

LB 154

February 20, 1973

SPEAKER: Mr. Clerk will you please read the first amendment.

CLERK: First amendment read.

SPEAKER: Senator Luedtke.

SENATOR LUEDTKE: Mr. President I move the adoption of the amendment. This was a committee amendment which inadvertently did not get into the committee amendments, it, in other words we did not strike the word domestic in clarifying that word household worker. It's merely to read household worker, rather than domestic servant, domestic servant was the words we wanted to strike, and insert in lieu thereof household worker, which is the same thing, so domestic should also have been stricken.

SPEAKER: Is there any discussion on this? Senator Kremer did you have a discussion on this? On this amendment?

SENATOR KREMER: Mr. Chairman, I'd like to ask a question of someone, does this mean a baby sitter? Now if it does, we are going to bring a whole lot of people into this, and there is hardly a young family that doesn't hire a baby sitter or provide for one, at least fifteen dollars worth per month, or seventeen this is what this would amount to.

SPEAKER: Perhaps Senator Luedtke might be able to answer that?

SENATOR LUEDTKE: A domestic servant would also mean that same way, so it wouldn't make any difference. I suppose or maybe Senator Chambers has a, there is no, nothing in there that says otherwise.

SPEAKER: Senator Chambers.

SENATOR CHAMBERS: Mr. Chairman, members of the legislature, and Senator Kremer, because of the difficulty of administration when you try to cover household workers, they adopted a formula which would be similar to that of social security in determining when a person would be covered. The individual to be covered would have to earn from the same household at least fifty dollars within a three month period of time, so if the baby sitter worked long enough to earn a certain amount of money, then that person is spending enough time in that home to have some kind of coverage in case of injury, and this is not a total response with what Senator Duis said, but keep this in mind, if a situation arose where a person got injured and they said we'll sue, I'm not talking about the policy that he said some people would carry now where they automatically had workman's compensation covered under it and some additional money for negligence, what would the person have to operate on while processing a suit, but in response to your question, there is a certain amount of time and money that has to be earned in the three month period.

SENATOR KREMER: Yes I'm aware of that, but in my, as I interpret the bill as now written, with the amendment it would bring a baby sitter in, I'm just using this as an example, and this is what I'm troubled about.

SPEAKER: I think Senator Luedtke would you say that baby sitters classified as a domestic worker?

SENATOR LUEDTKE: They would if they, under the Federal Act, if they have that number of hours, certainly they would.

SPEAKER: And therefore is that included in your amendment?

SENATOR LUEDTKE: My amendment doesn't effect that at all, if you want to, I suppose you'd have to leave out baby sitters or something, I think we did that at one bill one time. Household