

LEGISLATURE OF NEBRASKA

ONE HUNDRED SECOND LEGISLATURE

FIRST SESSION

LEGISLATIVE BILL 550

Introduced by Wightman, 36.

Read first time January 19, 2011

Committee: Government, Military and Veterans Affairs

A BILL

- 1 FOR AN ACT relating to the Election Act; to amend section 32-606,
- 2 Revised Statutes Cumulative Supplement, 2010; to clarify
- 3 provisions regarding incumbent filing deadlines; and to
- 4 repeal the original section.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 32-606, Revised Statutes Cumulative
2 Supplement, 2010, is amended to read:

3 32-606 (1) Any candidate may place his or her name on the
4 primary election ballot by filing a candidate filing form prescribed
5 by the Secretary of State as provided in section 32-607. If a
6 candidate for an elective office is an incumbent of any elective
7 office, the deadline for filing the candidate filing form shall be
8 February 15 prior to the date of the primary election. No incumbent
9 who resigns from elective office prior to the expiration of his or
10 her term shall file for any office after February 15 of that election
11 year. All other candidates shall file for office by March 1 prior to
12 the date of the primary election. A candidate filing form may be
13 transmitted by facsimile for the offices listed in subdivision (1) of
14 section 32-607 if (a) the transmission is received in the office of
15 the filing officer by the filing deadline and (b) the original filing
16 form is mailed to the filing officer with a legible postmark bearing
17 a date on or prior to the filing deadline and is in the office of the
18 filing officer no later than seven days after the filing deadline.

19 (2) Any candidate for a township office in a county under
20 township organization, the board of trustees of a village, the board
21 of directors of a reclamation district, the county weed district
22 board, the board of directors of a public power district receiving
23 annual gross revenue of less than forty million dollars, the school
24 board of a Class II school district, or the board of an educational
25 service unit may place his or her name on the general election ballot

1 by filing a candidate filing form prescribed by the Secretary of
2 State as provided in section 32-607. If a candidate for an elective
3 office is an incumbent of any elective office, the deadline for
4 filing the candidate filing form shall be July 15 prior to the date
5 of the general election. No incumbent who resigns from elective
6 office prior to the expiration of his or her term shall file for any
7 office after July 15 of that election year. All other candidates
8 shall file for office by August 1 prior to the date of the general
9 election. A candidate filing form may be transmitted by facsimile for
10 the offices listed in subdivision (1) of section 32-607 if (a) the
11 transmission is received in the office of the filing officer by the
12 filing deadline and (b) the original filing form is mailed to the
13 filing officer with a legible postmark bearing a date on or prior to
14 the filing deadline and is in the office of the filing officer no
15 later than seven days after the filing deadline.

16 (3) Any city having a home rule charter may provide for
17 filing deadlines for any person desiring to be a candidate for the
18 office of council member or mayor.

19 Sec. 2. Original section 32-606, Revised Statutes
20 Cumulative Supplement, 2010, is repealed.