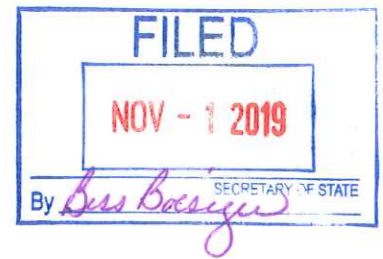


STATE OF NEBRASKA
DEPARTMENT OF NATURAL RESOURCES



NOTICE OF RULEMAKING HEARINGS

NOTICE IS HEREBY GIVEN THAT THE State of Nebraska, Department of Natural Resources, will hold public rule-making hearings pursuant to *Neb. Rev. Stat. § 84-907*. The hearings will be held hourly beginning at 9:00 a.m. on Wednesday, December 11, 2019, in Room C on the lower level of the Nebraska State Office Building, 301 Centennial Mall South, Lincoln, Nebraska.

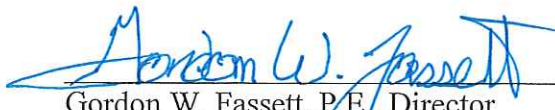
The purpose of the hearings is to take public comments concerning adoption of the Department's amendments to these rules: *Neb. Admin. Code Title 454* entitled "Rules of Practice and Procedure," *Title 456* entitled "Ground Water Rules," *Title 457* entitled "Surface Water Rules," *Title 460* entitled "Rules Governing the Water Resources Trust Fund," and *Title 461* entitled "Rules Governing the Water Resources Cash Fund." The proposed amendments to the rules and their hearing times are:

- 9:00 a.m. - Title 454, repeal Chapters 8, 12, and 14
- 10:00 a.m. - Title 456, repeal Chapters 3, 7, 8, 9, and 10
- 11:00 a.m. - Title 457, repeal Chapter 20
- 1:00 p.m. - Title 460, repeal in entirety
- 2:00 p.m. - Title 461, Chapters 1, 2 and 3 amended

The proposed rules as amended are available at the offices of the Secretary of State, Regulations/Licensing Division, Room 1305, State Capitol, Lincoln, Nebraska 68509, and on the Department's website at <http://dnr.nebraska.gov/rules>. The description of the fiscal and other impacts may be inspected and obtained at the Department of Natural Resources, 4th Floor, State Office Building, 301 Centennial Mall South, Lincoln, Nebraska 68509. There will be no fiscal impact from the changes.

All interested persons are invited to attend and make oral or written comments at the hearings. Interested persons may also submit written comments prior to the hearings which will be made part of the hearing record at the time of hearing if received by the Department of Natural Resources on or before Tuesday, December 10, 2019. If auxiliary aids or reasonable accommodations are needed to participate in the hearing or if hearing impaired, please call Ron Theis at (402) 471-1113 by Tuesday, December 6, 2019.

Date: October 31, 2019


Gordon W. Fassett, P.E., Director
Department of Natural Resources

FISCAL IMPACT STATEMENT

Agency: Department of Natural Resources	
Title: 457	Prepared by: Susan France
Chapter: 20	Date prepared: August 19, 2019
Subject: Rules for Surface Water Temporary Use Permits	Telephone: (402) 471-1684

Type of Fiscal Impact:

	State Agency	Political Sub.	Regulated Public
No Fiscal Impact	(X)	(X)	(X)
Increased Costs	()	()	()
Decreased Costs	()	()	()
Increased Revenue	()	()	()
Decreased Revenue	()	()	()
Indeterminable	()	()	()

Provide an Estimated Cost & Description of Impact:

State Agency: None

Political
Subdivision: None

Regulated
Public: None

If indeterminable, explain why:

NEBRASKA ADMINISTRATIVE CODE

TITLE 457 - DEPARTMENT OF NATURAL RESOURCES

~~RULES FOR SURFACE WATER~~

Chapter ~~HAPTER~~ 20 - ~~TEMPORARY USE PERMITS (Repealed)~~

~~001 WHEN ISSUED. Temporary use permits may be issued when surface water supplies are needed for a limited time. The permit does not grant access to the surface water source and does not provide a permanent water right.~~

~~002 APPLICATION. The application form and the fee shall be the same as that used when applying for an appropriation.~~

~~003 EXPIRATION. A temporary permit will expire one year from the date the permit was issued and may be dismissed prior to that date at the request of the applicant.~~

~~004 ADMINISTRATION. Water supplies shall be allocated to temporary permits in the same manner as appropriations during times of shortage.~~

~~EFFECTIVE DATE: April 30, 2005~~

NEBRASKA ADMINISTRATIVE CODE

TITLE 457 - DEPARTMENT OF NATURAL RESOURCES

CHAPTER 20 - (Repealed)

NOV 01 2019