

LEGISLATURE OF NEBRASKA
ONE HUNDRED SEVENTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 48

Introduced by Hansen, M., 26.

Read first time January 07, 2021

Committee: Judiciary

- 1 A BILL FOR AN ACT relating to marriage; to amend sections 42-102, 42-373,
- 2 and 42-375, Reissue Revised Statutes of Nebraska; to eliminate a
- 3 disqualification for marriage and change provisions relating to
- 4 annulments; and to repeal the original sections.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 42-102, Reissue Revised Statutes of Nebraska, is
2 amended to read:

3 42-102 At the time of the marriage the male must be of the age of
4 seventeen years or upward, and the female of the age of seventeen years
5 or upward. ~~No person who is afflicted with a venereal disease shall marry~~
6 ~~in this state.~~

7 Sec. 2. Section 42-373, Reissue Revised Statutes of Nebraska, is
8 amended to read:

9 42-373 Actions for annulment of a marriage shall be brought in the
10 same manner as actions for dissolution of marriage and shall be subject
11 to all applicable provisions of sections 42-347 to 42-381 pertaining to
12 dissolution of marriage, except that the only residence requirement shall
13 be that either party the plaintiff is an actual resident of the county in
14 which the complaint is filed.

15 Sec. 3. Section 42-375, Reissue Revised Statutes of Nebraska, is
16 amended to read:

17 42-375 Annulment actions on behalf of persons who are incapacitated
18 ~~under disability~~ may be brought by a parent or adult next friend. An
19 annulment may not be decreed if the marriage is found to be voidable and
20 the parties freely cohabited after the ground for annulment has
21 terminated or become known to the innocent party.

22 Sec. 4. Original sections 42-102, 42-373, and 42-375, Reissue
23 Revised Statutes of Nebraska, are repealed.