

LEGISLATIVE BILL 167

Approved by the Governor February 24, 1977

Introduced by Judiciary Committee, Barnett, 26, Chmn.; Reutzell, 15; Stoney, 4; Carsten, 2; Cullan, 49; Chambers, 11

AN ACT to amend sections 24-553 and 30-2218, Reissue Revised Statutes of Nebraska, 1943, relating to probate; to clarify and harmonize provisions; to repeal the original sections, and also sections 24-564 to 24-566, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

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

Section 1. That section 24-553, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

24-553. In all proceedings within the probate, guardianship, conservatorship, adoption, or testamentary trust jurisdiction of the county court where when a date for a hearing has been fixed and where when no action is taken by the court at the time so fixed, the cause shall stand continued from day to day as a matter of law and may thereafter be heard and determined by the court without further notice at any time, except that any party who has filed an appearance or pleading in such proceedings shall be given such notice of the hearing in such manner as the court shall direct.

Sec. 2. That section 30-2218, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

30-2218. ~~A judge of the court must have the qualifications specified in section 24-505: Assignment of matters arising under the Nebraska Probate Code to associate county judges shall be subject to the provisions of sections 24-518 to 24-520.~~

Sec. 3. That original sections 24-553 and 30-2218, Reissue Revised Statutes of Nebraska, 1943, and also sections 24-564 to 24-566, Reissue Revised Statutes of Nebraska, 1943, are repealed.

Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.