

February 10, 1995 LB 222

amendment and I would urge your adoption to that. Thank you, Mr. President.

SPEAKER WITHEM: Thank you, Senator Hall. Senator Hudkins, on the Chambers amendment.

SENATOR HUDKINS: Thank you, Mr. Speaker and members of the body. I appreciate Senator Chambers offering this amendment. I'm not nearly as eloquent a speaker as either Senator Chambers or Senator Hall, but I'm going to add my two cents worth. And, as Senator Chambers said, and I'm just going to try to repeat that again, current law requires that the condemnee, the landowner to file the notice of an appeal, whether or not he or she received the asking price from the condemning group. The condemnee wants only fair market value for his property. But under the current law he has the burden, or she has the burden of proof of what is fair. If the landowners are happy with the result, why should they then be the ones forced to file the appeal if the condemner is unhappy? What this amendment does is to change who files the appeal. This amendment says that the party who wants the appeal does the initial filing. And I will be very supportive of this amendment. Thank you.

SPEAKER WITHEM: Thank you, Senator Hudkins. Senator Chambers, there seems to be no further lights on. Do you have closing on your amendment?

SENATOR CHAMBERS: Mr. President and members of the Legislature, when you have beauty and greater beauty joining together, how can you resist? You thought I was going to say beauty and the beast, didn't you. My job is to throw you off stride.

SPEAKER WITHEM: Thank you, Senator Chambers. You've heard the closing. Question is the adoption of the Chambers amendment to the committee amendments of LB 222. All in favor vote aye, opposed vote nay. Have you all voted? Record.

CLERK: 26 ayes, 0 nays, Mr. President, on the adoption of committee amendments or on adoption of Senator Chambers' amendment to the committee amendments, excuse me

SPEAKER WITHEM: The Chambers amendment is adopted. Mr. Clerk, I am assuming we have had the opening on the committee amendments, is that correct? So we are back discussing the committee amendments. For discussion on the committee