

January 12, 1982

LB 418

Recreation whose Chairman is Senator Labeledz reports LB 416 indefinitely postponed; and LB 474 indefinitely postponed, both signed by Senator Labeledz as Chairman.

And finally, Mr. President, Senator Wesely would like to add his name to LB 770 and Senator Labeledz to 607.

SENATOR CLARK: No objections, so ordered.

CLERK: Mr. President, Senator Haberman makes a motion to withdraw LB 570. Pursuant to our rules that will be laid over.

SENATOR CLARK: We will now take up LB 261.

CLERK: Mr. President, I have a request I believe from Senator Cullan to pass over LB 261.

SENATOR CLARK: All right, we will take that up during passover. LB 418.

CLERK: Mr. President, LB 418 (read title.) The bill was first read on January 20 of last year. It was referred to the Government Committee for public hearing. The bill was advanced to General File. I have no amendments to the bill, Mr. President.

SENATOR CLARK: Senator Cullan.

SENATOR CULLAN: Mr. President, members of the Legislature, this bill was brought to me by the City of Gordon to address what they believe was a ambiguity in the statutes concerning the recording of the duties of the County Register of Deeds. Some sections of state law, current state law, require that plats and subdivisions are not authorized to be recorded if they are contrary to several sections of statutes which are specifically listed. The specific statutes refer to the authority of cities and counties to approve plats and subdivisions. The new language makes it clear that the County Register of Deeds, that he or she is not to record plats or subdivisions unless they have been approved by the appropriate governing body. As I understand it from the City Manager of Gordon, there were some developers who used this quirk, I guess, in state law to avoid coming before the City Council to obtain approval for their plat or subdivision and that that caused a good deal of problems as far as implementation of the zoning ordinances and comprehensive plan and so forth, and as you can see, there was no opposition to the legislation and it was supported by the Nebraska League of Municipalities. I would urge you to adopt this bill.