

LEGISLATURE OF NEBRASKA
ONE HUNDRED SEVENTH LEGISLATURE
SECOND SESSION

LEGISLATIVE BILL 1045

Introduced by Bostelman, 23.

Read first time January 18, 2022

Committee:

- 1 A BILL FOR AN ACT relating to public power and irrigation districts; to
- 2 amend section 70-619, Reissue Revised Statutes of Nebraska; to
- 3 change qualifications to be eligible to serve as a member of the
- 4 board of directors; and to repeal the original section.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 70-619, Reissue Revised Statutes of Nebraska, is
2 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) (2)(a) No person who is a full-time or part-time employee of the~~
14 ~~district shall be eligible to serve as a member of the board of directors~~
15 ~~of that district and no high-level manager employed by a district may~~
16 ~~serve as a member of the board of directors of any district unless such~~
17 ~~person (i) resigns or (ii) assumes an unpaid leave of absence for the~~
18 ~~term as a member. The employing district shall grant such leave of~~
19 ~~absence when requested by any employee for the purpose of the employee~~
20 ~~serving as a member of such board. A member of a governing body of any~~
21 ~~one of the municipalities within the areas of the district may not serve~~
22 ~~on the original board of directors under sections 70-603 to 70-609.~~

23 ~~(b) For purposes of this subsection, high-level manager means a~~
24 ~~person employed by a district who serves in a high-level managerial~~
25 ~~position, including chief executive officer, president, vice president,~~
26 ~~chief financial officer, chief operations officer, general manager, or~~
27 ~~assistant general manager.~~

28 Sec. 2. Original section 70-619, Reissue Revised Statutes of
29 Nebraska, is repealed.