

LEGISLATURE OF NEBRASKA
ONE HUNDRED SIXTH LEGISLATURE
SECOND SESSION

LEGISLATIVE BILL 1127

Introduced by Vargas, 7.

Read first time January 22, 2020

Committee: Business and Labor

- 1 A BILL FOR AN ACT relating to workers' compensation; to amend section
- 2 48-162, Reissue Revised Statutes of Nebraska; to change and provide
- 3 powers relating to the contempt power of the Nebraska Workers'
- 4 Compensation Court; to harmonize provisions; and to repeal the
- 5 original section.
- 6 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 48-162, Reissue Revised Statutes of Nebraska, is
2 amended to read:

3 48-162 (1) The Nebraska Workers' Compensation Court, or any judge
4 thereof, is authorized and empowered to examine under oath or otherwise
5 any person, employee, employer, agent, superintendent, supervisor, or
6 officer of any partnership, limited liability company, or corporation,
7 any officer of any domestic insurance company, any agent of any foreign
8 insurance company, or any medical practitioner, to issue subpoenas for
9 the appearance of witnesses and the production of books and papers, to
10 solemnize marriages, and to administer oaths with like effect as is done
11 in other courts of law in this state. In the examination of any witness
12 and in requiring the production of books, papers, and other evidence, the
13 compensation court shall have and exercise all of the powers of a judge,
14 magistrate, or other officer in the taking of depositions or the
15 examination of witnesses, ~~including the power to enforce his or her~~
16 ~~orders by commitment for refusal to answer or for the disobedience of any~~
17 ~~such order.~~

18 (2) The compensation court or any judge thereof may, upon the motion
19 of either party or upon its or his or her own motion, require the
20 production of any books, documents, payrolls, medical reports, X-rays,
21 photographs, or plates or any facts or matters which may be necessary to
22 assist in a determination of the rights of either party in any matter
23 pending before the compensation court or any judge thereof.

24 (3) The compensation court or any judge thereof may issue contempt
25 orders in accordance with sections 25-2121 to 25-2123. Any such contempt
26 order of the compensation court shall be enforced in accordance with
27 section 48-188.

28 ~~(4) (3)~~ The compensation court or any judge thereof may expedite the
29 hearing of a disputed case when there is an emergency.

30 Sec. 2. Original section 48-162, Reissue Revised Statutes of
31 Nebraska, is repealed.