

# **One Hundred Third Legislature - Second Session - 2014**

## **Introducer's Statement of Intent**

### **LB711**

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**Chairperson: Senator Kathy Campbell**

**Committee: Health and Human Services**

**Date of Hearing: January 23, 2014**

The following constitutes the reasons for this bill and the purposes which are sought to be accomplished thereby:

LB 711 updates current law to address a lack of due process. Under current law, once law enforcement discovers a clandestine drug lab at a location, the owner or owners of the contaminated property shall not permit the human habitation or use of such property until the rehabilitation of such property has been completed and the property has been released. An owner who knowingly violates this subsection may be subject to a civil penalty not to exceed \$1,000.

Current law makes no provision for a hearing. LB 711 will allow an owner(s) to request an administrative hearing before the Department of Health and Human Services to dispute a mistake in fact - an error in the report as to the ownership of the property, an error in the determination that the property was the site of a clandestine drug lab, or an error in the determination that the property needs rehabilitation.

**Principal Introducer:** \_\_\_\_\_

**Senator Dan Watermeier**