

LEGISLATIVE BILL 359

Approved by the Governor March 20, 1987

Introduced by Withem, 14

AN ACT relating to eminent domain; to amend section 25-2505, Reissue Revised Statutes of Nebraska, 1943; to provide for the conduct of certain hearings by school districts as prescribed; and to repeal the original section.

Be it enacted by the people of the State of Nebraska,

Section 1. That section 25-2505, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

25-2505. Any agency acquiring property on a willing buyer-willing seller basis, or by gift, or devise, or any other form of voluntary transfer, shall not be required to give the notice set forth in section 25-2503 if such agency has no planned project involving acquisition of the specific property, or any part thereof, through the use of eminent domain or the agency has no authority to use eminent domain for acquisition of property, but such agency shall hold a public hearing at least thirty days prior to consummation of the transaction whereby such property is acquired which public hearing and public notice of the same shall comply, where applicable, with section 25-2504. A school district may conduct any hearing required by this section as a part of the agenda at a regular or special meeting of its school board or board of education at the board's usual meeting place or at such other location within the school district as the board may designate.

Sec. 2. That original section 25-2505, Reissue Revised Statutes of Nebraska, 1943, is repealed.