

AMENDMENTS TO LB171

Introduced by Business and Labor.

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

3           Section 1. The following sum of money, or so much thereof as may be  
4 required, is hereby appropriated from the General Fund or from other  
5 funds as indicated in the state treasury, not otherwise appropriated, for  
6 the payment of a claim arising out of miscellaneous items of indebtedness  
7 owing by the State of Nebraska.

8           \$394,853.25 for Miscellaneous Claim Number 2017-16605, against the  
9 State of Nebraska, pay to Nebraska Press Advertising Service, 845 "S"  
10 Street, Lincoln, NE 68508-1266, out of the General Fund.

11           The claim included in this section shall be paid through Program 536  
12 in Agency 65.

13           For informational purposes only, the appropriation contained in this  
14 section and fund source:

<u>FUND SOURCE</u>	<u>DOLLAR AMOUNT</u>
<u>GENERAL FUND</u>	<u>\$394,853.25</u>
<u>CASH FUND</u>	<u>\$-0-</u>
<u>REVOLVING FUND</u>	<u>\$-0-</u>
<u>TOTAL</u>	<u>\$394,853.25</u>

20           Sec. 2. The following sums of money, or so much thereof as may be  
21 required, are hereby appropriated from the General Fund or from other  
22 funds as indicated in the state treasury, not otherwise appropriated, for  
23 the payment of tort claims which have been settled by the State Claims  
24 Board and approved by the district court, which have been settled by the  
25 Attorney General in the district court, or in which court judgments have  
26 been entered and which require the approval of the Legislature for  
27 payment.

1           \$25,000.00 for Tort Claim Number 2015-14090, against the State of  
2 Nebraska, pay to Pete Klein Trucking, Inc., and National Fire & Marine  
3 Insurance Company, Todd Vetter, Fitzgerald, Vetter & Temple, 1002  
4 Riverside Blvd. Suite 200, P.O. Box 1407, Norfolk, NE 68702-1407, out of  
5 the Roads Operations Cash Fund.

6           \$123,000.00 for Tort Claim Number 2015-14235, against the State of  
7 Nebraska, pay to Cory Ditter, Personal Representative of the Estate of  
8 David L. Schmid and Sipple, Hansen, Emerson, Schumacher & Klutman, Eugene  
9 Schumacher, Sipple, Hansen, Emerson, Schumacher & Klutman, 2503 13th  
10 Street, P.O. Box 1305, Columbus, NE 68602, out of the Roads Operations  
11 Cash Fund.

12           \$178,000.00 for Tort Claim Number 2015-14735, against the State of  
13 Nebraska, pay to Alyson Lincoln, Administrator of the Estate of Derek  
14 Wrase and Sibbernsen, Strigenz & Sibbernsen, P.C., Terry Sibbernsen,  
15 Sibbernsen, Strigenz & Sibbernsen, CenturyLink Building, 1111 North 102nd  
16 Court, Suite 330, Omaha, NE 68114, out of the Roads Operations Cash Fund.

17           \$1,750,000.00 for Tort Claim Number 2015-14747, against the State of  
18 Nebraska, pay to Brandon Wolf and Kristopher Madsen, Kristopher K.  
19 Madsen, Stuart Tinley Law Firm LLP, CenturyLink Building, 310 West  
20 Kanesville Blvd., 2nd Floor, P.O. Box 398, Council Bluffs, IA 51502, out  
21 of the Roads Operations Cash Fund.

22           The claims included in this section shall be paid through Program  
23 591 in Agency 65.

24           For informational purposes only, the appropriations contained in  
25 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>\$2,076,000.00</u>
<u>REVOLVING FUND</u>	<u>\$-0-</u>
<u>TOTAL</u>	<u>\$2,076,000.00</u>

1           Sec. 3. The following sums of money, or so much thereof as may be  
2 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 workers' compensation claims which have been settled by  
5 the Attorney General in the Nebraska Workers' Compensation Court or in  
6 which court judgments have been entered and which require the approval of  
7 the Legislature for payment.

8           \$50,000.00 for a workers' compensation claim, pay to David Hayes and  
9 Christa Binstock, Attorney General's Office, Attn: Lisa Martin-Price,  
10 2115 State Capitol, Lincoln, NE 68509, out of the Workers' Compensation  
11 Claims Revolving Fund.

12           \$50,000.00 for a workers' compensation claim, pay to Russell  
13 Schneider and Hauptman, O'Brien, Wolf & Lathrop, P.C., Attorney General's  
14 Office, Attn: Lisa Martin-Price, 2115 State Capitol, Lincoln, NE 68509,  
15 out of the Workers' Compensation Claims Revolving Fund.

16           The claims included in this section shall be paid through Program  
17 593 in Agency 65.

18           For informational purposes only, the appropriations contained in  
19 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>\$100,000.00</u>
<u>TOTAL</u>	<u>\$100,000.00</u>

25           Sec. 4. The following sums of money, or so much thereof as may be  
26 required, are hereby appropriated from the General Fund or from other  
27 funds as indicated in the state treasury, not otherwise appropriated, for  
28 the payment of tort claims which have been settled by the State Claims  
29 Board and approved by the district court, which have been settled by the  
30 Attorney General in the district court, or in which court judgments have

1 been entered and which require the approval of the Legislature for  
2 payment.

