

April 9, 1980

LB 889

can be afforded.

SENATOR BEUTLER: Thank you.

SPEAKER MARVEL PRESIDING

SPEAKER MARVEL: Senator Keyes.

SENATOR KEYES: Mr. Speaker, I would like to talk with Senator Kremer just a little bit back and forth. Senator Kremer.

SPEAKER MARVEL: Well, you want to ask a question...

SENATOR KEYES: I ask a question...answer it for me. Yes.

SPEAKER MARVEL: Senator Kremer, do you yield?

SENATOR KEYES: Senator Kremer, some ten years ago when you were Chairman of the Ag Committee, we had companies that were coming in selling not only ground conditioners but fertilizer and chemicals that were not tested, that were not licensed, and I thought at that time that we took adequate care so that what Senator Lamb is trying to do would be unnecessary. Now isn't that right? And it has to be inspected by the Department of Agriculture or the field office out there before it can ever be sold.

SENATOR KREMER: Well, I know at that time we did deal with products that were coming into this state and proved to be absolutely no good and we did deal with this very thing at that time. I don't recall exactly what the legislation was that was passed at that time, Senator.

SENATOR KEYES: But I thought it took care of it. Senator Lamb, do you find some fault with what we did ten years ago? Senator Lamb, will you respond?

SENATOR LAMB: I would be happy to respond, Senator Keyes. There has been a problem and this bill is designed to take care of that problem. The problem is involved in the definition of what is fertilizer. The Supreme Court has held that fertilizer is a mixed product which is already to go out on the ground and they have held that the raw material which goes into this mix cannot be described as fertilizer. And so this bill is designed to take care of this problem primarily of the definition of what fertilizer is.

SENATOR KEYES: Then it doesn't have anything to do with K-Lawn and such things that they said would do this for