

March 19, 1979

LB 265

them. The amendments to LB 265 is to strike "floodwater retarding" in line 4, 12, 19, and 25 on page 2, and in line 6 and 26 on page 3 and insert "water impoundment". Water impoundment defines it a little better. And on page 3, line 3, strike the period and insert "provided that if the road which is subject to such inundation is classified as a local road with current average daily traffic of fifty vehicles or less, the containment of a ten-year, twenty-four hour frequency storm shall be sufficient"; and 3, on page 3 beginning with "if" in line 16 strike through the period in line 21; and in lines 22 and 23 strike "and guard rails". The reason for that last period is to let the responsibility of the guard rails be up to the county board and that this would not be a requirement but would be up to the option of the local county government. I move that we accept the amendments as presented.

SPEAKER MARVEL: First Senator Murphy. First motion is the adoption of the committee amendments to LB 265. All those in favor of that motion vote aye, opposed vote no. Record the vote.

CLERK: 26 ayes, 0 nays on adoption of committee amendments.

SPEAKER MARVEL: Senator Marsh, do you wish to be recognized?

SENATOR MARSH: Mr. Speaker and members of the Legislature, I would like to ask Senator Sieck a question. Senator Sieck, one of your last comments had to do with the erection of safety barriers being left to the discretion, whether they are needed or not, didn't seem to be the issue. Whether they could be paid for or not, is that more to the point?

SENATOR SIECK: This is mostly the point whether they could be paid for but the local government when they build a road structure on the road, then the cost share is divided between the Natural Resource District and the local county government and this includes everything.

SENATOR MARSH: Thank you very much.

SPEAKER MARVEL: The motion is now the advancement of LB 265 as amended. Senator Murphy, do you want to speak now?

SENATOR MURPHY: Yes, to the bill, if I may. Senator Sieck, there are three places in the bill where you mentioned a