

February 12, 1980

LB 306

SENATOR CHAMBERS: Did you say 1979?

SENATOR BEUTLER: Yes.

SENATOR CHAMBERS: It was a substantial period of time.

SENATOR BEUTLER: Yes, more like a year or so.

SENATOR CHAMBERS: Did they put their best work into dealing with Section 2 or were they dealing in trickery in your opinion?

SENATOR BEUTLER: I have presumed that they put their best work into it. I don't know why they would want to do otherwise.

SENATOR CHAMBERS: Why do you think it took them maybe a year's time to come up with this Section 2 that they are offering today? If they had studied... What has changed between then and now to make them see that the Section 2 they thought was appropriate no longer is appropriate?

SENATOR BEUTLER: I don't know for sure, Senator Chambers. All I can guess is that they have received input from one place or another that has caused them to reconsider it.

SENATOR CHAMBERS: When you had your meeting with the Bar Association, and this is one of the reasons I don't like to be bothered with them, did they tell you why they changed it?

SENATOR BEUTLER: They changed it because the Title Committee thought it could be clarified.

SENATOR CHAMBERS: Wasn't the same Title Committee in existence when the original Section 2 was drafted?

SENATOR BEUTLER: Yes.

SENATOR CHAMBERS: Do you thoroughly understand the full significance of Section 2 as being presented now by this Bar amendment?

SENATOR BEUTLER: I believe so.

SENATOR CHAMBERS: All right, then you can help me.

SENATOR BEUTLER: All right.

SENATOR CHAMBERS: It says, "Section 1 shall not in any manner result in or be construed to impose a lien upon any interest in real or personal property." Okay, so that means nothing in Section 1 creates a lien on the property. Do you agree with that because that is what it says?