



Hundredth Legislature - First Session - 2007
Revised Committee Statement
LB 255

Hearing Date: February 5, 2007
Committee On: Business and Labor

Introducer(s): (Rogert)
Title: Change the Nebraska Wage Payment and Collection Act

Roll Call Vote – Final Committee Action:

- Advanced to General File
 - X Advanced to General File with Amendments
 - Indefinitely Postponed
-

Vote Results:

6	Yes	Senators Cornett, Lathrop, McGill, Rogert, Wallman, White
	No	
	Present, not voting	
1	Absent	Senator Chambers

Proponents:

Senator Rogert
 Jerry Pigsley
 Bruce Stee

 Brian Hale
 Dan Hoing
 Gary Krumland
 Kim Hawekotte
 Ed Wimes
 Jerry Stilmock

 Brandon Polt
 Bruce Rieker
 Jon Edwards
 Tom Jeffers
 Tim Esser
 Peter McHargue

Representing:

Introducer
 Nebraska Chamber of Commerce
 SHRM, Nebraska State Council Greater Omaha
 Chamber
 Nebraska Assoc. of School Boards
 City of Papillion
 League of Nebraska Municipalities
 Douglas County
 University of Nebraska
 Nebr. Bankers Assoc., National Federation of
 Independent Business, Nebr. Pharmacists Assoc.
 Nebraska Health Care Assoc.
 Nebraska Hospital Assoc.
 NACO
 Nebraska Cooperative Council
 Central Valley Ag
 Farmer's Cooperative

Opponents:

Thomas Dowd
 Mark McGuire

Representing:

AFL-CIO
 NSEA

Neutral:

Representing:

Summary of purpose and/or changes: LB 255 amends section 48-1129 of the Nebraska Wage Payment and Collection Act in response to *Roseland v. Strategic Staff Management, Inc*, 272 Neb. 434 (October 20, 2006) by amending the definition of “Fringe Benefits” to include:

Employers and employees may stipulate by policy or other agreement that paid leave plans, including but not limited to vacation and sick leave plans, may contain conditions and limitations for the use and payment for accrued but unused leave, including but not limited to providing that no wages will be owed or paid for accrued but unused leave during employment or upon termination;

Explanation of amendments, if any: The Committee Amendment rewrites the entire bill and inserts the following changes. Within the definition of wages all paid leave, other than earned but unused vacation leave, shall not be payable as wages at the time of employee separation, unless specifically contracted otherwise.

Senator Abbie Cornett, Chairperson