

filed application under existing law and Title 194. These letters are an admission by the Department of Environmental Control that that agency had not received any properly filed applications. LB 761 on 5-15-89 advanced from Select File with the new distribution language intact four days later. On the twenty-second of that same month, seven days later, 761 passed on Final Reading with the emergency clause. On the twenty-third of that month the board decided to wait for the Governor to sign 761 before applying for the grant money. The Nemaha County Board was aware of the passage of the bill and the new language for distribution, yet it didn't seem that the DEC was. On 5-25-89, 761 was signed into law by the governor. The old distribution formula was repealed and a new one was enacted. On the next month, a month later, DEC notified the Nemaha County Board that the agency now had seven applications on file and again explained what would constitute a properly filed application. So one month after the language changed, a brand-new distribution formula took effect. The Department of Environmental Control is still asking for a properly filed application from the municipalities within 10K and the county. On the twenty-eighth of that month in response to DEC's June 20th letter, the Nemaha County Board wrote to DEC and proposed a prorated distribution among the counties and municipalities within a county. This letter would have finally constituted a properly filed application under law which the DEC claimed they had more than a month earlier and properly filed under law that had been also repealed over a month earlier. DEC in the meantime distributed the money under the proper formula to the people in Nuckolls County and chose not to follow the new law in Nemaha and Boyd County. The county treasurers in Nemaha and Boyd County should have received 50,000 each which in turn would have been distributed to political subs. So we have, we were trying to discuss the amount of money involved in the last time we debated this bill and it would be approximately around \$100,000 that would have to be distributed should these political subs come, as they rightly should, and asked to be given the money per law, per the declaration of this body. Now some folks have wondered in the last day or two whether that money is still there. I can guarantee you that that money is still there. Small bits of it has been spent here and there and, as I said, for travel, but the money is still in the fund, available for use for issues relating to the siting and the construction of a facility. One of the issues relating to siting and construction of the facility are the Community Improvement Cash Funds that were paid out. Unfortunately, in