

LEGISLATIVE BILL 480

Approved by the Governor April 13, 1975

Introduced by Judiciary Committee, Luedtke, 28, Chmn.;
DeCamp, 40; Schmit, 23; Barnett, 26; Nichol,
48; Anderson, 37

AN ACT to amend section 25-307, Reissue Revised Statutes of Nebraska, 1943, relating to district courts; to provide procedures for commencing suit by an infant; to require court approval prior to dismissing actions commenced; to provide that actions be binding upon the infant; and to repeal the original section.

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

Section 1. That section 25-307, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

25-307. The action of an infant must be brought by his guardian or next friend shall be commenced, maintained, and prosecuted by his guardian or next friend. Such actions may be dismissed with or without prejudice by the guardian or next friend only with approval of the court. When the action is brought commenced by his next friend, the court has power to dismiss it, if it is not for the benefit of the infant; or to substitute the guardian of the infant, or any person, as the next friend. Any action taken pursuant to this section shall be binding upon the infant.

Sec. 2. That original section 25-307, Reissue Revised Statutes of Nebraska, 1943, is repealed.