

One Hundred Eighth Legislature - First Session - 2023

Introducer's Statement of Intent

LB494

Chairperson: Senator Justin Wayne

Committee: Judiciary

Date of Hearing: March 03, 2023

The following constitutes the reasons for this bill and the purposes which are sought to be accomplished thereby:

LB494 updates the Nebraska Rules of Evidence to allow for custodian certification of business/entity records by an affidavit signed under penalty of perjury. Under the bill, before the trial or hearing, the proponent must give an adverse party reasonable written notice of the intent to offer the record and must make the record and certification available for inspection so that the party has a fair opportunity to challenge them on the ground that the sources of information or the method or circumstances of preparation indicate a lack of trustworthiness. This change will align Nebraska rules with the federal rules of evidence.

Principal Introducer: _____

Senator George Dungan