

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE  
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LB 608

safety net that is afforded by the unemployment compensation system administered by the Department of Labor. All this bill does is take us back to what the law has been for 40 years in this state, and apparently in every other state in this country. It...it clears up a problem that was created by judicial interpretation. As a lawyer I'm sorry to say that sometimes lawyers get bound up in a lot of technicalities, and the end result is not what anybody really intended. So what we're trying to do is take the law back to where it is always considered to be quite simply when you define who's unemployed. Anyone who is on a paid vacation and has a job to go back to is employed; they are not unemployed. And it's a simple issue of clarifying...

SENATOR CUDABACK: One minute.

SENATOR MATZKE: ...a problem that has been created by, I think, overtechnical legal analysis in some of these opinions. And I would ask that...well, before I ask that the bill be advanced, I want to thank Senator Chambers for helping lay a basis, a legislative history on this bill so that, if this issue that concerns him ever comes up in a court, the court will have no trouble in checking the legislative history and understanding what our intent is. And our intent is to treat employees fairly. And, if they get a lump sum vacation settlement upon termination, that that is only attributable on the basis of dividing it by their base wages. And this is a week-by-week process.

SENATOR CUDABACK: Time.

SENATOR MATZKE: And so I have to respectfully dissent from the position that Senator Chambers has taken on this and urge the advancement of this bill. Thank you.

SENATOR CUDABACK: There has been no request for a machine vote, so all in favor of the advancement of LB 608 to E & R for engrossing say aye. Opposed nay. LB 608 is advanced to E & R for engrossing. Items for the record, Mr. Clerk. I do raise the call.

CLERK: Mr. President, your Committee on Business and Labor