

March 14, 1979

LB 19

we have left that out. We have the bill basically very clean. It does in fact with Senator Johnson's amendments reflect Nebraska law and it will in fact allow us to be the 30th state in this area and other states are moving on in this direction. For that reason, I ask that the bill be advanced to Select File and that the Legislature adopt this and begin a big step towards guaranteeing Nebraskans the same right that other states should have. Thank you.

SPEAKER MARVEL: The motion is to advance the bill to E & R for review. All those in favor vote aye, opposed vote no. The Clerk will record the vote.

CLERK: 27 ayes, 0 nays on the motion to advance, Mr. President.

SPEAKER MARVEL: Motion is carried. The bill is advanced. The next bill is LB 240. Mr. Clerk.

CLERK: Mr. President, LB 240. Title read. The bill was first read on January 11. It was referred to the Judiciary Committee. It was advanced to General File. There are no committee amendments pending, Mr. President.

SPEAKER MARVEL: The Chair recognizes Senator Nichol.

SENATOR NICHOL: Mr. Chairman, members of the Legislature, this, LB 240, is one of a series of bills resulting from a study by the Nebraska State Bar Association on the courts in Nebraska. There is presently in our statutes authority for the Supreme Court to assign retired Supreme Court judges, district court judges and county judges to fill in in the event there is incapacity or absence of a judge of the same class. This bill expands that concept so that the Supreme Court can designate retired judges to fill in on the separate juvenile court, the municipal court and the workmen's compensation court. Thus under this bill, a retired separate juvenile court judge could fill in if needed for separate juvenile court cases. Existing law provides for these retired judges only if a present judge is incapacity or absent for any reason. The new bill, LB 240, will expand this to allow retired judges to serve if the docket is congested or to prevent a docket from becoming congested. The bill also provides for compensation for these retired judges for their temporary duty. I move LB 240 be advanced to E & R Initial, Mr. Chairman.

SPEAKER MARVEL: Any further discussion? Motion is the advancement of LB 240 to E & R for review. All those in