

resolving a problem that could become a little sticky if someone chose to pursue it to the letter of the law which eventually someone probably would so I ask you to support the Beutler amendment and I know that the people that I have talked to on the Ag Committee have no objection to it either.

PRESIDENT: Senator Beutler, do you have any further... anything on the close? All right, that will be your close. The question is the adoption of the Beutler amendment to LB 853. All those in favor vote aye, opposed nay. We are voting on the Beutler amendment to LB 853. Have you all voted? There are a great number of people absent so it would behoove those here to vote if you are going to vote. Record the vote.

CLERK: 26 ayes, 0 nays on the adoption of the first Beutler amendment, Mr. President.

PRESIDENT: The motion carries. The Beutler amendment is adopted. Any further amendments?

CLERK: Mr. President, Senator Beutler moves to amend: (Read second Beutler amendment as found on page 1045 of the Legislative Journal.)

PRESIDENT: The Chair recognizes Senator Beutler.

SENATOR BEUTLER: The second amendment, Mr. President, members of the Legislature, also is technical in nature. After a person who wants a license goes before the local governing body and gets permission from them, then they go back to the department and the department is obliged to notify all municipalities within ten miles of the proposed hazardous waste disposal area of the application and it is obligated to do this by prominent advertisement in the region affected, some kind of prominent advertisement in that ten mile area as I understand it. I can see getting into arguments over what a prominent advertisement is. Prominent advertisement is not a word of art. It is not a word that is used in the law currently so far as I know and what that means is it is going to be debateable and it is going to be argued by people I think and so what I propose to do is to make that specific, to drop the language "prominent advertisement in the region affected" and say "by one publication of a notice in a newspaper either published in or having general circulation in the region affected". So you make one publication. Everybody knows what you have to do, what you have to do. It is clear and hopefully no disputes will arise over that provision then. Thank you.