

SENATOR WITEK: Do we prohibit mandatory retirement from other...other areas, people who are not prepared with a forty-four thousand dollar a year retirement? Do we prohibit mandatory retirement from other companies?

SENATOR WARNER: You said do we prohibit it?

SENATOR WITEK: Right.

SENATOR WARNER: If it is done discriminately, yeah.

SENATOR WITEK: So at this time we don't allow a company to force retirement at sixty-five in the state of Nebraska under any circumstances?

SENATOR WARNER: No, I don't...I don't think that's accurate.

SENATOR WITEK: Okay, so if we put this law through, we will be allowing a company to mandate retirement over the age of sixty-five if that employee has forty-four thousand dollars a year or more retirement benefit.

SENATOR WARNER: If I am following you, that I believe is true. It would be the same as they couldn't file a case in federal, under the federal EEOC either.

SENATOR WITEK: They could not, but they would be able to with the passage of this language.

SENATOR WARNER: No, with this language, they couldn't do it with the state either.

SENATOR WITEK: Okay, so it prohibits them from...we already have a federal prohibition from them filing a claim with...

SENATOR WARNER: Yes.

SENATOR WITEK: ...the federal, and this would allow them...this, they couldn't go to the Nebraska EEOC to file a claim for mandatory retirement either.

SENATOR WARNER: Under existing law?

SENATOR WITEK: But anyone under, anyone sixty-five or over who