



Hundredth Legislature - First Session - 2007
Introducer's Statement of Intent
LB 525

Chairperson: Brad Ashford
Committee: Judiciary
Date of Hearing: February 8, 2007

The following constitutes the reasons for this bill and the purposes which are sought to be accomplished thereby:

Currently, Neb. Revised Statute 13-911 requires the State to make innocent third parties who are injured as the result of a vehicular pursuit whole, to the extent their damages are not covered by others (such as the fleeing driver or insurance covering either the fleeing driver or the innocent third party.) Similarly Neb. Rev. Statute 81-8,215, the Political Subdivision Tort Claims Act, applies to political subdivisions.

Neb. Revised Statute 13-911 (3) sets forth that the pursuit statutes do not dismiss obligees such as insurance companies from having to pay benefits for disability or loss of earned income or medical expenses, and that such obligees do not have any right of subrogation or contribution against the state because of the pursuit statutes.

LB 525 clarifies that reimbursement for property damage is among the obligations which must be paid to innocent third parties by insurance companies or other obligors and for which there is no right of subrogation or contribution against the State of Nebraska or a political subdivision.

Principal Introducer: _____
Senator Ray Aguilar