

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
Transcriber's Office

January 28, 1999 LB 102

SENATOR CROSBY: Thank you, Senator Robak. Further discussion?
Senator Jones.

SENATOR JONES: Madam President and members of the body, I wonder if I could ask Senator Bromm a question or two.

SENATOR CROSBY: Senator Bromm, will you yield?

SENATOR BROMM: Yes.

SENATOR JONES: Yes, whatever happens, it's taxpayers' dollars that's paying for this appraisal. Even if it's NRDs or counties or anything, it would still be tax dollars. And it wouldn't be necessarily the county that would be doing it. They could hire a appraiser to do it. Am I right?

SENATOR BROMM: The...you're right that this initial appraisal is paid by the condemner, the person that's...that's purchasing the property, and that could be the county, it could be the NRD, but they...they hire their own appraisers, usually, to do their work first to determine what they should offer as a price to the person that owns the land. Now that appraiser is disqualified from being appointed by the judge to do the condemnation appraisal in court. This condemnation appraisal is done after the case is filed by the county or the city or the NRD. The court appoints three appraisers. They then appraise the property and report back to the court what they think it's worth, so it's a court-ordered...and these appraisers are selected and appointed by the court.

SENATOR JONES: Well, thank you, and I guess that's the reason I brought it out, it's taxpayers' dollars that's paying for it, no matter what. But, anyway, it could be...how many times have you seen it go below the 250 that you had set before, or do you have any figures on that or...?

SENATOR BROMM: Senator Jones, the only...the only thing I can tell you is that I...I've been involved in the condemnation of some air easements. Now, that's generally required by an airport for a clear flight area over the airport and at the end of the runways and so forth. And in those cases the fees were