

March 27, 1973

that this does give us a little leeway, and in the event that a citizen has any serious complaint, he certainly has plenty of recourse under the nuisance provisions, Senator Syas disagrees with me and that's alright, but I think we have had plenty of instances in the past where the citizen has been able to protect himself and I think that we need to be concerned as we have been that business is not harassed and industry is encouraged to expand and move into these rural areas and I would have to concede at this time that if the department establishes certain criteria for an area and business can determine if they can operate within that criteria that business can determine whether or not they can comply with those provisions it must be part of their industry, their plant for example as Senator Duis has said in many instances, we do not know yet what needs to be done to control the emissions from a certain type plant, I know the situation that Senator Keyes refers to, we have two of those in the state of Nebraska, the one at Superior and the one at Lewisville, they're landmarks in Nebraska, you fly across the state of Nebraska you can see that cement dust for miles and miles and miles, but there are steps being taken I have been assured to reduce that, and I agree with Senator Carpenter sometimes the larger you are the more time you seem to have to get those requirements in effect, and I would encourage the department of environmental control to be as tough as necessary in those areas, but I think at this time, we have to recognize, if you look at the committee statements, the only organization that opposed LB 254 is the Nebraska Farm Bureau federation, they did not oppose it vigorously, and nor in my estimation I shouldn't say this, but they did not oppose it effectively, all the other organizations that testified, the livestock feeders, the farmers union, the Sierra Club, also our good friend Larry Holcomb of the Quality Environment Control Council, they all supported the bill and I move the bill be advanced to E&R.

PRESIDENT: The question is shall LB 254 as amended be advanced from general file to E&R initial, all those in favor vote aye, all those opposed vote no. Voting on the advancement of LB 254. Have you all voted? The Clerk will record.

(End of Belt #8)