

LEGISLATIVE BILL 1244

Approved by the Governor April 18, 1994

Introduced by Hall, 7

AN ACT relating to statute revision; to amend sections 24-212, 49-702, 49-765, and 49-767, Reissue Revised Statutes of Nebraska, 1943; to provide for annotations of decisions of the Court of Appeals; to provide that the statutes printed by the Revisor of Statutes shall constitute the official version of the statutes; to provide for their use in the courts as prescribed; and to repeal the original sections.

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

Section 1. That section 24-212, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

24-212. It shall be the duty of the Reporter of the Supreme Court to prepare the opinions of the court for publication in advance pamphlet form as fast as they are delivered to him or her, and when sufficient material is accumulated to form a volume of not less than nine hundred pages, he or she shall cause the same to be printed and bound in a permanent manner. The reporter shall also determine, based on the number of current subscribers and the provisions of section 24-209, the number of copies to be printed for each publication of advance pamphlets and bound volumes. Payments for such publications shall be made from the Supreme Court Reports Cash Fund. The copyright of each volume shall be entered by the reporter for the benefit of the state, and all papers relating thereto shall be filed and recorded in the office of the Secretary of State. The title of the volume shall be Nebraska Reports which with the number of the volume shall be printed on the back of each volume, and the reports of every case must show the name of the judge writing the opinion, the names of the judges concurring therein, and the names of the judges, if any, dissenting from the opinion. The reporter shall also edit and arrange for publication in the statutes of Nebraska, at such times as the Revisor of Statutes may request, annotations of the decisions of the Supreme Court of Nebraska, the decisions of the Court of Appeals designated for permanent publication, and the decisions of the federal courts and transmit them to the Revisor of Statutes. With the approval of the Supreme Court, the reporter may arrange for microform reproduction of the published reports.

Sec. 2. That section 49-702, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

49-702. It shall be the duty of the Revisor of Statutes:

(1) To consult with and assist the Legislative Council prior to each regular session of the Legislature in the preparation of the report of the Legislative Council as to defects in the Constitution of Nebraska and laws of Nebraska and to draft in the form of bills proposed legislation to carry out the recommendations contained in the report;

(2) To prepare for submission to the Legislature, from time to time, when recommended by the Legislative Council in its report as to defects in the Constitution of Nebraska and laws of Nebraska, a rewriting and revision, chapter by chapter, in simplified style and phraseology, of the various chapters of the statutes of Nebraska;

(3) To publish annotations of the decisions of the Supreme Court of Nebraska, the Court of Appeals, and the federal courts as ~~the same are~~ received from the Reporter of the Supreme Court; and

(4) To prepare, arrange, and correlate for publication, at the end of each legislative session, the laws enacted during the session and to arrange and correlate for publication replacements of the permanent volumes of the statutes.

Sec. 3. That section 49-765, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

49-765. The Revisor of Statutes, when reissuing and bringing up to date the Revised Statutes of Nebraska, 1943, shall incorporate in the reissued volumes all laws enacted by the Legislature since the volumes to be reissued were brought up to date. He or she shall make such corrections of clerical and typographical errors as may have been discovered since the last publications thereof. He or she shall also include therein annotations to all decisions of the Supreme Court, the Court of Appeals, and the federal courts construing the sections therein that have been rendered since the last publication thereof. The reissued volumes shall be made up, printed, and

bound to correspond, as nearly as practicable, with the present reissued volumes of the Revised Statutes of Nebraska, 1943.

Sec. 4. That section 49-767, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

49-767. The Revisor of Statutes shall certify that the contents of the supplements and reissued volumes, as published, are true copies of all laws of a general nature that are in force at the time of the publication thereof. The Revisor of Statutes shall deposit a copy of the supplements and reissued volumes so certified in the office of the Secretary of State. The supplements and reissued volumes shall constitute the official version of the statutes of Nebraska and may be cited as prima facie evidence of the law in all of the courts of this state.

Sec. 5. That original sections 24-212, 49-702, 49-765, and 49-767, Reissue Revised Statutes of Nebraska, 1943, are repealed.