

March 29, 2007

Senator Brad Ashford  
PO Box 94604  
Lincoln, NE 68509

Re: Support for LB 448

Dear Senator Ashford:

Nebraska Advocacy Services, Inc., The Center for Disability Rights, Law, and Advocacy is the designated Protection and Advocacy organization for Nebraskans with disabilities. We support LB 448 as currently written.

LB 448 would make the filing time for political subdivision claims the same two-year period as currently exists with state claims. Currently, if one is assaulted by a peer by reason of the negligence of staff in a county-run facility, one would have only a year to file a tort claim against the county. If one were assaulted by a peer by reason of the negligence of staff at a state-run facility one would have two years to file a claim against the state. The proposed legislation would give individuals the full two-year period to file regardless of which facility was negligent. The time allowed to file a claim should not be dependent on the facility's location or the accountable governmental entity.

Sincerely,

Eric Evans  
Deputy Executive Director  
Nebraska Advocacy Services, Inc.

EAE/BAM/jrm

Cc: Sen. Lathrop; Sen. Chambers; Sen. McDonald; Sen. McGill; Sen. Pedersen; Sen. Pirsch;  
Sen. Schimek