

April 10, 1979

LB 321

Rushville and the different places but they have all complied and they have been satisfied and there has been quite a little money spent all ready to do what is necessary. Thank you.

SENATOR NICHOL PRESIDING

SENATOR NICHOL: Senator Schmit, do you want to close?

SENATOR SCHMIT: Well, Mr. President, members of the Legislature, briefly in response to Senator Marsh. The amendment that I am proposing merely returns the statute to the original condition that we have operated under for many years. I was not present at the hearing when the bill was heard and I was not present the day the bill was heard on the floor. I happened to be absent both times. I did request some information from Mr. Drain relative to its impact on local communities and I do not have a great deal of concern for Mr. Drain's enforcement policies, however, individuals change, personnel changes and I think that we need to recognize that in this day and age different degrees of enforcement can be applied by different individuals. I can give you a for instance if you would like to have one. For example, the small community of Bellwood in which I live, three hundred and sixty people, an employee of the Department of Environmental Control did come out to Bellwood one day. We happen to have in our community, one business, a woodworking shop and the young man who operates that shop was burning a little excess scrap wood and he was given a ticket by the employee of the department and told that he could no longer burn. Well of course, he complained and it was pointed out that there was also a grocery store and a tavern in the town who were also doing a little outside burning. So the young man came out and said that they would all three have to stop that. Then he also stopped by the local elevator and said they would have to do something about the dust that was blowing out of the elevator relative to the apparition that occurred when they loaded grain trucks and he gave them thirty days to correct that problem. The young man suggested that the city buy a dump truck, buy some land, buy a payloader and a bulldozer and haul out all this refuse as he referred to it, out to a dump. Well I will tell you very much that out entire budget for the City of Bellwood doesn't come to as much as the cost of that one dump truck. I don't know where we would come under the 5% or 7% limitation if we were required to do this. This young, very enthusiastic employee said that