

LEGISLATURE OF NEBRASKA
ONE HUNDRED NINTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 617

Introduced by Kauth, 31; Hansen, 16; Ibach, 44; McKeon, 41; Sorrentino,
39.

Read first time January 22, 2025

Committee: Business and Labor

- 1 A BILL FOR AN ACT relating to the Nebraska Workers' Compensation Act; to
- 2 amend section 48-102, Reissue Revised Statutes of Nebraska; to
- 3 change provisions relating to certain defenses; and to repeal the
- 4 original section.
- 5 Be it enacted by the people of the State of Nebraska,

1 **Section 1.** Section 48-102, Reissue Revised Statutes of Nebraska, is
2 amended to read:

3 48-102 In all cases brought under sections 48-101 to 48-108, it
4 shall not be a defense:

5 (1) That ~~(a) that~~ the employee was negligent, unless it shall also
6 appear that such negligence was willful, or that the employee was in a
7 state of intoxication;

8 (2) That ~~(b) that~~ the injury was caused by the negligence of a
9 fellow employee; or

10 (3) That ~~(c) that~~ the employee had assumed the risks inherent in, or
11 incidental to, or arising from the failure of the employer to provide and
12 maintain safe premises and suitable appliances.

13 Such ~~, which~~ grounds of defense are hereby abolished.

14 **Sec. 2.** Original section 48-102, Reissue Revised Statutes of
15 Nebraska, is repealed.