

# **One Hundred Third Legislature - Second Session - 2014**

## **Introducer's Statement of Intent**

### **LB951**

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**Chairperson: Senator Steve Lathrop**

**Committee: Business and Labor**

**Date of Hearing: February 10, 2014**

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

LB 951 is designed to address issues raised by the Nebraska Supreme Court in the case of Holdsworth v. Greenwood Farmers Co-Op, in which it was determined that the waiting time penalty and attorney fees do not apply to lump sum settlements for which court approval is not required.

LB 951 would clarify that a lump sum settlement that is not required to be submitted for approval by the Compensation Court shall be final and conclusive unless procured by fraud. The measure would also require amounts to be paid by an employer to a employee pursuant to a release to be paid within 30 days of filing the release with the Compensation Court, with a 50 percent "penalty" to be added if not made within the 30 day time period. Finally, the bill would require the Court to enter an order dismissing the action with prejudice upon the employer making payment as required in a release.

**Principal Introducer:** \_\_\_\_\_

**Senator Scott Lautenbaugh**