

AMENDMENTS TO LB 245

Introduced by Health and Human Services

1 1. Strike the original sections and insert the following
2 new sections:

3 Section 1. Section 71-3305, Reissue Revised Statutes of
4 Nebraska, is amended to read:

5 71-3305 (1) Except as otherwise provided in subsection
6 (2) of this section, any political subdivision as defined in
7 section 13-702~~7~~ that provides the water supply ~~of~~ for human
8 consumption for any city or village for human consumption having a
9 population of one thousand or more inhabitants shall add fluoride
10 to such water supply or have sufficient amounts of naturally
11 occurring fluoride in such water supply as provided in the
12 amount and manner prescribed by the rules and regulations of the
13 Department of Health and Human Services Regulation and Licensure.

14 (2) Fluoride shall not be added to the water supply of
15 any city or village in which the voters have, after September 2,
16 1973, adopted an ordinance by initiative prohibiting the adding of
17 fluoride to its water supply. The procedure for the adoption of
18 any such ordinance shall be that provided in sections 18-2501 to
19 18-2536. No such ordinance may be adopted in a city or village
20 receiving, or which has contracted to receive, its water supply,
21 or any part thereof, from another political subdivision, or public
22 or private entity, which adds fluoride to its water supply in
23 compliance with subsection (1) of this section, or section 71-3306,

1 ~~or which has available only purchased fluoridated water with which~~
2 ~~to supply such city or village.~~ In any city or village which is
3 subject to the requirements of subsection (1) of this section,
4 which does not have sufficient amounts of naturally occurring
5 fluoride in its water supply, and in which fluoride is not added
6 to its water supply, the voters of the city or village may adopt
7 an ordinance, after the effective date of this act, but before May
8 1, 2009, to prohibit the adding of fluoride to the water supply of
9 such city or village. The ordinance may be placed on the ballot by
10 a majority vote of the governing body of the city or village or by
11 initiative pursuant to sections 18-2501 to 18-2538.

12 Sec. 2. Original section 71-3305, Reissue Revised
13 Statutes of Nebraska, is repealed.

14 Sec. 3. Since an emergency exists, this act takes effect
15 when passed and approved according to law.