

February 9, 1979

LB 111, 148

The question is the adoption of the amendments to LB 111. All those in favor vote aye, opposed nay. Have you all voted? Record the vote.

CLERK: 28 ayes, 0 nays, Mr. President, on the adoption of Senator Chambers' amendments.

PRESIDENT: Motion carries. The amendments are adopted. We are now on the bill as amended. Senator Chambers.

SENATOR CHAMBERS: Mr. Chairman, members of the Legislature, I would now move that the bill as amended be adopted, and if some of you would like to hear a very humorous comment that Senator Vickers made, ask him or ask me later on.

PRESIDENT: Any further discussion then? The question is the motion to advance LB 111 as amended. All those in favor vote aye, opposed nay. Voting on LB 111, the advancement of LB 111 off of General File. Record the vote.

CLERK: 26 ayes, 0 nays on the motion to advance, Mr. President.

PRESIDENT: The motion carries. LB 111 is advanced to E & R Initial. Next bill is LB 148.

CLERK: Mr. President, LB 148. Read title. The bill was first read on January 9. It was referred to the Judiciary Committee. It was advanced to General File. There are no amendments pending, Mr. President.

PRESIDENT: The Chair recognizes Chairman Nichol.

SENATOR NICHOL: Mr. Chairman, members of the Legislature, currently under the Nebraska law there are provisions for the commencement of actions in all, in all, Nebraska courts without the payment of fees or costs if the person commencing such action shows that he or she is unable to pay for such cost. This general provision causes several problems when applied to the Workmen's Compensation Court. In the Workmen's Compensation Court, fees and costs are handled in a different manner than in other courts. The Workmen's Compensation Act itself contains provisions for the payment of costs if the injured employee does not have the money to pay them. There is a serious question that the Workmen's Compensation Court was ever intended to come under the general pauper provisions since these provisions do not really apply to Workmen's Compensation Court. This apparent inconsistency causes confusion and needless motions in the Workmen's