

LEGISLATURE OF NEBRASKA

ONE HUNDRED SECOND LEGISLATURE

FIRST SESSION

LEGISLATIVE BILL 342

Introduced by Brasch, 16.

Read first time January 12, 2011

Committee: Natural Resources

A BILL

1 FOR AN ACT relating to drainage districts; to amend section 31-409,
2 Reissue Revised Statutes of Nebraska; to change the hours
3 of annual elections as prescribed; and to repeal the
4 original section.
5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 31-409, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 31-409 A majority of the directors shall be residents of
4 the county or counties in which the district is located. Except as
5 provided in section 31-409.03, any person or the officer or
6 representative of any corporation owning or controlling any land
7 assessed for benefits may be a director. The person elected a
8 director receiving the least number of votes shall hold office for
9 one year, the next higher for two years, and so on, and the term of
10 each shall be adjusted so as to make the term of one director expire
11 each year. The officers, consisting of a president, a treasurer, and
12 a secretary, shall be chosen by the directors from their own number
13 and for a term of one year. Unless the directors choose by February
14 fifteenth of a given year to use the procedures provided in section
15 31-409.01, annual elections of directors shall be held ~~from 8 a.m.~~
16 ~~until 6 p.m.,~~ on the second Tuesday of April each year, at the county
17 courthouse ~~or during normal business hours~~ or from 8:00 a.m. until
18 5:00 p.m. at such other place designated by the board pursuant to
19 section 31-409.03. ~~The , but the~~ annual election shall be omitted if
20 such date occurs less than nine months after the first election.
21 Vacancies in the office of directors may be filled by the remaining
22 directors until the next election. All directors and officers shall
23 hold office until their successors are elected and qualified.

24 Sec. 2. Original section 31-409, Reissue Revised Statutes
25 of Nebraska, is repealed.