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

March 13, 2006 LB 1069

transportation to the eligible person, that seems to me to be the key provision, that that person is under contract, and then what follows is being sure that certain types of things are in that contract, if not in exact dollar amounts, at least in terms of what's covered. One of those things would be adequate insurance, right, liability insurance? I mean, I assume you're not anticipating that the state would take on any additional liability in this area. Is that correct? I would yield to Senator Byars.

SENATOR CUDABACK: Senator Byars.

SENATOR BYARS: Absolutely, Senator Beutler, just the opposite. We don't want that to happen, and as we wrote the bill originally and as the Transportation and Telecommunications Committee and counsel for the committee has redrawn the amendment, we've been very careful to make sure that is not the case. We do not want the state to have additional liability...

SENATOR BEUTLER: Okay.

SENATOR BYARS: ...under these circumstances.

SENATOR BEUTLER: So I assume you would have no objection to language that went into here that indicate that in the rules and regs they should structure insurance in a way that adequately protects the state from liability.

SENATOR BYARS: We discussed this with the Department of Insurance, discussed with the counsel, and they say it's not necessary, Senator.

SENATOR BEUTLER: Well, they may feel comfortable with what they're going to do, but I at least...

SENATOR BYARS: I mean, I have no...if the committee wants to make those changes, I don't have a problem with it. I'm just telling you...

SENATOR BEUTLER: That's what you discussed.