

LEGISLATURE OF NEBRASKA
ONE HUNDRED SIXTH LEGISLATURE
SECOND SESSION

LEGISLATIVE BILL 1029

Introduced by Lathrop, 12.

Read first time January 16, 2020

Committee: Judiciary

- 1 A BILL FOR AN ACT relating to court records; to amend sections 24-1004
- 2 and 24-1005, Reissue Revised Statutes of Nebraska; to change
- 3 provisions relating to preservation of court records; to harmonize
- 4 provisions; and to repeal the original sections.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 24-1004, Reissue Revised Statutes of Nebraska, is
2 amended to read:

3 24-1004 The Supreme Court shall provide by rule for the preservation
4 of all records and of all exhibits offered or received in evidence in the
5 trial of any action. When the records of the district court do not show
6 any unfinished matter pending in the action, a judge of the district
7 court if satisfied they are no longer valuable for any purpose may, upon
8 such notice as the judge may direct, order the destruction, return, or
9 other disposition of such exhibits as the judge ~~he~~ deems appropriate when
10 approval is given by the State Records Administrator pursuant to the
11 Records Management Act sections 84-1201 to 84-1220.

12 Sec. 2. Section 24-1005, Reissue Revised Statutes of Nebraska, is
13 amended to read:

14 24-1005 The clerk of any district court or of any other court of
15 record may maintain ~~microfilm~~ any court record as a preservation
16 duplicate in the manner provided in section 84-1208. The original record
17 may be destroyed only with the approval of the State Records
18 Administrator pursuant to the Records Management Act sections 84-1201 to
19 84-1220. The reproduction of the preservation duplicate ~~microfilm~~ shall
20 be admissible as evidence in any court of record in the State of
21 Nebraska.

22 Sec. 3. Original sections 24-1004 and 24-1005, Reissue Revised
23 Statutes of Nebraska, are repealed.