

Guidelines for Submitting District Plans and Rules to the Nebraska Department of Natural Resources (NeDNR)

| Type of Document ¹ and Information to be Included in Document | Interval in which to Submit Proposed Plan or Rules to NeDNR ² | Materials to Email to NeDNR ³ | NeDNR Review Time | Authority for Submittal to NeDNR for Review |
|---|---|---|---|---|
| <p>Ground Water Management Plan and any amendments</p> <p>See <i>Neb. Rev. Stat.</i> § 46-709.</p> | <p>Whenever updated or amended.</p> <p>Each district shall maintain a ground water management plan based upon the best available information (<i>Neb. Rev. Stat.</i> § 46-709).</p> | <p>Proposed plan: <u>Copies of the proposed plan, with red-line changes:</u></p> <ul style="list-style-type: none"> • PDF document • Microsoft Word document <p><u>Other materials:</u></p> <ul style="list-style-type: none"> • Descriptive listing of information that the NRD utilized pursuant to <i>Neb. Rev. Stat.</i> § 46-710 • Cover letter stating intent to make changes and a brief summary of substantive changes <p>Final plan:</p> <ul style="list-style-type: none"> • PDF of the final, adopted plan, requested within 60 days of the hearing | <p>90 days for review and comment (<i>Neb. Rev. Stat.</i> § 46-711 (1)).</p> <p><i>Neb. Rev. Stat.</i> 46-711 (2) describes activities the NRD must do prior to setting the hearing date if the Director of NeDNR disapproves of the submitted plan.</p> | <p>The Director of Natural Resources shall review any ground water management plan or plan modification submitted by a district (<i>Neb. Rev. Stat.</i> § 46-711 (1)).</p> <p>Prior to establishment by a district of a management area other than a management area being established in accordance with § 46-718, the district's management plan shall have been approved by the Director of Natural Resources (<i>Neb. Rev. Stat.</i> § 46-712 (2)).</p> |
| <p>Long Range Implementation Plan</p> <p>See <i>Neb. Rev. Stat.</i> § 2-3277; also <i>Natural Resources District Long Range Implementation Plan Guidelines</i> (1978, available upon request).</p> | <p>Shall be reviewed and updated annually and filed with the Department on or before October 1 of each year (<i>Neb. Rev. Stat.</i> § 2-3277).</p> | <p><u>Copies of the proposed plan:</u></p> <ul style="list-style-type: none"> • PDF document • Microsoft Word document with red-line changes <p><u>Other materials:</u></p> <ul style="list-style-type: none"> • Cover letter stating intent to make changes and a brief summary of substantive changes | <p>Shall be accorded a 30-day period for review and comment (<i>Neb. Rev. Stat.</i> § 2-3279).</p> | <p>A copy of the long-range implementation plan and all revisions and updates thereto as adopted shall be filed with the department, the Governor's Policy Research Office, and the Game and Parks Commission on or before October 1 of each year. (<i>Neb. Rev. Stat.</i> § 2-3277).</p> |

¹ This reference guide is for convenience and guidance only. It does not represent a complete list of items NRDs are required to file with NeDNR, nor does it list all pertinent state statutes.

² Please address all formal submittals to the Agency Director, with carbon copies to the Water Planning Division Manager and to dnr.report@nebraska.gov.

³ For exceptions, call NeDNR's Water Planning Division to discuss (402-471-2363).

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| <p>Master Plan</p> <p>See <i>Neb. Rev. Stat.</i> § 2-3276.</p> | <p>At least once every ten years (<i>Neb. Rev. Stat.</i> § 2-3276).</p> | <p><u>Copies of the proposed plan:</u></p> <ul style="list-style-type: none"> • PDF document • Microsoft Word document with red-line changes <p><u>Other materials:</u></p> <ul style="list-style-type: none"> • Cover letter stating intent to make changes and a brief summary of substantive changes | <p>Shall be accorded a 30-day period for review and comment (<i>Neb. Rev. Stat.</i> § 2-3279).</p> | <p>No state funds shall be allocated or disbursed to a district unless that district has submitted its master plan in accordance with §§ 2-3229 and 2-3276 to 2-3280 and until the disbursing agency has determined that such funds are for plans, facilities, works, and programs which are in conformance with the plans of the agency (<i>Neb. Rev. Stat.</i> § 2-3280).</p> |
| <p>Rules and Regulations and any amendments</p> <p>See <i>Neb. Rev. Stat.</i> § 46-707 (1).</p> <p>Also any Ground Water Management Area designation</p> <p>See <i>Neb. Rev. Stat.</i> § 46-712.</p> | <p>Whenever updated or amended.</p> | <p>Proposed Document <u>Copies of the proposed document:</u></p> <ul style="list-style-type: none"> • PDF document • Microsoft Word document with red-line changes <p><u>Other materials:</u></p> <ul style="list-style-type: none"> • Cover letter stating intent to make changes and a brief summary of substantive changes <p>Final Document</p> <ul style="list-style-type: none"> • PDF of the final, adopted Document, requested within 105 days of the hearing | <p>Requested no later than when it is made available to the public in advance of noticing the hearing.</p> <p>Notice of the hearing shall be published in a newspaper published or of general circulation in the affected area at least once each week for three consecutive weeks, the last publication of which shall be not less than seven days prior to the hearing (<i>Neb. Rev. Stat.</i> § 46-743 (2));</p> <p>The full text of all controls, rules, or regulations shall be available to the public upon request not later than the date of first publication (<i>Neb. Rev. Stat.</i> § 46-743 (5)).</p> | <p>Before any rule or regulation is adopted pursuant to this subsection, a public hearing shall be held within the district. Notice of the hearing shall be given as provided in section 46-743 (<i>Neb. Rev. Stat.</i> § 46-707).</p> <p>In order to establish a management area, the district shall fix a time and place for a public hearing.... Notice of the hearing shall be published as provided in section 46-743, and the hearing shall be conducted in accordance with such section (<i>Neb. Rev. Stat.</i> § 46-712 (2)).</p> <p>The hearing shall include testimony of a representative of the Department of Natural Resources (<i>Neb. Rev. Stat.</i> § 46-743 (7)).</p> |