

January 22, 1980

LB 498, 865-871

CLERK: LB 865 offered by Senator Murphy. (Read title to LB 865 as found on page 352 of the Legislative Journal.) LB 866 offered by Senator Kelly. (Read title to LB 866 as found on page 352 of the Legislative Journal.) LB 867 offered by the Education Committee. (Read title to LB 867 as found on page 352 of the Legislative Journal.) LB 868 offered by the Education Committee. (Read title to LB 868 as found on page 353 of the Legislative Journal.) LB 869 offered by the Education Committee. (Read title to LB 869 as found on page 353 of the Legislative Journal.) LB 870 offered by Senator George. (Read title to LB 870 as found on page 353 of the Legislative Journal.) LB 871 offered by Senator Kelly. (Read title to LB 871 as found on page 353 of the Legislative Journal.)

PRESIDENT: The next item. We're ready to go to...no, you have a couple more bills. Yes, we are ready on General File, LB 498.

CLERK: Mr. President, LB 498 is offered by the Judiciary Committee. (Read title to LB 498.) The bill was read on January 17 of 1979. It was referred to the Judiciary Committee. The bill was advanced to General File. It was last considered by the membership on January 16. At that time the bill failed to advance, Mr. President.

PRESIDENT: The Chair recognizes Senator Nichol.

SENATOR NICHOL: Mr. Chairman and members of the Legislature, this bill was up a few days ago, failed to advance. I think it is a good bill, but I don't expect it to pass because I understand the lobbyists have been lobbying you and the lobbyist has been the local newspapers. Now I don't think any television or radios have been contacting you being against this bill. LR (sic) 498 deals with one section of the probate code, that calling for notice at certain hearings during the probating of an estate. Under current law, notice of these hearings must be provided in two ways. First, by mailing a copy of the notice to all interested parties and secondly, by publication three times in a legal newspaper. LB 498 would reduce the publication notice. The bill provides that if the identity or address of an interested party is not known, then publication notice will be required. If the identity and address are know, then there would be no need for this publication notice. This bill only deals with one section of the publication notice in the probate code. If this bill passes, there would still be four sections which call for publication notice during the probating of an estate. Both under informal and formal probate mandatory publication

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