

March 19, 1979

LB 26

CLERK: My machine didn't register.

SENATOR LEWIS: The Clerk's machine didn't register. We'll revote again so we can have the official record. The question before the House, for the second time and I know it's going to work, is the adoption of the Kremer amendment. All those in favor vote aye. Those opposed vote no.

CLERK: Senator Lewis voting aye.

SENATOR LEWIS: Record.

CLERK: 28 ayes...oh excuse me, 27 ayes, 3 nays, Mr. President.

SENATOR LEWIS: For the second time, the amendment carries. It's adopted. Now for the bill itself. Senator Kremer, do you wish to explain the bill?

SENATOR KREMER: Mr. Chairman, I move that LB 26 be advanced to E & R for Engrossment. What's left of the bill now is this, and it is important. Number one, it brings in one more reason that can be used in conducting a hearing by an NRD, whereby they feel that this area should come under control, and that is water quality...when there is a depletion of the groundwater aquifer to the extent that it's lowering enough so that the salt solutions can come in and will come in. There are several areas in the state where it's very probable...it's very possible that will happen. Secondly, it allows for an area that's adjacent to an area going under control, or under control, to be considered when the problem is the same, the conditions are the same. It allows for that. But, before this contingent area can be brought in in the control area, it has to be after a hearing and with written consent, or consent by the area involved. Next, it requires a hearing before rules and regulations can be adopted by...that's being done right now, by practice, but not by law, but it does make it mandatory that before rules and regulations can be enforced, there has to be a hearing. That's on Page 8. And secondly, to strengthen that, it extends from 12 to 18 months' time for a district to adopt rules and regulations before the director can act. With those explanations, Mr. Chairman, I move the advancement of the bill.

SENATOR LEWIS: The issue before the House is the adoption of the Kremer move to advance the bill to E & R Initial.