

LEGISLATURE OF NEBRASKA
ONE HUNDRED FOURTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 177

Introduced by Haar, 21.

Read first time January 12, 2015

Committee: Government, Military and Veterans Affairs

1 A BILL FOR AN ACT relating to public power districts; to amend section
2 70-619, Revised Statutes Cumulative Supplement, 2014; to change
3 provisions relating to membership on boards of directors; and to
4 repeal the original section.

5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 70-619, Revised Statutes Cumulative Supplement,
2 2014, is amended to read:

3 70-619 (1) The corporate powers of the district shall be vested in
4 and exercised by the board of directors of the district. No person shall
5 be qualified to hold office as a member of the board of directors unless
6 (a) he or she is a registered voter (i) of such chartered territory, (ii)
7 of the subdivision from which a director is to be elected if such
8 chartered territory is subdivided for election purposes as provided in
9 subsection (1), (2), or (3) of section 70-612, or (iii) of one of the
10 combined subdivisions from which directors are to be elected at large as
11 provided in section 70-612 or (b) he or she is a retail customer duly
12 certified in accordance with subsection (3) of section 70-604.03.

13 (2) A full-time or part-time employee of a public power district may
14 not serve as a member of the board of directors of any public power
15 district ~~No person who is a full-time or part-time employee of the~~
16 ~~district shall be eligible to serve as a member of the board of directors~~
17 ~~unless such person (a) resigns or (b) assumes an unpaid leave of absence~~
18 ~~for the term as a member. The employing district shall grant such leave~~
19 ~~of absence when requested by any employee for the purpose of the employee~~
20 ~~serving as a member of such the board of directors. A No person shall be~~
21 ~~qualified to be a member of more than one such district board, except~~
22 ~~that a director of a rural public power district may serve as a director~~
23 ~~of another public power district formed or organized for the purpose of~~
24 ~~generating electric energy or transmitting electric energy exclusively~~
25 ~~for resale to some other public power districts, rural electric~~
26 ~~cooperatives, and membership associations or municipalities. No member of~~
27 ~~a governing body of any one of the municipalities within the areas of the~~
28 ~~district may not shall be qualified to serve on the original board of~~
29 ~~directors under sections 70-603 to 70-609.~~

30 Sec. 2. Original section 70-619, Revised Statutes Cumulative
31 Supplement, 2014, is repealed.