

February 11, 1992 LB 21

in that adjoining district had no say, no consent, only because the NRD upstream outlined a control area which included them. Their board did not have the consent that the Director of Water Resources, Senator Beutler, the scenario is possible, could levy an additional tax on that. So those are my two concerns, that's why I filed the amendment, and I will give the balance of my time to Senator Beutler, if he'd wish to refute, deny, or straighten out any of the claims I've made.

SPEAKER BAACK: Senator Beutler, did you wish to use Senator Moore's time?

SENATOR BEUTLER: Mr. Speaker, I have my light on. I'd be glad to use his time, or I'll use my time. I certainly would like to use some time.

SPEAKER BAACK: Go right ahead and just use, you've got about six minutes left on his.

SENATOR BEUTLER: Mr. President, members of the Legislature, I would like to argue most strenuously that you do not reject this amendment as it is now attached to the...to the bill. And I would argue that both to the rural and to the urban senators. And the reason I argue that is because I argue to you that the viability, the very viability of the NRD system depends on the ability to interrelate problems between different NRDs. Let me give you an example. Right now there has already been a study done, funded in large part with federal funds, but also funded in part with local NRD funds, up in northeast Nebraska. They call it the Brazil area. It includes groundwater problem areas in four different NRDs, four different NRDs, okay. That study has been done. There's 10 parts per million, or more, a lot more, in 25 percent of the wells in that area. Clearly, without doubt they now need to establish a control area. But look at the problem each board is facing. Well, if we do a control area in our part, but the next part, the second part doesn't want to cooperate with us, what do we do? We can't make our people enter into these stringent requirements when the others won't. Or what if three of them decide they will, and one of them decides, well, we'll let them save the water and we'll use all the water in our part of the deal. The system will not work unless you devise a system for making those NRDs interrelate in areas where there are control problems. It will not work. It's a fatal defect. It's the Achilles heel of the NRD system. What this amendment does that's already on the bill, it says that in