

February 12, 1991 LB 88

political subdivisions and the state should be under the same onus of tort law that the general public and business is under, and LB 88 I oppose for the reasons that neither should be changed. We are going through a significant change in our tort law, one that I am not sure will actually improve our settlements or those damages paid to victims, those legitimate damages paid to victims, but will increase the number and the cost of our tort law. If you have any claim at all as a plaintiff that isn't over 50 percent, I think you could go in and get a settlement of some kind. I think this will increase the cost both in our courts and in our insurance, and we are in a whole new ball game, where the case law and the established settlements that we have are all opened up for grabs. With that, I am voting against LB 88 and hope that it does not pass.

SPEAKER BAACK: Thank you, Senator Pirsch. We will now proceed to Senator Hefner.

SENATOR HEFNER: Mr. President, and members of the body, I have a question for Senator Kristensen.

SPEAKER BAACK: Senator Kristensen, will you respond, please.

SENATOR KRISTENSEN: Yes.

SENATOR HEFNER: Senator Kristensen, you said that your amendment, AM0240, was added to the amendment in the book of AM0102, is that correct? Is that correct?

SENATOR KRISTENSEN: AM0102, it should be the first half of 102, excuse me, right.

SENATOR HEFNER: Okay, and then under the sheet that you passed out, amendments to LB 88, amendments to FALL, where is FALL.

SENATOR KRISTENSEN: To be truthful with you, Senator Hefner, I have no idea what FALL is as I stand here and look.

SPEAKER BAACK: Mr. Clerk, would you please clear this up?

CLERK: If I may, Senator, FALL is essentially that portion of the General File amendment that was offered by Senator Kristensen. You remember, we divided the question. FALL then became the first portion of the AM0102. That is the way we identify for purposes of our recordkeeping.