

you may remember that was the controversy that failed I think by one vote last time, over the Omaha battle over what the rates should be, so we are changing the rate to one point above the T-bill rate on the date when the judgment is rendered, unless of course you would come along and provide a different rate by statute. Prejudgment interest when it applies begins to accrue 120 days from the service of summons. You may remember you agreed on that originally. That was in the bill. Prejudgment interest would not apply to payments made to the plaintiff by the defendant prior to judgment. We overcame that hurdle. It would not apply when a plaintiff has refused a defendants offer to confess judgment and the eventual judgment is less than or equal to that offer. That is there would be no prejudgment interest after the offer was made. It would not apply to domestic relation cases. It would not apply to judgment arising from contractual disputes with companies, providing payments for medical and hospital care or money judgments for or against the state or a political subdivision. No prejudgment interest could be included in the plaintiff's attorney's fees, remember, that was Senator Higgins matter. The provision of the bill would apply only to those causes of action occurring on or after January 1, 1986. So, Senator Hall.

PRESIDENT: Call of the house is raised.

SENATOR HALL: Mr. President and members, I would urge the body to adopt the bill. I feel that the prejudgment interest is in the fairest possible form that it could be, especially with the rate of interest that is going to be set in law. I feel that it will do a lot to urge people to settle their claims quickly and I would urge the body to adopt it. Thank you.

PRESIDENT: Senator Haberman.

SENATOR HABERMAN: Mr. President and members of the body, I'm just going to say that the Barrett amendment would have made a bad bill a good bill but beings the body didn't accept that then I'm going to ask that you vote against the bill entirely. Thank you.

PRESIDENT: All right. That closes the debate on...the motion is the adoption of the Hall-DeCamp amendment to LB 157. All those in favor vote aye, opposed vote nay.