

April 6, 1989

LB 812

let's fix it up and let's make it sound for the next 40 to 50 years. How are we going to be assured that it is going to be sound for the next 40 to 50 years if we couldn't even get it built sound in the beginning?

SENATOR WEHRBEIN: I accept your concern on that except we've had several engineering firms and architectural firms look at it, Leo Daly being the latest one. There was two others before that. Now if it's humanly possible, I guess you have to accept it on that basis.

SENATOR SMITH: All right, weren't we assured that the building was sound by those who built it? I did hear them say something about the fact that they wouldn't assume any liability. Is that the usual procedure, that they don't have to assume the liability? Either Senator Warner or Senator Wehrbein.

SENATOR WARNER: I think my comment, Senator Smith, that you're referring to and I was referring to those...

SENATOR SMITH: The architects?

SENATOR WARNER: ...the outside consultant...

SENATOR SMITH: The consultants.

SENATOR WARNER: ...who came in afterwards, the engineering firms and those who said at the time there was not a problem with the building would not back that with a guarantee which would as a result held them liable in the case their opinion was wrong.

SENATOR SMITH: Okay now, just a second then, Senator Warner. now you said that they, at the time of the problem that they knew early on there was a problem with the building when they were building it?

SENATOR WARNER: Yes, but...

SENATOR SMITH: And still they proceeded with the building...

SENATOR WARNER: No, no...

SENATOR SMITH: ...and there was no liability with the people that were building it?