

LEGISLATURE OF NEBRASKA
NINETY-EIGHTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 319

Introduced by Smith, 48; Stuthman, 22

Read first time January 14, 2003

Committee: Revenue

A BILL

1 FOR AN ACT relating to tax deeds; to amend sections 77-1832 and
2 77-1833, Reissue Revised Statutes of Nebraska; to change
3 notice requirements; to harmonize provisions; to repeal
4 the original sections; and to declare an emergency.
5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 77-1832, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 77-1832. Service of the notice provided by section
4 77-1831 shall be made by certified mail on every person in actual
5 possession or occupancy of the real property, upon the person in
6 whose name the title to the real property appears of record, and
7 upon every encumbrancer of record in the office of the register of
8 deeds of the county if, upon diligent inquiry, he or she can be
9 found in the county. Whenever the record of a lien shows the post
10 office address of the lienholder, notice shall be sent by certified
11 ~~or registered~~ mail to the holder of such lien at the address
12 appearing of record.

13 Sec. 2. Section 77-1833, Reissue Revised Statutes of
14 Nebraska, is amended to read:

15 77-1833. The service of notice provided by section
16 77-1832 shall be proved by affidavit, and the notice and affidavit
17 shall be filed and preserved in the office of the county treasurer.
18 ~~When service of notice has been made upon a lienholder by certified~~
19 ~~or registered mail, the~~ The certified ~~or registered~~ mail return
20 receipt shall be filed with and accompany the return of service.
21 For each service of such notice, a fee of one dollar shall be
22 allowed. The amount of such fees shall be noted by the treasurer
23 in the sales book opposite the real property described in the
24 notice and shall be collected by the treasurer in case of
25 redemption for the benefit of the holder of the certificate.

26 Sec. 3. Original sections 77-1832 and 77-1833, Reissue
27 Revised Statutes of Nebraska, are repealed.

28 Sec. 4. Since an emergency exists, this act takes effect

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1 when passed and approved according to law.