

March 21, 1973

(Start Belt #10)

CLERK: Reading. (?) One new bill Mr. President LB 182A introduced by Senator Epke (read). Motion to move LB161 to general file notwithstanding the action of the committee, signed Senator Waldron.

PRESIDENT: That will be laid over.

CLERK: No.

PRESIDENT: Oops, okay. LB 161, Senator Waldron in the Chamber? We have your motion Senator Waldron on 161. Senator Waldron. Yes he read the motion.

SENATOR WALDRON: Mr. President and members of the legislature, I ask that LB 161 be placed on general file, notwithstanding the action of the committee. LB 161 is the no fault automobile insurance bill that covers bodily injury that the interim study committee recommended to the legislature. This bill was under study, for two years by the interim committee on insurance and was approved by a five to three margin to be introduced and recommended passage in this legislature. This bill has been worked on and agreed to by the insurance industry in Nebraska, the two different agents groups or the agents that sell the insurance in Nebraska, it was agreed by all of those people, this bill had, we have been able to develop in the two year time, a bill that almost everyone agreed would work for the people of the state of Nebraska, and would be an improvement upon our present system. That is one of the main reasons I'm asking for you to advance this to general file. Secondly, we know that there is a Federal proposal to develop a Federal no fault insurance plan that the states must follow. If that is done, it's possible that we would lose control of the regulations of our insurance, automobile insurance plans, and I think this would be detrimental to Nebraska. As a matter of fact Congress is going to start holding hearings, the Senate I mean, is going to start hearings in April on the no fault bill. It was reported at the, same committee last year, but was then re-referred to another committee, but this year, I don't think they will have that strength. If you will be willing to place this on general file for me, I am willing to bracket the bill indefinitely on general file till a wait to see what the Federal Government is going to do, and if they don't take any action and it appears that Nebraska does not need to take action, then we will let the bill hold over until the next session of the legislature, but if it appears that the Federal Government wants some action by the state, then it will be up to us to act or not to act at that time. So I'm asking you now, to put, place this bill on general file, and I will ask that it be bracketed on general file for an indefinite period so that we can await the action of the Federal Government to see whether the state of Nebraska has to take action this year, or we can wait one more year or longer. I think the time is very short myself, others do not believe that way, so but, I think that the least we should do is show the Federal Government that we are going to at least consider it this year in our whole legislature rather than allow it to be killed in committee. I point out again, I will ask immediately that it be bracketed on general file for disposition when the Federal Government lets us know what is going to be required. Thank you.

PRESIDENT: The Chair recognizes Senator Fred Carstens, then Senator Snyder, then Senator Duis.

SENATOR FRED CARSTENS: Mr. President, members of the legislature, I'm going to oppose this, for the reason that this bill along with 153 was, which is a similar bill, also no fault