

**ONE HUNDRED SECOND LEGISLATURE - FIRST SESSION - 2011**  
**COMMITTEE STATEMENT**  
**LB15**

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**Hearing Date:** Friday January 28, 2011  
**Committee On:** Judiciary  
**Introducer:** Wightman  
**One Liner:** Change district court execution of judgment provisions

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**Roll Call Vote - Final Committee Action:**  
Advanced to General File with amendment(s)

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**Vote Results:**

**Aye:** 8 Senators Ashford, Coash, Council, Harr, Larson, Lathrop, Lautenbaugh, McGill  
**Nay:**  
**Absent:**  
**Present Not Voting:**

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**Proponents:**

SEN. JOHN WIGHTMAN  
JANET WIECHELMAN  
BETH BAZYN FERRELL  
WILLIAM MUELLER

**Representing:**

INTRODUCER  
CLERK OF DISTRICT COURT  
NACO  
NEBRASKA BAR ASSOCIATION

**Opponents:**

**Representing:**

**Neutral:**

**Representing:**

**Summary of purpose and/or changes:**

Legislative Bill 15 would provide for the execution of a district court judgment in any county in the state upon request. The garnishment, attachment or other aid to execution would be directed to the requested county without the need for a transcript of the judgment. Any hearing or proceeding on the execution of the judgment would occur in the county where the judgment was originally rendered.

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**Explanation of amendments:**

Committee Amendment AM 161 would create a distinction between personal property and real property for purposes of the requirement to file a transcript of the judgment in a county other than where the judgment was executed. An execution of a judgment shall not serve as a lien on real estate unless the transcript of the judgment is file in the county where the real estate is located.

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Brad Ashford, Chairperson