

April 6, 1982

LB 708

geothermal", and inserts, "requires the utilization of geothermal resources", so that the sentence reads particularly...we're talking about the Legislature further finds and declares that a permit system is necessary to protect Nebraska's ground and surfacewater resources and existing water users, particularly where the development of geothermal energy requires the utilization of geothermal resources at a location other than the well site. The other thing that it does is, on page 3 strikes "from aquifers located" so that the sentence reads as follows: "Any person who desires to withdraw groundwater within the State of Nebraska for geothermal resource development shall prior to commencing construction of any wells obtain from the Director of Water Resources a permit to authorize the withdrawal". And we have no objection to that amendment.

SENATOR CLARK: Is there any discussion on the Kremer amendment? If not, all those in favor vote aye, opposed vote nay.

CLERK: Senator Clark voting yes.

SENATOR CLARK: Have you all voted? Record the vote.

CLERK: 27 ayes, 0 nays, Mr. President, on adoption of Senator Kremer's amendment.

SENATOR CLARK: The amendment is adopted. The next amendment.

CLERK: Senator Beutler would now move to amend the bill, Mr. President.

SENATOR CLARK: Senator Beutler.

SENATOR BEUTLER: Pat, could you read the amendment? My file is upstairs.

CLERK: Mr. President, the amendment would read as follows: (Read the Beutler amendment.)

SENATOR CLARK: Senator Beutler.

SENATOR BEUTLER: Mr. Speaker and members of the Legislature, the first line in Section 3 basically says that the property right to the development and production of geothermal resources is an incident of ownership in the estate in land, and I am deleting that sentence because it is not the law of Nebraska that water is an incident to the ownership of land as such, and the definition of