

and if there is a site in Nebraska it is less expensive for them to do it. If they have to go down to Kansas City to a federal site then it is going to be very expensive for them to do it. So at any rate it seems to me that we should wait for a year or two and see if a site develops in Nebraska, I don't see why it wouldn't, and allow the individuals simply to bear what small expense there would be in that case of disposing of them themselves at a Nebraska site. In fact, I would even argue that if the Department of Environmental Control disposes of these wastes now at a federal site before we set up our own sites in Nebraska, that it will discourage the setting up of a site here. Obviously that first chunk of business will be an important chunk of business from the point of view of somebody who is considering setting up a site in Nebraska. Those are the, I guess you would call them philosophic problems I have with the bill but there are a number of technical problems that to me leave this section wide open. First of all if you look at the very last sentence of Section 4, it says, note this. For the purpose of this section, for the purpose of this section, the department should have sole responsibility for determining what constitutes hazardous waste. Now in an earlier section of the bill, hazardous waste is elaborately defined in a definition that takes five or six sentences but for this section we throw away that definition and they can define it as they please. Obviously they can define it much broader. So there is absolutely no guidelines as to what is hazardous waste under this section and I really don't understand why there is not a reference back to the previous section except to the extent that someone apparently has some kind of hazardous waste that would not be included. That is technical problem number one. Technical problem number two you will note that the request has to be to the department by a private citizen. It is nowhere defined what a private citizen is. It could mean the difference between a public entity and a private citizen or it may mean the difference between an individual and a corporation. If it means the difference between an individual and a corporation then I guess I am wondering if you have a constitutional problem. If it is meant to include corporations, if it is meant to include people like Control Data who have just hauled in enormous amounts of hazardous wastes into Lincoln for storage, does this provision, is this provision going to allow Control Data to call the Department of Environmental Control and say, hey, take care of our problem? Is this provision going to give money to two or three or four big companies or is it defined for the little guy? And if it is really designed for the little guy, then why does it say with appreciable and significant quantities of hazardous waste? Is that meant to cut out the person, the little