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LB 754

follows: Final permit approval may be withheld subject only to a final review by the commission or county board to determine that there is not a substantial change in the applicant's proposed use of the property. Rather than frame it in such a way that the county board is required to find that something is not the case, I want to change it into an affirmative statement. Rather than saying the county board would conduct a review to determine that there is not, the language would be changed to say the review would be to determine whether there is a substantial change, rather than to determine whether there is not. Now in a way, it is saying that the county has a burden, but not really. The word "whether" means it could be one way or the other. So the county can require the applicant to come in and establish that there has not been a substantial change. The county does not have to do that. And as Senator Bromm approaches his desk, I have a question I would like to ask him because he and I have discussed this amendment.

SENATOR CUDABACK: Senator Bromm, would you yield?

SPEAKER BROMM: Yes.

SENATOR CHAMBERS: Senator Bromm, this is not about the language of the amendment itself because we have discussed it and you said you agreed. But I mentioned to you that on page 1, in line 20, is the term "substantial change" in connection with the applicant's proposed use of the property. What does substantial change mean? Maybe I should ask, first of all, what does the word "substantial" mean?

SPEAKER BROMM: To me it means significant or more than a little, noticeable. And substantial change, in the context of this, Senator, I think would include things like putting the facility in a different...a little different area on the property, or maybe changing the method of waste disposal, or maybe changing the capacity, or the size. Those would be substantial, I think.

SENATOR CHAMBERS: Okay, now the following language says, in the applicant's proposed use. Suppose something is discovered about the property, itself, that is substantially different, but it is