

the kill motion on LB 29. I didn't have any problem, as long as it was drafted as it is, for only automotive service stations, so that we didn't touch the bulk plants that are out there, and as long as it has the exclusion for high water table areas because I recognize the problem with above ground tanks with flammable materials in an area because of the fire dangers. I also understand, though, that the Department of the Fire Marshall's Office has rules and regulations in place already. My point was that I guess I didn't think that it would hurt anything to have a statute to back up the rules and regs. of the department or the Fire Marshall's Office. So I'm going to support Senator Marsh, but I don't think it is...at the same time that I say that I don't think it is a really, really important amendment to have to adopt because I believe the Fire Marshall is taking care of the problem. As Senator Hefner indicated, I think the problem is getting less and less as far as across the state is concerned. Thank you, Mr. President.

SPEAKER NICHOL: Senator Haberman, then Senator Marsh.

SENATOR HABERMAN: Mr. President, members of the Legislature, from listening to the debate I think this is a pretty heavy amendment to slap on a bill at this time, especially when the same issue was brought up and the committee didn't feel that it should be advanced to the floor. So rather than endanger the bill, and rather than change the intent of a bill at this time, which it does, I don't think it is quite right. I would ask you, therefore, to oppose the Marsh amendment to 383. Thank you, Mr. President.

SPEAKER NICHOL: Senator Marsh, then Senator Hannibal.

SENATOR MARSH: Thank you, Mr. Speaker. I'm trying to draw to the attention of the legislative floor that we have a problem which is not being addressed. When there is an underground...when there is a tank which is not stored underground, and there is a danger from it, the State Fire Marshall's Office is called and a deputy enforces their current rules and regs. Then what is the problem you say. Well, the State Fire Marshall may not respond in a timely manner. The State Fire Marshall, or a deputy, may not respond to the request at all due to time restrictions. And I hope you are listening for this is the crux of the matter. The Fire Marshall's regulations can be challenged by service