

AMENDMENTS TO LB 176

(Amendments to E & R amendments, AM7144)

1 1. Insert the follow new sections:

2 "Section 1. Section 13-2040, Reissue Revised Statutes of
3 Nebraska, is amended to read:

4 13-2040. The department shall review all licenses for
5 solid waste management facilities which were issued under the
6 Environmental Protection Act prior to July 15, 1992, and which
7 expire after October 1, 1993, to determine whether the licensee is
8 in compliance with the requirements of the Integrated Solid Waste
9 Management Act and the rules and regulations adopted by the
10 council.

11 The department may require such licensee to furnish
12 written documentation evidencing compliance. If the department
13 determines that the licensee is not in compliance with the
14 Integrated Solid Waste Management Act and the rules and regulations
15 adopted by the council, the department may issue an amended permit
16 as necessary to bring the licensee into compliance with these
17 provisions.

18 All licenses for solid waste management facilities issued
19 under the Environmental Protection Act prior to July 15, 1992,
20 shall expire at the stated date of expiration if such expiration
21 date is before October 1, 1993, except that the department may
22 extend such licenses to continue until October 1, 1993, if it finds
23 that the facility remains in compliance with the Environmental

1 Protection Act and the rules and regulations adopted thereunder by
2 the council prior to July 15, 1992.

3 Permits for facilities issued pursuant to the Integrated
4 Solid Waste Management Act shall expire five years following the
5 date of issuance and may be renewed only if the department
6 determines, upon application, that the permitholder is in
7 compliance with all requirements of the act. Each such renewal
8 shall expire five years following the date of such renewal.

9 If the applicant is an individual, the application shall
10 include the applicant's social security number.

11 Sec. 3. Notwithstanding the Integrated Solid Waste
12 Management Act, the Environmental Protection Act or sections
13 13-1701 to 13-1714, no permit, license, or approval or renewal
14 thereof shall be issued for any proposed solid waste disposal site,
15 or expansion of existing site within the zoning jurisdiction of a
16 city of the metropolitan class unless such use is expressly allowed
17 by the zoning regulations.

18 Sec. 4. Notwithstanding the Integrated Solid Waste
19 Management Act, the Environmental Protection Act, or sections
20 13-1701 through 13-1714, no permit, license, or approval or renewal
21 thereof shall be issued for any proposed solid waste disposal site
22 or expansion of an existing site within the zoning jurisdiction of
23 a city of the metropolitan class unless siting approval has been
24 first granted by the applicable governing board of such city
25 pursuant to sections 13-1701 to 13-1714."

26 2. On page 19, line 8, after "sections" insert
27 "13-2040,".

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LSN-05-12

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- 1 3. Renumber the remaining sections and correct internal
- 2 references accordingly.