

February 22, 1996 LB 645

Chambers.

SENATOR CHAMBERS: Oh, I'm sorry.

SENATOR ABOUD: I was reading the language here.

SENATOR CHAMBERS: Okay.

SENATOR ABOUD: It says, it states that it applies to law enforcement agencies, employees of law enforcement agencies, and state officials shall be immune from liability for good faith conduct under the act. Now, those three categories were provided with immunity, which is similar to other types of state statutes. But it clearly is my intent that if an employee acts in a negligent manner, and that would include those three categories that I've described, that they would not be acting in good faith under the act, and they would not be granted the immunity that...

SENATOR CHAMBERS: Okay.

SENATOR ABOUD: ...this act provides for. So if they act in a negligent manner,...

SENATOR COORDSEN: One minute.

SENATOR ABOUD: ...then clearly they would be outside the confines of immunity and would be in violation and would be subject to civil liability.

SENATOR CHAMBERS: Okay. And, Senator Abboud, you are, just for the record because I'm not going to offer an amendment now, you are the introducer of this bill, correct?

SENATOR ABOUD: Yes, that's correct.

SENATOR CHAMBERS: And you...you have a clear understanding of what it is that I'm asking questions about during our discussion here?

SENATOR ABOUD: That's correct.

SENATOR CHAMBERS: And your agreement is that if these categories of people behave in a negligent way, that negligence