

# LEGISLATIVE BILL 666

Approved by the Governor April 26, 2021

Introduced by Business and Labor Committee: Hansen, B., 16, Chairperson; Blood, 3; Gragert, 40; Halloran, 33; Hansen, M., 26; Hunt, 8.

A BILL FOR AN ACT relating to claims against the state; to appropriate funds for the payment of certain claims; to provide for payment of the claims; to authorize agencies to write off certain claims as prescribed; and to declare an emergency.

Be it enacted by the people of the State of Nebraska,

Section 1. The following sums of money, or so much thereof as may be required, are hereby appropriated from the General Fund or from other funds as indicated in the state treasury, not otherwise appropriated, for the payment of claims arising out of miscellaneous items of indebtedness owing by the State of Nebraska.

\$318,140.37 for Miscellaneous Claim Number 2021-20829, against the State of Nebraska, pay to Nebraska Press Advertising Service, 845 "S" Street, Lincoln, NE 68508-1266, out of the General Fund.

\$101,143.68 for Miscellaneous Claim CI 18-2161, against the State of Nebraska, pay to Joy Shiffermiller and Razak Aljanabi, Shiffermiller Law Office, P.C., L.L.O., Attn: Joy Shiffermiller, 1002 G Street, Lincoln, NE 68508, out of the General Fund.

The claims included in this section shall be paid through Program 536 in Agency 65.

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

<u>FUND SOURCE</u>	<u>DOLLAR AMOUNT</u>
<u>GENERAL FUND</u>	<u>\$419,284.05</u>
<u>CASH FUND</u>	<u>\$-0-</u>
<u>REVOLVING FUND</u>	<u>\$-0-</u>
<u>TOTAL</u>	<u>\$419,284.05</u>

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

\$115,000.00 for a workers' compensation claim, pay to Christa Binstock Israel and Natalie Sieber, Atwood, Holsten, Brown, Deaver and Spier Law Firm, PC, LLO, 575 Fallbrook Blvd., Ste. 206, Lincoln, NE 68512, out of the Workers' Compensation Claims Revolving Fund.

\$150,000.00 for a workers' compensation claim, pay to Jeanene Gieser and Roger Moore, Rehm, Bennett, Moore and Rehm, P.C., L.L.O., 3701 Union Drive, Suite 200, Lincoln, NE 68516, out of the Workers' Compensation Claims Revolving Fund.

\$26,617.00 for a workers' compensation claim, pay to Richard Meidell and James W. Ellison, Ellison, Kovarik and Turman Law Firm, P.C., L.L.O., 1715 11th Street, P.O. Box 340, Gering, NE 69341-0340, out of the Workers' Compensation Claims Revolving Fund.

The claims included in this section shall be paid through Program 593 in Agency 65.

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

<u>FUND SOURCE</u>	<u>DOLLAR AMOUNT</u>
<u>GENERAL FUND</u>	<u>\$-0-</u>
<u>CASH FUND</u>	<u>\$-0-</u>
<u>REVOLVING FUND</u>	<u>\$291,617.00</u>
<u>TOTAL</u>	<u>\$291,617.00</u>

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

the approval of the Legislature for payment.

\$70,000 for Tort Claim Number 2019-18480, against the State of Nebraska, pay to Annette Marking and Tessororf and Tessororf, PC, P.O. Box 925, Columbus, NE 68602-0925, out of the State Insurance Fund.

\$18,717.50 for Tort Claim Number 2021-20511, against the State of Nebraska, pay to Rita Perez and Knowles Law Firm, LLP, 11404 W. Dodge Rd., Suite 450, Omaha, NE 68154, out of the State Insurance Fund.

The claims included in this section shall be paid through Program 594 in Agency 65.

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

<u>FUND SOURCE</u>	<u>DOLLAR AMOUNT</u>
<u>GENERAL FUND</u>	<u>\$-0-</u>
<u>CASH FUND</u>	<u>\$-0-</u>
<u>REVOLVING FUND</u>	<u>\$88,717.50</u>
<u>TOTAL</u>	<u>\$88,717.50</u>

Sec. 4. The Director of Administrative Services is hereby authorized and directed to draw his or her warrants upon the funds in the state treasury enumerated in this act, in favor of the several beneficiaries named in this act for the amount set opposite their respective names, upon the presentation of proper vouchers therefor. The several amounts appropriated in this act shall be in full payment of any and all claims, rights, causes of action, damages, and demands of every character and kind owing by or against the State of Nebraska, its officers, agents, and employees, and their successors and assigns with respect to each of the beneficiaries respectively in whose favor the appropriations are made. The director shall not deliver any warrant for any items appropriated in this act until a receipt and release in full, releasing the State of Nebraska, its officers, employees, and agents, and their successors and assigns, has been filed by each of the beneficiaries respectively. Upon presentation of the warrants, the State Treasurer is hereby directed to pay the same out of money in the General Fund or out of money in other funds indicated in this act not otherwise appropriated.

Sec. 5. The following requests were filed by state agencies seeking permission to write off certain accounts. The State Claims Board reviewed and approved the following requests:

\$2,982.24 for Request Number 2021-20733, made by the Board of Educational Lands and Funds.

\$25.46 for Request Number 2021-20734, made by the Legislative Council.

\$23,325.75 for Request Number 2021-20735, made by the Department of Correctional Services.

\$115.00 for Request Number 2021-20736, made by the Supreme Court.

\$306.70 for Request Number 2021-20737, made by the Commission for the Deaf and Hard of Hearing.

\$783,188.12 for Request Number 2021-20738, made by the Department of Health and Human Services.

\$10,347.76 for Request Number 2021-20740, made by the Department of Veterans' Affairs.

\$86,827.45 for Request Number 2021-20745, made by the Department of Labor.

\$4,758.79 for Request Number 2021-20746, made by the Game and Parks Commission.

\$18,350.50 for Request Number 2021-20747, made by the State Fire Marshal.

\$172,318.19 for Request Number 2021-20748, made by the State Treasurer.

\$637,508.42 for Request Number 2021-20749, made by the Department of Labor.

\$37,056.74 for Request Number 2021-20806, made by the Department of Environment and Energy.

\$25.00 for Request Number 2021-20807, made by the Department of Insurance.

\$2,067.95 for Request Number 2021-20809, made by the Nebraska Public Employees Retirement Systems.

\$202,748.22 for Request Number 2021-20851, made by the Department of Transportation.

Sec. 6. Since an emergency exists, this act takes effect when passed and approved according to law.