



Hundredth Legislature - First Session - 2007  
**Introducer's Statement of Intent**  
**LB 384**

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**Chairperson:** Brad Ashford  
**Committee:** Judiciary  
**Date of Hearing:** February 1, 2007

The following constitutes the reasons for this bill and the purposes which are sought to be accomplished thereby:

Currently, a judgment creditor can undertake collection efforts to enforce a judgment against a judgment debtor without regard to the financial condition of the debtor.

LB 384 allows a judgment debtor, who has no property and only protected income, such as social security income or disability income which is not subject to collection, to file an affidavit with the court setting forth such details. After such filing and notification, the creditor may pursue efforts to collect such debt at their own risk.

If the creditor attempts to collect the debt after receiving the affidavit on behalf of the debtor, the creditor shall be subject to penalties for such action. If the creditor proves the falsity of the debtor's affidavit, the debtor is subject to prosecution and may be found guilty of a Class II misdemeanor.

**Principal Introducer:**

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**Senator John Wightman**