

February 25, 1991 LB 67

the burden on the Department of Environmental Control to tell the village or the small city that their landfill is a threat to the water supply, a water supply, any water supply. That's all it is. It puts a little selectivity into the thing. Instead of just saying blanketly every small town under 5,000 people is going to have to face closure, or submit to or construct a facility, which we all know they can't afford. That's a poor choice, that's a poor choice. However, that will be the choice for those small towns and cities that are polluting the water, are a possible threat to the water as identified by the department. That's what I'm saying, a little bit of flexibility here, let us have that so that we don't just blanket close these small town landfills. Some of them are good, some of them are no threat at all to the water supply, and I think anybody will agree to that. But under the language of the committee amendment they would be absolutely closed. There's no doubt about it in my mind. And we talk about the cost. Senator Johnson raised the problem of the cost, that DEC would have to determine which ones of those landfills are a threat to the water. That may be somewhat of a cost, but pales in significance to the cost of those people that live in those small towns that are going to have to haul their garbage many, many miles if their landfill can't stay open. So whose costs are we talking about? There's going to be costs one way or the other. I say the burden should be on the state to identify those landfills which are a threat to the water, don't just close them across the board. I ask that the amendment to the committee amendment be adopted.

PRESIDENT MOUL: Thank you, Senator Lamb. We'll now proceed to vote on the amendment to the amendment on LB 67. All those in favor please vote aye, opposed nay. Senator Lamb.

SENATOR LAMB: I'll ask for a call of the house and a roll call, please.

PRESIDENT MOUL: Motion has been made to place the house under call with a roll call vote. We will have a machine vote. Those in favor please vote yes, those opposed vote no. Please record, Mr. Clerk.

CLERK: 27 ayes, 0 nays to go under call, Madam President.

PRESIDENT MOUL: The house is under call. All members who are not excused, please return to the Chamber and record your