

ONE HUNDRED FIRST LEGISLATURE - FIRST SESSION - 2009
COMMITTEE STATEMENT
LB134

Hearing Date: Friday January 23, 2009
Committee On: Natural Resources
Introducer: Pankonin
One Liner: Change natural resources districts eminent domain powers

Roll Call Vote - Final Committee Action:
Advanced to General File with amendment(s)

Vote Results:
Aye: 6 Senators Carlson, Dubas, Fischer, Langemeier, McCoy, Schilz
Nay: 2 Senators Cook, Haar
Absent:
Present Not Voting:

Proponents:
Senator Dave Pankonin
Jim Panska
Roger Gaebel
Theresa Johnson
Judy Stroy
Paul Morrison
Bob Rikli
Karen Ruwe
Thomas Reed

Representing:
Introducer
Self
Self
Self
Self
Self
Self
Nebraska Farm Bureau
Self

Opponents:
Glenn Johnson
John Winkler
Dean Edson
Ross Greathouse

Representing:
Lower Platte South Natural Resources District
Papio-Missouri River Natural Resources District
Nebraska Association of Resources Districts
Nebraska Trails Foundation, Great Plains Trails Network
American Discovery Trail

Gary Gebhard

Neutral:

Representing:

Summary of purpose and/or changes:

LB 134 prohibits natural resources districts from using eminent domain for recreational purposes.

Section 1 amends Section 2-3234, relating to natural resources districts' eminent domain powers, by adding an exception to such power for the development and management of recreational trails or corridors unless associated with a flood control structure.

Section 2 repeals the original section.

Explanation of amendments:

AM636 replaces the original bill. It amends Section 2-3234 by adding language requiring a natural resources district to obtain the consent of the Legislature before using eminent domain for the development or management of recreational trails or corridors unless associated with a flood control structure. The amendment also adds an emergency clause.

Chris Langemeier, Chairperson