

April 13, 1995

LE 396

SENATOR BEUTLER: Madam President, members of the Legislature, AM1635 has been passed out to you and is almost entirely technical. The only small change in it is that this was a bill that has to do with getting releases from finance people who have finance transactions but the property is sold and you need to get releases of deeds of trust and mortgages, and the only small change that is made by this amendment is that the bankers asked that holders of junior trust deeds or junior mortgages be allowed to be among those parties who could request that...could follow this process and request that a release be obtained of a prior mortgage or a prior deed of trust. I would ask for the adoption of the amendment.

PRESIDENT ROBAK: Thank you, Senator Beutler. Is there any discussion on the Beutler amendment? Senator Hall.

SENATOR HALL: Madam President and members, Senator Beutler, I just picked this up. I apologize, just was reading it. The language that you strike, is this AM1635? Yes, it is. The language that you strike on page 1 of the amendment, lines 17 and 18, where we talk about including attorney's fees and costs of title work, what impact does that have?

SENATOR BEUTLER: Senator, the attorney's fees language was crossed out because...and the costs of title word, because down below there is duplicative language where it says that the cost of suit,...

SENATOR HALL: Okay.

SENATOR BEUTLER: ...including reasonable attorney's fees, can be collected. On further reflection, it seemed duplicative and clearer, perhaps, just to do it in one place.

SENATOR HALL: Thank you.

PRESIDENT ROBAK: Thank you, Senator Hall. Is there any further discussion? Seeing none, Senator Beutler, do you wish to close? Closing is waived. The question before the body is the adoption of the Beutler amendment to LB 396. All those in favor vote aye; all those opposed vote nay. Please record.

CLERK: 26 ayes, 0 nays, Madam President, on the adoption of Senator Beutler's amendment.