

ONE HUNDRED SEVENTH LEGISLATURE - SECOND SESSION - 2022
COMMITTEE STATEMENT
LB833

Hearing Date: Friday January 21, 2022
Committee On: Judiciary
Introducer: Pahls
One Liner: Change the statute of limitations on certain civil actions for sexual assault of a child

Roll Call Vote - Final Committee Action:
Advanced to General File with amendment(s)

Vote Results:

Aye:	5	Senators DeBoer, Lathrop, McKinney, Morfeld, Pansing Brooks
Nay:	2	Senators Geist, Slama
Absent:		
Present Not Voting:	1	Senator Brandt

Oral Testimony:

Proponents:

Senator Rich Pahls
Kathryn Robb
Shaun Dougherty
Stacey Naiman
Debra Dappen
Jack Hosking
Erin Zakrzewski
Nathan Arentsen

Representing:

Introducer
Child Advocacy
Survivors Network of Those Abused by Priests
Self
Survivors of Those Abused by Priests
Self
Self
Self

Opponents:

John Mezger
Gregory Lauby
Tom Venzor
Coleen Nielsen

Korby Gilbertson

Representing:

Self
Self
Nebraska Catholic Conference
Nebraska Insurance Information Service & Nebraska
Insurance Federation
American Property Casualty Insurance Association

Neutral:

Representing:

Summary of purpose and/or changes:

LB 833 eliminates the statute of limitations for civil actions against persons or entities not directly causing the injuries where the plaintiff is a victim of 1st, 2nd, or 3rd degree sexual assault of a child.
The current statute of limitations (Section 25-228) is twelve years after the plaintiff's twenty first birthday.

Section by section

Section 1 Amends section 25-228, the section providing time limitations for civil actions involving victims of 1st, 2nd or 3rd degree sexual assault of a child, by adding a new subsection 2. The new subsection (2)(a) eliminates the time limitation for filing an action against persons or entities who did not directly cause the injuries to a plaintiff who was a victim of 1st, 2nd or 3rd degree sexual assault of a child. Subsection (2)(b) provides that the statute of limitations is not extended in actions under the State or Political Subdivision Tort Claims Act.

Section 2 Repeals original section.

Explanation of amendments:

AM2335 rewrites section 1 of the bill by striking a new subsection (2) and replacing it with language that clarifies that the provisions do not apply to the State or Political Subdivisions Tort Claims Act.

Steve Lathrop, Chairperson