

LEGISLATURE OF NEBRASKA  
ONE HUNDRED FOURTH LEGISLATURE  
SECOND SESSION

**LEGISLATIVE BILL 981**

Introduced by Business and Labor Committee: Harr, 8, Chairperson;  
Bloomfield, 17; Chambers, 11; Crawford, 45.

Read first time January 14, 2016

Committee: Business and Labor

- 1 A BILL FOR AN ACT relating to claims against the state; to appropriate
- 2 funds for the payment of certain claims; to provide for payment of
- 3 the claims; to authorize agencies to write off certain claims as
- 4 prescribed; and to declare an emergency.
- 5 Be it enacted by the people of the State of Nebraska,

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

9           \$84,675.14 for Tort Claim Number 2015-14421, against the State of  
10 Nebraska, pay to Cottingham and Butler Claims Services, 800 Main Street,  
11 Dubuque, IA 52001-6822, out of the Roads Operations Cash Fund.

12           \$243,098.57 for Tort Claim Number 2016-15417, against the State of  
13 Nebraska, pay to Nebraska Appleseed Center for Law, 941 O Street, Suite  
14 920, Lincoln, NE 68508-3608, out of the General Fund.

15           \$115,336.81 for Tort Claim Number 2016-15418, against the State of  
16 Nebraska, pay to Husch Blackwell, LLP, 13330 California Street, Suite  
17 200, Omaha, NE 68154-5241, out of the General Fund.

18           The claims included in this section shall be paid through Program  
19 591 in Agency 65.

20           For informational purposes only, the appropriations contained in  
21 this section and fund source:

<u>FUND SOURCE</u>	<u>DOLLAR AMOUNT</u>
<u>GENERAL FUND</u>	<u>\$358,435.38</u>
<u>CASH FUND</u>	<u>\$84,675.14</u>
<u>TOTAL</u>	<u>\$443,110.52</u>

26           Sec. 2. The Director of Administrative Services is hereby  
27 authorized and directed to draw his or her warrants upon the funds in the  
28 state treasury enumerated in this act, in favor of the several  
29 beneficiaries named in this act for the amount set opposite their  
30 respective names, upon the presentation of proper vouchers therefor. The  
31 several amounts appropriated in this act shall be in full payment of any

1 and all claims, rights, causes of action, damages, and demands of every  
2 character and kind owing by or against the State of Nebraska, its  
3 officers, agents, and employees, and their successors and assigns with  
4 respect to each of the beneficiaries respectively in whose favor the  
5 appropriations are made. The director shall not deliver any warrant for  
6 any items appropriated in this act until a receipt and release in full,  
7 releasing the State of Nebraska, its officers, employees, and agents, and  
8 their successors and assigns, has been filed by each of the beneficiaries  
9 respectively. Upon presentation of the warrants, the State Treasurer is  
10 hereby directed to pay the same out of money in the General Fund or out  
11 of money in other funds indicated in this act not otherwise appropriated.

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

15       \$2,487.34 for Request Number 2016-15184, made by the Military  
16 Department.

17       \$151.00 for Request Number 2016-15316, made by the Supreme Court.

18       \$248,168.09 for Request Number 2016-15415, made by the Department of  
19 Roads.

20       \$1,800.00 for Request Number 2016-15416, made by the State Fire  
21 Marshal.

22       \$1,647,397.93 for Request Number 2016-15421, made by the Department  
23 of Health and Human Services.

24       \$7,907.85 for Request Number 2016-15422, made by the Department of  
25 Insurance.

26       \$10,936.86 for Request Number 2016-15423, made by the Lottery  
27 Division of the Department of Revenue.

28       \$10,480.50 for Request Number 2016-15437, made by the State  
29 Department of Education.

30       Sec. 4. Since an emergency exists, this act takes effect when  
31 passed and approved according to law.