

January 30, 1992 LB 671

any action whether it be an action that coincides with the intendant's wishes or not as long as it was in good faith, doesn't matter. The problem is it's a little late. It's after the fact...

PRESIDENT MOUL: One minute.

SENATOR HALL: ...and you can't bring that individual back. Oh, yeah, you can possibly go the court route but there is a Supreme Court decision laying out there that could muddy up the waters. It wouldn't be a crystal clear issue anymore. I want to vote for this piece of legislation. I think you remove Section 9, even the introducer, Senator Landis, has said, I can live with whatever the outcome of this is. I prefer you keep it in, but I can live with the outcome. He recognizes that removing Section 9 does not strip 671 of its integrity and the intent behind it from the day it was introduced eight years ago. You need to support this amendment. It is not frivolous, it does not attack the integrity of the bill and it makes the living will legislation a very good piece of legislation that I will support and would urge you to support as well, but only after the Lindsay amendment is adopted.

PRESIDENT MOUL: Thank you, Senator Hall and Lindsay. We'll now vote on the Lindsay amendment and we have a request for a roll call vote in reverse order.

CLERK: (Read roll call vote. See page 573 of the Legislative Journal.) 25 ayes, 17 nays, Madam President.

PRESIDENT MOUL: The amendment is adopted. I will raise the call. Do you have anything further on the bill, Mr. Clerk?

CLERK: I do, Madam President. The next amendment I have is by Senator Landis and Lindsay. I have AM2598 in front of me, Senators. (Amendment appears on page 574 of the Legislative Journal.)

SENATOR LANDIS: Senator Lindsay and I agree that the insurance rates of any individual should remain unaffected by the existence of a living will. This provisions says insurance rates shouldn't change. I urge its adoption.

PRESIDENT MOUL: Thank you, Senator Landis. Does anyone else wish to speak to this amendment? Seeing none, we will vote on