

**ONE HUNDRED SECOND LEGISLATURE - SECOND SESSION - 2012**  
**COMMITTEE STATEMENT**  
**LB786**

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**Hearing Date:** Tuesday January 17, 2012  
**Committee On:** Urban Affairs  
**Introducer:** Christensen  
**One Liner:** Change forfeiture of office provisions for city council members in cities with a city manager

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**Roll Call Vote - Final Committee Action:**  
Advanced to General File with amendment(s)

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**Vote Results:**  
**Aye:** 7 Senators Ashford, Smith, McGill, Coash, Cook, Krist, Lambert  
**Nay:**  
**Absent:**  
**Present Not Voting:**

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**Proponents:**  
Senator Christensen  
Gary Krumland  
J. Jeff Hancock  
Michael Gonzales

**Representing:**  
Self  
League of Nebraska Municipalities  
City Manager of McCook  
Vice President of City Council in McCook

**Opponents:**

**Representing:**

**Neutral:**

**Representing:**

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**Summary of purpose and/or changes:**

LB 786 changes the law regarding forfeiture of office for city council members in cities that have a city manager form of government. Currently, the law states that forfeiture is required if a council member has been convicted of a crime, and crime is not defined in these statutes. The statutory standard for every other elected official in the State of Nebraska is contained in Neb.Rev.Stat. 32-560, which states an elective office shall be vacated upon...conviction of a felony or of any public offense involving the oath of office of the incumbent.

This bill changes the language in the city manager statutes to apply the same standard contained in 32-560 (above) to the city council members in city manager cities in 19-613.

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**Explanation of amendments:**

AM1736 inserts an emergency clause.

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Amanda McGill, Chairperson