

LEGISLATIVE BILL 736

Approved by the Governor March 13, 1974

Introduced by Judiciary Committee, Luedtke, 28, Chmn.; Stull, 49; Carpenter, 48; Barnett, 26; Fellman, 4; Chambers, 11; DeCamp, 40; Richendifer, 16

AN ACT to amend section 33-139, Reissue Revised Statutes of Nebraska, 1943, and section 33-138, Revised Statutes Supplement, 1972, relating to fees; to provide fees for jurors and witnesses in the district, county, and municipal courts; and to repeal the original sections, and also section 33-140, Revised Statutes Supplement, 1973.

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

Section 1. That section 33-138, Revised Statutes Supplement, 1972, be amended to read as follows:

33-138. (1) ~~Grand-and-petit--jurors--shall--each~~ Each member of a grand or petit jury in a district, county, or municipal court shall receive for his services ~~ten~~ twenty dollars for each day employed in the discharge of his duties, and mileage at the rate of ten cents for each mile necessarily traveled. No juror shall be entitled to pay for the days he is voluntarily absent or excused from service by order of the court. No juror shall be entitled to pay for Saturdays or holidays unless actually employed in the discharge of his duties as a juror on such days.

~~(2) Jurors, not residing in the city or village where the court is held, shall receive mileage for each day of actual attendance at the rate of ten cents for each mile necessarily traveled.~~

~~(3) (2)~~ In the event that any temporary release from service, other than that obtained by the request of a juror, shall occasion an extra trip or trips to and from the residence of any juror or jurors the court may, by special order, allow mileage for such extra trip or trips.

~~(3) Payment of jurors for service in the district and county courts shall be made by the county. Payment of jurors for service in the municipal court shall be made by the city.~~

Sec. 2. That section 33-139, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

33-139. Witnesses before the district, county, or municipal court and grand jury shall receive ~~six~~ twenty dollars for each day actually employed in attendance on the court or grand jury, and if the said witness shall reside more than one mile from the courthouse or place where the court is held, he shall receive eight cents for each mile necessarily traveled.

Sec. 3. That original section 33-139, Reissue Revised Statutes of Nebraska, 1943, and section 33-138, Revised Statutes Supplement, 1972, and also section 33-140, Revised Statutes Supplement, 1973, are repealed.