

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE  
Transcriber's Office  
FLOOR DEBATE

March 24, 2005      LB 13, 361, 739  
                         LR 12

to ask you for your consideration in advancing LR 12CA to E & R Initial. Thank you.

SENATOR CUDABACK: You've heard the closing on advancement of LR 12CA. All in favor of the advancement vote aye; those opposed, nay. We're voting on advancement of LR 12CA. Have you all voted on the question who care to? Record please, Mr. Clerk.

CLERK: 31 ayes, 9 nays, Mr. President, on the advancement of LR 12CA.

SENATOR CUDABACK: LR 12CA does advance. Do you have items for the record, Mr. Clerk?

CLERK: I do, Mr. President. Thank you. Hearing notice from Natural Resources regarding gubernatorial appointments. An amendment, Senator Beutler, to LB 739. Reference report. And Business and Labor Committee reports LB 13 to General File with committee amendments attached. And that's all that I have, Mr. President. (Legislative Journal pages 998-999.)

SENATOR CUDABACK: Thank you, Mr. Clerk. Mr. Clerk, LB 361.

CLERK: LB 361, a bill originally introduced by Senator Bourne. (Read title.) The bill was introduced on January 11, referred to the Judiciary Committee, advanced to General File. There are Judiciary Committee amendments pending, Mr. President. (AM0523, Legislative Journal page 871.)

SENATOR CUDABACK: Senator Bourne, you're recognized to open on LB 361.

SENATOR BOURNE: Thank you, Mr. President, members. LB 361 is a technical bill, and simply cross-references an exception to the county court's exclusive jurisdiction of probate matters. Under Nebraska law, county courts have exclusive jurisdiction to hear all matters of decedents' estates, including the probate of wills. However, Section 30-2464(c) provides an exception. That provision provides that for causes of action that survive the decedent, the court that would have had jurisdiction over the