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(Start Belt #7)

I think that in western Nebraska with Federal Government in control of a good portion of control, that it would really be ill advised to repeal this Wyoming Clause at this time.

PRESIDENT: Next to speak is Senator Carpenter, then Anderson, Hasebroock, Nore. Senator Carpenter.

SENATOR CARPENTER: I'd like to ask Senator Schmit a question.

PRESIDENT: Senator Schmit, will you yield to another question?

SENATOR SCHMIT: Yes, I yield.

SENATOR CARPENTER: Well when Senator Lewis asks you a question, I, I didn't get your answer. He wanted to know, for example, does this allow the Commission to establish rules and regulations less than those prescribed by the Federal Government?

SENATOR SCHMIT: Yes it does.

SENATOR CARPENTER: Well, how can we do that? Can we legally do that even if we want to?

SENATOR SCHMIT: It allows the environmental control council the prerogative then they would have to, they would have to apply, I believe to the EPA for exemption just as they are doing now in order to allow a certain individual plant to operate. I would say it would happen very rarely but in the event of a hardship, it could be done.

SENATOR CARPENTER: Well, Mr. President, I read the other day, two or three days ago in which the commission now has the-- courts, the watering down of the controls and the rules that now exist to make exception to two public power districts and another large industry which I can't recall the name offhand and I, I just don't understand what this commission's doing. It looks to me like it's being all things to all people. Now Senator Proud a year or so ago had a bill that was highly restrictive and I, before my committee which I was Chairman, and we voted both of them out and from what I can see and feel, I think I made a mistake which is not the first one by not supporting Senator Proud's bill which was highly restrictive. Then we had a bill in here which allowed, for example, when you couldn't get any action from the commission that the taxpayer, the citizen, the forgotten man, he could go to court on his own and we wouldn't pass that. Now I don't think I'm willing to sit here and say because I don't think we could do it in the first place, but even if we could, and we're going to go and dilute these rules and these regulations by this commission which is stacked, in my judgment, do exactly what it's doing in order to set up rules and regulations unless, less than the Federal Government requires. I can understand the Wyoming Clause but I can't understand and I don't buy the other thing if that's what it does. If that's what it does, I think we ought to amend this bill to say, in no case shall it be less than what the Federal rules and regulations are. I know that everybody is trying to get out from this thing. They have a 1001 reasons why they can't do it just like all the automobiles. They say we can't do it, but then we have other people bring cars to this country--are imported, they do it, but our people can't do it because they don't want to do it and that's true of the people that are now being supervised by this environmental commission. They don't be it--they don't want to do it and they're successful in putting it off. Now there has to be a time when we comply, if we really mean what we say in this area and I'm concerned, as much as anybody is in the area of feedlots but that is peanuts in relation--what we're talking about on the