

One Hundred Ninth Legislature - Second Session - 2026

Introducer's Statement of Intent

LB761

Chairperson: Senator Tom Brandt

Committee: Natural Resources

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

LB761 would implement fees related to four Department of Water, Energy, and Environment programs including well registrations, livestock facility permitting, hazardous waste generation under Resource Conservation and Recovery Act (RCRA), and permitting activities under the National Pollutant Discharge Elimination System (NPDES). Sec. 2 of the bill would amend Section 46-606 to increase well registration fees from \$40 to \$200. Sec. 3 of the bill would adjust the fee structure to ensure that livestock facility permitting fees are adequate to meet forty percent of program costs instead of twenty percent. Sec. 1 and 4 of the bill would give the Department the authorities to establish rules to assess fees from hazardous waste generators, allowing for a fee structure, whether flat or annual based on the weight or volume of hazardous waste generated through the rulemaking process.

Additionally, the bill would redirect fees currently collected by the Department from facilities that process or dispose of hazardous waste so that those revenues are retained by the Department in the Integrated Solid Waste Management Cash Fund, rather than the General Fund. Sec. 5 of the bill would give the Department the authority to establish rules to assess fees for administering federal Clean Water Act programs including the NPDES, industrial pretreatment, water planning, 319 non-point source, and surface water monitoring.

Principal Introducer: _____

Senator Tom Brandt