

Mutual and other domestic property and casualty companies and we came up with an amendment as a type of compromise and this is the amendment that we are considering and it's agreed upon between them and it basically provides that, basically does what we intended it to do meaning that that individual will have to subrogate unless there is no money there available for them. And in cases where an individual, the subrogation causes undue hardship on them, meaning that there is no, essentially no monetary benefit for that person that was hurt, he doesn't get anything at all, then they will not have to pay. And that is basically what the amendment provides for. So, I'd be happy to answer any questions about it, if not, I'd just as soon adopt the amendment, put it in its compromise form and then discuss the bill.

PRESIDENT MOUL: Thank you, Senator Abboud. Senator Landis.

SENATOR LANDIS: Madam President, members of the Legislature, I just rise to confirm what Senator Abboud is speaking about. We did have a hearing and the two sides on the original measure had diametrically opposed positions, but if you listen to both sides there was much area of agreement. Insurance companies were not saying, well, gosh, we want to cut people out of their rightful recovery and members of the committee said, well, it's true, we don't...we're not here holding a candle for double recovery, we just want one real recovery and, in fact, both parties got together, found a way of achieving that end. No double recovery, but real recovery and subrogation would not defeat the real recovery and that's what the amendment is and as I said, both parties helped work on that amendment and to my knowledge it's noncontroversial and has no dissent. I would urge its adoption and the advancement of the bill.

PRESIDENT MOUL: Thank you, Senator Landis. Seeing no one else wishing to debate the amendment, do you have closing, Senator Abboud? Closing is waived. We'll proceed to vote on the Abboud amendment to LB 224. All those in favor please vote aye, opposed nay. Have you all voted? Please record, Mr. Clerk.

ASSISTANT CLERK: 25 ayes, 0 nays on the adoption of Senator Abboud's amendment.

PRESIDENT MOUL: The amendment is adopted. Senator Abboud.

SENATOR ABOUD: Madam President, colleagues, I don't have