

LEGISLATIVE BILL 240

Approved by the Governor April 2, 1979

Introduced by Judiciary Committee, Nichol, 48, Chmn.;
Chambers, 11; Venditte, 7; Wagner, 41; Pirsch,
10; Stoney, 4; Reutzel, 15

AN ACT to amend section 24-733, Reissue Revised Statutes of Nebraska, 1943, and section 24-729, Revised Statutes Supplement, 1978, relating to courts; to provide for assignment of certain retired judges; to provide for compensation; and to repeal the original sections.

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

Section 1. That section 24-729, Revised Statutes Supplement, 1978, be amended to read as follows:

24-729. The Supreme Court of Nebraska is empowered, with the consent of the retired judge, (1) to assign judges of the Supreme Court and district court who are now retired or who may be retired hereafter to (a) sit in any court in the state to relieve congested dockets or to prevent the docket of such court from becoming congested, or (b) sit for the judge of any court who may be incapacitated or absent for any reason whatsoever, and (2) to assign ~~judges of the county courts who are any judge of the separate juvenile court, municipal court, county court, or the Nebraska Workmen's Compensation Court who is now retired or who may be retired hereafter to sit in any county court in order to fill a vacancy in such court caused by a judge who is~~ (a) sit in any court having the same jurisdiction as one in which any such judge may have previously served to relieve congested dockets or to prevent the docket of any such court from becoming congested, or (b) sit for the judge of any such court who may be incapacitated or absent for any reason. Any judge who has retired on account of disability may not be so assigned.

Sec. 2. That section 24-733, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

24-733. (1) Within fifteen days following completion of a temporary duty assignment, the retired judge shall submit to the Chief Justice of the Supreme Court, on forms provided by him the Chief Justice, a claim for services rendered and expenses incurred during such temporary duty assignment. Upon receipt of such claim, the Chief Justice shall endorse on the claim that

the services were performed and expenses incurred pursuant to an assignment of the Supreme Court of Nebraska and file such claim with the proper authority for payment.

(2) Retired judges who are assigned to a municipal court shall submit a claim for services rendered and expenses incurred during temporary duty assignment in the same manner as other claims against the municipality are made.

Sec. 3. That original section 24-733, Reissue Revised Statutes of Nebraska, 1943, and section 24-729, Revised Statutes Supplement, 1978, are repealed.