

LEGISLATIVE BILL 848

Approved by the Governor April 11, 1984

Introduced by Judiciary Committee, Beutler, 28,
Chairperson; Jacobson, 33; Abboud, 12;
Chambers, 11; Von Minden, 17; Chronister,
18; R. Johnson, 34; Pirsch, 10

AN ACT relating to the Nebraska Supreme Court; to amend section 24-212, Reissue Revised Statutes of Nebraska, 1943, and section 24-209, Revised Statutes Supplement, 1983; to change provisions relating to publication and dissemination of court opinions; to create a fund; to provide for the transfer of funds; to provide powers and duties; to repeal the original sections; and to declare an emergency.

Be it enacted by the people of the State of Nebraska,

Section 1. That section 24-209, Revised Statutes Supplement, 1983, be amended to read as follows:

24-209. ~~The Supreme Court Reports shall be deposited in the State Library: (1) One copy Copies thereof of the Supreme Court Reports shall be distributed by the librarian furnished by the Supreme Court to each judge of the Supreme, district, separate juvenile, workmen's compensation, and municipal courts, to each county court, to each county law library, to each state and territorial library, to each officer of the executive department departments of this state, to the Clerk of the Legislature, and to each judge of the United States District and Circuit Courts of this state; to the Nebraska Workmen's Compensation Court; two copies; to the Legislative Council, two copies; to the library of the College of Law of the University of Nebraska, as provided in sections 85-176 and 85-177; and to the Nebraska Publications Clearinghouse, eight copies; and to the State Court Administrator's Office, up to ten copies.~~

~~(2) One advance copy of the opinions of the Nebraska Supreme Court in pamphlet form, known as the Nebraska Advance Sheets, shall be furnished to each judge of the Supreme, district, separate juvenile, county, workmen's compensation, and municipal courts, one advance copy shall be furnished to the Clerk of the Legislature, two advance copies shall be furnished to each Standing Committee of the Legislature, five advance copies shall be furnished to the Attorney General, and up to twenty advance copies shall be furnished to the State Court Administrator. One complete set of Supreme Court Reports and one volume of all subsequent reports shall be furnished~~

to each judge of a separate juvenile court by the State Librarian.

(3) The balance of the Supreme Court Reports and Nebraska Advance Sheets such reports shall be sold as called for at such price as shall be prescribed by the Supreme Court. The Supreme Court shall also prescribe the price for microform copies of the reports. The money arising received from such sales shall be paid into the Supreme Court Reports Revolving Cash Fund, which is hereby created. On the effective date of this act any money in the Supreme Court Reports Revolving Fund shall be transferred to the Supreme Court Reports Cash Fund.

(4) Upon request from any office or entity entitled to free copies of the Supreme Court Reports or the Nebraska Advance Sheets, the court may stop sending the publications to such office or entity until the request is withdrawn.

Sec. 2. That section 24-212, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

24-212. It shall be the duty of the Reporter of the Supreme Court to prepare the opinions of said the court for publication in advance pamphlet form as fast as they are delivered to him or her, and when sufficient material is accumulated to form a volume of not less than nine hundred pages, he or she shall cause the same to be printed, and bound in a good and substantial manner, equal to Volume 50 of said Reports. He or she shall deliver one thousand copies of each volume to the State Librarian, and upon a presentation of proper vouchers to the Director of Administrative Services, he or she shall draw his or her warrant in payment thereof and bound in a permanent manner. The reporter shall also determine, based on the number of current subscribers and the provisions of section 24-209, the number of copies to be printed for each publication of advance pamphlets and bound volumes. Payments for such publications shall be made from the Supreme Court Reports Cash Fund. The copyright of each volume shall be entered by said the reporter for the benefit of the state, and all papers relating thereto shall be filed and recorded in the office of the Secretary of State. The title of the volume shall be Nebraska Reports, which, with the number of the volume, shall be printed on the back of each volume, and the reports of every case must show the name of the judge writing the opinion, the names of the judges concurring therein, and the names of the judges, if any, dissenting from said the opinion. The reporter shall also edit and arrange for publication, in the Statutes of Nebraska, at such times as the Revisor of Statutes may request, annotations of the decisions of the Supreme Court of Nebraska and the federal courts and transmit them to the Revisor of Statutes. With the approval of the Supreme Court, the reporter may arrange for microform reproduction of the published reports, and furnish them to the State

Librarian for sale-

Sec. 3. That original section 24-212, Reissue Revised Statutes of Nebraska, 1943, and section 24-209, Revised Statutes Supplement, 1983, are repealed.

Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.