

SPEAKER NICHOL: It is withdrawn.

CLERK: Mr. President, the next motion I have is by Senator Warner. (See Warner amendment found on page 2302 of the Legislative Journal.

SPEAKER NICHOL: Senator Warner.

SENATOR WARNER: Mr. President, this amendment contains three items. It is a substantial amount of money. You'll recall LB 724 is the appropriations required relative to a variety of lawsuits. The amendment, however, deals with two of them already in the bill and would add two more. One of the cases dealt with the health care association, through the federal courts. It was around \$52,000 as I recall. The case is on appeal. The argument has come up on whether or not the interest, in addition to the \$52,000 needed to be added. In all probability, if the case is lost on appeal, the interest may well be added. We do have letters from the association indicating if the interest is added they will not be making efforts to collect immediately prior to the case on appeal being concluded. It is probably a reasonable addition to be made. The cost is \$10,217. The next one also is an interest item for only \$474, statutorily mandated again. It's been reviewed by the Judiciary Committee and was recommended by them and by the Appropriations Committee. The third one is a new one, it's a large one. It is for \$500,000 general fund. It is for a possible out of court settlement. It is recommended by the Attorney General's office. The possible cost, if one went to appeal through the Supreme Court and lost, would probably be in the vicinity of \$965,000. This case came about from an incident that occurred in Douglas County back in '78 or '79. But the courts had held...the case involved the social worker that was, according to the court had not placed an individual properly in a home. The local courts...even though those were county employees at that time the court found that the state had a responsibility. Of course, those are now state employees in any event, but they were not then. But it is the recommendation of the Attorney General's office that this would probably be appropriate action to make that appropriation. The last one also is an out of court settlement. It is for \$212,000. It is against the Department of Roads. It will not affect the general fund, it will come out of theirs. If the appeal, in this case,