

May 17, 1995

LB 750

McKenzie and Chambers. Senator McKenzie has arrived. Senator Chambers. Senator Pedersen, are you saying we may continue.

SENATOR PEDERSEN: Yes.

SENATOR BERNARD-STEVENS: And Senator Hall has asked for a roll call and Senator Will has requested reverse order. The question is, shall debate cease? All those senators wishing to vote will vote aye, all senators not agreeing to that will vote nay. Mr. Clerk.

CLERK: (Roll call vote taken in reverse order. See pages 2290-91 of the Legislative Journal.) 25 ayes, 15 nays to cease debate.

SENATOR BERNARD-STEVENS: Debate is ceased. Senator Kristensen, you are recognized to close on your amendment.

SENATOR KRISTENSEN: Thank you, Mr. President, and members of the Legislature. I would like to give Senator Will the opportunity for the first couple of minutes to present the other side while people were gone and I'd reserve the last three minutes for my closing.

SENATOR BERNARD-STEVENS: Senator Will, before I get there, I am going to keep the house under call until we get through with this vote, so if the members can be patient with that. Senator Will.

SENATOR WILL: Thank you, and I appreciate it, Senator Kristensen, just I know a lot of people weren't present during the debate, and I'd like to just highlight what we are talking about. It is the statute of repose, the portion of the committee amendment that would extend our ten-year statute of repose with respect to product liability to forty years, so that simply after a product was forty years old the manufacturer would be completely exempt as opposed to the current ten years. Certainly there are products I think we all know of that go well beyond the ten-year limit currently and are still very useful. We are talking about breast implants. We are talking about automobiles. We are talking about airplanes, things of that type, various items of machinery that are used in business that may, because of something that went wrong in their manufacture, cause an injury. I think...again, I want to reiterate that extending the statute of repose would not guarantee anyone an