

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
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LB 921

prosecution. There are problems with the current law. More protection is given to someone who intentionally injures than to someone who negligently injures. Insurance coverage questions arise, because intentional torts typically are not covered by insurance, whereas negligently inflicted torts are. It's also a trap for unwary plaintiffs. Almost all other torts, as I indicated, have a four-year statute of limitations. An uncertain fact pattern--wreckless, negligent, intentional, nonintentional--can result in confusion, and the disparity in the two statutes of limitation can result in miscarriages of justice. AM2613 would make the one-year statute, for intentionally inflicted torts, a four-year. I urge the adoption of the amendment to LB 921. Thank you.

SENATOR CUDABACK: Thank you, Senator Brashear. We are now open for discussion on AM2613 to LB 921. Seeing no further lights, Senator Brashear, did you wish to close on your amendment? Senator Brashear waives closing. The question before the body is, shall AM2613 be adopted to LB 921? All those in favor vote aye, opposed nay. Have you all voted who care to? Record, please, Mr. Clerk.

CLERK: 26 ayes, 0 nays, Mr. President, on the adoption of Senator Brashear's amendment.

SENATOR CUDABACK: AM2613 is adopted to LB 921. We are now open for discussion on...

CLERK: I have nothing further to the bill.

SENATOR CUDABACK: Mr. Clerk. We are now open for discussion on advancement of LB 921 to E & R Initial. Seeing no lights, Senator Brashear, did you wish to close?

SENATOR BRASHEAR: Mr. President, members of the body, not everyone was present for the opening. I don't want to belabor it. It was not, even though Senator Chambers has pronounced it, what was it, scintillating, I think it fell slightly below that standard. There were six sections to it. This is one of the two priority bills of your Judiciary Committee. We are, in most cases, and I'm not trying to overgeneralize, we are conforming statutes, we are unifying language and making the statutes work