

ONE HUNDRED SECOND LEGISLATURE - SECOND SESSION - 2012
COMMITTEE STATEMENT
LB743

Hearing Date: Thursday January 26, 2012
Committee On: Natural Resources
Introducer: Schilz
One Liner: Provide for a fee relating to consideration of a variance under the Nebraska Ground Water Management and Protection Act

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

Vote Results:
Aye: 8 Senators Carlson, Christensen, Dubas, Haar, Langemeier, McCoy, Schilz, Smith
Nay:
Absent:
Present Not Voting:

Proponents: Senator Ken Schilz Rod Horn	Representing: Introducer Nebraska Association of Resources Districts; South Platte Natural Resources District
Opponents:	Representing:
Neutral:	Representing:

Summary of purpose and/or changes:

LB 743 would authorize a fee relating to a natural resources district's consideration of a variance under the Nebraska Ground Water Management and Protection Act. Currently, landowners may request variances from the rules and regulations of a district, under the Ground Water Management and Protection Act, for good cause shown. There are administrative and notification costs associated with each variance request for which a district is responsible.

Section-by-section description:

Section 1 amends 46-707, which lists the powers of a natural resources district under the Nebraska Ground Water Management and Protection Act, by authorizing a district to assess a fee of one requesting a variance. The fee would be to cover the administrative cost of considering the variance (such as legal, copying, and notice publishing expenses).

Section 2 repeals the original section.

Explanation of amendments:

AM 1825 eliminates the words "legal expenses" to ensure that only administrative costs related to a variance request could be charged.

Chris Langemeier, Chairperson