

is malice. I asked for them to delineate which causes of action they were seeking immunity from and at that time they were unwilling to do so. Following the failure of this bill on Final Reading, however, it seems as if negotiations could be opened up again and some language which is satisfactory to me, as a matter of fact written by Senator's Cullan, Kilgarin and myself, was inserted in the Journal under Senator Schmit's and my own name. If you will notice and compare the differences between Section 7 in the Journal and the Section 7 in the blue copy of the bill, you will see that we list what immunity is given and we are talking about penalties for slander, liable, defamation, breach of the physician-patient privilege or a violation of the state insurance laws. We also change the standard so that immunity is granted in the event someone is not making a malicious or knowingly false statement or is initiating one of these reports with reckless disregard for the truth of such report. That language essentially parallels the language utilized in liable cases for the standard that has to be exhibited between individuals for a showing of libelous action. I will yield the rest of my time to Senator Schmit in the event he wishes to make additional statements on behalf of this amendment.

SENATOR CLARK: Senator Schmit.

SENATOR SCHMIT: Mr. President, members of the Legislature, I believe that Senator Landis has adequately explained the amendment. I perhaps disagree with the necessity for the amendment but I support it and ask that the amendment be adopted.

SENATOR CLARK: Senator DeCamp.

SENATOR DeCAMP: I have no objections to the amendment.

SENATOR CLARK: Pardon?

SENATOR DeCAMP: I have no objections to the amendment either.

SENATOR CLARK: The question before the House then is the return of the bill. All in favor vote aye, opposed vote nay. Record the vote.

CLERK: 31 ayes, 0 nays on the motion to return the bill, Mr. President.

SENATOR CLARK: The bill is returned. Now the amendment.

SENATOR LANDIS: I move the attachment of the amendment that appears in the Journal to LB 421.