

LEGISLATURE OF NEBRASKA  
ONE HUNDRED EIGHTH LEGISLATURE  
FIRST SESSION

**LEGISLATIVE BILL 139**

Introduced by Brandt, 32.

Read first time January 06, 2023

Committee: Judiciary

- 1 A BILL FOR AN ACT relating to Small Claims Court; to amend section
- 2 25-2802, Reissue Revised Statutes of Nebraska; to change the
- 3 jurisdictional amount; to provide an operative date; to repeal the
- 4 original section; and to declare an emergency.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 25-2802, Reissue Revised Statutes of Nebraska, is  
2 amended to read:

3 25-2802 (1) The Small Claims Court shall have subject matter  
4 jurisdiction in all civil actions of any type when the amount of money or  
5 damages or the value of the personal property claimed does not exceed the  
6 jurisdictional amount specified in subsection (4) of this section,  
7 exclusive of interest and costs.

8 (2) The Small Claims Court shall have subject matter jurisdiction in  
9 civil matters when the plaintiff seeks to disaffirm, avoid, or rescind a  
10 contract or agreement for the purchase of goods or services not in excess  
11 of the jurisdictional amount specified in subsection (4) of this section,  
12 exclusive of interest and costs.

13 (3) The Small Claims Court shall have jurisdiction when the party  
14 defendant or his or her agent resides or is doing business within the  
15 county or when the cause of action arose within the county.

16 (4) The jurisdictional amount is ten ~~three~~ thousand ~~five~~ hundred  
17 dollars from July 1, 2023 ~~2010~~, through June 30, 2025 ~~2015~~.

18 The Supreme Court shall continue to adjust the jurisdictional limit  
19 for the Small Claims Court every fifth year commencing July 1, 2025 ~~2015~~.  
20 The adjusted jurisdictional amount shall be equal to the then current  
21 jurisdictional amount adjusted by the average percentage change in the  
22 unadjusted Consumer Price Index for All Urban Consumers published by the  
23 Federal Bureau of Labor Statistics for the five-year period preceding the  
24 adjustment date. The jurisdictional amount shall be rounded to the  
25 nearest one-hundred-dollar amount.

26 Sec. 2. This act becomes operative on July 1, 2023.

27 Sec. 3. Original section 25-2802, Reissue Revised Statutes of  
28 Nebraska, is repealed.

29 Sec. 4. Since an emergency exists, this act takes effect when  
30 passed and approved according to law.