

March 17, 1989

LB 421

SENATOR CHAMBERS: Senator Smith, just one comment for the record. We're basically giving...creating a system of due process for the people who might face annexation?

SENATOR SMITH: Yes. And I...

SENATOR CHAMBERS: Thank you.

SENATOR SMITH: ...should add something else, Senator Chambers. It's not only for their protection, it's also for the taxpayers of the city who is proposing annexation so that they are aware of the costs, the benefits, what it may cost them as taxpayers to bring in the annexed area that they're proposing.

SENATOR CHAMBERS: But due process underlined. Senator Schmit. Senator Loran Schmit, due process though is what we're talking about in this bill?

SENATOR SMITH: Yes.

SENATOR CHAMBERS: Thank you.

SPEAKER BARRETT: Senator Withem.

SENATOR WITHEM: Yeah, just a...I wasn't going to speak again but Senator Chambers' last question of Senator Smith, I don't know if I necessarily agree with Senator Smith's statement. We are creating due process for residents that of...near...near first class cities that may face annexation. We are not creating due process for people who live near Omaha or who live near Lincoln. We are trusting that those cities will continue to keep their processes in place. We are doing nothing with this bill to guarantee that the City of Lincoln and the City of Omaha continue. We could pass this bill, they could change their policies next month to become a very arbitrary sort of process and this Legislature would have no control over that without passing additional legislation. So I don't think it's accurate to say we are creating due process for all the citizens of the state. We're creating due process for people who live within zoning jurisdiction of first class cities. Is that correct, Senator Smith?

SPEAKER BARRETT: In the absence of further discussion, anything further, Senator Smith?