

May 1, 1973

Theres not a A bill up there, that there could be a law suit against the State of Nebraska on right now. But there could be on this tort claims bill.

SPEAKER: Well are you willing to discuss this with Senator Marvel and have him include all this in his recommendations?

SENATOR RICHENDIFER: I certainly will.

SPEAKER: And then take this up tomorrow. If you want to procede, this morning, that's your business, but we've been discussing that over all picture and I think that we'd better wait until tomorrow if that's agreeable with you.

SENATOR RICHENDIFER: I'll take your advice today.

SPEAKER: All right.

SENATOR CARPENTER: It's a point of order. Now is his motion amendable. Come on,

SPEAKER: Well he's, on yes. I think any motion is amendable.

SENATOR CARPENTER: Well I'll make an, the motion to amend his motion to pass and consider all A bills. Let's get this thing settled and forget about it.

SPEAKER: Are you willing to do that tomorrow?

SENATOR CARPENTER: Tomorrow, yes.

SPEAKER: All right. Senator Luedtke, do you still want to be recognized?

SENATOR LUEDTKE: Just a point of clarification. This is the miscellaneous claims bill, it's not a tort claims bill. It's a miscellaneous bill which we have every session or which we used to have every other session and it includes all these claims against the State which are not handled by a tort claims suit and it is, and it was brought up because of the tort claims act and really it is something that we should definitely take care of before we leave here.

SPEAKER: Senator Syas.

SENATOR SYAS: Just to Senator Luedtke, is it possible if we didn't pass it, could these people sue and get their money anyway? What's so bad with letting them sue. I mean that's nothing unusual is it?

SENATOR LUEDTKE: Senator Syas, I'll answer that. Senator Syas could you figure out any way in which you could pay off the claim even if they sued and got a judgement unless we appropriate it?

SENATOR SYAS: Well we could do it in Jan, next January. We do these debts of things all the time any how.

SENATOR LUEDTKE: What I'm getting at, theres no needs for law suits then. Then you can just wait and pass this next January. Either make the decision, either wait until next January to pass this, it would take them that long to get the judgement. We would come right back and be the same place any way. Why, why expose these people to having to go to a law suit and hire attornies to get judgements, when they already have it in this bill, its already there, before us for a decision. I say we ought to make the decision.

SPEAKER: Gentlemen, theres nothing before the body. Senator Warner. Senator Warner passes, Mr. Clerk what else do you have