

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
Transcriber's Office

February 25, 1999 LB 51

indicated that if we could incorporate the following concept then we could do it all in one bill. The amendment would provide that in cases requiring an appeal bond, which is filed in one court and transferred to another, that it would be clear that the transferring court is allowed to retain the bond cost, which would be 10 percent, and the balance of 90 percent would be transferred to the court succeeding to or acquiring jurisdiction, and that there could not be a subsequent levy of cost. So, again, we're avoiding any confusion, and we are avoiding the possibility of duplicating costs to litigants. This is good and fair legislation in the entirety. I urge the adoption of the committee amendment and the advancement of the bill. Thank you.

PRESIDENT MAURSTAD: Thank you, Senator Brashear. Before we proceed, Senator Matzke would like to announce the following guests are visiting the Legislature: eight eighth and tenth grade students in the Sidney Public Schools. They are located in the north balcony. If you would rise, we would like to recognize you and welcome you to the Legislature. Discussion on the committee amendments to LB 51. Senator Brashear, you're recognized to close on the committee amendments. Senator Brashear waives closing. The motion before us is the adoption of the committee amendments to LB 51. All those in favor vote aye, those opposed nay. Record, Mr. Clerk.

CLERK: 32 ayes, 0 nays, Mr. President, on the adoption of committee amendments.

PRESIDENT MAURSTAD: Committee amendments are adopted. Discussion on the advancement of LB 51 to E & R Initial. Senator Brashear, you're recognized to close on the advancement of LB 51.

SENATOR BRASHEAR: Mr. President, members of the body, I would just urge the advancement of the bill. This is about clarifying three inconsistent practices within our bonding procedures. It will avoid any litigant having to pay more than once for the same bond. It's desirable and I believe without any adverse consequence. Thank you.

PRESIDENT MAURSTAD: Thank you, Senator. The motion before us