

AMENDMENTS TO LB 541

Introduced by Judiciary

1 1. Strike original section 1 and insert the following new
2 section:

3 Section 1. Section 25-2602.01, Revised Statutes
4 Cumulative Supplement, 2012, is amended to read:

5 25-2602.01 (a) A written agreement to submit any existing
6 controversy to arbitration is valid, enforceable, and irrevocable
7 except upon such grounds as exist at law or in equity for the
8 revocation of any contract.

9 (b) A provision in a written contract to submit to
10 arbitration any controversy thereafter arising between the parties
11 is valid, enforceable, and irrevocable, except upon such grounds as
12 exist at law or in equity for the revocation of any contract, if
13 the provision is entered into voluntarily and willingly.

14 (c) The Uniform Arbitration Act applies to arbitration
15 agreements between employers and employees or between their
16 respective representatives.

17 (d) Contract provisions agreed to by the parties to a
18 contract control over contrary provisions of the act other than
19 subsections (e) and (f) of this section.

20 (e) Subsections (a) and (b) of this section do not apply
21 to a claim for workers' compensation.

22 (f) Subsection (b) of this section does not apply to:

23 (1) A claim arising out of personal injury based on tort;

1 (2) A claim under the Nebraska Fair Employment Practice
2 Act;

3 (3) Any agreement between parties covered by the Motor
4 Vehicle Industry Regulation Act; and

5 (4) Except as provided in section 44-811, any agreement
6 concerning or relating to an insurance policy other than a contract
7 between insurance companies including a reinsurance contract.

8 (g) When a claim involving disciplinary action against
9 a peace officer is submitted to arbitration under the Uniform
10 Arbitration Act, all proceedings shall be open to the public.
11 All documents and reports connected with the proceedings shall
12 be public records. Any decision rendered may be appealed to the
13 district court in the same manner as an appeal from the county
14 court.

15 ~~(g)~~ (h) When a conflict exists, the Uniform Arbitration
16 Act shall not apply to the Uniform Act on Interstate Arbitration
17 and Compromise of Death Taxes and sections 44-811, 44-4824, 54-404
18 to 54-406, 60-2701 to 60-2709, and 70-1301 to 70-1329.