

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

May 4, 2005

LB 737

amendment that I'm bringing now is the one that Senator Wehrbein had offered, and I think the discussion has been full and fair, I will not say anything more on it. I'm going to get a vote on that amendment because I think the Wehrbein arguments, when he first presented it, are compelling. They still are. And others who spoke in support of it gave cogent reasons why we ought to deny these two claims. So that is the amendment before you and, Mr. President, I will see whether I need to say anything else. But thank you.

SENATOR CUDABACK: Thank you. You've heard the opening on FA224. Open for discussion on that motion. Senator Cunningham, followed by Senators Beutler and Bourne. Senator Cunningham.

SENATOR CUNNINGHAM: Thank you, Senator Cudaback and members. I've gotten some more information and I think we might be opening ourselves up for some problems. We...there were approximately 245 claims that were filed, but the claims managers, they can...or the Claims Board can pay claims under \$10,000. So a large number of those claims have already been reissued and paid, just simply because they're under the \$10,000. So basically what we're doing here is we're penalizing the ones that are a larger amount, and I would think that could be opening ourselves up for some problems. Not being an attorney, I'm not sure of that and I've not discussed this with legal counsel. But again, I would reiterate that I think the best way to do this is wait till this summer and fall and do the interim study and really get into this, and if...and bring a bill before the Legislature next year and change the process for both the large and the small claims. So I very much would hope that we don't...we don't pass these amendments right now. I would hope that you would work with us and let us work on it this summer. When I get done here, I'm going to go over and talk to Senator Chambers and see if we can discuss this a little bit more. But if any more of you have any other questions, please ask, but I'm going to turn my time back and go discuss this with Senator Chambers.

SENATOR CUDABACK: Are you finished, Senator Cunningham?  
Senator Bourne.