

LEGISLATURE OF NEBRASKA
ONE HUNDRED THIRD LEGISLATURE
FIRST SESSION
LEGISLATIVE BILL 450

Introduced by Avery, 28.

Read first time January 22, 2013

Committee: Government, Military and Veterans Affairs

A BILL

1 FOR AN ACT relating to elections; to amend section 32-709, Reissue
2 Revised Statutes of Nebraska, and section 32-707, Revised
3 Statutes Cumulative Supplement, 2012; to change
4 provisions relating to political party conventions and
5 caucuses; and to repeal the original sections.
6 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 32-707, Revised Statutes Cumulative
2 Supplement, 2012, is amended to read:

3 32-707 (1) The county postprimary convention of a
4 political party shall be held in the county any time during the first
5 ten days in June following the statewide primary election at an hour
6 and place to be designated by the chairperson of the county central
7 committee of a political party. The county central committee
8 chairperson shall, after appropriate consultation with the central
9 committee, certify the date, time, and location of the convention to
10 the election commissioner or county clerk not later than the first
11 Tuesday in May preceding the primary election.

12 (2) The election commissioner or county clerk shall issue
13 certificates of election to each person elected at the statewide
14 primary election as a delegate to the county postprimary convention
15 of a political party and shall notify each person elected of the time
16 and place of the holding of such county postprimary convention. If
17 delegates to the county postprimary convention are chosen at caucuses
18 in accordance with section 32-709, the county central committee shall
19 be responsible for notifying each person chosen as a delegate of the
20 time and place of the holding of the county postprimary convention.

21 (3) The county central committee chairperson shall cause
22 to be published, at least fifteen days prior to the date of the
23 county postprimary convention, an official notice of the date, time,
24 and place of the convention in at least one newspaper of general
25 circulation within the county.

1 ~~(2)-(4)~~ The election commissioner or county clerk shall
2 deliver to the temporary secretary of each county postprimary
3 convention of a political party the roll, properly certified, showing
4 the name and address of each delegate elected to such convention at
5 the statewide primary election. Upon receipt of such roll, the
6 convention shall organize and proceed with the transaction of
7 business which is properly before it.

8 (5) At the county postprimary convention, a A-county
9 chairperson, secretary, treasurer, and other officials may be
10 elected.

11 (6) The authority reposed in delegates to the county
12 postprimary convention by reason of their election shall be deemed
13 personal in its nature, and no such delegate may, by power of
14 attorney, by proxy, or in any other way, authorize any person in such
15 delegate's name or on such delegate's behalf to appear at such county
16 postprimary convention, cast ballots at the convention, or
17 participate in the organization or transaction of any business of the
18 convention. In case of a vacancy in the elected delegates, such
19 elected delegates present shall have the power to fill any vacancy
20 from the qualified registered voters of the precinct in which the
21 vacancy exists.

22 Sec. 2. Section 32-709, Reissue Revised Statutes of
23 Nebraska, is amended to read:

24 32-709 Delegates to county conventions of political
25 parties may be elected ~~chosen~~ at precinct caucuses held in each

1 presidential election year. The state central committee of each
2 political party shall set the date for the caucus, ~~and the county~~
3 ~~chairperson for each party shall issue the call. Each and shall, on~~
4 or before January 1, notify the Secretary of State of such date. The
5 county chairperson shall issue the call and file with the election
6 commissioner or county clerk notice of the ~~meeting place time and~~
7 location of such caucus at least ten days prior to the date of the
8 caucus. The state central committee of each party shall draft rules
9 of procedure to be followed at each caucus. If the state central
10 committee of a political party sets the date for a caucus, the
11 candidate filing form of any candidate who has filed with the
12 election commissioner or county clerk for the position of delegate
13 for the political party's postprimary convention shall be void and
14 the election commissioner or county clerk shall not accept any
15 candidate filing forms for such position.

16 For purposes of this section, caucus ~~shall mean means~~ a
17 meeting of the legal voters of any political party assembled for the
18 purpose of choosing delegates to the county convention.

19 Sec. 3. Original section 32-709, Reissue Revised Statutes
20 of Nebraska, and section 32-707, Revised Statutes Cumulative
21 Supplement, 2012, are repealed.