

March 17, 1992

LB 306

PRESIDENT MOUL: Thank you, Senator Lamb. We will now vote on the Lamb amendment to the Beutler amendment. All those in favor please vote aye, opposed nay. Have you all voted? Please record, Mr. Clerk.

CLERK: 25 ayes, 0 nays, Madam President, on adoption of Senator Lamb's amendment.

PRESIDENT MOUL: The amendment is adopted.

CLERK: Madam President, Senator Lamb would move to amend. Senator, I believe as it relates to 3527 it would be on page 9, reinstate the stricken language in line 16 through 19. Is that how you see it? Okay.

PRESIDENT MOUL: Senator Lamb.

SENATOR LAMB: Thank you, Madam Chair and members. As the Clerk has mentioned, this amendment again is on page 9 of the new Beutler amendment. It reinstates the language on...on lines 16 through 19, on that page, and it...what it...the language it reinstates reads, the economic socio...Okay, we're talking about the factors which the director should consider in...in any application for an instream appropriation. And this one has been stricken by Senator Beutler's amendment. And I would like it reinstated. It's...it reads, the economic, social and environmental value of reasonably foreseeable alternative out of stream uses of water that will be foregone or accorded junior status if the appropriation is granted. That's the language that is stricken. I think it's important, because the director should consider the total state, not just the people that will benefit from the instream appropriation, when and if that instream appropriation is made. The director should consider the out of stream effects of that appropriation when that decision is made as to whether or not to grant an instream appropriation. Again, it's on page 9 of AM3527, lines 16 through 19, and merely reinstates that factor which should be considered which is out of...out of stream effects of the appropriation. I ask that it be adopted.

PRESIDENT MOUL: Thank you, Senator Lamb. Senator Schmit, followed by Senator Beutler.

SENATOR SCHMIT: Senator Lamb, do you think that everyone understands exactly what the amendment to the amendment does,