

April 28, 1993 LB 262, 345

All those in favor vote aye, opposed vote no. Record,
Mr. Clerk.

CLERK: 28 ayes, 0 nays, Mr. President, on the advancement of
345.

SPEAKER BAACK: LB 345 advances. We'll go to LB 262.

CLERK: LB 262 was a bill introduced by Senator Abboud and
Lindsay. (Read title.) The bill was introduced on January 11
of this year, at that time referred to Judiciary Committee for
public hearing, advanced to General File. I have committee
amendments pending by the Judiciary Committee.

SPEAKER BAACK: Senator Lindsay, on the committee amendments.

SENATOR LINDSAY: Thank you, Mr. Speaker, members, this bill was
heard by Judiciary Committee, advanced out of Judiciary
Committee with amendments. Those amendments change the
structure a little bit of the bill. The bill, as drafted, would
have...the bill does deal with the Political Subdivisions Tort
Claims Act. The bill, as drafted, would remove the requirement
that such suits be heard without a jury, would allow a jury
trial in those types of claims. The committee amendments change
the bill. They take out the issue, leave the jury issue intact,
so there would still be no juries allowed in a claim under the
Tort Claims Act. What it does do is to extend the statute of
limitations under those acts so that they mirror the general
statute of limitations. Both state and Political Subdivisions
Tort Claims Act would have a four-year statute of limitations
which is the same statute of limitations as is under the...right
now under the general negligence law. With that, I would be
happy to try to answer any questions on the committee amendments
and I would urge their adoption.

SPEAKER BAACK: Thank you, Senator Lindsay. Discussion of the
committee amendments. Senator Hohenstein.

SENATOR HOHENSTEIN: Mr. Speaker, members of the body, I just
have a couple of questions for Senator Lindsay. As I understand
it now, the Standing Committee amendments essentially just
extend the statute of limitations from two to four years. Is
that correct?

SPEAKER BAACK: Senator Lindsay.