

Agency 029 - DEPT OF NATURAL RESOURCES

STATUTORY AUTHORITY:

Authority for the Department of Natural Resources (DNR) is contained in: Nebraska Constitution (Article XV, Sections 4, 5, 6 and 7); Nebraska Statutes (Chapter 2, Articles 15,32 and 46; Chapter 11, Article 1; Chapter 31, Articles 5 and 10; Chapter 33, Article 1; Chapter 37, Article 7; all of Chapter 46 with the exception of Article 11; Chapter 54, Article 24; Chapter 56, Article 1; Chapter 61, Article 2; Chapter 66, Article 11; Chapter 81, Article 1; and Chapter 84, Articles 7 and 9) and Reissue Revised Statutes of Nebraska 2013 Supplement.

VISION:

The DNR is dedicated to working with Nebraska's citizens and leaders to plan, establish, and administer policies and programs for the effective management and conservation of the State's water and land resources. We are committed to acquiring applicable data, conducting necessary technical and scientific analyses, and making this information available to all stakeholders for use in making informed, cooperative resources management decisions for the benefit of all Nebraskans, both now and in the future. This is accomplished by providing high quality services with a professional workforce devoted to the management and conservation of the water and land resources of the State of Nebraska.

MISSION AND PRINCIPLES:

The DNR is committed to performing its statutory responsibility to manage and conserve the State's water and land resources in an effective and efficient manner. Obligations include: administering and regulating surface water to ensure compliance with interstate agreements; directing floodplain management and dam safety programs; operating the streamgaging program; assembling and sharing natural resources data; integrated water management planning in collaboration with local natural resources interests; state-wide water planning; registering groundwater wells and issuing surface water permits; and managing state cost-share programs to aid in proper use and protection of Nebraska's water, land, and related natural resources.

GOALS:

The goals of the DNR are to establish and maintain fair and equitable standards for the use and preservation of Nebraska's water and land resources and, where authorized, to enforce rules and regulations governing their use. To accomplish these goals, the DNR proactively researches, develops, and updates information utilizing the best science which will assist the State's efforts in effectively managing and developing Nebraska's water and land resources. This involves striving to work in a cooperative manner with local units of government and stakeholders representing various interests to address complex natural resources issues.

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Financial Data

	FY14 Actual	FY15 Approp	FY16 Request	FY16 Recomm	FY17 Request	FY17 Recomm
Operations Funding						
General Fund	11,331,186	10,849,418	10,826,468	11,053,563	10,826,468	11,225,850
Cash Fund	144,614	927,904	920,504	923,018	920,504	924,937
Federal Fund	507,462	674,164	741,491	759,999	741,491	772,911
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
Total Operations	11,983,261	12,451,486	12,488,463	12,736,580	12,488,463	12,923,698
Aid Funding						
General Fund	7,176,346	16,301,154	5,458,361	5,458,361	2,904,546	2,904,546
Cash Fund	12,031,642	29,175,593	19,182,993	19,182,993	19,182,993	19,182,993
Federal Fund	29,924	72,327	5,000	5,000	5,000	5,000
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
Total Aid Funding	19,237,912	45,549,074	24,646,354	24,646,354	22,092,539	22,092,539
Total Funding						
General Fund	18,507,532	27,150,572	16,284,829	16,511,924	13,731,014	14,130,396
Cash Fund	12,176,256	30,103,497	20,103,497	20,106,011	20,103,497	20,107,930
Federal Fund	537,385	746,491	746,491	764,999	746,491	777,911
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
Total Agency	31,221,173	58,000,560	37,134,817	37,382,934	34,581,002	35,016,237

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Program 303 - STATE AID - SMALL WATERSHEDS

PROGRAM DESCRIPTION:

The Small Watersheds Flood Control Fund was established in 1963 to provide state financial assistance for the acquisition of the necessary land rights for flood control structures. Land rights can be in the form of easements, rights-of-way or purchases. The fund can financially participate in only 25 percent of the number of land rights involved. When land is purchased for a project it must be sold within ten years with proceeds of the sale being returned to the fund for reuse. A special provision of the law allows any political subdivision to acquire any fee title property at appraised value, provided that the property is utilized for public purposes such as recreation or fish and wildlife enhancement. To date a total of 38 tracts have been retained for public use.

