

everyone will have access to good facilities. The final...there's a few other just technical amendments and they are technical. The other last amendment is the amendment on the disposal fee. We had people, landfill operators under present contracts that were locked into those contracts and with no ability to raise their fees or any escalator clause in their contract and thus the private individual running that landfill would be eating those fees, basically, cutting into their own profits. So we gave those that have contracts locked in and no ability to change the fee system to...we've given them a waiver until the contract has run. It says, the department shall exempt the landfill operator from the disposal fee imposed by this section for solid waste that is disposed pursuant to a contract shown to have been in effect on or before December 15, '91, if such contract requires the landfill operator to dispose of solid waste without a mechanism for a price increase for a period of not less than one year. Such exemption shall terminate at the earlier of the following dates, the date the contract allows for increase, the expiration of such contract, or July 1, '94. And, with that, I would move the amendment.

**SPEAKER BAACK:** Thank you, Senator Morrissey. Discussion of the amendment. Senator Robinson. I do not see Senator Robinson. Senator Pirsch. Senator Rod Johnson.

**SENATOR R. JOHNSON:** Thank you, Mr. Speaker, and members, I guess I would like to reinforce what Senator Morrissey just said. His staff and mine and the Department of Environmental Control Director, Randy Wood, met during the interim period that this bill was on General File to move to Select File to talk about my concerns relative to disposal of waste on farms. My concern, as you might recall, was that if a system is not in place to take the waste, what is a farmer to do with that waste? So what we have asked and what Senator Morrissey and my staff worked on was a waiver until such time as a system is in place to collect the waste on farms, they could continue to dispose of that waste on their property, but once it is determined that there is an available facility by the DEC or by the county then, at that particular time, we would prohibit any further dumping on the farm property. So this alleviates one of my biggest concerns with this bill. I think Senator Morrissey aptly put it early in the session that this may be the second highest priority. I'm not sure it might not be the first in some people's eyes and I think this bill should pass. And I support Senator Morrissey's amendment because it does address a