

March 31, 1981

LB 56

SENATOR BEUTLER: The priorities are first of all...

SENATOR RUMERY: On the use of water.

SENATOR BEUTLER: The priorities are first of all domestic, and second, agricultural, and third, industrial.

SENATOR RUMERY: Yes. Well, doesn't this Legislative Bill 56 conform with the Constitution, the way we think it ought to?

SENATOR BEUTLER: Yes, I believe it does conform to the Constitution. The priority system is not changed as far as my understanding of it goes, of the bill.

SENATOR RUMERY: I was wondering about your amendment. How does this fit in with the priorities as spelled out by the Constitution?

SENATOR BEUTLER: My amendment would not affect the priorities either. It just talks about when you have to get a permit. Once a permit is obtained, if you are an industrial use and you are interfering with an ag use, the priority would still exist and you would still have to compensate or take whatever action was necessary.

SENATOR RUMERY: Thank you.

PRESIDENT: The Chair recognizes Senator Wagner.

SENATOR WAGNER: Mr. Speaker and members, I have got a question of Senator Cullan.

PRESIDENT: Senator Cullan, will you respond?

SENATOR CULLAN: Yes.

SENATOR WAGNER: Senator Cullan, during the hearing on LB 56, was basically the concept of this amendment discussed in relation to LB 56?

SENATOR CULLAN: No, it was not. Senator Beutler did ask me if I wanted to extend it at that time to agricultural use but the people in the agricultural community, water users, and people throughout the State of Nebraska had no conception that LB 56 would be expanded to include agricultural uses as per the Beutler amendment.

SENATOR WAGNER: Okay, thank you, Senator Cullan. I guess that is my real concern here is that what we are starting to