

SENATOR KRISTENSEN: Thank you, Madam President. Members of the Legislature, Senator Bromm, don't get sat down too far. I want to pick up with Senator Chambers. I do not have a problem with the idea of giving these people notice. However, I like Senator Coordsen's original ideas simply because it's a little easier and there aren't as many problems. I want to look at when you talk about mailing notice to residents who those...who are the residents and how do I determine them. Because the problem is, let's say that, for example, you mail a notice to my wife who has a different name than I do, is that constructive notice to me? I'm a resident as well and she is not, or let's say she is and I may not be. That causes me a little bit of problem of using the term "resident", where if I used landowner, you go up, and like we do for zoning purposes, I check the deed records, I find out who has notice and interest through a contract and I can find out, off record, who the official landowners are and then that becomes very easy to do. You can look at the tax statements for addresses. You can do all those sorts of things. So you've given notice. If you're concerned about people who are nonlandowners, I suggest that we look at the zoning laws and utilize things such as posting, or publication to get some constructive notice on those, but I'm afraid with the term "residents" I don't know who those people are. I don't know what date you become a resident. If you come in and you live for two weeks during that period of time, I'm afraid that you may be able to come in and attack later and say, well, I was a resident and I got some mail at this place, and you're never going to get ahold of those people. And so, Senator Bromm, could you and I visit about that just here on the record a little bit? I'm real afraid of who those residents are and I like landowners and some other form of constructive notice for the nonlandowner.

SENATOR BROMM: And I...you and I visited a little about it and I share some of those concerns and I'm not convinced that this is in perfect form yet and I'm certainly willing to work on it some more. One of the reasons for putting the word "residence" in, many times homeowners don't receive their tax notices and the tax notice goes to the loan company or whoever their real estate loan might be with. So, in my opinion, in this kind of a project, the people that are residing in the area deserve some sort of notice, whether it be in the paper, by posting, by a boxholder, they should know that something is contemplated to be going on. Somehow or other, anybody that wants to send anything to me or to blanket our area with a notice always finds a way to