

**ONE HUNDRED FIRST LEGISLATURE - SECOND SESSION - 2010**  
**COMMITTEE STATEMENT**  
**LB785**

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**Hearing Date:** Thursday February 18, 2010  
**Committee On:** Natural Resources  
**Introducer:** Carlson  
**One Liner:** Provide an exception to required approval for certain water transfers

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**Roll Call Vote - Final Committee Action:**  
Advanced to General File with amendment(s)

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**Vote Results:**  
**Aye:** 8 Senators Carlson, Cook, Dubas, Fischer, Haar, Langemeier, McCoy, Schilz  
**Nay:**  
**Absent:**  
**Present Not Voting:**

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<b>Proponents:</b> Senator Tom Carlson Bob Hallstrom John Thorburn  Milt Moravek	<b>Representing:</b> Introducer Nebraska Bankers Association Nebraska Association of Resources Districts, Tri-Basin Natural Resources District Central Platte Natural Resources District
<b>Opponents:</b>	<b>Representing:</b>
<b>Neutral:</b>	<b>Representing:</b>

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**Summary of purpose and/or changes:**

LB 785 amends the statute that requires that one seeking certain transfers of water uses or irrigated acres, or who wants to participate in an incentive program under 46-739(8), submit to the affected natural resources district a report of title reflecting all liens against the land in which the water uses or irrigated acres are to be transferred. If there are any liens, the district is to get written consent from each lienholder before a transfer is approved. This bill addresses exceptions to the law.

Section 1 amends 46-739.01, relating to lienholder consent for water transfers under the Nebraska Ground Water Management and Protection Act, by adding that the subsection does not apply to one-time transfers of ground water or participation in a financial or other incentive program for transfers, purchases or retirement of four certified irrigated acres or less.

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**Explanation of amendments:**

The committee amendment, AM 2090, adds an exception for one landowner on a single tract of land where there is no reduction or increase in certified acres and the transfer is for irrigation efficiency improvements.

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Chris Langemeier, Chairperson