

Ann Diers

From: Jim Cook [jcook@dnr.state.ne.us]
Sent: Wednesday, June 22, 2005 3:57 PM
To: 'Susan France'; 'Tina Kurtz'; 'Roger Patterson'; 'Ann Bleed'; 'Ann Diers'; 'Dave Vogler'; 'Pamela Andersen'; 'Tom Hayden'
Subject: RE: Possible change to 46-691 needed

It was recognized (by at least some participants) that the process for transferring ground water for agricultural purposes would change in any NRD that adopted ag transfer rules under the authority that is now in 46-739. I think it would be a good idea to at least amend 46-691 to reference 46-739(1)(k). That way, nobody would be misled into thinking that approval was never needed from any entity before an ag transfer was begun. Jim

-----Original Message-----

From: Susan France [mailto:sfrance@dnr.state.ne.us]
Sent: Wednesday, June 22, 2005 4:36 PM
To: Tina Kurtz; Roger Patterson; Ann Bleed; Ann Diers; Jim Cook; Dave Vogler; Pamela Andersen; Tom Hayden
Subject: Possible change to 46-691 needed

Because of a situation that arose in the North Platte NRD, Tom H and I were discussing this statute. It appears that this statute may be in conflict with the Ground Water Management Act 46-739(1)(k) that allows NRDs to require district approval. This especially could harm districts that are not allowing or approving transfers without the necessary rules in place. At the very least, one statute could reference the other.

Ann Diers

From: Pam Andersen [pandersen@dnr.state.ne.us]
Sent: Wednesday, June 22, 2005 1:49 PM
To: Ann Diers
Subject: RE: Statute Change

Ann,
Federal law (42 USC Section 666) requires each state to enact sufficient statutory authority to require recording of social security numbers of any applicant for a professional license, driver's license, occupational license, recreational license, or marriage license on the application/license if the state wants to receive federal grants for child support. Nebraska's statute (Section 43-3324) requires DMV and "relevant licensing authorities" to provide DHHS specified information about license holders in a manner agreed to by DHHS and the relevant licensng authority. Other than DMV, Game and Parks is the only other relevant licensing authority listed by name in the statute. I called DHHS Child Support and she said DHHS can take any occupational license for failure to pay child support and we agreed that a water permit isn't an occupational license. So there is no requirement that DNR get social security numbers in order to support child support laws. Pam

-----Original Message-----

From: Ann Diers [mailto:adiers@dnr.state.ne.us]
Sent: Tuesday, June 21, 2005 11:31 AM
To: Pam Andersen
Subject: FW: Statute Change

Pam:
Susan's statement that she thinks this was a requirement at one point concerns me. Can you check to see if it was a requirement that did go away (before we agree to make the change)? Thanks. Ann

-----Original Message-----

From: Susan France [mailto:sfrance@dnr.state.ne.us]
Sent: Monday, June 20, 2005 1:13 PM
To: Ann Diers
Subject: Statute Change

Recommend deleting from 46-637 the requirement for social security number of the applicant. At one time I think there was a law that said such was required on all documents because of trying to get child support, but I think that went away.

Ann Diers

From: Ann Diers [adiers@dnr.state.ne.us]
Sent: Tuesday, June 21, 2005 10:31 AM
To: Pam Andersen (pandersen@dnr.state.ne.us)
Subject: FW: Statute Change

Pam:
Susan's statement that she thinks this was a requirement at one point concerns me. Can you check to see if it was a requirement that did go away (before we agree to make the change)? Thanks. Ann

-----Original Message-----

From: Susan France [mailto:sfrance@dnr.state.ne.us]
Sent: Monday, June 20, 2005 1:13 PM
To: Ann Diers
Subject: Statute Change

Recommend deleting from 46-637 the requirement for social security number of the applicant. At one time I think there was a law that said such was required on all documents because of trying to get child support, but I think that went away.

