

AMENDMENTS TO LB 1097

Introduced by Natural Resources Committee:

1 1. Strike the original section and insert the following
2 new section:

3 Section 1. The Storm Water Management Plan Program is
4 created. The purpose of the program is to facilitate and fund
5 the duties of cities and counties under the federal Clean
6 Water Act, 33 U.S.C. 1251 et seq., as such act existed on
7 January 1, 2006, regarding storm water runoff under the National
8 Pollutant Discharge Elimination System requirements. The Storm
9 Water Management Plan Program shall function as a grant program
10 administered by the Department of Environmental Quality, using
11 funds appropriated for the program. The department shall deduct
12 from funds appropriated amounts sufficient to reimburse itself for
13 its costs of administration of the grant program. Any city applying
14 for a grant under the program shall have a storm water management
15 plan approved by the department which meets the requirements of the
16 National Pollutant Discharge Elimination System. Grant applications
17 shall be made to the department on forms prescribed by the
18 department. Grant funds shall be distributed by the department as
19 follows:

20 (1) Not less than eighty percent of the funds available
21 for grants under this section shall be provided to cities and
22 counties in urbanized areas, as identified in 64 Federal Register
23 68822, as such section existed on January 1, 2006, that apply

1 for grants and meet the requirements of this section. Grants made
2 pursuant to this subdivision shall be distributed proportionately
3 based on the population of applicants within such category, as
4 determined by the most recent federal census update or recount
5 certified by the United States Department of Commerce, Bureau of
6 the Census. Any funds available for grants under this subdivision
7 and not awarded by the end of a calendar year shall be available
8 for grants in the following year; and

9 (2) Not more than twenty percent of the funds available
10 for grants under this section shall be provided to cities and
11 counties outside of urbanized areas, as identified in 64 Federal
12 Register 68822, as such section existed on January 1, 2006, with
13 populations greater than ten thousand inhabitants as determined by
14 the most recent federal census update or recount certified by the
15 United States Department of Commerce, Bureau of the Census that
16 apply for grants and meet the requirements of this section. Grants
17 under this subdivision shall be distributed proportionately based
18 on the population of applicants within this category as determined
19 by the most recent federal census update or recount certified by
20 the United States Department of Commerce, Bureau of the Census.
21 Any funds available for grants pursuant to this subdivision which
22 have not been awarded at the end of each calendar year shall be
23 available for awarding grants pursuant to subdivision (1) of this
24 section.

25 Any city or county receiving a grant under subdivision
26 (1) or (2) of this section shall contribute matching funds equal to
27 twenty percent of the grant amount.