

AMENDMENTS TO LB1100

Introduced by DeBoer, 10.

1           1. Strike the original sections and all amendments thereto and  
2 insert the following new sections:

3           **Section 1.** Section 25-21,185.11, Reissue Revised Statutes of  
4 Nebraska, is amended to read:

5           25-21,185.11 (1) A release, covenant not to sue, or similar  
6 agreement entered into by a claimant and a person liable shall discharge  
7 that person from all liability to the claimant but shall not discharge  
8 any other persons liable upon the same claim ~~unless it so provides~~. The  
9 claim of the claimant against other persons liable shall be reduced by  
10 the amount of the released person's share of the obligation as determined  
11 by the trier of fact.

12           (2) A release, covenant not to sue, or similar agreement entered  
13 into by a claimant and a person liable shall preclude that person from  
14 being made a party or, if an action is pending, shall be a basis for that  
15 person's dismissal, but the person's negligence, if any, shall be  
16 considered in accordance with section 25-21,185.09.

17           (3) A release, covenant not to sue, or similar agreement entered  
18 into by a claimant and one or more persons liable shall not abrogate the  
19 joint and several liability of any other person or persons liable upon  
20 the same claim.

21           **Sec. 2.** Original section 25-21,185.11, Reissue Revised Statutes of  
22 Nebraska, is repealed.