

April 17, 1979

LB 348

SENATOR NEWELL: Mr. President, it was the intention of the committee, it was the intentions of others to add this provision. I don't know how it was overlooked. It makes it a very small minor misdemeanor but at the same time any of these sections of law should, in fact, have a penalty provision and for that reason I would ask that we adopt this amendment to the Fowler amendment and then I would like to speak on the Fowler amendment. Thank you.

SPEAKER MARVEL: Senator Duis.

SENATOR DUIS: Well I would speak in favor of this amendment to the amendment and also in answer at the same time to Senator Koch. We have accidents happen all the time and insurance companies involving these situations seem to know pretty much whether it is old or new damage that has happened to the vehicle. There is many things you can tell like rust or how long the paint has been off and how long ago it has been that the car has been out of line because of the tires. I think you will find there is plenty of opportunity to determine whether it is new or old damage.

SPEAKER MARVEL: Is there any other discussion on the Fowler amendment? The motion is the Newell amendment to the Fowler amendment to LB 348. Senator Newell, do you have any other comments to make? All those in favor of the motion vote aye, opposed no.

SENATOR NEWELL: Mr. President.

SPEAKER MARVEL: We are voting on the Newell amendment to the Fowler amendment to LB 348. Have you all voted? We have got about fifteen minutes to go and we have got about a half a dozen things to do and then we will be through. Have you all voted?

SENATOR NEWELL: It is such a hot day that most everyone is out in the cool rotunda and maybe what we ought to do just for the fun of it is bring everybody in. Could I have a Call of the House?

SPEAKER MARVEL: A Call of the House has been requested. All those in favor of placing the House under Call vote aye, opposed no. Record.

CLERK: 10 ayes, 0 nays to go under Call, Mr. President.

SPEAKER MARVEL: Motion carried. The House is under Call.