

threaten and all that, to take some steps and deal with it. But, truthfully, it's a difficult thing to be able to know which dog is going to attack and which isn't and how we deal with that. Clearly though the line we're trying to draw is on a dog defending its property, and that is part of what their responsibility and expectation is. And the dog that is just without provocation attacking people, I think this does draw that line that comes from Senator Warner's concerns and it's already provided here. All this does is reference the statutes and what the definition of trespassing is. And one last thing, even though Senator Chambers is talking about this precludes the option to come back on somebody who comes in, gets hurt while trespassing, under this bill yes, but there are other provisions in statutes, other ways in which that child or family, or whatever can bring suit. So we don't take those options away, it's not the intent to take those away. It's with this particular statute that we're trying to deal with. And I think that this is a line that needs to be drawn. I'd ask your support for this amendment.

SPEAKER BARRETT: The question is then the adoption of the Wesely amendment to LB 208. All in favor vote aye, opposed nay. Record.

CLERK: 27 ayes, 0 nays, Mr. President, on adoption of Senator Wesely's amendment.

SPEAKER BARRETT: The amendment is adopted? Anything further?

CLERK: Mr. President, I believe I have an amendment from Senator Wesely and perhaps Senator Chambers to the bill.

SPEAKER BARRETT: Senator Chambers.

SENATOR CHAMBERS: Mr. Chairman and members of the Legislature, the amendment is coming up. And what it would add some language that would indicate that if a person is injured by one of these dogs, for the owner to have the kind of immunity that is being aimed at here, the injury or damage would have to be nonsevere, an injury that is not severe. So that we're not encouraging some people to have the idea that no matter what this dog did then they would have a type of immunity. And I can accept this amendment, and I will let Senator Wesely expand on it further and, if Senator Lamb or others have questions, then...The amendment, from my standpoint, is not designed to harm the bill