

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

January 26, 2000 LB 289

file...well, to remind you, you all will recall that this is the bill that requires county zoning regulations to be filed centrally with the Secretary of State. And what the amendment says is that failure to file such regulations and amendments shall not invalidate such regulations or amendments duly adopted by the county. So that at least we make clear that the failure to file is not going to result in some damage to the county regulations. That's all it does. Thank you.

SPEAKER KRISTENSEN: Debate on the Beutler amendment? Senator Landis.

SENATOR LANDIS: Mr. Speaker, members of the Legislature, I understand Senator Beutler's amendment and I intend to endorse it, even though it's not a bill I intend to vote for. But it does raise the question of, what is the responsibility of a county agent that fails to file at all? And I'd like to ask somebody, Senator Cudaback is the introducer of the bill, but rather than put him on the spot at this moment, let me just say I think an open question I'd like to know, what happens if a county doesn't file? Okay? Having said that, I await the fate of LB 2075, the amendment rather.

SPEAKER KRISTENSEN: Senator Cudaback.

SENATOR CUDABACK: Mr. Speaker and members, I do rise to support the Beutler amendment. I think that was one of the concerns of the counties that it might invalidate if they did not do such, and I think that Senator Landis brings up a good point, what does happen? I would say probably that there is no penalty at this time, if they do not. The "shall" turns into almost a voluntary type issue. I think most of the counties will file because I think they do see a need for this centralized system, but it will not invalidate the zoning regulations as the counties have adopted. So I do support the amendment of Senator Beutler, and like I say, the counties, it made this more easily for them not to go out and adamantly fight this...fight this language in LB 289. Thank you.

SPEAKER KRISTENSEN: Further debate on the Beutler amendment? Senator Beutler, you're recognized to close. He waives closing. The question before the body is the adoption of the Beutler