

January 13, 1992 LB 406

load. Would that in itself be a regulatory factor? Would it limit...make it impossible, for example, to transfer waste into this state, over a certain size without being regulated, whereas a local unit may be able to transfer the waste under 20,000 pounds and therefore be unregulated. Would that do it?

SENATOR R. JOHNSON: Yes, probably. I'm being told...

SENATOR SCHMIT: In other words we're...we are...we might by very virtue of the fact that it regulates the size of the load.

SENATOR R. JOHNSON: Well, Senator...

SENATOR SCHMIT: Would you not allow an out-of-state truck to economically transfer waste into the state?

SENATOR R. JOHNSON: We can't impose any more stringent rules or regs on an out-of-state hauler than we can on a in-state hauler. Depending on the size of the truck, obviously, one will be regulated, the other would not. But it is not our intent to prohibit anyone from transferring waste into the state because we can't do that.

SENATOR SCHMIT: I understand that. But what we are doing here, and I think we ought to make it clear...what we are doing here is we are saying that if you want to haul 20,000 pounds on a straight truck from Bellwood to the Kobus landfill in David City, which is owned by my second cousin by marriage...I make that clear...that we can do that. If he...if I want to haul a load of more than 20,000 pounds from Bellwood, then it would be regulated, is that right? Is that right, Senator Johnson.

SENATOR R. JOHNSON: I'm sorry, Senator.

SENATOR SCHMIT: In other words, if I would want to haul a load of waste from Bellwood to David City of less than 20,000 pounds, it is unregulated. But if I wanted to haul more than 20,000 pounds, it would be regulated. Is that right?

SENATOR R. JOHNSON: Yes.

SENATOR SCHMIT: All right. Now, is it possible that it is economically feasible to haul loads of less than 20,000 pounds from Bellwood, where it might not be economically feasible to haul loads of less than 20,000 from Council Bluffs, for example?