

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
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FLOOR DEBATE

April 13, 2004 LB 877, 1182, 1207

SENATOR CUDABACK: Senator Mossey, for a motion.

SENATOR MOSSEY: Mr. President, I move the adoption of E & R amendments to LB 1207.

SENATOR CUDABACK: You've heard the motion to adopt E & R amendments to LB 1207. All in favor say aye. Opposed to the motion say nay. They are adopted.

CLERK: Senator Brashear would move to amend with AM3569. (Legislative Journal page 1474.)

SENATOR CUDABACK: Senator Brashear, to open on your AM3569.

SENATOR BRASHEAR: Thank you, Mr. President, members of the body. AM3569 to LB 1207 incorporates four additional Judiciary Committee bills within LB 1207. Section 1 of the amendment would incorporate LB 877, which I introduced. LB 877 proposes a shift in the current composition of two judicial districts. Under current law, the 1st Judicial District consists of the following counties: Saline, Jefferson, Gage, Thayer, Johnson, Pawnee, Nemaha, Fillmore, and Richardson. The 10th Judicial District currently consists of the following counties: Adams, Clay, Phelps, Kearney, Harlan, Franklin, Webster, and Nuckolls. LB 877 in the form of this amendment would move Clay and Nuckolls Counties from the 10th Judicial District to the 1st Judicial District. This is being done pursuant to the recommendation of the Judicial Resources Commission, making the request. LB 877 was advanced unanimously by your Judiciary Committee. The second section of the amendment is otherwise denominated as LB 1182, introduced by Senator Beutler. LB...pardon me, I think I misspoke. I think I said LB 872. I meant LB 1182. LB 1182 grants the Nebraska Supreme Court the authority to relocate district or county court judges within a judicial district. As amended by your committee, the committee amendment makes prior...makes a requirement that prior to relocating a judge the Supreme Court must consult a representative sampling of the attorneys practicing within the judicial district. In addition, the Supreme Court must take into consideration the judicial workload statistics compiled by the State Court Administrator's Office. This authority would