PROGRAM OBJECTIVES:

The objective of the program is to provide financial assistance to local units of government in the procurement of lands, easements, and rights-of-way that are needed for construction of flood control projects upon approval from the Natural Resources Commission (Commission). Secondary objectives are to assist in accelerating the watershed planning process and to assist sponsors in all aspects of land rights acquisition and land management. The financial assistance provided to local sponsors for land rights acquisition under this program is an integral part of the total flood control program.

PERFORMANCE MEASURES:

Money from sales of fee title property following completion of projects for which the property was acquired is the primary source of funding for this program. While the law provides for sales within ten years, an attempt is made to sell the property as soon as it is considered to be in optimum condition for resale - usually within six years. This practice enables the Commission to more quickly commit funding to new projects. Another goal is to resell property at a premium over the purchase price which helps offset the loss of funds committed for acquiring easements and rights-of-way.

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Program 303 - STATE AID - SMALL WATERSHEDS

Financial Data

	FY14 Actual	FY15 Approp	FY16 Request	FY16 Recomm	FY17 Request	FY17 Recomm
Operations Funding						
General Fund	0	0	0	0	0	0
Cash Fund	0	0	0	0	0	0
Federal Fund	0	0	0	0	0	0
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
Total Operations	0	0	0	0	0	0
Aid Funding						
General Fund	0	0	0	0	0	0
Cash Fund	0	475,000	475,000	475,000	475,000	475,000
Federal Fund	0	0	0	0	0	0
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
Total Aid Funding	0	475,000	475,000	475,000	475,000	475,000
Total Funding						
General Fund	0	0	0	0	0	0
Cash Fund	0	475,000	475,000	475,000	475,000	475,000
Federal Fund	0	0	0	0	0	0
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
Total Program	0	475,000	475,000	475,000	475,000	475,000

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Program 304 - NE SOIL & WATER CONSERVATION

PROGRAM DESCRIPTION:

The Soil and Water Conservation Fund was created in 1977 to provide financial assistance to private landowners for installation of soil and water conservation practices. Various conservation practices are eligible for cost-share assistance of up to 75 percent. The Natural Resources Commission (Commission) determines the list of eligible practices, establishes operating procedures, and annually allocates the funds among the 23 natural resources districts (NRDs). The United States Department of Agriculture - Natural Resources Conservation Service provides technical assistance needed in planning and verifying proper installation of conservation measures. NRDs are responsible for the administration of the program at the local level.

PROGRAM OBJECTIVES:

The objective of the Nebraska Soil & Water Conservation Fund is to promote efforts by landowners to better manage and conserve the State's natural resources. Funds allocated to NRDs are used to reimburse landowners for costs incurred in implementing conservation practices approved by the Commission and deemed appropriate by each NRD for conditions in their jurisdictions. Funds can only be requested if federal programs do not address the specified practice, or if federal funds were insufficient to satisfy landowner requests. Landowners are required to maintain practices for 10 years, and must repay at least a prorated portion if the practice is removed sooner. Repaid funds are returned to a cash fund, the balance of which is allocated back to the NRDs.

PERFORMANCE MEASURES:

The primary performance measure for the Nebraska Soil and Water Conservation Program is the degree to which available funds are used to implement eligible soil and water conservation practices. Except for the two percent of funds received that must be retained by the DNR (per the Erosion and Sediment Control Act) for grants to landowners ordered by NRDs to install permanent soil and water conservation measures, all appropriated funding is allocated to NRDs. Funds are fully committed each year by NRDs to landowners requesting assistance for voluntary implementation of conservation measures. If an NRD is unable to commit all funds, uncommitted amounts are relinquished for reallocation to other NRDs in February and June.

