

SENATOR SCHMIT: Madam President, I object unless I have a chance to ask a few questions on the bill before I accede to the motion to bracket. May I ask a question of Senator Hoagland, please?

SENATOR SCOFIELD: Go ahead, please.

SENATOR SCHMIT: Senator Hoagland, suppose that a farmer owes \$160,000 on a 160 acres of land and he has a zero net worth. The land is worth 160,000 and he owes 160,000. How much can he redeem, how much cash does he need to redeem it with or can he just say, I'll keep it all and tell the bank good-bye?

SENATOR HOAGLAND: He can go to court and have an amount set as to the amount he needs to come up with to redeem the homestead and any number of acres up to 160 acres.

SENATOR SCHMIT: You mean he has to have some cash?

SENATOR HOAGLAND: Excuse me?

SENATOR SCHMIT: You mean he has to have cash?

SENATOR HOAGLAND: I believe so.

SENATOR SCHMIT: Okay, if he has cash now, suppose that that same farmer has \$40,000 cash now, can he not redeem part of the property?

SENATOR HOAGLAND: That's right, and of course, if he has \$40,000 in cash there is a question as to whether the bank would institute foreclosure proceedings anyway.

SENATOR SCHMIT: Well, that's the point that I want to make and I'd like to have cleared up here. The people who have been coming to me and have had problems have no access to cash. They have no resources. Now, if you have cash, you're in a negotiable position. Without cash are you not in the same position with the passage of the bill that you are without cash?

SENATOR HOAGLAND: Well, what the bill will give you, Senator Schmit, is instead of having to come up with the whole 160,000 in your example, if you can find a stepaunt or some relative out there somewhere to loan you \$15,000, then