

April 6, 1982

LB 868

SENATOR CLARK: Senator Beutler. Senator Wiitala. Senator Beutler, did you want to talk on this? Do I see five hands? The question has been called for. All those in favor of the question, debate ceasing, vote aye, opposed vote nay. Have you all voted on ceasing debate? Record the vote.

CLERK: 12 ayes, 11 nays to cease debate, Mr. President.

SENATOR CLARK: Debate has not ceased. Senator Wiitala is next.

SENATOR WIITALA: Thank you, Mr. Chairman. Mr. Chairman and colleagues, now that the amendment that I cosponsored earlier is defeated, I rise in support of Senator Koch's amendment. I feel at this stage of the game now the shoe is on the other foot. We are asking for this issue to be delayed by putting the enacting date on this provision of this bill way forward into May and saying to us and to the trash haulers that if there is any problems with this legislation that we passed that becomes effective in May, that we will take it under study and we will pass suitable legislation and that wasn't a very good compromise but sometimes compromises, the art of reconciling differences, there is no doubt in my mind we probably should have done to begin with I guess, is to face it straight up and that is that this legislation is needed. Then let's get a fair hearing of everybody involved. Now as you know some of the SRDs are controlled by developers. Every trustee in an SID is a developer or those that are close to him. That is only about five years later or when the development is 50% developed that an SID switches over to residents, slowly gaining a majority. Let's get those trustees that represent the residents living in an SID. Let's get the residents here. Let's get the trash haulers here. Let's get everybody that is involved with this issue and heard before a hearing. The problem is with this legislation as I see it is that we're asking for a contract but we don't know how long those contracts will exist. How would you feel if you lived in an SID and a developer laid a contract on you for collection disposal of solid wastes that would last for five or ten years? You sign the contract and the name of the SID and there it lay. I think those things need to be looked into. What about bond requirements? There is nothing that is said in there about establishing bond. The bond could be so high that no independent trash hauler could ever qualify for a bid. It has been done over and over in the cities of America and these are my fears. They are my fears because I'm chairman of an SID. I've been through difficulties with SIDs, what they have experienced and I also have the largest amount of SIDs in my district. These are serious economic times and I know full well if the bill was passed in its present form, what it would amount to is giving an independent group of truckers, trash haulers if you may, about a