Ann Diers

From: Ann Bleed [ableed@dnr.state.ne.us]
Sent: Monday, June 20, 2005 7:42 AM
To: Tom Schwarz; Susan France; Steve Gaul; Steven Huggenberger; Roger Patterson; Larry Hutchinson; James Nelson; Frank Albrecht; Dave Sands; Don Kraus; Dennis Strauch; Dan Smith; Brian Barels; Ann Diers
Subject: Scheduling a Meeting
Importance: Low

I have just concluded that you are all way to busy. As far as I can tell the best time for everyone is July 28th in the afternoon, so please block that out on your calendar. I would suggest either 1:30 in Lincoln or 2:00 in Grand Island (2:00 is the earliest Brian Barels could be in Grand Island. If it is in Lincoln, we could easily arrange for a phone connection for people like Dennis and could start a little earlier. However, it may be better for folks in Grand Island. Bottom line, Let me know if you would prefer Grand Island. Otherwise I will set the meeting up for Lincoln. Ann

Marked, w/ attachment, to Al Schmidt 6/16.
(Also emailed Ann Bleed's email of 6/16)

Ann Diers

From: Ann Diers [adiers@dnr.state.ne.us]
Sent: Thursday, June 16, 2005 12:55 PM
To: Susan France; Ann Bleed; Ann Diers; Brian Barels; Dan Smith; Dennis Strauch; Don Kraus; Roger Patterson; Steve Gaul; 'Tom Schwarz'; 'Dave Sands'; 'Frank Albrecht'; 'James Nelson'; 'Larry Hutchinson'; 'Steve Huggenberger'
Subject: WPTF Subcommittee

ADS

Good afternoon:

Attached are the revisions we agreed to in the WPTF Subcommittee meeting on May 24th. No changes were made to the proposed revisions to Section 2-1588, 2-3240, 46,290, 46-294, 46-294.01, 46-2,112, and 46-602.

The WPTF Subcommittee agreed to a minor change to the revision in 46-229.02(7) to clarify that the section only applies to a water appropriation that has not been perfected pursuant to the terms of the permit. They also agreed to a revision of Section 46-229.03(1)(i) and (j) for clarification. The Subcommittee further agreed to revise Section 46-229.04 to be similar to the wording in Section 46-229.03(1)(f) relating to the information used by the department in determination of nonuse.

Pursuant to our meeting, the Department will revisit the issue of whether it wishes to propose changes to Section 46-290. The change proposed for Section 46-294 is on hold, as the Subcommittee did not reach agreement.

Please see the NOTE on page 19 of the attachment. This paragraph points out the proposed changes that were not discussed within the Subcommittee.

Ann Bleed has sent a separate email to each of you, requesting information for purposes of scheduling a further meeting.

Thanks.
Ann

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6/16/2005

Ann Diers

From: Ann Diers [adiers@dnr.state.ne.us]
Sent: Thursday, June 16, 2005 12:59 PM
To: 'ableed@dnr.state.ne.us'
Subject: RE: Scheduling a meeting

Ann
I am out of the office on leave 7/18-7/22
Ann

-----Original Message-----

From: Ann Bleed [mailto:ableed@dnr.state.ne.us]
Sent: Thursday, June 16, 2005 12:41 PM
To: Tom Schwarz; Susan France; Steve Gaul; Steven Huggenberger; Roger Patterson; Larry Hutchinson; James Nelson; Frank Albrecht; Dave Sands; Don Kraus; Dennis Strauch; Dan Smith; Brian Barels; Ann Diers
Subject: Scheduling a meeting
Importance: Low

Goodday Mates I made it back from down under and am finally getting back into the tasks at hand at DNR. One of those more immediate tasks is to try to schedule another meeting of the WPTF transfers subcommittee before the next executive committee meeting on August 2.

Based on the discussions at the last meeting, there is much to discuss so I would like, if possible to schedule a four hour meeting somewhere in central Nebraska. I would suggest we try to do a meeting from 10:00 a.m. to 3:00 p.m. with a break for lunch. Alternatively, we could do a four hour segment in the a.m. say from 9:00 - 1:00 or in the afternoon from 1:00 to 5:00.

My availability is anytime on the following days: June 29, July 1, 5, 6, 7, 12, 13, 15, 19-22, 28, 29. Would you please let me know of your availability so that I can get a meeting scheduled.

Before the next meeting I will send out an agenda and Ann Diers will send out materials pertinent to your last discussion.

Thanks Ann