

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE  
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FLOOR DEBATE

April 7, 2003            LB 23, 146, 160, 162, 179, 201, 271, 303  
                          315, 512, 513, 602, 754

summary, the county officials said, findings of fact are an important component in making motions for recommendations and actions on planning and zoning issues by public officials. Such findings do not provide a complete shield from collateral legal attacks. However, they may provide a more defensible case, or deter possible litigation attempts by disgruntled applicants, affected neighbors, or...

SENATOR SCHIMEK: One minute.

SPEAKER BROMM: ...other complaining parties. As such, findings of fact are prudently a part...should be prudently a part of such motions for recommendations or actions. So what we're suggesting in the bill that would be a matter of procedure is exactly what is recommended by the county officials in the year 2000. And I think that's why that makes sense, because it does provide a basis for either a good logical finding, or it also would defeat the argument that it's arbitrary or capricious if it's based on findings of fact. So with that, I would just encourage and ask for your support to move the bill. Thank you.

SENATOR SCHIMEK: Thank you, Senator Bromm. You've heard the closing. The motion is to advance LB 754 to E & R Initial. All those in favor vote aye; all those opposed vote no. Have you all voted? Record, Mr. Clerk.

CLERK: 32 ayes, 4 nays, Madam President, on the advancement of LB 754.

SENATOR SCHIMEK: The bill advances. Next item on the agenda. Are there items for the record, Mr. Clerk?

CLERK: Madam President, your Committee on Judiciary, chaired by Senator Brashear, reports LB 201 to General File; LB 512 to General File; LB 23, General File with amendments; LB 146, General File with amendments; LB 162, General File with amendments; LB 179, General File with amendments; LB 271, General File with amendments; LB 315, General File with amendments; and LB 602, General File with amendments. And amendments to be printed: Senator Bourne to LB 513; Senator Brashear to LB 303; Senator Chambers to LB 160. And Senator