

8-24-2003

Draft Legislation for WPTF Executive Committee Consideration

NRD Regulation of Transfers of Groundwater
And of
Transfers of Rights to Use Groundwater

Add the following new provision to Section 46-656.25:

(l) It may require district approval of (1) transfers of groundwater off the land where the water is withdrawn and/or (2) transfers of rights to use groundwater that result from district allocations imposed pursuant to subsection (1)(a) of this section or other restrictions on use that are imposed by the district in accordance with this section. Such approval may be required whether the transfer is within the management area, from inside to outside the management area, or from outside to inside the management area. If the district adopts regulations pursuant to this subdivision, such regulations shall require that the district deny or condition the approval of any such transfer when and to the extent such action is necessary to (1) ensure the consistency of the transfer with the purpose or purposes for which the management area was designated; (2) prevent adverse impacts on other groundwater uses or on surface water appropriators; (3) prevent adverse effects on the state's ability to comply with an interstate compact or decree or to fulfill the provisions of any other formal state contract or agreement; -or- the environment; and (34) otherwise protect the public interest and prevent detriment to the public welfare.

Don Kraus, Ron Bishop, Brian Barels, John Turnbull, Jay Rempe, Dave Sands, Dennis Strauch, Da

To: Don Kraus, Ron Bishop, Brian Barels, John Turnbull, Jay Rempe, Dave Sands, Dennis Strauch, Dan Smith, Claude Cappel, Dave Cookson, Clint Johannes, Steve Huggenberger, Tom Schwarz, Gene Glock

From: Steve Gaul <sgaul@dnr.state.ne.us>

Subject: Cancellation of October 31 Inequities/Compensation Subcommittee Meeting

Cc: Roger Patterson, Ann Bleed, Pete Rubin, Ted Cook, Curt Friesen, Gary Mader, Greg Whitmore, Lorrie Benson, Duane Hovorka, Jim Miller, LeRoy Pieper, Jim Nelson, Cecilia Grevson, Richard Uhrenholdt, Nancy Eberle, Lyle Heinrichs, Ken Schilz, Lumir Jedlicka, Kathy Wittler, John Burke, Bryce Andersen, Senator Ed Schrock, Senator Elaine Stuhr, Chris Moore, Jonathan Bartsch, Kent Miller, Dennis Schueth

Bcc:

Attached:

The Compensation/Inequities Subcommittee of the Water Policy Task Force will not be meeting on October 31. Please let any non-task force members who may have been planning to attend know. We will contact subcommittee members when/if a new meeting date is set.