

LEGISLATIVE BILL 1133

Approved by the Governor April 7, 2026

Introduced by Kauth, 31.

A BILL FOR AN ACT relating to claims against the state; to appropriate funds for the payment of certain claims; to provide for payment of the claims; to authorize agencies to write off certain claims as prescribed; and to declare an emergency.

Be it enacted by the people of the State of Nebraska,

Section 1. The following sum of money, or so much thereof as may be required, is hereby appropriated from the General Fund or from other funds as indicated in the state treasury, not otherwise appropriated, for the payment of state settlements, which have been settled by the Attorney General in the district court and which require the approval of the Legislature for payment.

\$51,791.88 for Miscellaneous Claim Number 2025-01061, pay to Rodney Gerald Hoelscher, 1860 Road 43, Linwood, NE 68036, out of the General Fund.

\$289,360.48 for Line of Duty Claim Number 2026-01453, against the State of Nebraska, for Kyle McAcy who died in the Line of Duty, pay to Kevin and Teresa McAcy, 1224 South 167th Street, Omaha, NE 68130, out of the General Fund.

The claims included in this section shall be paid through Program 536 in Agency 65.

For informational purposes only, the appropriation contained in this section and fund source:

<u>FUND SOURCE</u>	<u>DOLLAR AMOUNT</u>
<u>GENERAL FUND</u>	<u>\$341,152.36</u>
<u>CASH FUND</u>	<u>\$-0-</u>
<u>REVOLVING FUND</u>	<u>\$-0-</u>
<u>TOTAL</u>	<u>\$341,152.36</u>

Sec. 2. The following sum of money, or so much thereof as may be required, is hereby appropriated from the General Fund or from other funds as indicated in the state treasury, not otherwise appropriated, for the payment of indemnification claims which have been settled by the State Claims Board and approved by the district court, which have been settled by the Attorney General in the district court, or in which a court judgment has been entered and which require the approval of the Legislature for payment.

\$354,456.23 for Indemnification Claim Numbers CI 24-3163 and CI 24-4457, pay to the Trust Account of Fiedler Law Firm, P.L.C., on behalf of Kurt Von Minden, 17330 Wright Street, Suite 102, Omaha, NE 68130, out of the General Fund.

The claim included in this section shall be paid through Program 592 in Agency 65.

For informational purposes only, the appropriation contained in this section and fund source:

<u>FUND SOURCE</u>	<u>DOLLAR AMOUNT</u>
<u>GENERAL FUND</u>	<u>\$354,456.23</u>
<u>CASH FUND</u>	<u>\$-0-</u>
<u>REVOLVING FUND</u>	<u>\$-0-</u>
<u>TOTAL</u>	<u>\$354,456.23</u>

Sec. 3. The following sums of money, or so much thereof as may be required, are hereby appropriated from the General Fund or from other funds as indicated in the state treasury, not otherwise appropriated, for the payment of workers' compensation claims which have been settled by the Attorney General in the Nebraska Workers' Compensation Court or in which court judgments have been entered and which require the approval of the Legislature for payment.

\$400,000.00 for a workers' compensation claim, pay to the Trust Account of High & Younes, LLC, on behalf of Greg Mosley, 6919 Dodge Street, Omaha, NE 68132, out of the Workers' Compensation Claims Revolving Fund.

\$162,500.00 for a workers' compensation claim, pay to the Trust Account of Atwood Law, P.C., L.L.O., on behalf of Stewart Craig, 575 Fallbrook Boulevard, Suite 206, Lincoln, NE 68521, out of the Workers' Compensation Claims Revolving Fund.

\$20,000.00 for a workers' compensation claim, pay to the Trust Account of Handley Law, PC, LLO, on behalf of Kenneth Cobb, 1141 H Street, Lincoln, NE 68508, out of the Workers' Compensation Claims Revolving Fund.

\$300,000.00 for a workers' compensation claim, pay to the Trust Account of Keating, O'Gara, Nedved & Peter, PC, LLO, on behalf of Todd Rasmussen, PO Box 82248, Lincoln, NE 68501-2248, out of the Workers' Compensation Claims Revolving Fund.

\$110,000.00 for a workers' compensation claim, pay to the Trust Account of Keating, O'Gara, Nedved & Peter, PC, LLO, on behalf of Anthony O. Dix, Jr., PO Box 82248, Lincoln, NE 68501-2248, out of the Workers' Compensation Claims Revolving Fund.

\$125,000.00 for a workers' compensation claim, pay to the Trust Account of Friedman Law Offices, PC, LLO, on behalf of Tina Vaughn, PO Box 82009, Lincoln, NE 68501, out of the Workers' Compensation Claims Revolving Fund.

\$50,000.00 for a workers' compensation claim, pay to the Trust Account of Gallner & Pattermann, P.C., on behalf of Tiffany Colvin (now known as Tiffany Mills), 300 West Broadway, Suite 145, Council Bluffs, IA 51503, out of the Workers' Compensation Claims Revolving Fund.

The claims included in this section shall be paid through Program 593 in Agency 65.

For informational purposes only, the appropriations contained in this section and fund source:

<u>FUND SOURCE</u>	<u>DOLLAR AMOUNT</u>
<u>GENERAL FUND</u>	<u>\$-0-</u>
<u>CASH FUND</u>	<u>\$-0-</u>
<u>REVOLVING FUND</u>	<u>\$1,167,500.00</u>
<u>TOTAL</u>	<u>\$1,167,500.00</u>

Sec. 4. The Director of Administrative Services is hereby authorized and directed to draw his or her warrants upon the funds in the state treasury enumerated in this act, in favor of the several beneficiaries named in this act for the amount set opposite their respective names, upon the presentation of proper vouchers therefor. The several amounts appropriated in this act shall be in full payment of any and all claims, rights, causes of action, damages, and demands of every character and kind owing by or against the State of Nebraska, its officers, agents, and employees, and their successors and assigns with respect to each of the beneficiaries respectively in whose favor the appropriations are made. The director shall not deliver any warrant for any items appropriated in this act until a receipt and release in full, releasing the State of Nebraska, its officers, employees, and agents, and their successors and assigns, has been filed by each of the beneficiaries respectively. Upon presentation of the warrants, the State Treasurer is hereby directed to pay the same out of money in the General Fund or out of money in other funds indicated in this act not otherwise appropriated.

Sec. 5. The following requests were filed by state agencies seeking permission to write off certain accounts. The State Claims Board reviewed and approved the following requests:

\$856.00 for Request Number 2026-01512, made by the State Fire Marshal.

\$1,032,144.79 for Request Number 2026-01520, made by the Department of Health and Human Services.

\$98,759.21 for Request Number 2026-01521, made by the Department of Transportation.

\$1,708,343.43 for Request Number 2026-01524, made by the Department of Labor.

\$2,647.70 for Request Number 2026-01526, made by the Department of Veterans' Affairs.

Sec. 6. Since an emergency exists, this act takes effect when passed and approved according to law.