

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

May 20, 1999

LB 779

have something to hold the road. You're going to have to have some kind of a clay base and then some gravel or oversight or something to make that thing work. It can't be an inexpensive process, it's going to be an expensive process to do that to that section and right now it's an isolated school section because the land around it is not owned by the people that use that, that rent the school land. I'm having some difficulties with what you're saying. Maybe you can ease my mind a little bit about the ingress-egress thing and how the expenses are going to be taken care of.

SENATOR BROMM: You bet, Senator Dierks, and I understand your concern. Specifically, this...this bill ties into the law that has existed for access to other kinds of property, private property where someone is isolated and they petition the county for access. If the county finds they are, indeed, isolated and does acquire an access for them, the person asking for the access has to pay...has to pay Wheeler County for any damages to the party whose land it crosses for any construction or any engineering costs. They have to reimburse Wheeler County for that. So the person asking for the access bears the cost and this bill maintains that...that provision for this isolated school land situation.

SENATOR DIERKS: Okay. So the entire expense will be borne by the person requesting the access and none by the county. Is that right?

SENATOR BROMM: That's right.

SENATOR DIERKS: Thank you.

PRESIDENT MAURSTAD: Thank you, Senator Dierks. Senator Janssen, on the Bromm amendment.

SENATOR JANSSEN: Thank you, Mr. Lieutenant Governor, members of the body. If I'm understanding this right, I remember when the bill came through Transportation Committee, and there was a problem. In a lot of cases, there was quite a bit of animosity between people who owned the land that was isolating that parcel and the person who was trying to gain access. And I think this bill will probably alleviate a lot of those problems although if