

the problem that the Conservation and Survey Division, the Department of Health, Department of Water Resources, Natural Resources Commission, and the NRD involved should offer that information at the hearing for the consideration in finding a solution to the problem. So, but, on the other hand, the thing that makes me uncomfortable having the "shalls" in there, somebody overlooks something they might have then perhaps we create a situation where there could be an appeal and litigation because they didn't produce every last bit of evidence in their possession. So I'm...I think that's a good point, Senator Hudkins, and perhaps bears looking at. The amendment that Senator Dierks is presenting us with, and if I...I think the point seems to be that ground water irrigators should be involved at any stage of the game in terms of a...of a solution to a problem or a conflict, I would just have a quick question, if Senator Dierks would yield to a question.

SENATOR BERNARD-STEVENS: Senator Dierks.

SENATOR DIERKS: You bet.

SENATOR BROMM: Senator Dierks, in drafting the language of amendment 3745, and let's just look at page 12, line 15, the first part of the amendment. We're talking about all involved Natural Resource Districts, the department, referring to DWR, surface water projects sponsor cooperate and collaborate on the identification and implementation of management solutions to such conflicts and provide opportunities for resolution of such disputes or difficulties. If we were going to include irrigators, why would we not include all irrigators, whether they be surface water or ground water or some combination thereof that are affected by the...by this particular problem or dispute, if we want to call it a dispute? Why would we limit it to ground water irrigators and not include surface water irrigators?

SENATOR DIERKS: I don't care if we include surface water irrigators. I don't think...I'm not trying to limit it, I'm trying to unlimit it.

SENATOR BROMM: So the intent was not to eliminate any particular interest group or affected party, but rather to be more inclusive, is that a...