

LEGISLATURE OF NEBRASKA
ONE HUNDRED FIFTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 171

Introduced by Albrecht, 17.

Read first time January 10, 2017

Committee: Business and Labor

- 1 A BILL FOR AN ACT relating to claims against the state; to appropriate
- 2 funds for the payment of certain claims; to provide for payment of
- 3 the claims; to authorize agencies to write off certain claims as
- 4 prescribed; and to declare an emergency.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. The following sum of money, or so much thereof as may be
2 required, is hereby appropriated from the General Fund or from other
3 funds as indicated in the state treasury, not otherwise appropriated, for
4 the payment of a claim arising out of miscellaneous items of indebtedness
5 owing by the State of Nebraska.

6 \$394,853.25 for Miscellaneous Claim Number 2017-16605, against the
7 State of Nebraska, pay to Nebraska Press Advertising Service, 845 "S"
8 Street, Lincoln, NE 68508-1266, out of the General Fund.

9 The claim included in this section shall be paid through Program 536
10 in Agency 65.

11 For informational purposes only, the appropriation contained in this
12 section and fund source:

<u>FUND SOURCE</u>	<u>DOLLAR AMOUNT</u>
<u>GENERAL FUND</u>	<u>\$394,853.25</u>
<u>CASH FUND</u>	<u>\$-0-</u>
<u>REVOLVING FUND</u>	<u>\$-0-</u>
<u>TOTAL</u>	<u>\$394,853.25</u>

18 Sec. 2. The following sums of money, or so much thereof as may be
19 required, are hereby appropriated from the General Fund or from other
20 funds as indicated in the state treasury, not otherwise appropriated, for
21 the payment of tort claims which have been settled by the State Claims
22 Board and approved by the district court, which have been settled by the
23 Attorney General in the district court, or in which court judgments have
24 been entered and which require the approval of the Legislature for
25 payment.

26 \$100,000.00 for Tort Claim Number 2014-13226, against the State of
27 Nebraska, pay to Kelly Schneider and William Pfeffer Law Office, Engles,
28 Ketcham, Olson, Keith, P.C., Attn: Robert S. Keith, 1700 Farnam Street,
29 1350 Woodmen Tower, Omaha, NE 68102, out of the State Insurance Fund.

30 \$18,431.36 for Tort Claim Number 2014-13769, against the State of
31 Nebraska, pay to American Family Insurance Company, 6000 American

1 Parkway, Madison, WI 53783, out of the State Insurance Fund.
2 \$75,000.00 for Tort Claim Number 2016-15518, against the State of
3 Nebraska, pay to Dannie Fielder and the Abboud Law Firm, The Abboud Law
4 Firm, 6530 South 84th Street, Omaha, NE 68127, out of the State Insurance
5 Fund.
6 \$61,250.00 for Tort Claim Number 2016-15676, against the State of
7 Nebraska, pay to Blanca Encinas and Rex Moats, 131 South 202nd Street,
8 Elkhorn, NE 68022, out of the State Insurance Fund.
9 \$30,000.00 for Tort Claim Number 2016-15678, against the State of
10 Nebraska, pay to Emilio Espinoza and Rex Moats, 131 South 202nd Street,
11 Elkhorn, NE 68022, out of the State Insurance Fund.
12 \$9,661.62 for Tort Claim Number 2016-15820, against the State of
13 Nebraska, pay to Farmers Mutual of Nebraska, 501 South 13th Street,
14 Lincoln, NE 68508, out of the State Insurance Fund.
15 The claims included in this section shall be paid through Program
16 594 in Agency 65.
17 For informational purposes only, the appropriations contained in
18 this section and fund source:

<u>FUND SOURCE</u>	<u>DOLLAR AMOUNT</u>
<u>GENERAL FUND</u>	<u>\$-0-</u>
<u>CASH FUND</u>	<u>\$-0-</u>
<u>REVOLVING FUND</u>	<u>\$294,342.98</u>
<u>TOTAL</u>	<u>\$294,342.98</u>

24 Sec. 3. The Director of Administrative Services is hereby
25 authorized and directed to draw his or her warrants upon the funds in the
26 state treasury enumerated in this act, in favor of the several
27 beneficiaries named in this act for the amount set opposite their
28 respective names, upon the presentation of proper vouchers therefor. The
29 several amounts appropriated in this act shall be in full payment of any
30 and all claims, rights, causes of action, damages, and demands of every
31 character and kind owing by or against the State of Nebraska, its

1 officers, agents, and employees, and their successors and assigns with
2 respect to each of the beneficiaries respectively in whose favor the
3 appropriations are made. The director shall not deliver any warrant for
4 any items appropriated in this act until a receipt and release in full,
5 releasing the State of Nebraska, its officers, employees, and agents, and
6 their successors and assigns, has been filed by each of the beneficiaries
7 respectively. Upon presentation of the warrants, the State Treasurer is
8 hereby directed to pay the same out of money in the General Fund or out
9 of money in other funds indicated in this act not otherwise appropriated.

10 Sec. 4. The following requests were filed by state agencies seeking
11 permission to write off certain accounts. The State Claims Board reviewed
12 and approved the following requests:

13 \$52.54 for Request Number 2017-16448, made by the Clerk of the
14 Legislature.

15 \$6,508.42 for Request Number 2017-16488, made by the Military
16 Department.

17 \$8,502.58 for Request Number 2017-16524, made by the Game and Parks
18 Commission.

19 \$53,534.47 for Request Number 2017-16563, made by the Nebraska
20 Public Employees Retirement System.

21 \$1,402.76 for Request Number 2017-16566, made by the State Fire
22 Marshal.

23 \$459.46 for Request Number 2017-16581, made by the Supreme Court.

24 \$791,784.20 for Request Number 2017-16582, made by the Department of
25 Health and Human Services.

26 \$193.86 for Request Number 2017-16588, made by the Department of
27 Aeronautics.

28 \$74,855.49 for Request Number 2017-16603, made by the Department of
29 Roads.

30 Sec. 5. Since an emergency exists, this act takes effect when
31 passed and approved according to law.