

SENATOR DUIS: Well thank you very much.

SENATOR DeCAMP: I used to own a well drilling company, so I do know a little bit about bentonite.

SENATOR DUIS: Thank you very much for that reply. If you would contact some of the irrigation canals that have tried bentonite, sometimes it doesn't work as well as it does in a stock tank where it can be held in place.

SENATOR DeCAMP: Well bentonite is an example.

SENATOR DUIS: That is immaterial. What I have reference to are those great number of places in the State of Nebraska that do have this. It's not only in my particular district, but in quite a number of the districts in the State of Nebraska, and some of them far more serious than in my particular district. I still maintain that the Department of Environmental Control has the opportunity of rules and regulations that can take care of this without the necessity of passing a statute. I've got to reiterate my remark, and that is that I don't like rules and regulations. There are particular places where they are necessary, where conditions may change within the period of time we're not in session.

SPEAKER LUEDTKE: Chair recognizes Senator Maresh.

SENATOR MARESH: Mr. Speaker, members. I, too, am concerned about these dump sites that are already polluting the underground water. I wonder if we shouldn't write this that they'd have the power to examine those that they are fearful of polluting the water. I think maybe we aren't going far enough on this requirement. We should probably give them the power to examine those that are in trouble as far as polluting water. I go along with this amendment, but I think we should also find out what they're doing as far as when they find those that are polluting now.

SPEAKER LUEDTKE: Chair recognizes Senator Kelly.

SENATOR KELLY: Mr. President, colleagues, particularly Senator DeCamp. Subnumber 3 says "The site shall be isolated vertically by formations that are, for practical purposes, impervious to any effluent from the solid waste". This rules out any dumps being placed anywhere in the Platte Valley. It would be placed in statute whereby we would have to have an act of the Legislature to rewrite, as Senator Duis pointed out, and I don't believe we want to do that. I'm sure it's not the intention that any effluent should be contained in the solid waste area, and there must be formations which would be geological formations and not sealants, if we are going to go ahead on this basis. The very least that I would come back with would be to strike sub 3. In Nebraska most any place else that is impossible.

SPEAKER LUEDTKE: I still have several persons wishing to speak. Since we're approaching the noon hour, Senator Merz had a motion that he'd like to take up before we recess for lunch, which would effect the Speaker's order. The Speaker is giving him that opportunity to present this to the body. We will read in...Mr. Clerk, if we will read in the resolution. Let's read in the resolution first, then we'll take up the motion.

ASSISTANT CLERK: Mr. President, LR 82. (Read introducers).

SPEAKER LUEDTKE: It will be printed in the Journal and laid over. Now take up the Merz motion.