



**Ninety-Ninth Legislature - Second Session - 2006**  
**Committee Statement**  
**LB 731**

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**Hearing Date:** February 23, 2005  
**Committee On:** Natural Resources

**Introducer(s):** (Bourne, Burling)

**Title:** Provide requirements for rules and regulations under the Environmental Protection Act

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**Roll Call Vote – Final Committee Action:**

Advanced to General File  
Advanced to General File with Amendments  
X Indefinitely Postponed

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**Vote Results:**

8	Yes	Senators Hudkins, Kopplin, Kremer, Louden, McDonald, Schrock, Smith, Stuhr
0	No	
0	Present, not voting	
0	Absent	

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**Proponents:**

Patrick Bourne  
Larry Linder

Korby Gilbertson  
Mike Mostek  
Loran Schmit

**Opponents:**

Jarel Vinduska  
George Bray

**Neutral:**

Mike Linder  
Pete McClymont

**Representing:**

Introducer  
Nebraska Power Association; Nebraska Public Power District  
Nebraska State Home Builders Association  
Nebraska Industrial Council on the Environment  
AGP; Husker Ag; KAAPA Ethanol; Platte Valley Fuels Ethanol; Southwest Energy; Lundeen's Inc.

**Representing:**

Self  
Great Plains Environmental Law Center

**Representing:**

Department of Environmental Quality  
Nebraska Cattlemen

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

LB 731 does the following:

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Section 1 Prohibits the Environmental Quality Council from adopting and promulgating any rules and regulations more stringent than those of the federal Environmental Protection Agency unless prior to the hearing on the rules the Council provides a written statement that:

- (a) identifies that the rules are more restrictive;
- (b) explains why the rules are necessary to protect the public health and the environment and why federal rules are inadequate;
- (c) specifies that the technology is available to carry out the rules; and
- (d) includes a financial impact statement that details the potential impact on the affected parties.

Section 2 Includes this as a part of the Environmental Protection Act.

Section 3 Repealer

**Explanation of amendments, if any:**

None

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**Senator Ed Schrock, Chairperson**