

LEGISLATURE OF NEBRASKA

ONE HUNDRED SECOND LEGISLATURE

FIRST SESSION

LEGISLATIVE BILL 154

Introduced by Janssen, 15.

Read first time January 07, 2011

Committee: Natural Resources

A BILL

1 FOR AN ACT relating to natural resources districts; to amend section
2 2-3215, Reissue Revised Statutes of Nebraska; to change
3 procedures for filling vacancies on the boards of
4 directors; and to repeal the original section.
5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 2-3215, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 2-3215 (1) In addition to the events listed in section
4 32-560, a vacancy on the board shall exist in the event of the
5 removal from the district or subdistrict of any director. After
6 notice and hearing, a vacancy shall also exist in the event of the
7 absence of any director from more than two consecutive regular
8 meetings of the board unless such absences are excused by a majority
9 of the remaining board members.

10 (2) In the event of a vacancy from any of such causes or
11 otherwise, ~~such~~ the board of directors shall give notice of the date
12 the vacancy occurred, the office vacated, and the length of the
13 unexpired term (a) in writing to the Secretary of State and (b) to
14 the public by a notice published in a newspaper of general
15 circulation within the district or by posting in three public places
16 in the district. The vacancy shall be filled by the board of
17 directors. The person so appointed shall have the same qualifications
18 as the person whom he or she succeeds. Such appointments shall be in
19 writing, ~~for the remainder of the unexpired term,~~ and until a
20 successor is elected and qualified. The written appointment shall be
21 filed with the Secretary of State.

22 (3)(a) If the vacancy occurs during the first year of the
23 unexpired term or prior to August 1 of the second year of the
24 unexpired term, the appointee shall serve until the first Thursday
25 after the first Tuesday in January next succeeding the next regular

1 general election and at such regular general election a director
2 shall be elected to succeed the appointee and serve the remainder of
3 the unexpired term.

4 (b) If the vacancy occurs on or after August 1 of the
5 second year of the unexpired term or during the third or fourth year
6 of the unexpired term, the appointee shall serve until the term
7 expires.

8 Sec. 2. Original section 2-3215, Reissue Revised Statutes
9 of Nebraska, is repealed.