

LEGISLATURE OF NEBRASKA
ONE HUNDRED SEVENTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 402

Introduced by DeBoer, 10.

Read first time January 14, 2021

Committee: Judiciary

- 1 A BILL FOR AN ACT relating to civil actions; to require a report by the
- 2 Supreme Court regarding eviction proceedings; and to define terms.
- 3 Be it enacted by the people of the State of Nebraska,

1 Section 1. (1) On or before January 15, 2022, and July 15, 2022,
2 and on or before each January 15 and July 15 thereafter, the Supreme
3 Court shall electronically submit a report to the Clerk of the
4 Legislature that includes, for the preceding six months the following
5 information pertaining to eviction proceedings, broken down by county:

6 (a) The number of eviction proceedings initiated;

7 (b) The number of tenants represented by counsel;

8 (c) The number of landlords represented by counsel;

9 (d) The number of orders granting restitution of the premises
10 entered by default; and

11 (e) The numbers of orders granting restitution of the premises
12 entered, broken down by the specific statutory authority under which
13 possession was sought.

14 (2) For purposes of this section:

15 (a) Eviction proceeding means an action involving a claim for
16 forcible entry and detainer involving a residential tenancy under
17 sections 25-21,219 to 25-21,235, the Uniform Residential Landlord and
18 Tenant Act, or the Mobile Home Landlord and Tenant Act;

19 (b) Landlord includes a landlord as defined in section 76-1410 and a
20 landlord as defined in section 76-1462;

21 (c) Residential tenancy means a tenancy subject to the Uniform
22 Residential Landlord and Tenant Act or the Mobile Home Landlord and
23 Tenant Act or any other tenancy involving a dwelling unit as defined in
24 section 76-1410;

25 (d) Tenant means a tenant or former tenant of a residential tenancy;
26 and

27 (e) When reference in this section is made to a definition found in
28 both the Uniform Residential Landlord and Tenant Act and the Mobile Home
29 Landlord and Tenant Act, the definition relevant to the type of tenant at
30 issue applies for purposes of this section.