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LB 253

with this section. We haven't had to worry about it before because the bill was so poorly written the first time it went through that this section wasn't operative. Now they are trying to find language to make it operative, to empower a state agency to go out and tell the filling stations and restaurants in your district, you shall have so many receptacles, they shall be such and such a size, and you have got to empty them every day, or we are going to slap a criminal penalty on you. I think the bill overreaches. I think there are easier solutions and I don't think we should be making criminals out of our small businesses because they don't want to put out a certain number of trash cans because the state agency tells them they have to.

SENATOR KAHLE: Senator Marsh.

SENATOR MARSH: I rise to oppose the kill motion. The proposal before us at this moment is a motion to indefinitely postpone. I think that there have been some acknowledgements that there needs to be some clarification in our current legislation. I really hate to see individuals who supported a bottle bill concept throwing stumbling blocks in the way so that this concept which is on the books won't work, in the hopes that the people of Nebraska will change their mind. The people of Nebraska did vote on this issue. It isn't what I personally choose or do not choose. The voters of Nebraska spoke already on this issue. Let's now try to find the best mechanism we can within the concept which is on the books. Let's give the tools for making this work to the department who has the responsibility. Let's not be so picky that we are trying to delay what could help our state. I oppose the kill motion.

SENATOR KAHLE: Senator Wiitala.

SENATOR WIITALA: Mr. Speaker, I would like to call the question.

SENATOR KAHLE: Do I see five hands? I do. All in favor of ceasing debate vote aye.....(microphone not on). Please vote if you want to cease debate. Record.

CLERK: 25 ayes, 0 nays to cease debate, Mr. President.

SENATOR KAHLE: Senator Cullan, would you like to close?

SENATOR CULLAN: Yes, I would. Mr. President and members of the Legislature, I hope that some of you took the