

LEGISLATIVE BILL 839

Approved by the Governor April 30, 1971

Introduced by Jerome Warner, 25th District

AN ACT to amend section 75-128, Revised Statutes Supplement, 1969, relating to the State Railway Commission; to provide an exception for the time of preparation of the transcript; and to repeal the original section.

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

Section 1. That section 75-128, Revised Statutes Supplement, 1969, be amended to read as follows:

75-128. It is hereby declared to be the policy of the Legislature that all matters presented to the commission be heard and determined without delay. All matters requiring a hearing shall be set for hearing at the earliest practicable date and in no event, except for good cause shown, which showing shall be recited in the order, shall the time fixed for hearing be more than six months after the date of filing of the application, complaint, or petition on which such hearing is to be had. Except as otherwise provided in section 75-121 and except for good cause shown, a decision of the commission shall be made and filed within thirty days after completion of the hearing or after submission of affidavits in nonhearing proceedings. In the case of any proceeding upon which a hearing is held, the transcript of testimony shall be prepared and submitted to the commission prior to entry of an order, except that it shall not be necessary to have prepared prior to commission decision the transcripts of testimony on hearings involving noncontested proceedings and hearings involving emergency rate applications under the provisions of section 75-125. For each application, complaint or petition filed with the State Railway Commission, except those filed under the provisions of sections 75-301 to 75-347, there shall be charged a filing fee to be determined by the commission, but in an amount not to exceed the sum of fifty dollars payable at the time of such filing.

Sec. 2. That original section 75-128, Revised Statutes Supplement, 1969, is repealed.