

LEGISLATIVE BILL 572

Approved by the Governor April 6, 1987

Introduced by Judiciary Committee, Chizek, 31,
Chairperson; Chambers, 11; Pirsch, 10;
Korshoj, 16; Conway, 17; Nelson, 35;
Ashford, 6

AN ACT relating to laws; to amend sections 49-503, 49-506, 49-507, 49-508, 49-509, and 85-176, Reissue Revised Statutes of Nebraska, 1943, and sections 49-617 and 49-707, Revised Statutes Supplement, 1986; to change provisions relating to the sale, distribution, and disposition of session laws, journals, and statutes; and to repeal the original sections. Be it enacted by the people of the State of Nebraska,

Section 1. That section 49-503, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

49-503. The county clerk of each organized county shall make a requisition upon the Secretary of State for ~~twenty-five~~ copies of the session laws; ~~or as many less than that amount as he shall find necessary for the county; and ten copies of the journals and the journal~~ of the Legislature; for the use of the county of which he ~~or she~~ is clerk. The county clerk shall make the requisition for session laws based on the classification of the county by population as provided in section 23-1114.01. A Class 1 county may request a maximum of three sets, a Class 2 county may request a maximum of five sets, a Class 3 county may request a maximum of seven sets, a Class 4 county may request a maximum of ten sets, a Class 5 county may request a maximum of twelve sets, a Class 6 county may request a maximum of twenty sets, and a Class 7 county may request a maximum of twenty-five sets. The county clerk shall make a requisition for less than the maximum amount authorized if he or she finds that a lesser amount is sufficient for the needs of the county. The county clerk shall make a requisition for one copy of the journal of the Legislature. The Secretary of State shall forward the session laws and journal to each county by the most expeditious and economic means. ; and he shall name the conveyance or means of transportation; and also specify to whom they shall be

directed and to whose care. Upon the receipt of such requisition, the secretary shall at once forward the required number of laws and journals as specified in the requisition. The county clerk shall receipt for the same to the secretary, which receipt shall be filed in the office of the secretary.

Sec. 2. That section 49-506, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

49-506. After all the requisitions before mentioned have been filled by the Secretary of State has made the distribution provided by section 49-503, he or she shall deliver additional copies of the session laws and the journal of the Legislature pursuant to this section.

One copy of the session laws shall be delivered to the Lieutenant Governor, the State Treasurer, the Auditor of Public Accounts, the Reporter of the Supreme Court, the State Court Administrator, the State Fire Marshal, the Department of Administrative Services, the Department of Aeronautics, the Department of Agriculture, the Department of Banking and Finance, the State Department of Education, the Department of Environmental Control, the Department of Health, the Department of Insurance, the Department of Labor, the Department of Motor Vehicles, the Department of Public Institutions, the Department of Revenue, the Department of Roads, the Department of Social Services, the Department of Veterans' Affairs, the Department of Water Resources, the Military Department, the Nebraska State Patrol, the Nebraska Commission on Law Enforcement and Criminal Justice, each of the Nebraska state colleges, the Nebraska Coordinating Commission for Postsecondary Education for use by the technical community colleges, the Game and Parks Commission, the Nebraska Library Commission, the Nebraska Liquor Control Commission, the Nebraska Natural Resources Commission, the Nebraska Accountability and Disclosure Commission, the Public Service Commission, the State Real Estate Commission, the Nebraska State Historical Society, the Public Employees Retirement Board, the Risk Manager, the Legislative Fiscal Analyst, the Public Counsel, the materiel division of the Department of Administrative Services, the State Records Administrator, the budget division of the Department of Administrative Services, and the Library of Congress; two copies to the Governor, the Secretary of State, the Nebraska Workers' Compensation Court, and the Commission of Industrial Relations; four copies to the Nebraska Publications

Clearinghouse; five copies to the Attorney General; seven copies to the Supreme Court and the Legislative Council; eight copies to the Clerk of the Legislature; nine copies to the Revisor of Statutes; and thirty-five copies to the University of Nebraska College of Law.

