

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
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FLOOR DEBATE

April 12, 2001 LB 667

are established after the date of January 1, 2001. And as we had a discussion earlier on General File, you will recall that there was some considerable discussion about whether it was fair in light of general ground water principles that have governed to date to allow the creation of an artificial date and just say that wells after that date can be treated differently, presumably more...with more regulation. This...the whole subject matter and the scope of what's being done I don't think rises to the level of a fetal tissue debate. And so I'm not going to make a big, long debate about it. We had a discussion about it earlier. I'm going to vote no on this part, because I think a January 1, 2001 artificial date is wrong. The date should be the commencement of the litigation, if you're going to allow any other date than the date of the creation of the management area itself. So you can vote accordingly. There will be a couple of other amendments, one from myself and one from Senator Schrock. And as far as I'm concerned, I think we should decide this matter quickly, do the two amendments quickly, if it...if they are favored by the body, and move on to Select File, where, after we've all had a chance to look at the amendment altogether, the way Senator Schrock is putting it into form, and with my amendment, and then on Select File we can have, hopefully, another intelligent discussion, perhaps, on one or two aspects of it, before you make a final decision on exactly what policy you want to put in place. So with that, that will be the last I'll speak on the remaining part of the committee amendment.

PRESIDENT MAURSTAD: Thank you, Senator Beutler. Mr. Clerk, item on the desk.

CLERK: Mr. President, Senator Schrock would move to amend this component. Senator, AM1416. (Legislative Journal page 1435.)

PRESIDENT MAURSTAD: Senator Schrock, you're recognized to open on your amendment.

SENATOR SCHROCK: Mr. Lieutenant Governor, members of the Legislature, this is the amendment I talked about previously, that would say that NRDs would have the discretion to treat wells differently if litigation is filed in federal court after