

April 4, 1975

PRESIDENT: Bill is advanced.

CLERK: Read LB509.

PRESIDENT: Senator Luedtke.

SENATOR LUEDTKE: There are none?

CLERK: I'm sorry there are too committee amendments, they are on a different page.

SENATOR LUEDTKE: I move the adoption of the committee amendments Mr. President. The committee amendment as we noted in our committee statement on LB509 merely adopts the provision that the administrator of an estate may not only maintain but also settle any cases pending or law suits that he might bring as an administrator or as an executor of an estate. Such a Fiduciary officer then may settle. As you notice in the amendment it says maintain to final disposition or settlement of any suit pending. This is not now in the statutes and it is a clarification for the proper handling of any law suits that are involved in a state's proceedings.

PRESIDENT: Any further discussion of the amendment? Question is the adoption of the committee amendments. Record your vote. Record.

CLERK: 47 ayes and 0 nays on a motion to adopt.

PRESIDENT: Amendments are adopted.

SENATOR LUEDTKE: Alright Mr. President, I would move that LB509 be advanced to E & R as amended. The entire bill is of the same nature as the amendment only in section 33-18 it states that the administrator, this is in another section of the same...another part of the same section a maintain and prosecute any suit on behalf of the estate. For some reason or other the statutes never set forth the full authority and power of an administrator under a state proceedings to do this. This is just a clarification of that oversight in the statutes.

PRESIDENT: Any further discussion? Question is the advancement of LB509. Record your vote. Record.

CLERK: 28 ayes, 0 nays and 21 not voting.

PRESIDENT: The bill is advanced. Senator R. Lewis has some friends in the north balcony from McCook High School. We are very happy to have you here. Welcome to the Nebraska Legislature. Senator Luedtke.

CLERK: Read LB542.

SENATOR LUEDTKE: Mr. President, I move the adoption of the committee amendments to LB542. 542 is another one of the juvenile justice bills and I will have Senator Barnett, sub-committee chairman explain the bill itself. The committee amendments are on page 2 and 3 of the bill. They were offered by Judge Macon of Scottsbluff who has worked very