

April 15, 1980

LB 853

"After the effective date of this act, no person shall establish a paunch manure, rendering or sewage treatment plant or facility or et cetera..." Well, the federal government is coming down with a mandate to the effect that all businesses that dump any kind of toxic waste in a sewer must pretreat. They must have a facility with which to pretreat. Well, the facility, the word "or facility" in this bill would preclude that unless we can establish legislative intent and the thing I am going to establish today, right now rather, is that the Legislature does not intend the words "sewage treatment plant or facility" to mean industrial pretreatment. We do not... legislative intent does not include industrial pretreatment and with the establishment of that legislative intent the Department of Environmental Control who I have been in conference for about an hour now, has indicated, yes, if it is our intent that industrial pretreatment not be included in the words, "sewage treatment plant or facility", then they will continue and we will be in a position where they interpret according to our intent and they can go ahead and meet the federal mandate on industrial pretreatment and then in January we can come back and reword this whole section. But by establishing that legislative intent we can continue to meet the federal mandate for industrial pretreatment and then we can also adopt the bill or pass the bill without placing ourselves in jeopardy with the federal mandate. For that reason, I would ask now to withdraw my amendment.

SENATOR CLARK: You were just reading that into the record for intent?

SENATOR GOODRICH: Yes, as legislative intent and now I ask unanimous consent to withdraw my amendment and then there is another following.

SENATOR CLARK: Senator Schmit, there is nothing before the House.

SENATOR SCHMIT: Then I won't say anything.

SENATOR CLARK: Thank you. Senator Keyes, there is still nothing before the House.

SENATOR KEYES: But there will be Section 15 before the House because if it takes a motion to indefinitely postpone like say, Section 15 or remove Section 15, so I can ask Bernice Labeledz a question.

SENATOR CLARK: No, what you will have to do is put a motion