

**ONE HUNDRED THIRD LEGISLATURE - SECOND SESSION - 2014**  
**COMMITTEE STATEMENT**  
**LB1084**

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**Hearing Date:** Wednesday February 12, 2014  
**Committee On:** Government, Military and Veterans Affairs  
**Introducer:** Garrett  
**One Liner:** Change provisions governing the filling of certain vacancies

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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>	7	Senators Avery, Bloomfield, Garrett, Karpisek, Murante, Scheer, Wallman
<b>Nay:</b>		
<b>Absent:</b>	1	Senator Lautenbaugh
<b>Present Not Voting:</b>		

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**Proponents:**

Senator Tommy Garrett  
Wayne Bena

**Representing:**

Introducer  
Sarpy County Election Commissioner

**Opponents:**

**Representing:**

**Neutral:**

Gary Krumland  
Elaine Menzel

**Representing:**

League of Nebraska Municipalities  
Nebraska Association of County Officials

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

LB 1084 provides that vacancies in the office of city council will be filled according to section 32-568 or 32-569, as applicable. Section 32-568 and 32-569 deal with who fills vacancies and the procedure for filling the vacancies in municipalities.

Current law provides that vacancies shall be filled within 45 days after the vacancy occurs unless good cause is shown that it imposes an undue burden. This bill eliminates the language allowing for good cause shown.

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**Explanation of amendments:**

The committee amendment reinstates the language allowing an exception to the 45 day requirement to fill a vacancy if good cause is shown that the requirement imposes an undue burden.

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Bill Avery, Chairperson