

January 12, 1982

LB 192

Senator Vickers is asking that his name be added as a co-introducer, but I presume he would make that motion himself. So those are the committee amendments. I am sure that Senator Remmers and his associates, colleagues or co-conspirators, whichever the case might be, can adequately explain the bill and answer any questions you might have. I move the adoption of the committee amendments.

SPEAKER MARVEL: All those in favor of the adoption of the committee amendments vote aye, opposed vote no. Record the vote.

CLERK: 27 ayes, 0 nays on adoption of the committee amendments, Mr. President.

SPEAKER MARVEL: The motion is carried. The amendments are adopted. Senator Remmers, do you wish to explain your bill?

SENATOR REMMERS: Would Senator Vickers like to introduce his amendment first?

CLERK: Okay, Mr. President, first of all, Senator Vickers that amendment that you offered last year, do you wish to withdraw that, or...okay. In that case, Mr. President, Senator Vickers now offers an amendment to the bill that is found on page 118 of the Legislative Journal.

SPEAKER MARVEL: Senator Vickers, do you wish to discuss your amendment?

SENATOR VICKERS: Yes, Mr. President. Mr. President and members, if you will look on page 118 of the Journal, you will find an amendment to LB 192 and for those of you that might not recall, LB 192 is the equal access to justice act that was on the consent calendar last year and I was one of the three people that asked for removal of that bill from consent calendar because I was concerned at that time that we were putting something in the statutes that required payment of attorney fees even though there might be an instance where in the court's discretion those attorney fees probably should not be paid or at least should drastically be reduced, particularly if an individual or a corporation that was able to fight the...whatever act that a state agency might be bringing against them, were attempting to do it only in an effort to drag out the application of that regulation. So if you will notice what the amendment does is on page 2 following "justified" on line 19 there would be a period put in and the committee amendments just