

but he is subject to a fee, I call it a penalty of \$275. Now the reason that this idea, I think that Senator Sieck brought to the committee was, there have been several wells drilled in a controlled area after and no permit was requested or applied for and they drilled a well. Now that owner has invested \$3,000, \$4,000, \$5,000, whatever the case may be, and he can not use the well but in order to operate an irrigation well he would have to build a brand new well and maybe did it ignorantly and maybe not, we do not know, but it would allow for a period of time when a late permit would be allowable. Going to Section 19, page 18, conditions under which permits for wells in controlled areas can be denied or specified. Here they are, application for late permits can be denied if the well was in violation of any controlled area regulation when constructed or at the time of application. If the failure to obtain a timely permit was not in good faith, then a permit could be denied, a late permit could be denied. Section 20, page 18, regardless of whether or not a part of the Natural Resource District had been designated as a controlled area, Natural Resource Districts have certain authorities and here they are: Two additional authorities would be granted. Authority to require the measuring of devices on wells and the authority to adopt well spacing requirements more restrictive than those in the current statutes. NRDs with controlled areas have this authority now. This would grant the same authority to NRDs that are not under control. Now this is important. Section 21, page 21, the present law says that no specific penalties for violating a cease and desist order issued by a Natural Resource District is given in the statutes. Under the new proposal any violation of a cease and desist order issued by a Natural Resource District would be a Class IV misdemeanor and each day again would be a separate offense in case of violation. Section 22, page 21, presently rules and regulations to carry out authorities in Section 46-663, and we have alluded to that before, must be adopted by the Natural Resource District using the procedures for adopting controlled area regulations. You will see that on page 20, line 5. A new proposal, the rules and regulations would be adopted according to procedures specified by Sections. . . by the statute rather than the rules and regulations provided by the NRD. Section 23, page 22, Natural Resource Districts have no authority to vary their regulations adopted pursuant to Section 46-663. Under this proposal the rules and regulations would be adopted. . . . I'm sorry, I'll back up. Under the present proposal the regulations could vary according to climatic, now this is important, hydrologic, geologic and soil conditions as long as they are uniform or conditions are uniform. In other words, a Natural Resource District under this provision could apply different rules and regulations in different areas of the NRD area providing there was a great variation. If there was no variation and everything