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Program 304 - NE SOIL & WATER CONSERVATION

Financial Data

	FY14 Actual	FY15 Approp	FY16 Request	FY16 Recomm	FY17 Request	FY17 Recomm
Operations Funding						
General Fund	0	0	0	0	0	0
Cash Fund	0	0	0	0	0	0
Federal Fund	0	0	0	0	0	0
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
Total Operations	0	0	0	0	0	0
Aid Funding						
General Fund	2,056,945	2,318,036	2,318,036	2,318,036	2,318,036	2,318,036
Cash Fund	0	50,000	50,000	50,000	50,000	50,000
Federal Fund	0	0	0	0	0	0
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
Total Aid Funding	2,056,945	2,368,036	2,368,036	2,368,036	2,368,036	2,368,036
Total Funding						
General Fund	2,056,945	2,318,036	2,318,036	2,318,036	2,318,036	2,318,036
Cash Fund	0	50,000	50,000	50,000	50,000	50,000
Federal Fund	0	0	0	0	0	0
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
Total Program	2,056,945	2,368,036	2,368,036	2,368,036	2,368,036	2,368,036

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Program 306 - WATER WELL DECOMMISSIONING

PROGRAM DESCRIPTION:

The Water Well Decommissioning Fund was established in 1994 to provide cost-share assistance to encourage the decommissioning or plugging of illegal water wells. Assistance per well decommissioned varies from a few hundred dollars to the maximum of \$700, depending on the well type and size. The source of funding is presently \$21.50 from each well registration fee received by the DNR. To participate in the program, natural resources districts (NRDs) must agree to establish a program with availability for at least 30 wells per year.

PROGRAM OBJECTIVES:

The objective of the Water Well Decommissioning Fund is to encourage proper decommissioning of illegal water wells in the State. This is accomplished through providing financial incentives in the form of cost-share assistance. Due in part to their local relationships and staff, funds are channeled through participating natural resources districts that administer the application, inspection and reimbursement processes.

PERFORMANCE MEASURES:

The number of abandoned wells that have been decommissioned in a manner that eliminates the potential for ground water contamination and other hazards is the only performance measure for this program. The number of wells decommissioned with assistance from this program for the past several years is dependent upon funds available, but total wells decommissioned per year has ranged from 715 to 2,276. Even though funds available to cost-share have declined over the past few years, the total number of wells decommissioned has increased. New well registrations are projected to remain at approximately the current level though the 2015 – 2017 biennium, so the numbers of wells decommissioned with aid from the fund is likewise expected to stay at about the same level.

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Program 306 - WATER WELL DECOMMISSIONING

Financial Data

	FY14 Actual	FY15 Approp	FY16 Request	FY16 Recomm	FY17 Request	FY17 Recomm
Operations Funding						
General Fund	0	0	0	0	0	0
Cash Fund	0	0	0	0	0	0
Federal Fund	0	0	0	0	0	0
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
Total Operations	0	0	0	0	0	0
Aid Funding						
General Fund	0	0	0	0	0	0
Cash Fund	76,714	100,000	100,000	100,000	100,000	100,000
Federal Fund	0	0	0	0	0	0
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
Total Aid Funding	76,714	100,000	100,000	100,000	100,000	100,000
Total Funding						
General Fund	0	0	0	0	0	0
Cash Fund	76,714	100,000	100,000	100,000	100,000	100,000
Federal Fund	0	0	0	0	0	0
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
Total Program	76,714	100,000	100,000	100,000	100,000	100,000

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Program 307 - NE RESOURCES DEVELOPMENT

PROGRAM DESCRIPTION:

The Nebraska Resources Development Fund (NRDF) provided grants and/or loans to political subdivisions for natural resources projects. The 2014 Biennial Report on the Nebraska Resources Development Fund details the work accomplished with assistance from this fund since its creation in 1974. With the passage of LB906 in 2014, no new projects can be approved, and funding for each project approved prior to that date was capped at the then approved allocation levels. Once the approved project allocations are funded and reimbursed to sponsors, the NRDF will cease to operate.

