

February 27, 1991 LB 837

PRESIDENT MOUL: One minute.

SENATOR SCHMIT: ...be assessed, and is there any danger, in your opinion, that an arbitrarily high fee such as has been proposed by Governor Nelson's bill on solid waste transportation, would in effect be able to constitute a ban upon the importation of low-level waste?

SENATOR R. JOHNSON: Senator, I'm not sure I can answer that question as far as what guidelines the DEC or whatever lead agency we choose would follow in setting these rates or not the rates, but the fees. I guess what we're asking is that they at least be reasonable, but I really don't have a good answer for your question, Senator.

SENATOR SCHMIT: Thank you, Senator. I would like to perhaps maybe at some time later on one of the attorneys might comment if they have read these amendments in detail, Senator Beutler, who I am sure knows the content very thoroughly if there is a mechanism whereby...

PRESIDENT MOUL: Time.

SENATOR SCHMIT: ...the situation can be remedied in the event that the host state becomes unreasonable. Thank you very much, Madam President.

PRESIDENT MOUL: Thank you, Senator Schmit. Senator Kristensen, followed by Senator Morrissey and Dierks.

SENATOR KRISTENSEN: Thank you, Madam President. Senator Beutler, if I could continue on. Our last discussion was that in the area of page 10, subsection (7) in there that talks about the shared liability. One of the major considerations that have gone on about the debate of low-level nuclear waste has been the constant request for shared liability. People's opinions have been, yes, we already have it, it isn't necessary, it's already spelled out in the contract between the developer and the compact, it's implied. I think we evolved to the point where everybody assumes that we may have it, but let's make sure we have it. I assume that's the purpose for this amendment.

SENATOR BEUTLER: That's certainly the intent.

SENATOR KRISTENSEN: Okay. With that, is shared liability,