

and I think they belong within the community as you have so designed in your bill. They belong in residential areas. I think they are a very positive form of rehabilitation for these kinds of people who are suffering from the various kinds of mental and physical disabilities that we so often talk about here on the floor of the Legislature but I somehow think though, Senator Sieck, that something that you don't want to do is ramrod this kind of legislation down the throats of the people and I would hope that you would support the amendment.

SPEAKER MARVEL: Senator Koch. The Chair recognizes Senator Koch.

SENATOR KOCH: Mr. President and members of the body, I rise to support this bill as it is written now, and to you, Senator Venditte, it does not deny people the privilege of voicing objections. What it really does is prevents impaction of these types of residences in one community and makes certain that they are properly administered and placed in the community at large and provides also a minimal standard. I would hope that this body would understand that occasionally the Legislature has to use its power because after all the city is indeed an arm of the state. This bill as written is the way it should be passed with no further amendments so I support Senator Sieck's position.

SPEAKER MARVEL: Senator Fowler.

SENATOR FOWLER: I rise to agree with Senator Koch and I really can't see Senator Sieck ramrodding anything down anybody's throat. I think he has presented this openly and fairly. He has spent a lot of time trying to work out compromises over the interim. The bill had a full hearing. There was attempts at all sorts of amendments. I think this kind of last ditch effort to try and accuse him of ramrodding a bill is totally unwarranted. I don't think any particular community has a legitimate right to ask to be taken out of this bill. The Constitution sets up classes of cities so that they can be dealt with because they have unique circumstances. In the case of this bill, I see nothing unique about Omaha that should say that it should not come under this law while much smaller communities which have less flexibility must come under this law. So I believe that we should not make any exclusion for any city. If you believe that it is an overreach of state authority, Senator Nichol's amendment would have been better because at least then it would have