

Legislature - First Session - 2019

Introducer's Statement of Intent

LB146

Chairperson: Senator Steve Lathrop

Committee: Judiciary

Date of Hearing: January 24, 2019

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

LB146 amends the Nebraska Uniform Power of Attorney Act to provide that a person who arbitrarily refuses to accept an acknowledged power of attorney is liable to the principal in the same manner had the principal not needed a power of attorney. In any court action brought to force the acceptance of the power of attorney or pursue damages as a result of the person's refusal to accept the authority of the attorney in fact, the bill provides that the person refusing the power of attorney can be held liable for economic damages and prejudgment interest (in addition to the attorney's fees and costs currently provided in statute).

Principal Introducer: _____

Senator Matt Hansen, M.