PROGRAM OBJECTIVES:

The Nebraska Resources Development Fund is intended to help fund efforts to conserve the State's natural resources and enable other uses beneficial to Nebraskans. State agencies or political subdivisions propose projects with purposes such as pollution abatement, reduction of flood damages, improvement of public irrigation facilities, preservation and development of fish and wildlife resources, providing of public outdoor recreation lands and facilities, and preservation of the waters of Nebraska for all beneficial uses. The Fund was established with the intent that it be used only after possible funding through other sources has been explored.

PERFORMANCE MEASURES:

The primary measures of the success of this program are:

- Effective use of State dollars to leverage other funding sources available to each project,
- Successful completion of approved projects, and
- Realization of expected benefits to the State and its citizens which exceed costs over the life of the project.

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Program 307 - NE RESOURCES DEVELOPMENT

Financial Data

	FY14 Actual	FY15 Approp	FY16 Request	FY16 Recomm	FY17 Request	FY17 Recomm
Operations Funding						
General Fund	0	0	0	0	0	0
Cash Fund	0	0	0	0	0	0
Federal Fund	0	0	0	0	0	0
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
Total Operations	0	0	0	0	0	0
Aid Funding						
General Fund	4,604,659	13,633,118	3,140,325	3,140,325	586,510	586,510
Cash Fund	26,173	47,500	47,500	47,500	47,500	47,500
Federal Fund	0	0	0	0	0	0
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
Total Aid Funding	4,630,832	13,680,618	3,187,825	3,187,825	634,010	634,010
Total Funding						
General Fund	4,604,659	13,633,118	3,140,325	3,140,325	586,510	586,510
Cash Fund	26,173	47,500	47,500	47,500	47,500	47,500
Federal Fund	0	0	0	0	0	0
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
Total Program	4,630,832	13,680,618	3,187,825	3,187,825	634,010	634,010

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Program 309 - NAT RESOURCES WATER QUALITY

PROGRAM DESCRIPTION:

The Natural Resources Water Quality Fund was established by the Legislature in 2001 to provide funds to natural resource districts (NRDs) for support of their water quality programs. The sources of funds are pesticide registration fees and pesticide applicators license fees collected by the Nebraska Department of Agriculture. The DNR serves as the administrative body for passing funds through to NRDs. Funds are allocated among the NRDs and administered based on rules and regulations established by the Natural Resources Commission. Although annual receipts vary from year to year, these allocations are expected to average about \$1,000,000. Districts must provide three dollars of local matching money for every two dollars allocated from the fund.

PROGRAM OBJECTIVES:

By statute, Water Quality Fund monies can only be used by natural resources districts (NRDs) and only for water quality programs. The fund helps enable NRDs to implement and manage a wide variety of water quality-related measures, both for surface water and ground water. NRDs must provide three dollars match for each two dollars of state funds received.

PERFORMANCE MEASURES:

The performance measure for this fund is the distribution of all available funding to natural resources districts for their use in district water quality programs.

