

One Hundred Sixth Legislature - Second Session - 2020

Introducer's Statement of Intent

LB871

Chairperson: Senator Steve Lathrop

Committee: Judiciary

Date of Hearing: January 22, 2020

The following constitutes the reasons for this bill and the purposes which are sought to be accomplished thereby:

LB 871 amends Nebraska's Uniform Deceptive Trade Practices Act (UDPTA) to define "unconscionability" as it pertains to trade practices. The purpose of this is to create factors for courts to consider when determining if a trade practice is "unconscionable" and therefore in violation of the UDPTA. Currently, the UDPTA states that an unconscionable practice shall be a violation of the law and is a question of law for the courts, but no specific factors for the courts to consider are described to help in making this determination.

Principal Introducer: _____

Senator Sue Crawford