One copy of the journal of the Legislature shall be delivered to the Governor, the Lieutenant Governor, the State Treasurer, the Auditor of Public Accounts, the Reporter of the Supreme Court, the State Court Administrator, the Nebraska State Historical Society, the Legislative Fiscal Analyst, and the Library of Congress; two copies to the Secretary of State, the Commission of Industrial Relations, and the Nebraska Workers' Compensation Court; four copies to the Nebraska Publications Clearinghouse; five copies to the Attorney General and the Revisor of Statutes; seven copies to the Supreme Court and the Legislative Council; eight copies to the Clerk of the Legislature; and thirty-five copies to the University of Nebraska College of Law. he shall deliver one copy of the laws and journal to each state officer, state institution, and state board; two copies to the Revisor of Statutes; and eight copies to the Nebraska Publications Clearinghouse. Distribution of copies to the library of the College of Law of the University of Nebraska shall be as provided in sections 85-176 and 85-177. The remaining copies shall be delivered to the State Librarian who shall use the same, so far as required for exchange purposes, in building up the State Library, and in the manner specified in sections 49-507 to 49-509.

Sec. 3. That section 49-507, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

49-507. The librarian State Librarian or his or her designee shall, upon the order of any Judge of the Supreme Court, issue one copy each of the session laws and journals to the United States District Attorney, United States Marshal, the register and receiver of the United States land offices in the state, and to each United States Commissioner residing in the state.

Sec. 4. That section 49-508, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

49-508. The new members of each Legislature shall be furnished by the State Librarian or his or her designee, at the commencement of the first session for which they are elected, with two copies of each of the session laws and journals of the preceding session.

Sec. 5. That section 49-509, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

49-509. Any remaining copies of the session laws and journals in the hands of the State Librarian shall be sold by ~~him~~ the Supreme Court at a price of fifteen dollars for bound copies of the session laws and forty dollars for bound copies of the journal, except that after two years have elapsed from the date of publication, the court may ; PROVIDED, the State Librarian is authorized to sell any copies of the session laws and journals, after two years have elapsed from date of publication; at a price of twenty-five cents per volume. The proceeds shall be turned into the General Fund of the state treasury. When there is no longer a demand for session laws and journals over two years old, the Supreme Court may dispose ~~authorize the State Librarian to make disposition~~ of such session laws and journals in such manner as it deems proper.

Sec. 6. That section 49-617, Revised Statutes Supplement, 1986, be amended to read as follows:

49-617. The Revisor of Statutes shall cause the statutes to be printed. The printer shall deliver all completed copies to the State Librarian Supreme Court. These copies shall be held and disposed of by such librarian the court as follows: Sixty copies to the Nebraska State Library to exchange for statutes of other states; five copies to the Nebraska State Library to keep for daily use; not to exceed twenty-five copies to the Nebraska Legislative Council for bill drafting and related services to the Legislature and executive state officers; as many copies to the Attorney General as he or she has attorneys on his or her staff; eight copies to the State Court Administrator; twelve copies to the Tax Commissioner; eight copies to the Nebraska Publications Clearinghouse; six copies to the Public Service Commission; four copies to the Secretary of State; four copies to the Clerk of the Nebraska Legislature for use in his or her office and three copies to be maintained in the legislative chamber, one copy on each side of the chamber and one copy at the desk of the Clerk of the Legislature, under control of the sergeant at arms; two copies each to the Governor of the state, the Chief Justice and each Judge of the Supreme Court, the Clerk of the Supreme Court, the Reporter of the Supreme Court, the Auditor of Public Accounts, the Commissioner of Labor, and the Revisor of Statutes; one copy each to the Secretary of State of the United States, each Indian tribal court located in the

