

January 29, 1980

LB 525

SENATOR SIECK: I realize that and I think you are trying to make it better.

SENATOR NICHOL: That is right.

SENATOR SIECK: And I have got a lot of questions here. My concern is that you will hold a public hearing for establishing a group home. The public will come in, you know how they do, and the city council then will say, for the pressure, they will say, no, we can't have it and we are going to have difficulty establishing these homes because of this. This is my fear of having an amendment like this in here. That is really my fear.

SENATOR NICHOL: What you are afraid of is that the zoning commission will come in and say, no, we don't want this home in the place that you have picked and the city council will come in after that with higher authority and say, yes, we agree. We don't want a home in this area.

SENATOR SIECK: Right.

SENATOR NICHOL: But don't you think that the city council and zoning commission also has some sense as to where these homes ought to be going?

SENATOR SIECK: They should know where they are at, yes, and I think they will but every one of these homes would have to be inspected by the State of Nebraska. They would have to get the zoning permission from the city for fire code and safety and all this. This is all part of it.

SENATOR NICHOL: Yes, that is fine. I certainly have no objection to that. I think that ought to be.

SENATOR SIECK: And what we are doing with this bill, and you are objecting to it, is that we are taking it away from the city and saying here you can establish a home. We are not exactly taking it away from the city. The city still, if it doesn't apply to the fire code, if it is unsafe, they have to say, no.

SENATOR NICHOL: The only thing my bill is if you come into any city and say we want this location X, then you have the authority under this bill to do it regardless of what the city zoning commission or the city council wants or doesn't want.

SPEAKER MARVEL: You have one minute left.