it's currently written, or there possibly may be, so I have decided, with your permission, to withdraw it at this time and resubmit it on Select File.

SPEAKER MARVEL: Okay, the unanimous...asks unanimous consent to withdraw the motion. Since there is no objection, so ordered. The Chair recognizes now Senator Kelly, and Mr. Clerk, will you identify one of the amendments?

CLERK: Mr. President, Senator Kelly has two amendments. The first may be found on Page 668 of the Journal.

SENATOR KELLY: Mr. Speaker, members of the Legislature, by