

talking about so I just would like to urge your support in advancing the bill to Select File.

SPEAKER WITHEM: Thank you, Senator Dierks. For discussion on the motion to advance, Senator Chambers.

SENATOR CHAMBERS: Mr. Speaker, having put my brand on this little doggie, I support Senator Dierks' move and let's run him on into the corral.

SPEAKER WITHEM: Any further comments? Senator Beutler.

SENATOR BEUTLER: Senator Dierks, with regard again to the animals getting loose and getting on to other property, if...it says if the person who has responsibility for the fences is negligent in maintaining his or her part of the fence, then they can't claim damages. But in a situation where there has been no negligence as far as the fences are concerned and my animals, for whatever reason, spook in a storm or frightened somehow, break down the fence, jump the fence, whatever, and damage the other property, am I, as the animal owner, still liable there?

SPEAKER WITHEM: Senator Dierks.

SENATOR DIERKS: I don't think that you, excuse me, Mr. Speaker, members of the Legislature, you haven't been guilty of any misconduct. That's an act of nature. I don't believe that that's...I don't think you're responsible.

SENATOR BEUTLER: So it's interpreted to be the requirement of negligence in there somehow...

SENATOR DIERKS: Yes.

SENATOR BEUTLER: ...in that statute? Okay, thank you.

SENATOR DIERKS: Yep.

SPEAKER WITHEM: Further debate? Seeing one, Senator Dierks, do you have a close? Closing is waived. The question is, shall LB 1174 be advanced? All of those in favor vote aye, opposed vote nay. Senator Dierks, at least look at the board when they're doing this to you, please. Record, Mr. Clerk.