

April 1, 1986

LB 1256

to us from the Court of Industrial Relations and from the Supreme Court of this state who have adjudged these to be rightful claims against the State of Nebraska. Additionally, following those judgments, we have had the unanimous State Claims Board decision and the Business and Labor Committee unanimously agreeing that these are bills due and owing and legally binding on this state. For that reason, this is not a moral obligation, but in my mind a legal obligation, and the question is whether or not we simply are going to have our check bounce or our check be good. With respect to whether or not this sets a precedent, I think whatever precedent value it will have will come to an end with this coming year. However, if the precedent is that we follow the legal order of courts, that we admit and pay for our legal obligations, that is the correct precedent for this body to endorse. I support the committee and I intend to advance LB 1256 in the shape that it is in. This is, as I say, a matter of simple justice and legal obligations to come back to this body because of the operation of the statutes of this state as interpreted by not only by the CIR but the Supreme Court. This is due and owing. It is our time now to pay.

SENATOR CARSTEN: Thank you, Senator Landis. Senator Barrett, do you have any closing on LB 1256, please?

SENATOR BARRETT: Only to say, Mr. President, and members, that the claimants that are listed in LB 1256 have decided to proceed directly to the Legislature and seek payment for the miscellaneous claims which have been now enumerated. I would simply add at this point that the Claims Board and the Business and Labor Committee did decide that this is, in fact, an obligation of the State of Nebraska. There were no dissenting votes in the Business and Labor Committee on this issue and I would urge that the Legislature sustain not only the Labor Committee but also the State Claims Board. I would urge the body to advance the bill. Thank you, Mr. President.

SENATOR CARSTEN: The question before us is, shall LB 1256 be advanced? All those in favor will vote aye, those opposed will vote no. Have you all voted? We are voting on the advancement of LB 1256. Thirty seconds and then we are going to call the vote. Fifteen seconds. Senator Barrett, for what purpose do you arise?

SENATOR BARRETT: Mr. President, I would ask for a call of the house and a roll call vote.

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