

LEGISLATURE OF NEBRASKA
ONE HUNDREDTH LEGISLATURE
SECOND SESSION
LEGISLATIVE BILL 1015

Introduced by Nantkes, 46.

Read first time January 17, 2008

Committee: Judiciary

A BILL

1 FOR AN ACT relating to civil procedure; to amend section
2 25-21,185.07, Reissue Revised Statutes of Nebraska; to
3 change provisions relating to contributory negligence;
4 and to repeal the original section.

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

1 Section 1. Section 25-21,185.07, Reissue Revised Statutes
2 of Nebraska, is amended to read:

3 25-21,185.07 Sections 25-21,185.07 to 25-21,185.12 shall
4 apply to all civil actions for damages, to which contributory
5 negligence may be, ~~pursuant to law,~~ a defense ~~that accrue~~ pursuant
6 to law, accruing on or after February 8, 1992, for damages and
7 arising out of injury to or death of a person or harm to property
8 regardless of the theory of liability. Actions accruing prior
9 to February 8, 1992, shall be governed by the laws in effect
10 immediately prior to such date. Nothing in sections 25-21,185.07
11 to 25-21,185.12 shall be construed to limit wrongful death claims
12 brought pursuant to sections 30-809 and 30-810, but such claims
13 shall be subject to sections 25-21,185.07 to 25-21,185.12. Sections
14 25-21,185.07 to 25-21,185.12 shall not apply to an action under
15 the Nebraska Workers' Compensation Act nor to any person or entity
16 against whom recovery is barred by a statutory grant of immunity
17 from liability.

18 Sec. 2. Original section 25-21,185.07, Reissue Revised
19 Statutes of Nebraska, is repealed.