

February 13, 1979

LB 22

PRESIDENT: Is there any further discussion on LB 22. The Chair recognizes Senator Kremer.

SENATOR KREMER: I would like to ask a question of Senator Carsten if I may.

PRESIDENT: Senator Carsten, will you respond?

SENATOR CARSTEN: Yes.

SENATOR KREMER: Senator Carsten, referring to the old language in the bill, referring to Section 23-379, we read, "and each county may purchase, construct, maintain and improve garbage disposal plant systems", and so on, et cetera. Do you construe that language to mean they cannot contract?

SENATOR CARSTEN: According to a request from the Attorney General and his opinion, they can not, Senator Kremer, which is really, and I should have mentioned that, is a basis for the bill.

SENATOR KREMER: I understand. We have a problem in my area on this very thing and we had always thought that it meant that they could contract but you are saying the Attorney General said they cannot under the present language.

SENATOR CARSTEN: Yes, and I do have a copy of that letter that I will be glad to furnish to you that the Attorney General says they cannot and that is the reason for the bill, Senator.

SENATOR KREMER: Okay, thank you.

PRESIDENT: Is there any further discussion on the matter of advancing LB 22 to E & R Initial? Seeing none, do you have any close then, Senator Carsten. Closing is waived. The motion before the house.... Senator Carsten.

SENATOR CARSTEN: Mr. President, the only closing I do have, it does carry the emergency clause because we do have a situation that really does need to be addressed as quickly as we can. I would hope that we may have enough votes for that emergency clause also.

PRESIDENT: All right, thank you, Senator Carsten. The motion before the house then is the advance of LB 22 to E & R Initial. All those in favor vote aye, opposed nay. Have you all voted? Record the vote.

CLERK: 31 ayes, 0 nays, Mr. President, on the motion to advance.