

**ONE HUNDRED SECOND LEGISLATURE - FIRST SESSION - 2011**  
**COMMITTEE STATEMENT**  
**LR19CA**

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**Hearing Date:** Friday March 04, 2011  
**Committee On:** Government, Military and Veterans Affairs  
**Introducer:** Avery  
**One Liner:** Constitutional amendment to provide that misdemeanors related to election to office are grounds for impeachment

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

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**Vote Results:**

|                            |   |  |
|----------------------------|---|--|
| <b>Aye:</b>                | 5 | Senators Avery, Brasch, Karpisek, Schumacher, Sullivan |
| <b>Nay:</b>                |   |  |
| <b>Absent:</b>             | 1 | Senator Pahls  |
| <b>Present Not Voting:</b> | 2 | Senators Janssen, Price                                |

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| <b>Proponents:</b> | <b>Representing:</b> |
| Senator Bill Avery | Introducer           |

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|-------------------|----------------------|
| <b>Opponents:</b> | <b>Representing:</b> |
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| <b>Neutral:</b> | <b>Representing:</b> |
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**Summary of purpose and/or changes:**

LR 19CA amends Article IV, section 5 of the Nebraska constitutional to expand when a civil officer will be liable for impeachment.

Currently, this section of the constitution provides that civil offices may be impeached for any misdemeanor in office. LR 19CA adds any misdemeanor related to the election by which such officer was elected to the office.

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**Explanation of amendments:**

The committee amendment replaces the original provision of the resolution. With the amendment, the constitution will be amended to provide that a civil officer of this state will be liable to impeachment for any misdemeanor in office or for any misdemeanor in pursuit of such office.

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Bill Avery, Chairperson