



**Hundredth Legislature - First Session - 2007
Committee Statement
LB 8**

Hearing Date: January 17, 2007
Committee On: Judiciary

Introducer(s): (Preister)
Title: Increase penalty for accumulation of junk

Roll Call Vote – Final Committee Action:

- X Advanced to General File
 - Advanced to General File with Amendments
 - Indefinitely Postponed
-

Vote Results:

8	Yes	Sen. Ashford, Sen. Lathrop, Sen. Chambers, Sen. McDonald, Sen. McGill, Sen. Pedersen, Sen. Pirsch, Sen. Schimek
0	No	
	Present, not voting	
	Absent	

Proponents:
Sen. Preister

Representing:
Introducer

Opponents:

Representing:

Neutral:

Representing:

Summary of purpose and/or changes: LB 8 proposes to increase the penalty for the offense of unlawful accumulation of junk from a \$100 to a \$150 fine.

Currently, Nebraska Revised Statutes §81-1523 provides that it is unlawful to allow an accumulation of junk which constitutes a potential health hazard on property that is not purely agricultural in character. The Department of Environmental Quality and city health departments are authorized to investigate complaints of unlawful accumulations of junk and may issue an order requiring a landowner to remove said junk within 30 days. Failure to comply with such an order is punishable as a Class V misdemeanor, and LB 8 proposes to increase this penalty to a

class IV misdemeanor. A class V misdemeanor is punishable by up to a \$100 fine, while a class IV misdemeanor is punishable by a minimum of \$100 and up to a \$150 fine.

Explanation of amendments, if any:

Senator Brad Ashford, Chairperson