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Program 309 - NAT RESOURCES WATER QUALITY

Financial Data

	FY14 Actual	FY15 Approp	FY16 Request	FY16 Recomm	FY17 Request	FY17 Recomm
Operations Funding						
General Fund	0	0	0	0	0	0
Cash Fund	0	0	0	0	0	0
Federal Fund	0	0	0	0	0	0
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
Total Operations	0	0	0	0	0	0
Aid Funding						
General Fund	0	0	0	0	0	0
Cash Fund	1,175,000	1,187,500	1,187,500	1,187,500	1,187,500	1,187,500
Federal Fund	0	0	0	0	0	0
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
Total Aid Funding	1,175,000	1,187,500	1,187,500	1,187,500	1,187,500	1,187,500
Total Funding						
General Fund	0	0	0	0	0	0
Cash Fund	1,175,000	1,187,500	1,187,500	1,187,500	1,187,500	1,187,500
Federal Fund	0	0	0	0	0	0
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
Total Program	1,175,000	1,187,500	1,187,500	1,187,500	1,187,500	1,187,500

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Program 311 - INTERRELATED WATER MGMT

PROGRAM DESCRIPTION:

The Interrelated Water Management Plan Program was established in FY2006 with the passage of LB 1226, Section 20, to facilitate and fund the duties of natural resource districts arising under the Nebraska Ground Water Management and Protection Act. It functioned as a grant program administered by the Natural Resources Commission and the DNR. With the passage of LB195 in 2013, the final appropriation to this fund was made in FY2015, and operations will cease as of June 30, 2015.

PROGRAM OBJECTIVES:

This grant program was intended to facilitate the duties of natural resource districts arising under the Nebraska Ground Water Management and Protection Act, and to help offset costs incurred in performing those duties. The DNR tracked the status of each funded project, and reported this as well as overall program status at each Commission meeting.

PERFORMANCE MEASURES:

The primary measure of success for the Interrelated Water Management Planning Program related directly to the adoption of integrated management plans and the timeliness of subsequent actions in better managing the State's water resources. By helping to fund research and study, sponsors were able to apply additional science to their basins' environment, hydrology, and hydraulics to determine appropriate actions and ensure that planned improvements are sound. A summary of grant activities throughout the life of the program is available upon request from the Department.

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Program 311 - INTERRELATED WATER MGMT

Financial Data

	FY14 Actual	FY15 Approp	FY16 Request	FY16 Recomm	FY17 Request	FY17 Recomm
Operations Funding						
General Fund	0	0	0	0	0	0
Cash Fund	0	0	0	0	0	0
Federal Fund	0	0	0	0	0	0
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
Total Operations	0	0	0	0	0	0
Aid Funding						
General Fund	447,856	350,000	0	0	0	0
Cash Fund	0	0	0	0	0	0
Federal Fund	0	0	0	0	0	0
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
Total Aid Funding	447,856	350,000	0	0	0	0
Total Funding						
General Fund	447,856	350,000	0	0	0	0
Cash Fund	0	0	0	0	0	0
Federal Fund	0	0	0	0	0	0
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
Total Program	447,856	350,000	0	0	0	0

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Program 313 - WATER SUSTAINABILITY FUND

PROGRAM DESCRIPTION:

The Water Sustainability Fund was established by the Legislature in 2014 with the passage of LB1098. The goals of this program are to provide financial assistance to a variety of programs, projects, or activities directed at balancing the many demands for the State's water resources with the supply. The statute also designates a specific funding level to assist municipalities with the cost of constructing, upgrading, developing, and replacing sewer infrastructure facilities as part of a combined sewer overflow project. Funding for this purpose is to be based on a demonstration of need and shall equal ten percent of the total annual appropriation to the fund.

PROGRAM OBJECTIVES:

The Legislature stated that the goals of the Water Sustainability Fund could be met by equally considering programs, projects, or activities in the following categories: (a) Research, data, and modeling; (b) rehabilitation or restoration of water supply infrastructure, new water supply infrastructure, or water supply infrastructure maintenance or flood prevention for protection of critical infrastructure; (c) conjunctive management, storage, integrated management of ground water and surface water; and (d) compliance with interstate compacts or agreements or other formal state contracts or agreements or federal law.

PERFORMANCE MEASURES:

Identification of performance measures will not be possible until rules and regulations are approved, and the Natural Resources Commission acts on program, project and activity applications deemed eligible for funding.

