

April 17, 1979

LB 356

SPEAKER MARVEL: Yes.

SENATOR BEUTLER: Senator Koch, I'd like to address a question to you then. First of all, the one provision that the...of LB 356 that I'm speaking of deals with Section 16 of the statutes, Chapter 16 of the statutes, which are cities of the first class. So we're not dealing just with villages and cities of the second class, is that not correct?

SENATOR KOCH: If that's...yes, that's correct.

SENATOR BEUTLER: Secondly, I would like you to explain what you mean by harmonizing with the other lease purchase agreements in the sections of the statutes. This, as I read this particular paragraph, you are excluding lease purchase from approval by the city council. Are you telling us there is another section of the statutes that requires city approval of lease purchase agreements?

SENATOR KOCH: The intent of the bill was to harmonize lease purchase throughout the statutes as it relates to cities I think of all classes. This is the information I have, at least, from the Assistant to the Urban Affairs Committee.

SENATOR BEUTLER: Thank you, Mr. Koch. If, in fact, this provision is to harmonize with those lease purchase provisions applicable to other cities, you have to be talking about primary class cities and metropolitan class cities, because this provision applies to all other types of cities. If, in fact, city council approval of major lease purchase agreements are not required in metropolitan and primary class cities, I certainly think they should be, and if the statutes are to be harmonized they need further harmonization in the other direction, not in this direction in my opinion. Thank you, Mr. Speaker.

SPEAKER MARVEL: The motion is...Senator Koch.

SENATOR KOCH: Well, I would make one note that if Mr. Beutler looks at the original green bill, the intent as presented to the floor, he would find that this was advanced by a league of cities, there was no opposition at the time of the hearing, and it was a matter of just as I'm trying to say is to harmonize all cities as it relates to lease purchase, and to allow second class cities a certain privilege of \$10,000 which obviously we felt was not unreasonable.