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LB 754

body. I am going to need to ask Senator Bromm some questions and I fully admit I'm confused. I used...I was a county commissioner for eight years, and I'm going back to those old special use permit days in my mind. And I'm trying to sort out, based on some questions that I have from Sarpy County, and I apologize if you've gone over this because I've been on and off the floor, and I've been trying to follow it. But this has to do with what the county commissioners have to issue or the planning commission issues or...the concern that I have, Senator Bromm, from Sarpy County is the report that needs to be issued or the statement of findings. And I've been printing off the various versions of the bill, so if this isn't there anymore, please let me know. But what I'm trying to find and what I think they're referring to is if the permit...or the person, the applicant wants...let's see. The board or commission to issue a statement of factual findings supporting the granting or denial of the conditional use permit, is that still in the bill?

SENATOR CUDABACK: Senator Bromm.

SPEAKER BROMM: Thank you, Mr. President. Senator Thompson, it is. It's in page 4...page 6 of the E & R amendments.

SENATOR THOMPSON: Okay. And a concern they have, their view now is, and this is from the attorneys there advising the board, that the presumption now is that the county is...has acted correctly and this would...and it's up to the applicant to prove otherwise. And their concern is if in this report, you know, who issues it? Is it a vote of the board? What if various board members and commissioners have different...differing views, what if they leave something out? And factual findings could be left to interpretation, and this is going to lead to a lot of judicial review and interpretation of what we're talking about regarding conditional use permits. Could you address their issues for the record so that...and kind of tell me how you see that playing out?

SPEAKER BROMM: Certainly.

SENATOR THOMPSON: Thanks.