

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE  
Transcriber's Office

March 29, 1999 LB 822

SENATOR JONES: If it's in the application process, it may or may not be. I see what you're getting at.

SENATOR BEUTLER: We clarify that on the first page by saying if it's a new facility, it is in existence by January 1, 1999, if the conditions are met. That is, the application has been...

SPEAKER KRISTENSEN: One minute.

SENATOR BEUTLER: ...received and deemed complete.

SENATOR JONES: I see.

SENATOR BEUTLER: So we answer the question with new facilities, but we don't answer the question with regard to expansion of facilities.

SENATOR JONES: Yes. They'd have to have an application for expansion just the same as new. Okay, thank you.

SPEAKER KRISTENSEN: Senator Schrock.

SENATOR SCHROCK: Senator Beutler, if you'd respond to a question. As we read the amendment, let's just take a hypothetical situation. If I'm a class I facility and I want to expand, I could put an application to expand into DEQ, as long as my application to expand was in there by January 1, the year 2000, I could expand to a class IV in one of these designated areas that's on the map? If that's the case, and that's the way we interpret it, I don't think you want this amendment, but I'm not sure.

SENATOR BEUTLER: Well, let me...let me ask you in turn then, Senator, what this provision means? Right now in the law you say a new livestock waste control facility for which application has been received and deemed complete by the department prior to January 1, 1999. So, if some person sitting in one of these watersheds is in the application process right now, and the application has been received and has been deemed complete by January 1st, then right now, whatever new facility somebody wants to put there, if they have been through the past process and got it done to that extent by January 1, 1999, that's the