

LEGISLATURE OF NEBRASKA

ONE HUNDRED FIRST LEGISLATURE

SECOND SESSION

**LEGISLATIVE BILL 1009**

Introduced by Janssen, 15.

Read first time January 20, 2010

Committee: Government, Military and Veterans Affairs

A BILL

1 FOR AN ACT relating to counties; to amend sections 22-405.01,  
2 22-411, and 23-1114, Reissue Revised Statutes of  
3 Nebraska; to change provisions relating to the date for  
4 fixing salaries; and to repeal the original sections.

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

1           Section 1. Section 22-405.01, Reissue Revised Statutes of  
2 Nebraska, is amended to read:

3           22-405.01 On or before September 10 of the year preceding  
4 the effective date of a consolidation agreement, the county boards  
5 participating in the consolidation agreement shall adopt by joint  
6 or concurrent resolution the budget for the portion of the fiscal  
7 year in which the consolidation agreement will be effective. As  
8 provided in the consolidation agreement, the county boards shall  
9 certify to each county clerk the levies or amounts required to be  
10 raised by taxation. In the year in which the general election will  
11 be held to first elect consolidated county officers, each county  
12 board shall, by joint or concurrent resolution and pursuant to  
13 the consolidation agreement, (1) fix the salaries of all elected  
14 officers, deputies of elected officers, and appointive officers  
15 ~~prior to~~ on or before January 15 and (2) adopt, on or before  
16 September 10, the budget for the first complete fiscal year that  
17 the counties are consolidated and certify to each county clerk the  
18 levies or amounts required to be raised by taxation. On or before  
19 September 10 of each year for the duration of the consolidation  
20 agreement, each county board shall adopt, by joint or concurrent  
21 resolution and pursuant to the agreement, the budget for the  
22 consolidated function, service, or office and shall certify to  
23 each county clerk the levies or amounts required to be raised by  
24 taxation.

25           Sec. 2. Section 22-411, Reissue Revised Statutes of

1 Nebraska, is amended to read:

2           22-411 Following approval of the consolidation of county  
3 or township offices and ~~prior to~~ on or before January 15 of  
4 the year in which the general election is held for consolidated  
5 offices, the county boards of each county included within such  
6 consolidation shall, by joint or concurrent action, establish the  
7 salary to be paid to the holder of the consolidated office and  
8 shall apportion such salary among the counties in the proportion  
9 that the population in each county bears to the population in  
10 all such counties or according to the consolidation agreement. In  
11 establishing salaries for a consolidated office, the county boards  
12 shall use the population of the counties involved according to the  
13 most recent federal decennial census. Minimum annual salaries are  
14 established by sections 23-1114.02 to 23-1114.07, and the combined  
15 population of the counties involved shall be used to determine  
16 the class pursuant to section 23-1114.01. The county boards shall  
17 further agree upon the actual payment of such salary by a single  
18 county and the monthly remittance to such paying county of the  
19 proportionate share of each of the other counties.

20           Sec. 3. Section 23-1114, Reissue Revised Statutes of  
21 Nebraska, is amended to read:

22           23-1114 (1) The salaries of all elected officers of the  
23 county shall be fixed by the county board ~~prior to~~ on or before  
24 January 15 of the year in which a general election will be held for  
25 the respective offices.

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1                   (2) The salaries of all deputies in the offices of  
2 the elected officers and appointive veterans service officers of  
3 the county shall be fixed by the county board at such times as  
4 necessity may require.

5                   Sec. 4. Original sections 22-405.01, 22-411, and 23-1114,  
6 Reissue Revised Statutes of Nebraska, are repealed.