

CLERK: 25 ayes, 0 nays on the adoption of committee amendments.

PRESIDENT ROBAK: The committee amendments are adopted. The Chair recognizes Senator Beutler to open on the bill.

SENATOR BEUTLER: Madam President, this is just a small procedural bill following up on a bill that we actually passed last year. The bankers came back this year and said they thought one of the procedures ought to be clarified, that is the procedure for requesting delivery of a release of a mortgage and that's really all the bill does is to clarify the procedural language and specify that it will be a written request. Thank you.

PRESIDENT ROBAK: Thank you, Senator Beutler. Any discussion on LB 396? Senator Will.

SENATOR WILL: Thank you, Madam President, Senator Beutler, would you respond briefly to a question?

PRESIDENT ROBAK: Senator Beutler.

SENATOR WILL: Under current law, as I read the bill, Senator Beutler, and I'm sure you're much more familiar with this area of law than I am, but as I read the bill, currently the mortgagee has to deliver release of mortgage, a written release of mortgage to the individual that had mortgage property and does 396 then say that the mortgagor would have to request that, is that correct?

SENATOR BEUTLER: The mortgagor...yes, would have to request it. I think that was...that's what is done now, but they wanted to be sure that it was specified that it was a written request. As you can see down in line 7, the words after "request" are dropped out of that portion of the bill so it's not like it's changing it...

SENATOR WILL: So essentially this is basically a harmonizing measure with...

SENATOR BEUTLER: Yes.

SENATOR WILL: ...current practices in law?