

ONE HUNDRED SEVENTH LEGISLATURE - FIRST SESSION - 2021
COMMITTEE STATEMENT
LB507

Hearing Date: Wednesday February 03, 2021
Committee On: Natural Resources
Introducer: Bostelman
One Liner: Prohibit the use of treated seed corn in the production of agricultural ethyl alcohol in certain circumstances

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

Vote Results:
Aye: 8 Senators Aguilar, Bostelman, Cavanaugh, J., Gragert, Groene, Hughes, Moser, Wayne
Nay:
Absent:
Present Not Voting:

Oral Testimony:

Proponents:
Bruce Bostelman
Loran Schmit
John Hansen
Jody Wieble
Al Davis

Representing:
Self
Self
Nebraska Farmers Union
Self
Sierra Club- Nebraska Chapter

Opponents:

Representing:

Neutral:
Judy Wu-Smart

Representing:
Self

Summary of purpose and/or changes:

LB507 amends the Ethanol Development Act at Section 66-1330 to 66-1348 to prohibit the use of treated seed corn in the production of ethanol if use of the treated seed corn generates a byproduct that is deemed unsafe for livestock consumption or for land application.

It has been discovered that the residue of certain pesticides used to treat seed corn remains part of the byproduct waste during ethanol production, making the byproduct unsafe and potentially harmful to livestock if consumed and unsafe for application to agricultural land under EPA and State standards. This Bill prohibits use of the treated seed corn and contains an emergency clause.

Explanation of amendments:

The committee vote to adopt Committee Amendment 2356

8 Yes- Senators Bostelman, Aguilar, Groene, Gragert, Hughes, Moser, J. Cavanaugh, Wayne
0 No

AM256 to LB507 includes the original bill and adds provisions of LB190 as amended, LB191, and LB395 as amended

LB 395 (Gragert)

Sections 1-4 contain an amended version of LB395 (Gragert). This Bill will authorize the designation of special depredation seasons and issuance of depredation permits for the taking of antelope and elk when there is evidence that damage crops or other property is being caused by antelope or elk. Currently special depredation seasons and permits are authorized for deer under the same guidelines. The bill would also allow non-residents to hunt during special depredation seasons for a higher permit fee than that charged to Nebraska residents and sets a ten dollar (\$10) fee for special depredation season permits to a landowner and his immediate family members providing the owner operates at least eighty acres of farm or ranch land within the area where hunting will be permitted. Revenue from permit fees would be used for abatement of damage caused by the wildlife.

Sec. 4 authorizes the commission to issue one free-earned landowner elk permit to a landowner or immediate family member and outlines the requirements and limitations relevant to issuance.

AM 125 eliminates the word "antlerless" from line 30 of original bill as unneeded.

Motion to include LB 395 (as amended with committee amendment to LB395, AM125) as part of the Committee Amendment to LB 507

Vote results 7-0-0-1. Voting Aye: Senators Aguilar, Bostelman, J. Cavanaugh, Gragert, Groene, Hughes, Moser
Voting Present But Not Voting: Senator Wayne

LB 395 Public Hearing (January 28, 2021) Testifiers

Oral testifiers:

Proponents

Tim Gragert, Introducer

Tim McCoy, Nebraska Game and Parks

Scott Smathers, Nebraska Sportsmen's Foundation

LB 191 (Hughes)

Sections 5 contains the provisions of LB191 (Hughes) as introduced. This bill would amend the Irrigation District Act at Section 46-102 to allow otherwise qualified non-resident landowners or leaseholders within an Irrigation district to be qualified as an elector, if (1) the geographical boundaries of the entire district consist of fewer than two thousand (2,000) total acres; (2) the irrigation district borders another state; and 3) more than one-half of the landowners or leaseholders of land within the district reside outside of Nebraska.

Motion to include LB 191 as part of the Committee Amendment to LB 507.

Vote results 7-1-0-0. Voting Aye: Senators Aguilar, Bostelman, J. Cavanaugh, Gragert, Groene, Hughes, Moser
Voting Nay: Senator Wayne

LB 191 Public Hearing (January 27, 2021) Testifiers

Oral testifiers:

Proponents

Dan Hughes, Introducer

Morgan Farguhar, Pioneer Irrigation District

LB 190 (Hughes)

Section 6 contains an amended version of LB190 (Hughes). This bill would amend Section 61-222 to prohibit the Legislature from making any transfers/withdrawals from the Water Sustainability Fund beyond those transfers already authorized in prior legislation and scheduled to take place no later than June 30, 2021. The Water Sustainability Fund was created in 2014 as a source of funding for equitable statewide assistance for local programs, projects, or activities that improve streamflow, protect water sources and drinking water, and related goals set forth in Section 2-1506. Applications for funding from the Fund for programs, projects, or activities are accepted, scored, processed, and approved by the Natural Resources Commission.

AM12 Strikes section 2 as introduced, clarified intent and renumbered as needed.

Motion to include LB 190 (as amended with committee amendment to LB190, AM12) as part of the Committee Amendment to LB 507.

Vote results 8-0-0-0. Voting Aye: Senators Aguilar, Bostelman, J. Cavanaugh, Gragert, Groene, Hughes, Moser, Wayne

LB 190 Public Hearing (January 27, 2021) Testifiers

Oral testifiers:

Proponents

Dan Hughes, Introducer

Scott Smathers, Nebraska Natural Resources Commission

Submitted Written Testimony:

Proponents

Lee Orton, Nebraska State Irrigation Association

LB 507

Section 7 contains the provisions of LB507 (Bostelman)as introduced. Contains an emergency clause.

Bruce Bostelman, Chairperson