

SPEAKER WITHEM: All provisions of law relative to procedure having been complied with, the question is, shall LB 303 pass? All in favor vote aye, opposed vote nay. Record, Mr. Clerk.

CLERK: (Read record vote. See pages 1967-68 of the Legislative Journal.) 25 ayes, 0 nays, 1 present and not voting, 23 excused and not voting.

SPEAKER WITHEM: LB 303 passes. LB 438.

CLERK: Mr. President, I have a motion on the desk. Senator Beutler would move to return the bill for a specific amendment, AM1975. (Amendment appears on page 1968 of the Legislative Journal.)

SPEAKER WITHEM: Senator Beutler.

SENATOR BEUTLER: Senator Withem, members of the Legislature, this amendment has to do with just one particular section of the bill. I haven't had a chance to talk to Senator Fisher about the exact verbiage of the amendment. The Department of Labor, who is interested in this, is okay with the amendment and I simply will have to let Senator Fisher speak for himself. What the amendment does is if you want to look at the bill on page 7, it basically strikes subsection 4. This is a bill that has to do with boiler inspections and the question that I'm concerned with is, who does the boiler inspections, and up until now the boiler inspections have been done by the state inspectors. Under the bill the inspections could be done by a state inspector or they could be done, in the case of companies that are insured, by an employee of the insurer or they could be done, in the case of companies that are self-insured, by an employee of that very company and it's that category that I'm concerned with. The term self-insured in this instance is a bit of a misnomer in that there is no requirement for insurance, as I understand it, there is no mandatory requirement so those that we're calling self-insured are really those that are not insured at all, for the most part. The...and what the amendment does is instead of allowing employees of these companies to inspect themselves, the amendment says we will revert back to the old system and have the state inspectors continue to inspect these "self-insured" people, this particular category. Those who are insured, it seems to me it makes sense to allow the insurers person to inspect them because obviously they have an interest