

**ONE HUNDRED NINTH LEGISLATURE - FIRST SESSION - 2025**  
**COMMITTEE STATEMENT (CORRECTED)**  
**LB85**

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**Hearing Date:** Wednesday January 22, 2025  
**Committee On:** Judiciary  
**Introducer:** DeBoer  
**One Liner:** Change requirements for collection of personal property of decedents' estates by affidavit

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**Roll Call Vote - Final Committee Action:**  
Advanced to General File

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**Vote Results:**

**Aye:** 8 Senators Bosn, DeBoer, Hallstrom, Holdcroft, McKinney, Rountree,  
Storer, Storm

**Nay:**

**Absent:**

**Present Not Voting:**

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**Testimony:**

**Proponents:**

Senator Wendy DeBoer  
Jerry Stilmock  
Dexter Schrodt  
Tim Hruza

**Representing:**

Opening Presenter  
Nebraska Bankers Association  
Nebraska Independent Community Bankers  
Nebraska State Bar Association

**Opponents:**

**Representing:**

**Neutral:**

**Representing:**

\* ADA Accommodation Written Testimony

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**Summary of purpose and/or changes:**

Section 1: Amends § 30-24,125 to allow for the use of an abstract of death when filing a small estate affidavit if the certified death certificate is delayed. A small estate affidavit (applicable to estates with a fair market value of all personal property not exceeding \$100,000) allows successors of the estate to get the property transferred to them without filing a probate action. Currently, the law requires a decedent's successor to provide a certified or authenticated copy of the death certificate to prove that thirty days have passed since the decedent's death.

Section 2: Repealer.

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