



Ninety-Ninth Legislature - Second Session - 2006
Introducer's Statement of Intent
LB 1225

Chairperson: Ed Schrock
Committee: Natural Resources
Date of Hearing: February 15, 2006

The following constitutes the reasons for this bill and the purposes which are sought to be accomplished thereby:

For purposes of the Municipal and Rural Domestic Ground Water Transfers Permit Act, and the Nebraska Ground Water Management and Protection Act, the bill defines hydrologically connected water to mean water limited to those areas within the land surface drainage basin of a single stream from which twenty-eight percent of the groundwater withdrawn from a well, pumping at a constant rate over forty years, will deplete the flow of a stream. Current law does not provide a definition of the area.

The bill also clarifies that any control that may be adopted to mitigate or offset the new use of hydrologically connected water shall limit the amount of such mitigation or offset to the amount of water that will actually be depleted from the annual streamflow over the forty year period. Current law is vague on any mitigation or offset, and is essentially left up to interpretation.

Principal Introducer:

Senator Chris Langemeier