

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
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have been presented to the State Claims Board and forwarded to the Legislature for approval. I've handed out or am handing out at the present time a memo to each of you on the floor that...which describe the claims that have been accepted that the Legislature approve, and these are being handed out right now and gives you an overview of what the...what the claims are that we are discussing today, and there are committee amendments.

SENATOR CUDABACK: The committee amendments, Senator Vrtiska.

SENATOR VRTISKA: The committee amendment, AM2511, this inserts one claim for payment for fees incurred by the Keith County Attorney for representing the Department of Motor Vehicles in administrative license revocation appeals. This claim was originally been denied. However, because of the Supreme Court decision in the Winter v. Department of Motor Vehicles case where the court held that it was not an ordinary duty for the county attorney to represent the DMV in such action, it has been determined that the county attorney may be awarded fees for doing so, and that is what this amendment does. It awards \$500 to the Keith County Attorney for a claim that he filed for duty outside of his ordinary duty as a county attorney, and I ask for the adoption of that amendment to the...LB 1448.

SENATOR CUDABACK: Senator Vrtiska, you open on your amendment to the committee amendments. (AM2865, Legislative Journal page 1084.)

SENATOR VRTISKA: The amendment to the committee amendment is a claim that was inadvertently left out of the committee amendment. It is another claim by a county attorney for performing duties on behalf of the Department of Motor Vehicles in administration of license revocation appeals. This claim is for a Lincoln County Attorney and is in addition to the claim in the original bill for the Lincoln County Attorney. Again, the Attorney General's Office has indicated this claim should be approved in light of the Winter v. the Department of Motor Vehicles case. The amendment to the committee amendment also clarifies the final amount of the claim on page 3 of the bill. The final amount obviously was incorrect when these amendments would be added to it and so on the final, on page 3, you will