

April 16, 1981

LB 252

in favor of indefinite postponement vote aye, opposed vote no. Have you all voted? Okay, record the vote.

CLERK: 6 ayes, 30 nays, Mr. President, on the motion to indefinitely postpone.

SPEAKER MARVEL: The motion fails.

CLERK: Mr. President, Senator Vickers moves to amend the bill. (Read the Vickers amendment as found on page 1518 of the Legislative Journal.)

SPEAKER MARVEL: The Chair recognizes Senator Vickers.

SENATOR VICKERS: Mr. Chairman and members, as I indicated earlier it seems to me that the bill is weighted very heavily toward the basin of origin and I am simply attempting to set the criteria so that they are a little more equal, which is what I think we should do. If we are going to set the criteria down, I don't think we should be the judges also. And I do think we should set the criteria. The committee amendment, as you look at the copy of the bill, you have to remember that right now on page 6 there are seven criteria because the committee amendments included the seventh one to say, "The alternative sources of water available to the basin of origin for future beneficial use". In other words, in adding onto number six to make it even in that regard as far as alternative sources of water, what I am attempting to do is take out lines 9 and 10, or number two, and take out lines 13 and 14, or number four, where it would say, "Any adverse impacts of the proposed interbasin transfer and use and any reasonably foreseeable future beneficial uses of the water in the basin of origin". In place of number two, I am suggesting we put in, "the beneficial uses to be made of the proposed interbasin transfer", so that line one or subsection one on lines 7 and 8 and subsection five on lines 15 and 16 would be the two equal sides on the two, either for transfer or against transfer. The basin of origin or the basin that it's going to would both be taken care of as far as economic, environmental and other benefits. With my new language on lines 9 and 10, the beneficial use to be made of the proposed interbasin transfer and lines 11 and 12 then would take care of the current beneficial uses being made of the unappropriated water in the basin of origin. So again it would be looking at the two sides of the same issue. That way we would wind up with six subsections, two, two and two, so that there would be three of them looking at one side of the issue and three of them looking at the other side of the issue, all dealing with the same subject, the economic,

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