

ONE HUNDRED EIGHTH LEGISLATURE

FIRST SESSION

LEGISLATIVE RESOLUTION 247

Introduced by Cavanaugh, J., 9.

PURPOSE: The purpose of this resolution is to propose an interim study to examine issues related to Legislative Bill 133 introduced in the One Hundred Eighth Legislature, First Session.

The study should include, but need not be limited to:

(1) An examination of current laws regarding the use of eminent domain by state agencies, boards, commissions, and other political subdivisions and the process such entities must follow to use eminent domain;

(2) An examination of current laws regarding the use of eminent domain by nonpublic or private entities and how the process differs, if at all, from the process used by political subdivisions;

(3) An examination of which public and nonpublic entities have the right of eminent domain;

(4) A determination of whether a public hearing prior to the use of eminent domain should be required; and

(5) An examination of any other potential policy changes regarding the use of eminent domain that the Legislature may consider.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE ONE HUNDRED EIGHTH LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the Government, Military and Veterans Affairs Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.