3 \$100,000.00 for Tort Claim Number 2014-13226, against the State of  
4 Nebraska, pay to Kelly Schneider and William Pfeffer Law Office, Engles,  
5 Ketcham, Olson, Keith, P.C., Attn: Robert S. Keith, 1700 Farnam Street,  
6 1350 Woodmen Tower, Omaha, NE 68102, out of the State Insurance Fund.

7 \$75,000.00 for Tort Claim Number 2016-15518, against the State of  
8 Nebraska, pay to Dannie Fielder and the Abboud Law Firm, The Abboud Law  
9 Firm, 6530 South 84th Street, Omaha, NE 68127, out of the State Insurance  
10 Fund.

11 \$9,661.62 for Tort Claim Number 2016-15820, against the State of  
12 Nebraska, pay to Farmers Mutual of Nebraska, 501 South 13th Street,  
13 Lincoln, NE 68508, out of the State Insurance Fund.

14 \$61,250.00 for Tort Claim Number 2016-15676, against the State of  
15 Nebraska, pay to Blanca Encinas and Rex Moats, 131 South 202nd Street,  
16 Elkhorn, NE 68022, out of the State Insurance Fund.

17 \$30,000.00 for Tort Claim Number 2016-15678, against the State of  
18 Nebraska, pay to Emilio Espinoza and Rex Moats, 131 South 202nd Street,  
19 Elkhorn, NE 68022, out of the State Insurance Fund.

20 \$6,350.00 for Tort Claim Number 2016-15680, against the State of  
21 Nebraska, pay to Maria Reyna, as Special Conservator for Janessa  
22 Espinoza, 131 South 202nd Street, Elkhorn, NE 68022, out of the State  
23 Insurance Fund.

24 \$2,900.00 for Tort Claim Number 2016-15681, against the State of  
25 Nebraska, pay to Blanca Encinas, as Special Conservator for Ariana  
26 Espinoza, 131 South 202nd Street, Elkhorn, NE 68022, out of the State  
27 Insurance Fund.

28 \$2,900.00 for Tort Claim Number 2016-15682, against the State of  
29 Nebraska, pay to Blanca Encinas, as Special Conservator for Aliyah  
30 Espinoza, 131 South 202nd Street, Elkhorn, NE 68022, out of the State  
31 Insurance Fund.

1           \$18,431.36 for Tort Claim Number 2014-13769, against the State of  
2 Nebraska, pay to American Family Insurance Company, 6000 American  
3 Parkway, Madison, WI 53783, out of the State Insurance Fund.

4           \$65,000.00 for Tort Claim Number 2016-15668, against the State of  
5 Nebraska, pay to Lynette Burianek, 2205 Southwest 17th Street, Lincoln,  
6 NE 68522, out of the State Insurance Fund.

7           \$104.86 for Tort Claim Number 2016-15810, against the State of  
8 Nebraska, pay to City of Lincoln, Attn: City Risk Management, 555 South  
9 10th Street, Suite 302, Lincoln, NE 68508, out of the State Insurance  
10 Fund.

11           \$6,275.56 for Tort Claim Number 2016-15856, against the State of  
12 Nebraska, pay to Travelers Insurance, P.O. Box 660339, Dallas, TX  
13 75266-0339, out of the State Insurance Fund.

14           \$21,536.71 for Tort Claim Number 2017-16816, against the State of  
15 Nebraska, pay to Optuminsight, Inc., 11000 Optum Circle, Eden Prairie, MN  
16 55344, out of the State Insurance Fund.

17           The claims included in this section shall be paid through Program  
18 594 in Agency 65.

19           For informational purposes only, the appropriations contained in  
20 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>\$399,410.11</u>
<u>TOTAL</u>	<u>\$399,410.11</u>

26           Sec. 5. 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

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

13       Sec. 6. The following requests were filed by state agencies seeking  
14 permission to write off certain accounts. The State Claims Board reviewed  
15 and approved the following requests:

16       \$52.54 for Request Number 2017-16448, made by the Clerk of the  
17 Legislature.

18       \$6,508.42 for Request Number 2017-16488, made by the Military  
19 Department.

20       \$8,502.58 for Request Number 2017-16524, made by the Game and Parks  
21 Commission.

22       \$53,534.47 for Request Number 2017-16563, made by the Nebraska  
23 Public Employees Retirement System.

24       \$1,402.76 for Request Number 2017-16566, made by the State Fire  
25 Marshal.

26       \$459.46 for Request Number 2017-16581, made by the Supreme Court.

27       \$791,784.20 for Request Number 2017-16582, made by the Department of  
28 Health and Human Services.

29       \$193.86 for Request Number 2017-16588, made by the Department of  
30 Aeronautics.

31       \$74,855.49 for Request Number 2017-16603, made by the Department of

1 Roads.

2           Sec. 7.   Since an emergency exists, this act takes effect when

3 passed and approved according to law.