

which is, in my estimation, far beyond what is reasonable dealing with the political subdivision. One other point, Senator Chambers asked when the damage occurs, and we have talked about this privately, that if you have, and we're going to talk about a property damage now as opposed to a personal damage, personal injury, and we know when you get hit by a truck or something that works for a political subdivision, you probably know within a year that you've been hit by that truck and so you can make that claim. Dealing with property sometimes there is something been installed that may be the damage that it was caused, is being caused by something that was improperly done originally, doesn't show up for a long period of time. In a case...there have been some court cases, the E.B. Construction case against Omaha Paper was one that is in case law right now. It says, no, it isn't when, in that particular case they installed a water line, a sprinkler system, it isn't then, and they didn't know it didn't work, it was done wrong, it isn't then the damage occurs, it was when the damage occurs and the thing didn't work. The system didn't work and you should have investigated it then, but that's when the claim period starts. So the idea of suggesting that things won't show up for a long period of time before you make your claim, I don't find an acceptable argument and I think that to extend the time period against the municipal subdivisions from one year to two years or doubling that time period is not necessary nor is it warranted and I would still oppose the amendment.

SENATOR LAMB: Senator Haberman.

SENATOR HABERMAN: Call the question.

SENATOR LAMB: That will not be necessary, Senator. We're ready for Senator Hoagland to close.

SENATOR HOAGLAND: Let me try and focus the debate once again, ladies and gentlemen, of what this amendment does. This amendment sets out the compromise that the Judiciary Committee arrived at last year in LB 522 and that compromise is to allow Senator Hannibal's bill to shorten the time for suits against employees of political subdivisions, but at the same time extend the claim period from one to two years. Now it is real important to understand what this claim period is. This claim period is a statute of limitations. Now, if Senator Hannibal and I were to enter into a