

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE  
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January 30, 1997 LB 61, 77

PRESIDENT ROBAK: Thank you, Senator Coordsen. The question before the body is the advancement of LB 61. All those in favor vote aye; all those opposed vote nay. Please record.

CLERK: 25 ayes, 0 nays, Madam President, on the advancement of LB 61.

PRESIDENT ROBAK: LB 61 advances. LB 77.

CLERK: LB 77, introduced by Senator Brashear. (Read title.) The bill was introduced on January 9, referred to the Judiciary Committee, advanced to General File. I have no amendments to the bill, Madam President.

PRESIDENT ROBAK: The Chair recognizes Senator Brashear to open on the bill.

SENATOR BRASHEAR: Madam President, members of the body, LB 77 does nothing more, nothing less than insert into Nebraska law, with regard to dissolutions of marriage, a provision contained in the Uniform Marriage and Divorce Act, which provides that where the issue of a marriage being irretrievably broken is no longer at issue between the parties. Then the decree of divo...and an appeal ensues on economic and other matters not related to the relationship, then the decree, for the purposes of remarriage, can and does become final notwithstanding the pendency of the appeal. I would suggest to you that this is good law, that it is uniform law, that it is in existence in a number of jurisdictions, and it has the added societal benefit of removing the inappropriate use of the appellate process for leverage in order to promote settlements which otherwise could not be achieved. For that reason, I recommend the advancement of LB 77.

PRESIDENT ROBAK: Thank you, Senator Brashear. Is there any discussion on the advancement of LB 77? Seeing none, Senator Brashear to close. Closing is waived. The question before you is the advancement of LB 77. All those in favor vote aye; all those opposed vote nay. Please record.

CLERK: 26 ayes, 0 nays, Madam President, on the advancement of