

April 10, 1979

LB 321

Schmit amendment to LB 321. Senator Keyes, did you wish to speak to this?

SENATOR KEYES: Just one question of Senator Schmit. Senator Schmit, in my town, Springfield, six, seven hundred population, seven hundred and some population, we have certain people that in defiance of everything, go out in their back yard and burn. We have places downtown that burn. If we pass this, will it make it illegal for them to burn then?

SENATOR SCHMIT: No, it will not, Senator. It will make it easier for them to engage in outdoor burning but the kind of burning that you are referring to is basically not covered anyway. The kind of burning you are referring to is a private matter. Nothing would be covered anyway.

SENATOR KEYES: Well it is a man that burns all the empty boxes from his store, bar and so forth and then the other fellow burns his grass up there and papers and everything and I just wonder. I don't want to make it so those people can defy the law, defy the clean act, clean air act legally. I think they are doing it now with a threat. I don't know what it is and every election they oppose me so I would... You are going to make it legal for people in cities and villagethen to dispose of their garbage, how?

SENATOR SCHMIT: Senator Keyes, at the present time the law will allow those people to engage in that kind of burning. The...(interruption)

SENATOR KEYES: With permission?

SENATOR SCHMIT: The amendment that is on the bill now, pardon me, the original 321 would prevent that burning. I will be very frank with you. It would prevent most of that burning. It would not prevent all of it. If the bill is amended as I have proposed it would restore the statute to the original condition which would allow more freedom in outdoor burning and if you are opposed to that then you should oppose the adoption of the amendment.

SENATOR KEYES: Thank you.

SENATOR NICHOL: Senator Schmit, you didn't want any further closing. Is that correct? The motion is now before you, the Schmit motion, to vote yes or no.

CLERK: Senator Nichol voting aye.