

April 9, 1996

LB 1039, 1381

SENATOR BEUTLER: So the price to the public entity you're saying you think would be the same one way or the other.

SENATOR WARNER: The presumption is that the price was going to be less if...I said you could negotiate up to a point where they would be willing to pay more than go to court, the entity, I suspect. The bottom line which I took from the testimony and from what I know about it is that the public entity was going to acquire the property at a lesser price or there was no provision under the eminent domain laws in which the landowner could be awarded anything for those back taxes and so it wouldn't be negotiated under eminent domain. I don't think there's a single stock answer to your question in every instance.

SENATOR BEUTLER: Okay, thank you very much. I'm done, Senator.

SPEAKER WITHEM: Senator Warner, there are no further lights on. Would you like to close on your motion to return? Closing is waived. The question is, shall LB 1039 be returned to Select File for a specific amendment? All in favor vote aye, opposed vote nay. Have you all voted? Record.

CLERK: 25 ayes, 0 nays, Mr. President, on the motion to return the bill.

SPEAKER WITHEM: The bill is returned. Senator Warner, to open on your motion.

SENATOR WARNER: Mr. President, members of the Legislature, I'd ask the body would adopt the amendment. Again, as I indicated it was LB 1381 that modifies the current greenbelt so that it changes the date in which the levies are set and it does provide an exception for the rollback where land is acquired under eminent domain. I don't know if I can answer any further questions or not.

SPEAKER WITHEM: Senator Warner, there are no further lights on. Do you have closing? Closing is waived. The question is, shall AM4230 be adopted? All those in favor vote aye, opposed vote nay. Record.

CLERK: 27 ayes, 0 nays, Mr. President, on the motion to adopt the Select File amendment.