

February 6, 1981

LB 121

SPEAKER MARVEL: Senator Marsh, do you wish to speak to the committee amendments? Senator Vickers, do you wish to speak to the committee amendments?

SENATOR VICKERS: Yes, I do, Mr. President. Mr. President and members, as Senator Kahle pointed out the committee amendments are more technical in nature and the second portion of the committee amendments, if you will look in Section 1 of LB 121, you will notice under subsection 5 the same language that the committee amendment would insert under Section 2, which would make it the procedure followed by the board identical. This is a purely technical amendment and certainly has my blessing.

SPEAKER MARVEL: Senator Kahle, do you have anything else to say on the amendments?

SENATOR KAHLE: None.

SPEAKER MARVEL: The motion is the adoption of the committee amendments to LB 121. All those in favor vote aye, opposed no. Record the vote.

CLERK: 36 ayes, 0 nays on adoption of the committee amendments, Mr. President.

SPEAKER MARVEL: The motion is carried. The committee amendments are adopted. Now we are ready for the bill. Senator Vickers.

SENATOR VICKERS: Mr. President and members, LB 121 addresses a procedure that would seem to me at least to be rather unreasonable that we have in the statutes at the present time. At the present time, whenever a public body, and I will use as an instance a public power district, wants to put any...wants to get any easement on a piece of school land, they have to go through the condemnation process even though it might be an easement of convenience, say set a few poles in order to get a stock well or something of that nature. The condemnation procedure, of course, is a rather expensive procedure, a legal procedure that is a protection, I will admit, to the landowner if the landowner doesn't really want the easement to be granted. But as it works in public lands, the public body can go to the owner of the public land and approach them in a reasonable fashion and see if they can't agree to an amount and simply be granted an easement and not have to go through the condemnation process. What LB 121 does is insert under