

One Hundred Ninth Legislature - Second Session - 2026

Introducer's Statement of Intent

LB1170

Chairperson: Senator Kathleen Kauth

Committee: Business and Labor

The following constitutes the reasons for this bill and the purposes which are sought to be accomplished thereby:

LB1170 amends a correctional institution incident claim under the State Tort Claims Act and also revises the Line of Duty Compensation Act as indicated below.

A county may file more than one correctional institution incident claim if the statutory threshold is met for prosecution costs exceeding the property tax revenue for each filed claim or when the prosecution is resolved. The claim and any subsequent claim filed should include new costs of which a decision has not been issued pursuant to 81-8,300.

The Line of Duty Compensation Act is revised to include a presumption of the injury or illness resulting in the public safety officer's death due to: 1) a cardiac event within 24 hours of a strenuous or nonroutine activity; 2) carcinogenic exposure and a cancer diagnosis after serving for at least five years; or 3) mental illness from traumatic events of which there is a diagnosis or evidence that the public safety officer sought help. Claims under the Line of Duty Compensation Act will be investigated and processed in accordance with the State Miscellaneous Act.

Principal Introducer: _____

Senator Dave Wordekemper