State of Nebraska, the library of the Supreme Court of the United States, the Adjutant General, the Air National Guard, the Commissioner of Education, the State Treasurer, the Board of Educational Lands and Funds, the Director of Agriculture, the Director of Administrative Services, the Director of Aeronautics, the Director of Economic Development, the Director of the Public Employees Retirement Board, the Director of Health, the Director-State Engineer, the Director of Banking and Finance, the Director of Insurance, the Director of Motor Vehicles, the Director of Veterans' Affairs, the Director of Water Resources, the Director of Social Services, the Director of Public Institutions, the Director of Correctional Services, the Nebraska Emergency Operating Center, each judge of the Nebraska Workers' Compensation Court, each judge of the Commission of Industrial Relations, the Nebraska Liquor Control Commission, the Nebraska Natural Resources Commission, the State Real Estate Commission, the secretary of the Game and Parks Commission, the Board of Pardons, each state institution under the Department of Public Institutions, each state institution under the State Department of Education, the State Surveyor, the Nebraska State Patrol, Purchasing Agent, State Personnel Office materiel division of the Department of Administrative Services, Department of Personnel, Nebraska Motor Vehicle Industry Licensing Board, Board of Trustees of the Nebraska State Colleges, each of the Nebraska state colleges, each district judge of the State of Nebraska, each judge of the county court, each judge of a separate juvenile court, the Lieutenant Governor, each United States Senator from Nebraska, each United States Representative from Nebraska, each clerk of the district court for the use of the district court, the clerk of the Nebraska Workers' Compensation Court, each clerk magistrate of the county court, each county attorney, each county public defender, and each county law library of the State of Nebraska, and the inmate library at all state penal and correctional institutions, and each member of the Legislature shall be entitled to two complete sets, and two complete sets of such volumes as are necessary to update previously issued volumes, but each member of the Legislature and each judge of any court referred to in this section shall be entitled, on request, to an additional complete set. Copies of the statutes distributed without charge, as above listed, shall be the property of the state or governmental subdivision of the state and not the personal property of the particular person receiving a

copy. Distribution of statutes to the library of the College of Law of the University of Nebraska shall be as provided in sections 85-176 and 85-177.

Sec. 7. That section 49-707, Revised Statutes Supplement, 1986, be amended to read as follows:

49-707. The Revisor of Statutes shall cause the supplements and reissued volumes to be copyrighted under the copyright laws of the United States for the benefit of the people of Nebraska.

The supplements and reissued or replacement volumes shall be sold and distributed by the State Librarian Supreme Court at such price as shall be prescribed by the Executive Board of the Legislative Council, which price shall be sufficient to recover all costs of publication.

The State Librarian Supreme Court may sell for one dollar per volume any compilation or revision of the statutes of Nebraska that has been superseded by a later official revision, compilation, or replacement volume. The Supreme Court may ~~authorize the State Librarian to~~ dispose of any unsold superseded volumes in any manner it deems proper.

All money received by the State Librarian Supreme Court shall be paid into the state treasury to the credit of the General Fund. The State Librarian court shall take receipts for all such money paid into the state treasury.

Supplements and reissued volumes shall be furnished and delivered free of charge in the same number and to the same parties as are designated in section 49-617.

Sec. 8. That section 85-176, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

85-176. The following publications of the State of Nebraska shall, as they are from time to time issued, be delivered by the respective officer having custody thereof to the library of the College of Law of the University of Nebraska:

(1) Fifteen copies of the Supreme Court Reports, ~~two copies of the Legislative Journal; ten copies of the Session Laws;~~ five copies of the opinions of the Attorney General, five copies of the Blue Book, and two copies each of the reports and recommendations of the Judicial Council and of the reports and recommendations of the Legislative Council;

(2) Copies of the session laws and the journal of the Legislature as provided in section 49-506;

(3) One copy each of the annual and biennial

reports of the state officers who are required by law to make an annual or biennial report; and

(3) (4) Statutes issued by the State Librarian Supreme Court shall be requisitioned by the librarian of the College of Law, allowing ten copies for the library of the College of Law, five copies for the Legal Aid Bureau and the editors and staff of the Nebraska Law Review, one copy each for every full-time member of the law faculty, and no more than fifteen copies for the university libraries, nonlaw faculty, and administrative officers of the university combined.

Sec. 9. That original sections 49-503, 49-506, 49-507, 49-508, 49-509, and 85-176, Reissue Revised Statutes of Nebraska, 1943, and sections 49-617 and 49-707, Revised Statutes Supplement, 1986, are repealed.