

LEGISLATIVE BILL 96

Approved by the Governor February 12, 1977

Introduced by Rasmussen, 41

AN ACT to amend section 24-517, Reissue Revised Statutes of Nebraska, 1943, relating to county courts; to specify jurisdiction in certain conservatorship or guardianship matters; to ratify certain acts; and to repeal the original section.

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

Section 1. That section 24-517, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

24-517. Each county court shall have the following jurisdiction:

(1) Exclusive original jurisdiction of all matters relating to decedents' estates, including the probate of wills and the construction thereof;

(2) Exclusive original jurisdiction of all matters relating to guardianship or conservatorship of any person, including (a) original jurisdiction to consent to and authorize a voluntary selection, partition, and setoff of a ward's interest in real estate owned in common with others and to exercise any right of the ward in connection therewith which the ward could exercise if competent, and (b) original jurisdiction to license the sale of such real estate for cash or on such terms of credit as shall seem best calculated to produce the highest price subject only to the requirements set forth in section 24-601;

(3) Concurrent jurisdiction with the district court to involuntarily partition a ward's interest in real estate owned in common with others;

~~(3)~~ (4) Concurrent original jurisdiction with the district court in all civil actions of any type when the amount in controversy does not exceed five thousand dollars;

~~(4)~~ (5) Concurrent original jurisdiction with the district court in any criminal matter when the penalty does not exceed one year imprisonment in the county jail or a fine over one thousand dollars, or both;

~~(5)~~ (6) Exclusive original jurisdiction in any action based on violation of a city or village ordinance, except ordinances of cities of the metropolitan or primary class for which exclusive original jurisdiction shall be in the municipal court;

~~(6)~~ (7) Concurrent original jurisdiction with the district court in all juvenile matters, except in counties which have established separate juvenile courts;

~~(7)~~ (8) Exclusive original jurisdiction in all matters of adoption; and

~~(8)~~ (9) All other jurisdiction heretofore provided and not specifically repealed by Laws 1972, Legislative Bill 1032, and such other jurisdiction as hereafter provided by law.

Sec. 2. The exercise of any jurisdiction, after January 1, 1973, authorized by section 1 of this act, and any action taken pursuant to such exercise, are hereby ratified and shall not be subject to attack for the sole reason that they were not authorized at the time.

Sec. 3. That original section 24-517, Reissue Revised Statutes of Nebraska, 1943, is repealed.