

ONE HUNDRED FOURTH LEGISLATURE - SECOND SESSION - 2016
COMMITTEE STATEMENT
LB556

Hearing Date: Monday February 23, 2015
Committee On: Business and Labor
Introducer: Kolowski
One Liner: Waive workers' compensation as the exclusive remedy if an employer is willfully negligent

Roll Call Vote - Final Committee Action:
Indefinitely postponed

Vote Results:

| | | |
|----------------------------|---|--|
| Aye: | 6 | Senators Bloomfield, Crawford, Ebke, Harr, Howard, Johnson |
| Nay: | | |
| Absent: | 1 | Senator Chambers |
| Present Not Voting: | | |

Verbal Testimony:

Proponents:

Anna Wishart
Maren Chaloupka
Julie Baszler
John Lindsay
Darcy Tromanhauser

Representing:

Introducer, Sen. Rick Kolowski's Legislative Aide
Self
Self
Nebraska Association of Trial Attorneys
Nebraska Appleseed

Opponents:

John E. Corrigan
Bob Hallstrom

Richard Reiser
Korby Gilbertson
Frank Velinsky
Theodore D. Fraizer
Timothy G. Himes

Representing:

Nebraska State AFL-CIO
Nebraskans for Workers' Compensation Equity & Fairness and National Federation of Independent Business
Nebraska Trucking Association
Property Casualty Insurers Association of America
Nebraska Chapter Home Care Association of America
American Insurance Association
City of Omaha

Neutral:

Representing:

Summary of purpose and/or changes:

LB 556 would, at the option of the employee, make the exclusive remedy protection for the employer inapplicable in cases where the Nebraska Workers' Compensation Court has made a determination that the injury was due to the willful negligence of the employer. If the Workers' Compensation Court finds the employer was willfully negligent, that finding will be binding on the parties in any subsequent action for damages.
