

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE  
Transcriber's Office

March 30, 1999 LB 822

Kristensen and Senator Tyson. Senator Tyson, please check in. We are voting on the amendment number 1067 to the committee amendments to LB 822. There's been a request for a roll call vote by Senator Beutler. Please read the roll.

ASSISTANT CLERK: (Roll call vote taken. See page 1259 of the Legislative Journal.) 33 ayes, 6 nays on adoption of Senator Beutler's amendment to the committee amendment.

SENATOR CUDABACK: Amendment number 1067 to the committee amendments is adopted. I raise the call.

CLERK: Mr. President, I have nothing further pending to the committee amendments at this time.

SENATOR CUDABACK: We will now be debating the committee amendments to LB 822. Senator Wickersham, on the committee amendments. (AM0948 is found on page 1138 of the Legislative Journal.)

SENATOR WICKERSHAM: Thank you, Mr. President. I think what I'm going to do is vote for the committee amendments, and then probably vote against the bill, unless there are additional amendments that allow me to understand more clearly what we're doing here. I understand that there is a desire to provide additional protection, above and beyond the general protection that we enacted, or the possibilities for protection that we enacted into law and are being implemented now. I understand that there's a desire to extend additional protection to a specific kind of a stream. Partly, what's bothering me is that I am unable to determine, with enough clarity to satisfy me, what the criteria are for...for reaching the classification of that stream. I've been furnished with a copy of a portion of the rules and regulations from DEQ, and it defines a class A cold water stream as: these waters provide a habitat which supports natural reproduction of salmonid, trout, population. These waters are capable of maintaining year-round populations of a variety of other cold water fish and associated vertebrate, invertebrate, organisms and plants. And then it goes on to talk about dissolved oxygen standards, and then I'm told that it goes on further to talk about some other criteria for specific components of water. But that isn't all that it takes to be a