

February 21, 1986 LB 79, 464

is to advance LB 464. Is there further discussion? Senator Beutler and Johnson have commented. All those in favor of advancing the bill from General File vote aye, opposed vote nay. Voting on the advancement of LB 464. Have you all voted? Record the vote.

CLERK: 26 ayes, 0 nays, Mr. President, on the motion to advance the bill.

PRESIDENT: The bill is advanced. We move to...LB 490 has been withdrawn. LB 79.

CLERK: Mr. President, 79 is by Senator Marsh. (Read title.) It was first read on January 10 of last year, referred to Judiciary, advanced to General File. There are committee amendments.

PRESIDENT: Chairman Hoagland of the committee.

SENATOR HOAGLAND: LB 79, colleagues, is a bill brought to us by Senator Marsh. LB 79 provides that a court can award attorney fees to a lawyer, other than a county Attorney, who brings an action to establish paternity or child support. It is a simple bill and it is a good bill. The committee is recommending adoption of a reciprocal amendment so that if the action is found by the court to be frivolous, why then attorney fees can be charged back against the plaintiff that brought the action. I ask the adoption of the committee amendment.

PRESIDENT: Is there discussion on the committee amendments? If not, the motion is to adopt the amendments. All those in favor vote aye, opposed vote nay. The motion is the adoption of the committee amendments to 79. Please record your vote. Have you all voted? Record the vote, Mr. Clerk.

CLERK: 26 ayes, 0 nays, Mr. President, on adoption of the committee amendments.

PRESIDENT: The amendments are adopted and the Chair recognizes Senator Marsh.

SENATOR MARSH: Thank you, Mr. President. LB 79 makes two changes in our present law. The first change applies in cases where the child's paternity has already been established and the unwed mother is seeking child support.