

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

February 8, 2000 LB 900

SENATOR SCHROCK: Senator Beutler, if I might respond. The example...

SENATOR BEUTLER: Let me just ask the intent.

SENATOR SCHROCK: Okay.

SENATOR BEUTLER: Was...with regard to those two island situations, is it the intent of the bill though that both types of situations be grandfathered?

SENATOR SCHROCK: Senator Beutler, the examples given to us at the hearing were not within 50 foot of any bank. Most of the wells being drilled out there now for irrigation purposes are for center pivots. And I may have the answer for you here. You know, we may have to continue this at a later date. I think the practical matter of it is there probably is not many wells out there that have been drilled since that date that are within 50 foot of a bank. And I'm not quite sure what number of wells we're talking about here, but certainly some research can get us that information. And hopefully, the people who were putting wells in at that time, recognized they were within 50 foot of a bank.

SPEAKER KRISTENSEN: One minute.

SENATOR SCHROCK: But the interpretation of the bill here is to recognize that wells were drilled and installed on islands, and they thought they were 50 foot away from the bank. So in reality...I don't have the answer. But in reality I suspect that we're not talking about a great deal, if any, wells that were drilled within 50 foot of a bank, whether it be on an island or whether it be on the other side. But I don't have the answer right now, but I will get that, or we will have a discussion on that at a further point in time. But I don't think that's the issue here, Senator Beutler. But you're right, there may be some wells we're grandfathering there that maybe shouldn't be grandfathered. I would concede that, and we can have that discussion.

SPEAKER KRISTENSEN: Senator Beutler, yours is the next light, you may continue.