

**ONE HUNDRED FIRST LEGISLATURE - FIRST SESSION - 2009**  
**COMMITTEE STATEMENT**  
**LB203**

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**Hearing Date:** Friday January 23, 2009  
**Committee On:** Judiciary  
**Introducer:** Rogert  
**One Liner:** Eliminate provisions relating to multiple constables and the service or execution of legal process

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**Roll Call Vote - Final Committee Action:**  
Indefinitely postponed

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**Vote Results:**

<b>Aye:</b>	6	Senators Ashford, Christensen, Coash, Council, Lautenbaugh, McGill
<b>Nay:</b>	2	Senators Lathrop, Rogert
<b>Absent:</b>		
<b>Present Not Voting:</b>		

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**Proponents:**

Sen. Kent Rogert  
Judge Thomas McQuade

**Representing:**

Introducer  
County Court Judges

**Opponents:**

Edward Hoffman  
William Greiner

**Representing:**

Nebraska Collectors Association  
self

**Neutral:**

**Representing:**

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

Under current law, each county court judge in a county with a population exceeding 100,000 inhabitants may contract with one constable to conduct service of process. In counties with more than one constable, a litigant may designate a constable to serve process in his or her case.

Legislative Bill 203 would amend §25-2229 to eliminate the ability of a litigant to designate a particular constable to serve process in his or her case. Instead, the court would designate a constable to serve process.

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Brad Ashford, Chairperson