

February 25, 1971

PRESIDENT: Ready for the consideration of bills on General File. Move to take up LB190.

CLERK: Read title. LB 190

PRESIDENT: Chair recognizes Senator Waldron.

SENATOR WALDRON: Mr. President, Members of the Legislature, 190 as we talked about briefly about a month ago, was a bill that resulted from the Interim Study Committee on eminent domain. The bill 190 itself will bring the state into compliance...which was passed and became law on January 2, 1971, that is this year. This law will only cover those programs that are not...let me tell you what the bill does first. It will provide for relocation allowance for those people and relocation assistance for those people who are moved at the result of the building, public building, public road, or some kind of a public financed project. Now all public financed projects that have any percentage of federal money involved now would come under the federal law which would be as identical to LB190, more detailed of course, but 190 has the same provisions. Now 190 would cover those projects that involve no federal money and would specially cover the area that the University is moving into in the Malone area. Now the University testified before our committee last summer that if they had the law they would be more than happy to provide relocation allowances and assistance to the people involved there, but they did not have Legislative authority to do so. You will notice your fiscal note on LB190, they do not have the new one in here, it reads \$900,000. This was in error, for anyone who would like to check it out personally you can call the Highway Department, they made an error because they didn't realize the federal act had already gone into effect as of January 2. So this will not have any impact on their program whatsoever. The federal act already has taken care of them. There is no fiscal impact on this, don't get me wrong it's going to cost the University some money to provide relocation assistance. But we felt when we were doing our study on eminent domain that it is a hardship on many people to have to move from a place where they have lived all of their lives and move into another section of town where property values are considerably higher and they really have no money to buy into these properties and so this provides up to a certain amount, I think up to ten thousand dollars or fifteen thousand dollars that they can go up to. Now this would be determined by the agency involved and so we do have control over it. I don't know what the agency will determine, they will set up a procedure which we would review under our administrative procedure act here at the Legislature. I am a member of the committee that will set on these rules and regulations that was appointed recently and so we'll have a chance to go over