

May 15, 1979

LB 158

In closing, it seems to me that the extension of eminent domain in this area has too far of a...too great of a potential for misuse and because of that it should be removed from the bill.

SPEAKER MARVEL: The motion is the adoption of the Warner amendment to LB 158. All those in favor of that motion vote aye, opposed no. Have you all voted? Have you all voted? Record the vote.

CLERK: 12 ayes, 18 nays, Mr. President.

SPEAKER MARVEL: The motion fails. Senator Koch, are there any other...

CLERK: Yes, Mr. President, I have two.

SPEAKER MARVEL: Okay. Sorry, I thought....

CLERK: Senator Murphy, which...does it make any difference to you which one you take up, sir? Alright, Mr. President, Senator Murphy moves to return LB 158 to Committee.

SPEAKER MARVEL: Senator Murphy.

SENATOR MURPHY: Yes. I am having very serious problems with this bill and I would ask you to consider why instead of a bill...an act to implement the constitutional amendment the proponents of this bill elected to amend the Urban Renewal Act. I inquired of the bill drafter. I wanted some help in trying to understand what I was trying to read in the bill and which I am still not having all that much luck at, and I find that the bill drafter had nothing to do with the drafting of this bill. This bill was delivered to the bill drafter. I had questions as to construction, as to the adoption wholesale of forty-one sections of the Urban Renewal Act into a law that supposedly would implement our constitutional amendment. Now I ask of you in good conscience to send this bill back to Committee so that we can separate urban renewal and community redevelopment because under this act if we proceed with this bill, one section says that wherever the word urban renewal appears we will substitute community redevelopment. If we then want to go back to urban renewal, I suppose we would have to come back and undo it all. In so doing we create two things under this implementation. We create the right of an authority to levy three-quarters of a mill against the property involved. In the same act we give them the option of using the incremental tax