

LEGISLATURE OF NEBRASKA  
ONE HUNDRED SEVENTH LEGISLATURE  
SECOND SESSION

**LEGISLATIVE BILL 1083**

Introduced by Business and Labor Committee: Hansen, B., 16, Chairperson;  
Blood, 3; Gragert, 40; Halloran, 33; Hansen, M., 26; Hunt,  
8; Lathrop, 12.

Read first time January 18, 2022

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 indemnification claims which have been settled by the  
5 State Claims Board and approved by the district court, which have been  
6 settled by the Attorney General in the district court, or in which court  
7 judgments have been entered and which require the approval of the  
8 Legislature for payment.

9           \$45,000.00 for Indemnification Claim Number CI 19-79, against the  
10 State of Nebraska, pay to Shiffermiller Law Trust Account on behalf of  
11 Sheri Brown, Shiffermiller Law Office, P.C., L.L.O., 1002 G Street,  
12 Lincoln, Nebraska 68508, out of the General Fund.

13           \$429,000.00 for Indemnification Case Number 8:18CV551, against the  
14 State of Nebraska, pay to Dornan Law Trust Account on behalf of Telena  
15 Moser, Dornan, Troia, Howard, Breitreutz, Conway & Dahlquist, P.C.,  
16 L.L.O., 1403 Farnam Street, Suite 232, Omaha, Nebraska 68102, out of the  
17 General Fund.

18           The claims included in this section shall be paid through Program  
19 592 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>\$474,000.00</u>
<u>CASH FUND</u>	<u>\$-0-</u>
<u>REVOLVING FUND</u>	<u>\$-0-</u>
<u>TOTAL</u>	<u>\$474,000.00</u>

27           Sec. 2. The following sum of money, or so much thereof as may be  
28 required, is hereby appropriated from the General Fund or from other  
29 funds as indicated in the state treasury, not otherwise appropriated, for  
30 the payment of a workers' compensation claim which has been settled by  
31 the Attorney General in the Nebraska Workers' Compensation Court or in

1 which a court judgment has been entered and which requires the approval  
2 of the Legislature for payment.

3 \$125,000.00 for a workers' compensation claim, pay to Rick Haave,  
4 Dowding, Dowding, Dowding & Urbom, 201 N. 8th Street, Suite 242, P.O. Box  
5 83103, Lincoln, Nebraska 68501, out of the Workers' Compensation Claims  
6 Revolving Fund.

7 The claim included in this section shall be paid through Program 593  
8 in Agency 65.

9 For informational purposes only, the appropriation contained in this  
10 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>\$125,000.00</u>
<u>TOTAL</u>	<u>\$125,000.00</u>

16 Sec. 3. The Director of Administrative Services is hereby  
17 authorized and directed to draw his or her warrants upon the funds in the  
18 state treasury enumerated in this act, in favor of the several  
19 beneficiaries named in this act for the amount set opposite their  
20 respective names, upon the presentation of proper vouchers therefor. The  
21 several amounts appropriated in this act shall be in full payment of any  
22 and all claims, rights, causes of action, damages, and demands of every  
23 character and kind owing by or against the State of Nebraska, its  
24 officers, agents, and employees, and their successors and assigns with  
25 respect to each of the beneficiaries respectively in whose favor the  
26 appropriations are made. The director shall not deliver any warrant for  
27 any items appropriated in this act until a receipt and release in full,  
28 releasing the State of Nebraska, its officers, employees, and agents, and  
29 their successors and assigns, has been filed by each of the beneficiaries  
30 respectively. Upon presentation of the warrants, the State Treasurer is  
31 hereby directed to pay the same out of money in the General Fund or out

1 of money in other funds indicated in this act not otherwise appropriated.

2       Sec. 4. The following requests were filed by state agencies seeking  
3 permission to write off certain accounts. The State Claims Board reviewed  
4 and approved the following requests:

5       \$5,742.90 for Request Number 2022-21453, made by the Board of  
6 Educational Lands and Funds.

7       \$1,404.00 for Request Number 2022-21458, made by the Game and Parks  
8 Commission.

9       \$37,871.93 for Request Number 2022-21459, made by the State  
10 Treasurer.

11       \$327,563.65 for Request Number 2022-21460, made by the Department of  
12 Transportation.

13       \$660.00 for Request Number 2022-21461, made by the State Fire  
14 Marshal.

15       \$3,572.34 for Request Number 2022-21462, made by the Nebraska Public  
16 Employees Retirement Systems.

17       \$5,801,042.07 for Request Number 2022-21463, made by the Department  
18 of Labor.

19       \$254,728.26 for Request Number 2022-21464, made by the Department of  
20 Labor.

21       \$230,330.00 for Request Number 2022-21465, made by the Department of  
22 Labor.

23       \$2,573,279.27 for Request Number 2022-21469, made by the Department  
24 of Health and Human Services.

25       Sec. 5. Since an emergency exists, this act takes effect when  
26 passed and approved according to law.