

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

May 20, 2003

LB 721

original language which only permit the actual owner of the property to serve on the board. The proposed amendments here deals with the situation of an SID being formed by a single owner of property. Under the current law, the practice is for the owner to deed a nominal trustee parcel to five individuals to permit them to serve as initial board of trustees. The new language would follow the statutory language for existing SIDs to permit the initial board to be made up not merely of actual owners, but also of designees of the owners, that is if it is a corporate entity. This would avoid the circ...of using legal fiction required by the current law. I ask for the adoption of the amendment, or answer any questions.

SENATOR CUDABACK: Thank you, Senator Hartnett. You've heard the opening on the committee amendments offered by the Urban Affairs Committee. Open for discussion on those amendment...on that amendment. Senator Beutler.

SENATOR BEUTLER: Senator Cudaback. Senator Hartnett, if I might just ask a couple questions with regard to your intent, I would like to do that. And it's with respect, on the committee amendment, to subsection (5), on page 3, as 3 is designated at the bottom of the page. I guess it's actually page 6 of the amendment. But it's the part that has to do with legitimizing, apparently, a known SID that has been formed in accordance...or that was formed in accordance with the law that was repealed several years ago. And I understand that we only know of one of those kinds of entities, although it's conceivable there could be more. And again, I'm talking about subsection (5). It's page 3 as shown at the bottom of the page, this...

SENATOR CUDABACK: Senator Hartnett.

SENATOR BEUTLER: ...subsection (5). Okay. And my questions are these. In sub (a) and sub (b) and sub (c), several times throughout here, the phrase "pursuant to" is used. And I...would I be correct in assuming...I want to be sure I have the same meaning as you do when you say "pursuant to." And I assume that that means "in conformance with," so that in subsection (a), any sanitary and improvement district organized in conformance with such sections. And the distinction I'm