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Program 313 - WATER SUSTAINABILITY FUND

Financial Data

	FY14 Actual	FY15 Approp	FY16 Request	FY16 Recomm	FY17 Request	FY17 Recomm
Operations Funding						
General Fund	0	0	0	0	0	0
Cash Fund	0	134,407	127,007	127,007	127,007	127,007
Federal Fund	0	0	0	0	0	0
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
Total Operations	0	134,407	127,007	127,007	127,007	127,007
Aid Funding						
General Fund	0	0	0	0	0	0
Cash Fund	0	20,865,593	10,872,993	10,872,993	10,872,993	10,872,993
Federal Fund	0	0	0	0	0	0
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
Total Aid Funding	0	20,865,593	10,872,993	10,872,993	10,872,993	10,872,993
Total Funding						
General Fund	0	0	0	0	0	0
Cash Fund	0	21,000,000	11,000,000	11,000,000	11,000,000	11,000,000
Federal Fund	0	0	0	0	0	0
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
Total Program	0	21,000,000	11,000,000	11,000,000	11,000,000	11,000,000

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Program 334 - SOIL AND WATER CONSERVATION

PROGRAM DESCRIPTION:

This program comprises the majority of the DNR's functions and all personnel, except for two staff positions in Program 313 Water Sustainability Fund. The twenty-one subprograms within this program area make up the core of the DNR's business and administrative functions. Only the seven aid programs that the Natural Resources Commission is responsible to oversee are separately budgeted.

PROGRAM OBJECTIVES:

The objective of the Water and Soil Conservation Program is to effectively and efficiently administer and enforce regulations and policies affecting the use of Nebraska's water and soil resources. This entails providing the scientific, technical, and administrative resources and information needed to reach defensible policy decisions, while working cooperatively with other committed stakeholders to find a sustainable balance among competing demands. The DNR's goal is to provide Nebraska's leaders and citizens with the information and analyses they need to make wise resource decisions for the benefit of all Nebraskans, both current and future.

PERFORMANCE MEASURES:

A limited number of empirical performance measures are identified for this program as many employees perform work which is difficult to quantify. This is the case in several of the DNR's highest priority areas, such as: hydrology studies; modeling for water accounting and conjunctive management; cooperative work with NRDs, irrigation districts, and other interests; and floodplain administration. Metrics for other activities such as Geographic Information System tools development, database integration, and program administration are also difficult to directly measure in meaningful terms. Where applicable, performance measures are used to report productivity compared to prior years, and work accomplished in other areas is described in narrative reports.

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Program 334 - SOIL AND WATER CONSERVATION

Financial Data

	FY14 Actual	FY15 Approp	FY16 Request	FY16 Recomm	FY17 Request	FY17 Recomm
Operations Funding						
General Fund	11,331,186	10,849,418	10,826,468	11,053,563	10,826,468	11,225,850
Cash Fund	144,614	793,497	793,497	796,011	793,497	797,930
Federal Fund	507,462	674,164	741,491	759,999	741,491	772,911
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
Total Operations	11,983,261	12,317,079	12,361,456	12,609,573	12,361,456	12,796,691
Aid Funding						
General Fund	66,887	0	0	0	0	0
Cash Fund	10,753,755	6,450,000	6,450,000	6,450,000	6,450,000	6,450,000
Federal Fund	29,924	72,327	5,000	5,000	5,000	5,000
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
Total Aid Funding	10,850,566	6,522,327	6,455,000	6,455,000	6,455,000	6,455,000
Total Funding						
General Fund	11,398,073	10,849,418	10,826,468	11,053,563	10,826,468	11,225,850
Cash Fund	10,898,369	7,243,497	7,243,497	7,246,011	7,243,497	7,247,930
Federal Fund	537,385	746,491	746,491	764,999	746,491	777,911
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
Total Program	22,833,827	18,839,406	18,816,456	19,064,573	18,816,456	19,251,691