

February 13, 1991 LB 88, 262

my time, Senator Warner does make some good points. And the one point he makes is that the standard of fault in LB 88 is not a bad...

PRESIDENT MOUL: One minute.

SENATOR ASHFORD: ...standard of fault. And it should be...or I'm not sure he's saying it should be adopted, he said he would probably vote for it. But he is saying that municipalities and counties have a special relationship with the law and I'm not arguing that point. We already have caps on political subdivisions of a million dollars. We don't have punitive damages in the State of Nebraska. There is a special relationship in the law and that should be dealt with and I have no problem...I don't necessarily agree with all of Senator Kristensen's amendments on LB 262, but they're certainly worthy of debate. And that's why last week when Senator Kristensen and I and Senator Beutler and Senator Landis and Senator Abboud got together and worked this out, we all agreed that LB 262 should be on the floor and should be debated. If it is that important to the municipalities and the counties that it be debated, then someone should either prioritize it but I would suggest that...

PRESIDENT MOUL: Time.

SENATOR ASHFORD: ...it will come up in the normal course anyway.

PRESIDENT MOUL: Thank you, Senator Ashford. I will now recognize Senator Beutler, followed by Senator Pirsch, Kristensen, Abboud, Coordsen and Robinson. Senator Beutler.

SENATOR BEUTLER: Call the question.

PRESIDENT MOUL: The question has been called. Are there seconds? Seeing sufficient seconds, we will now proceed to vote on the motion to call the question. All those in favor please vote aye, opposed nay. Please record, Mr. Clerk.

CLERK: 9 ayes, 13 nays, Madam President, to cease debate.

PRESIDENT MOUL: The motion fails and we will continue with debate on the motion to reconsider the amendment, Warner amendment. I will now recognize Senator Pirsch, followed by Senator Kristensen, Abboud, Coordsen, Robinson and Ashford.