

AMENDMENTS TO LB912

(Amendments to Standing Committee amendments, AM2620)

Introduced by Judiciary.

1           1. Strike amendment 1 and insert the following new amendment:

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

4           Sec. 14. Section 25-21,185.11, Reissue Revised Statutes of Nebraska,  
5 is amended to read:

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

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

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