

ONE HUNDRED SIXTH LEGISLATURE - FIRST SESSION - 2019
COMMITTEE STATEMENT
LB392

Hearing Date: Thursday March 21, 2019
Committee On: Judiciary
Introducer: Lathrop
One Liner: Change hearsay provisions in the Nebraska Evidence Rules

Roll Call Vote - Final Committee Action:
Advanced to General File

Vote Results:

Aye: 8 Senators Brandt, Chambers, DeBoer, Lathrop, Morfeld, Pansing Brooks, Slama, Wayne
Nay:
Absent:
Present Not Voting:

Oral Testimony:

Proponents:

Senator Steve Lathrop
Christopher McMahon
Richard Mangrum
Spike Eickholt
Tim Hruza

Representing:

Introducer
Nebraska Citizens for LB392
Nebraska Citizens for LB392
Nebraska Criminal Defense Attorneys Association
Nebraska State Bar Association

Opponents:

Representing:

Neutral:

Representing:

Summary of purpose and/or changes:

LB 392 adds an additional exception to the hearsay prohibition to exempt statements where the person making the statement has identified another person at a previous time.

Section 1 Amends section 27-801 to add an exception to the hearsay prohibition by adding a subsection (4)(a)(iii) that provides it is not hearsay when the declarant identifies a person as someone the declarant had previously seen or identified.

Steve Lathrop, Chairperson