

March 14, 1979

LB 19, 375

favor vote aye, opposed vote no. Record the vote.

CLERK: 28 ayes, 0 nays on the motion to advance, Mr. President.

SPEAKER MARVEL: The motion is carried and the bill is advanced and the next bill is LB 375.

CLERK: Mr. President, LB 375. Title read. The bill was first read on January 17. It was referred to the Judiciary Committee. It was advanced to General File. There are no committee amendments pending, Mr. President.

SPEAKER MARVEL: Senator Nichol.

SENATOR NICHOL: Mr. Chairman, members of the Legislature, LB 375 changes the times for responding to requests for admission of interrogatories. Currently the response time for interrogatories is fifteen days. Response time for requests for admissions is ten days. These would both be changed to thirty days. These time changes will bring Nebraska's law into close similarity with the federal rules of procedure which already allows for thirty days to answer. It was brought to the attention of the committee that the current ten and fifteen days time limits are not long enough to allow for all the necessary procedures in filing such responses. Once the interrogatories are received, the client must come in, respond to the questions. They must be typed and then the clients come back in to verify the answers and swear to their truth. The time limits are especially difficult when you have out of state defendants. At the present time, it is not uncommon for the parties responding to file a motion for more time. Expanding these time limits to thirty days will help remove these problems. The bill is supported by the Nebraska Bar Association. No one appeared in opposition to LB 375. I move that LB 375 be advanced to E & R, Mr. Chairman, E & R initial.

SPEAKER MARVEL: Motion is to...Senator Newell, do you have a comment on LB 375? Your light is on. Okay, the motion is to advance LB 375 to E & R for review. All those in favor vote aye, opposed vote no. Have you all voted? Okay, the Clerk will record the vote.

CLERK: 27 ayes, 0 nays, Mr. President, on the motion to advance.

SPEAKER MARVEL: The motion is carried and the bill is