

**ONE HUNDREDTH LEGISLATURE - SECOND SESSION
2008**

COMMITTEE STATEMENT

LB799

Hearing Date: February 06, 2008

Committee On: Natural Resources

Introducer(s): (Louden)

Title: Change provisions relating to applications to permit transfer of water appropriations

Roll Call Vote - Final Committee Action:

Indefinitely Postponed

Vote Results:

8 Yes	Senators Carlson, Christensen, Dubas, Fischer, Hudkins, Kopplin, Louden, Wallman
0 No	
0 Absent	
0 Present, not voting	

Proponents:

Jody Gittins
Ann Bleed

Representing:

Introducer
Department of Natural Resources

Opponents:

None

Representing:

Neutral:
Ron Bishop

Representing:
Nebraska Water Resources Association
Nebraska State Irrigation Association
Central Platte Natural Resources District

Summary of purpose and/or change:

LB 799 does the following:

Section 1 Adds a new subsection of law to the water transfer statutes that do not require the Department of Natural Resources to provide notice or a public hearing.

- (e) allows the point of diversion to change upon certain conditions:
 - (i) “The new point of diversion is on the same named stream, the same tributary, or the same river or creek as the approved point of diversion;
 - (ii) the proposed point of diversion will not move above or below an existing diversion point owned by another appropriator; and
 - (iii) the proposed point of diversion is not above or below a tributary stream or a constructed river return or a constructed drain;”

Section 2 Repealer.

Explanation of amendments, if any:

None

Senator LeRoy Loudon, Chairperson