

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
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LB 105

CLERK: I have nothing further pending to the bill, Mr. President.

PRESIDENT MAURSTAD: Discussion on the advancement of LB 105, Senator Beutler.

SENATOR BEUTLER: Senator Brown, if I...

PRESIDENT MAURSTAD: Senator Brown, would you yield?

SENATOR BEUTLER: ...could make further inquiry on a particular provision in the bill. I'm on page 25 of the committee amendments, Section 21, and it says: Except to the extent a local housing agency or its controlled affiliates may otherwise expressly agree, all real estate (sic) and personal property of a local housing agency its controlled affiliates shall be exempt from execution, levy, and sale for the payment of debt or otherwise pursuant to any judicial or other process. Let me...I don't understand the parameters of some of these projects that might be possible under this bill, but let me give you a hypothetical and tell me how...how this would work or if it could even happen or how it might be structured. But if a housing authority does a mixed project that is the kind of mixed use development that incorporated both residential and nonresidential uses, could they...could they build a shopping mall on half a block and subsidized housing on the other half of the block and call it a project? Mean, is it...are there any limitations on how these are structured?

SENATOR BROWN: They might be able to, but they would probably be...it would probably not be well-received by...are you assuming that they're receiving federal funding to do the housing portion of the project?

SENATOR BEUTLER: Well, I'm...I'm not making any assumptions at this point, but, given the various mechanisms they have at their disposal by the various funding sources, I'm just wondering whether, as a legal matter as opposed to a practical matter, that sort of composition is possible. I assume we're talking about some kind of combination of a commercial building in a...

SENATOR BROWN: The reason I asked that is because of the