

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

March 24, 2000 LB 968

testimony that she did not think this would make, this portion, would make any difference in the relationships between the Department of Property Assessment and Taxation and the county assessors. What happens from time to time and I, last Friday, visited in the office of an assessor and the assessor was showing me a 521 on an agricultural sale that, to the assessor's knowledge, changed hands three times in one week, twice in one day. It was part of a land swap. It was 77 acres that was part of a land swap between two consenting parties, actually an arm's length transaction in a way, and he had put that in the sales file...or the assessor had put it in the sales file as being not a good sale for the purposes of determining valuation. An employee of the Department of Property Assessment and Taxation had to come out and make an assessment and their notation was that it was, in fact, a valid sale because, and the reason was that it was a piece of flat ground with a hill in the middle of it, and this is a true story. And I think that this will really not change anything insofar as the validity or the invalidity of sales, but it will provide to the local county assessor in all 93 counties the first opportunity to make the assessment of whether that is a sale to be included in a sales file or not and then certainly the Department of Property Assessment and Taxation has the...the opportunity to argue their point with the county and then, if the county would decline to agree with the department, then that is an issue that would have to be decided by the Tax Equalization and Review Commission. I think it will smooth out the processes, again, a little bit like many of the items that were in the committee amendment just adopted. We have a relatively new process when viewed from the...from the perspective of government functions in the...since we've created the Department of Property Assessment and Taxation and the Tax Equalization and Review Commission, and this is one of the little glitches I think that has come about and we can correct, I think, with this amendment or we can provide a smoother process by the adoption of this amendment and provide adequate opportunity to ensure that there's no chicanery or deceit practiced by any of the county assessors within the creation of their sales file. So I think it will work better and it will essentially follow then the same process that is currently being used in residential property sales files as it has been explained to me. With that, I would ask for the adoption of AM2896.