

February 10, 1981

LB 120, 85

law they can come back to this body and change it. So I see personally no significant increase in lawsuits but possibly a significant increase of public officials and subdivisions following the law. Thank you.

SENATOR CLARK: Senator Cope.

SENATOR COPE: Mr. President and members a question of Senator Burrows.

SENATOR BURROWS: Yes.

SENATOR COPE: Senator Burrows, will a judge make the decision as to the amount of attorney fees?

SENATOR BURROWS: Yes, the judge will decide what is reasonable. Ordinarily the judge will ask the attorney, he will present a log of phone calls, correspondence, and time involved and then the judge will make the decision as to what is paid and in the final analysis "reasonable" will be what the judge decides.

SENATOR COPE: Thank you.

SENATOR CLARK: Senator Burrows, do you wish to close?

SENATOR BURROWS: I will waive closing.

SENATOR CLARK: The question before the House is the advancement of 120. All those in favor vote aye, those opposed vote nay. Record the vote.

CLERK: 35 ayes, no nays, Mr. President, on the motion to advance the bill.

SENATOR CLARK: The motion passed and the bill is advanced. We will now take up LB 85.

CLERK: Mr. President, LB 85 was offered by Senator Steve Fowler and Senator Emil Beyer. (Read title.) The bill was read on January 12. It was referred to the Urban Affairs Committee. The bill was advanced to General File. There are committee amendments pending by the Urban Affairs Committee, Mr. President.

SENATOR CLARK: Senator Landis, do you want to take the committee amendments?

SENATOR LANDIS: Yes, I will. I have indicated to Senator Haberman that I would defer to him but let me just go through them quickly and then ask if he had any things to add to that