

referred to us for committee hearing which we held a couple weeks ago. LR 81 simply did two things as originally drafted. Number one, it allowed the Game and Parks Commission to accept as a gift from the Game and Parks Foundation 423 acres approximately 3 miles east of Ashland along the Platte River to be developed ultimately as another major state park. That was part one of the resolution. Part two essentially did one thing that...many of you were at a dinner at Peony Park in Omaha a couple months ago and you heard Governor Kerrey make the announcement of this property being acquired and he stated that evening that it would be named Eugene T. Mahoney State Park. In the course of the committee hearing and discussions in committee afterwards, some members felt it might be wise to seek an Attorney General's Opinion if we can do this by resolution, by resolution as we were attempting to with this LR 81. The Attorney General's Opinion was that it can be done by statute. The resolution is not a statute. Therefore, it wasn't proper for us to do it in this form and the committee amendments, therefore, simply strike the reference to the naming of the state park. So as amended the committee amendments, now to the resolution should you adopt them, would simply allow Game and Parks the authority to accept this property as a gift from the Game and Parks Foundation unnamed. I urge you adopt the committee amendments.

PRESIDENT: The motion is to adopt the committee amendments to the resolution. Is there discussion on the amendments? Senator Labedz. May we have attention, please. Senator Labedz.

SENATOR LABEDZ: Thank you, Mr. President. Members of the Legislature, the resolution that was signed by 44 or 45 senators I think is an indication that the park should be accepted and at the time we introduced the resolution the last paragraph stated that we would...that the intentions were to name the park after Eugene Mahoney. Everyone of us at that time thought that was a splendid idea and I am really disappointed at this point that we are not able to do it because of the Attorney General's Opinion that I requested myself and asked that it be ready yesterday and it was and many of you read it and it has to be done by statute or by bill rather than a resolution. I know that there is very little time left in the session but there is a...and I want to forewarn you that there is a possible chance that I will do that before the session ends. But at this time I