

LEGISLATIVE BILL 422

Approved by the Governor May 26, 2015

Introduced by Howard, 9.

A BILL FOR AN ACT relating to the Nebraska Probate Code; to amend section 30-2201, Revised Statutes Cumulative Supplement, 2014; to provide for reasonable fees and costs for proceedings involving a minor as prescribed; to harmonize provisions; and to repeal the original section.
Be it enacted by the people of the State of Nebraska,

Section 1. Section 30-2201, Revised Statutes Cumulative Supplement, 2014, is amended to read:

30-2201 Sections 30-2201 to 30-2902, 30-3901 to 30-3923, and 30-4001 to 30-4045 and section 2 of this act and the Public Guardianship Act shall be known and may be cited as the Nebraska Probate Code.

Sec. 2. The reasonable fees and costs of an attorney, a guardian ad litem, a physician, and a visitor appointed by the court for the minor shall be allowed, disallowed, or adjusted by the court and may be paid from the estate of the minor if the minor possesses an estate or, if not, shall be paid by the county in which the proceedings are brought or by the petitioner as costs of the action. An action under sections 30-2601 to 30-2661 may be initiated or defended in forma pauperis in accordance with sections 25-2301 to 25-2310. The court may assess attorney's fees and costs against the petitioner upon a showing that the action was frivolous in accordance with sections 25-824 to 25-824.03.

Sec. 3. Original section 30-2201, Revised Statutes Cumulative Supplement, 2014, is repealed.