

April 3, 1974

motion. Any further discussion. The motion is to advance LB1058
All those in favor vote aye, all those opposed vote no.
Clerk will record.

CLERK: 36 ayes, no nays.

PRESIDENT: The bill is advanced. What is the next bill, Mr.
Clerk.

CLERK: 1049. Mr. President 1049 has no E & R amendments or
other amendments. It did have a committee amendment which was
never considered on General File. By Senator Maresh's committee.

PRESIDENT: Senator Maresh.

SENATOR MARESH: Mr. Speaker and members of the Legislature.
LB1049, as you will find in the bill provides for a claims that
were allowed by the claims board, and there were numerous claims
in 1050 which we reviews and had hearings on all these claims
and the committee came up with these three that they allowed.
As you will see in the committee amendments. One is Claim #45
against the Military Department filed by the City of Ogallala
and it's against the General Fund Paving assessment and we
allowed \$2,213.07 on that. And on claim #53 against the Depart-
ment of Roads filed by Donald M. Nickle of Kearney he had some
damage caused by right of way that prevented drainage in his
elevator and he had a claim for 192,057.00, and we gave this a
good hearing and we decided to allow \$15,000 on this claim.
And all the committee members voted for this to be allowed
except Senator Dickinson, I think he..his reason was because he
didn't hear the claim. And we also allowed a claim #110 against
the Department of Correctional Services. Filed by Thomas R.
Pratt, who was an inmate in the prison complex, and he lost three
fingers and injured his elbow. The cause of this...it was an
accident where a roll of steel..license platte steel fell on
somebody's foot and the man in charge called for people to come
and help and they raised up..they rose this roll of steel and
then he told the people holding it that somebody should get a
block of wood to support this and they all let lose except this
one man and it came down on this fingers, and he lost his three
fingers, and injured his elbow. He is permanently disabled. And
we allowed \$22,00. on that and the way we figured that was 37½
weeks according to Workmen's Compensation at \$53 a week. And
so that's how we arrived at the \$2,200 instead of the \$15,00 as
his claim called for. Mr. President, I move that the committee
amendments be allowed, be amended. Amendments be...

PRESIDENT: Committee amendments be adopted. Now you heard Senator
Maresh explain the committee amendments, is there any further
discussion. Are you ready for the question? The question is
shall the committee amendments be adopted. All those in favor
vote aye, all those opposed vote no. Clerk will record.

CLERK: 31 ayes (malfunction) Lost the ballot, Mr. President.
31 ayes, no nays, Mr. President on motion to adopt.

PRESIDENT: The committee amendments are adopted. Any further
amendments, Mr. Clerk.

CLERK: None.