March 24, 1981

LB 253

is covered by this thing", and by covered by this thing I mean they have to get a permit in order to operate and they have got to pay the tax in order to operate. Now here are the retailers that are covered by this. Anybody who sells any food, beverages, liquor, wine, and beer, except things like that sold for consumption on the premises or groceries. Now that is all contained in Section 18. Now, if you happen to sell that sort of stuff, why then you are automatically brought within the provisions of this act if you have more than one and a half fulltime employees per year. Now, note who that would cover, who would be brought into that act. Well, in Senator Lowell Johnson's District there is a small, little Dairy Queen out by Valley, and that little Dairy Queen a lot of us use from Omaha. It has three or four employees. They would be brought into that act, even though as far as I am able to tell they keep their premises fairly neat out there. In my legislative district, the corner drugstore that sells prescriptions, that sells candy bars and sells vitamin pills would be brought into this act. Every little drug store in the state, whether they have one, whether they have two employees, three employees or more, if they sell groceries or food items like candy bars or vitamins, are going to be pulled into this thing. All right now how about all the corner mom and pop grocery stores that are all around Omaha, and I assume other cities around the state? There are small, little family grocery establishments all around the state that are going to be drawn into this act because the can manufacturers and the bottle manufacturers want something in order to show people we don't need the bottle bill. Now what I propose to do with this amendment is to exempt those people, because remember what this bill does, it requires that everyone of those people have a permit before they operate, a permit before they operate issued by the state. And, secondly, in order to be able to operate, they pay the taxes due. Now, if we are really worried about a lot of shops like that, littering around their premises, why why don't we pass a criminal provision saying they have got to police their premises and they can't litter. But if instead we require a permit and then require to pay the tax, their attitude is they are off the hook, and they just might not do it, you know, anyway. Now, finally, let me point out the extent to which I don't think this whole statutory scheme really addresses the litter problem in any meaningful I mean this reminds me very much of the vehicle way. inspection system which we will have an opportunity to vote on later this session. It is a system that pretends to deal with the problem and really doesn't. Now, there

2148