

April 2, 1979

LB 176

this is changing that system and the resident owners is a secondary matter.

PRESIDENT: The Chair recognizes Senator Duis.

SENATOR DUIS: I think I should ask a question of Senator Koch. Senator Koch,...

PRESIDENT: Senator Koch, will you respond?

SENATOR DUIS: ...I know we have heard this bill together in Urban Affairs Committee and I think the thing that concerns me now is the fact that the new legislation is by the foot and the old legislation is by the owner and I think that is one thing we wanted to change because a person could be quite a minority if he happened to be a resident owner of a large chunk and there would be a number of owners of smaller parcels. So he then becomes completely subversive to what they wish to do and wasn't this one of the things that we considered?

SENATOR KOCH: This is one of the things that was considered. That is correct.

SENATOR DUIS: Wasn't another thing that we considered was the fact that...and I am just asking because I wonder if my recollection is correct and that is that the person who owned say for instance, a half a block of ground and didn't happen to live there, without this legislation would be completely without a say as to what his property was assessed for in improvement?

SENATOR KOCH: Well he is not, Senator Duis, you know that he is not without a voice because any time an assessment is made it is based upon the benefit derived.

SENATOR DUIS: I think that is what we have coming up in the other bill. Isn't it?

SENATOR KOCH: That is correct. And I believe and you are as familiar with this as I am. I believe 250 handles it.

SENATOR DUIS: That is what I am checking with you. Of course I think that Senator Maresh has a point here because if he allows this bill to go by the wayside he doesn't have too much chance in 250.

SENATOR KOCH: But if you look at the sections both of them