

E AND R AMENDMENTS TO LB 1090

Introduced by Enrollment and Review Committee: Nordquist, 7,  
Chairperson

1           1. Strike the original sections and all amendments  
2 thereto and insert the following new sections:

3           Section 1. The following sums of money, or so much  
4 thereof as may be required, are hereby appropriated from the  
5 General Fund or from other funds as indicated in the state  
6 treasury, not otherwise appropriated, for the payment of tort  
7 claims which have been settled by the State Claims Board and  
8 approved by the district court, which have been settled by the  
9 Attorney General in the district court, or in which court judgments  
10 have been entered and which require the approval of the Legislature  
11 for payment.

12           \$145,000.00 for Tort Claim Numbers 02-591, 02-592,  
13 02-593, 02-594, 02-595, and 02-596, against the Department of  
14 Health and Human Services, pay \$45,000.00 to Harris Kuhn Law Firm,  
15 Tiffany McLaughlin, and Bill McLaughlin and \$100,000.00 to MetLife  
16 Tower Resource Group, Inc., out of the General Fund.

17           \$32,973.56 for Tort Claim Numbers 2006-00661 and  
18 2006-00727 against the Department of Roads, pay to Eric B. Brown,  
19 in trust for James and Susan Christman, 1133 H Street, Lincoln, NE  
20 68508, out of the Roads Operations Cash Fund.

21           \$1,450,000 for Tort Claim Number 2008-02412 against the  
22 Department of Roads, pay to Tom Wolfe and James E. Schaefer,  
23 attorney, out of the Roads Operations Cash Fund.

1           \$225,869.24 for Tort Claim Number 2009-03745, against the  
2 Supreme Court, pay to Yvonne Watson, 1311 Bridle Drive, North  
3 Platte, NE 69101, out of the General Fund.

4           The claims included in this section shall be paid through  
5 Program 591 in Agency 65.

6           For informational purposes only, the appropriations  
7 contained in this section and fund source:

8	<u>FUND SOURCE</u>	<u>DOLLAR AMOUNT</u>
9	<u>GENERAL FUND</u>	<u>\$370,869.24</u>
10	<u>CASH FUND</u>	<u>\$1,482,973.56</u>
11	<u>REVOLVING FUND</u>	<u>\$-0-</u>
12	<u>TOTAL</u>	<u>\$1,853,842.80</u>

13           Sec. 2. The following sums of money, or so much thereof  
14 as may be required, are hereby appropriated from the General  
15 Fund or from other funds as indicated in the state treasury, not  
16 otherwise appropriated, for the payment of workers' compensation  
17 claims which have been settled by the Attorney General in the  
18 Nebraska Workers' Compensation Court or in which court judgments  
19 have been entered and which require the approval of the Legislature  
20 for payment.

21           \$19,000.00 for a Workers' Compensation Claim, pay to  
22 Charyl Henne and Kirk Meade, 213 East Holland Avenue, Alpine, TX  
23 79830, out of the Workers' Compensation Claims Revolving Fund.

24           \$100,000.00 for a Workers' Compensation Claim, pay to  
25 Bradley Warner and James Bocott, 121 West 2nd Street, North Platte,  
26 NE 69103, out of the Workers' Compensation Claims Revolving Fund.

27           The claims included in this section shall be paid through

1 Program 593 in Agency 65.

2 For informational purposes only, the appropriations  
3 contained in this section and fund source:

4 <u>FUND SOURCE</u>	<u>DOLLAR AMOUNT</u>
5 <u>GENERAL FUND</u>	<u>\$-0-</u>
6 <u>CASH FUND</u>	<u>\$-0-</u>
7 <u>REVOLVING FUND</u>	<u>\$119,000.00</u>
8 <u>TOTAL</u>	<u>\$119,000.00</u>

9           Sec. 3. The Director of Administrative Services is hereby  
10 authorized and directed to draw his or her warrants upon the  
11 funds in the state treasury enumerated in this act, in favor of  
12 the several beneficiaries named in this act for the amount set  
13 opposite their respective names upon the presentation of proper  
14 vouchers therefor. The several amounts appropriated in this act  
15 shall be in full payment of any and all claims, rights, causes  
16 of action, damages, and demands of every character and kind owing  
17 by or against the State of Nebraska, its officers, agents, and  
18 employees, and their successors and assigns with respect to each  
19 of the beneficiaries respectively in whose favor the appropriations  
20 are made. The director shall not deliver any warrant for any  
21 items appropriated in this act until a receipt and release in  
22 full, releasing the State of Nebraska, its officers, employees, and  
23 agents, and their successors and assigns, has been filed by each of  
24 the beneficiaries respectively. Upon presentation of the warrants,  
25 the State Treasurer is hereby directed to pay the same out of money  
26 in the General Fund or out of money in other funds indicated in  
27 this act not otherwise appropriated.

1           Sec. 4. The following requests were filed by state  
2 agencies seeking permission to write off certain accounts. The  
3 State Claims Board reviewed and approved the following requests:

4           \$4,372.15 for Request Number 2009-03468, made by the  
5 Department of Insurance.

6           \$40.00 for Request Number 2009-03469, made by the  
7 Department of Insurance.

8           \$6.00 for Request Number 2009-03470, made by the  
9 Department of Insurance.

10           \$19,459.22 for Request Number 2009-03743, made by the  
11 Lottery Division of the Department of Revenue.

12           \$60.00 for Request Number 2009-03910, made by the  
13 Department of Health and Human Services.

14           \$38,251.53 for Request Number 2010-04016, made by the  
15 Nebraska Accountability and Disclosure Commission.

16           \$2.89 for Request Number 2010-04102, made by the  
17 Legislative Council.

18           \$413,878.22 for Request Number 2010-04118, made by the  
19 Department of Health and Human Services.

20           \$1,082.47 for Request Number 2010-04177, made by the  
21 Military Department.

22           Sec. 5. Since an emergency exists, this act takes effect  
23 when passed and approved according to law.