

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

March 22, 2006 LB 915

to the Register of Deeds so they can't lease or transfer the property in that condition. Is that going beyond what you want to do at this point, or how is that prohibition against reoccupation...how is that intended to be enforced? I mean, there's no penalty provision; maybe there should be a penalty provision.

SENATOR CUDABACK: One minute.

SENATOR BEUTLER: But how would you enforce that?

SENATOR AGUILAR: That's a good question, and I will say that as far as your term, or use of placards, that's being used in Lincoln right now. That's how they do it when they come upon one of these properties.

SENATOR BEUTLER: Yeah.

SENATOR AGUILAR: And it would be my, you know, assumption that Health and Human Services within the regulations will put that in effect, you know, making sure that that property cannot be used.

SENATOR BEUTLER: Okay, and can the seller...is it your intent that the seller could sell the property without cleaning up this mess?

SENATOR AGUILAR: Absolutely not.

SENATOR BEUTLER: Absolutely not? Okay. And they wouldn't have the option of isolating a particular area in the house and renting out the rest of it, would they? Or how would that work?

SENATOR AGUILAR: No, if it's just a single family dwelling, the house would be...

SENATOR CUDABACK: Time, Senator Beutler.

SENATOR AGUILAR: ...tested and to determine where the contamination existed, and then they'd have to clean up that portion of it.