

March 18, 1982

LB 726

PRESIDENT: Senator Haberman, would you respond.

SENATOR SCHMIT: While you are returning to your seat, Senator Haberman, suppose that ... will you explain exactly how the controls will be imposed upon an area by a 75% vote of the people? Will you explain that to me and what those controls are?

SENATOR HABERMAN: It is in our local NRD district. They are going to be imposed. How are they going to be imposed?

SENATOR SCHMIT: Describe to me the provision you just explained about allowing controls to be imposed by 75% of the voters of an area. Explain to me how it works.

SENATOR HABERMAN: 75% of the landowners in a township state that they wish to have a water control area. Then this will dictate to the local NRD to draw up the rules and regulations to have that be a control area and to set the rules and regulations for that area, just exactly the way it is done now in the control area that I live in.

SENATOR SCHMIT: How do you define the area, Senator Haberman? How is the area defined?

SENATOR HABERMAN: I beg your pardon? (Mike not working.)

PRESIDENT: Senator Haberman is going to get on that mike.

SENATOR HABERMAN: How far did I get?

SENATOR SCHMIT: Not very far, Senator.

SENATOR HABERMAN: Well maybe not in talking but it did in votes but go ahead, Senator Schmit.

SENATOR SCHMIT: Would you explain, Senator Haberman, how the area is to be defined?

SENATOR HABERMAN: Township areas.

SENATOR SCHMIT: Who determines that?

SENATOR HABERMAN: By the 75% of the people that live in the township. Townships are designed by, you pick up a map and there are thirty-six sections in a square mile and in each square mile there are so many townships.

SENATOR SCHMIT: Very well, then in that area, if 27, 28 townships decide to enforce controls in an that is being developed they would have the ability to do so. Is that right?