

LEGISLATURE OF NEBRASKA
ONE HUNDRED FOURTH LEGISLATURE
SECOND SESSION

LEGISLATIVE BILL 969

Introduced by Larson, 40.

Read first time January 14, 2016

Committee:

1 A BILL FOR AN ACT relating to libraries; to amend sections 14-101,
2 15-230, and 16-251, Reissue Revised Statutes of Nebraska, and
3 section 14-102, Revised Statutes Supplement, 2015; to provide and
4 change duties for the establishment, maintenance, and operation of
5 public libraries or reading rooms by cities or villages as
6 prescribed; and to repeal the original sections.

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

1 Section 1. Section 14-101, Reissue Revised Statutes of Nebraska, is
2 amended to read:

3 14-101 All cities in this state which have attained a population of
4 three hundred thousand inhabitants or more shall be cities of the
5 metropolitan class and governed by this act. Whenever the words this act
6 occur in sections 14-101 to 14-138, 14-201 to 14-229, 14-360 to 14-376,
7 14-501 to 14-556, 14-601 to 14-609, 14-702 to 14-704, and 14-804 to
8 14-816 and section 5 of this act, they shall be construed as referring
9 exclusively to those sections. The population of a city of the
10 metropolitan class shall consist of the people residing within the
11 territorial boundaries of such city and the residents of any territory
12 duly and properly annexed to such city. Each city of the metropolitan
13 class shall be a body corporate and politic and shall have power (1) to
14 sue and be sued, (2) to purchase, lease, lease with option to buy,
15 acquire by gift or devise, and hold real and personal property within or
16 without the limits of the city for the use of the city, and real estate
17 sold for taxes, (3) to sell, exchange, lease, and convey any real or
18 personal estate owned by the city, in such manner and upon such terms as
19 may be to the best interests of the city, except that real estate
20 acquired for state armory sites shall be conveyed strictly in the manner
21 provided in sections 18-1001 to 18-1006, (4) to make all contracts and do
22 all other acts in relation to the property and concerns of the city
23 necessary to the exercise of its corporate or administrative powers, and
24 (5) to exercise such other and further powers as may be conferred by law.
25 The powers hereby granted shall be exercised by the mayor and council of
26 such city, as hereinafter set forth, except when otherwise specially
27 provided.

28 Sec. 2. Section 14-102, Revised Statutes Supplement, 2015, is
29 amended to read:

30 14-102 In addition to the powers granted in section 14-101, cities
31 of the metropolitan class shall have power by ordinance:

1 Taxes, special assessments.

2 (1) To levy any tax or special assessment authorized by law;
3 Corporate seal.

4 (2) To provide a corporate seal for the use of the city, and also
5 any official seal for the use of any officer, board, or agent of the
6 city, whose duties require an official seal to be used. Such corporate
7 seal shall be used in the execution of municipal bonds, warrants,
8 conveyances, and other instruments and proceedings as required by law;

9 Regulation of public health.

10 (3) To provide all needful rules and regulations for the protection
11 and preservation of health within the city; and for this purpose they may
12 provide for the enforcement of the use of water from public water
13 supplies when the use of water from other sources shall be deemed unsafe;

14 Appropriations for debts and expenses.

15 (4) To appropriate money and provide for the payment of debts and
16 expenses of the city;

17 Protection of strangers and travelers.

18 (5) To adopt all such measures as they may deem necessary for the
19 accommodation and protection of strangers and the traveling public in
20 person and property;

21 Concealed weapons, firearms, fireworks, explosives.

22 (6) To punish and prevent the carrying of concealed weapons, except
23 the carrying of a concealed handgun in compliance with the Concealed
24 Handgun Permit Act, and the discharge of firearms, fireworks, or
25 explosives of any description within the city, other than the discharge
26 of firearms at a shooting range pursuant to the Nebraska Shooting Range
27 Protection Act;

28 Sale of foodstuffs.

29 (7) To regulate the inspection and sale of meats, flour, poultry,
30 fish, milk, vegetables, and all other provisions or articles of food
31 exposed or offered for sale in the city;

1 Official bonds.

2 (8) To require all officers or servants elected or appointed to give
3 bond and security for the faithful performance of their duties; but no
4 officer shall become security upon the official bond of another or upon
5 any bond executed to the city;

6 Official reports of city officers.

7 (9) To require from any officer of the city at any time a report, in
8 detail, of the transactions of his or her office or any matter connected
9 therewith;

10 Cruelty to children and animals.

11 (10) To provide for the prevention of cruelty to children and
12 animals;

13 Dogs; taxes and restrictions.

14 (11) To regulate, license, or prohibit the running at large of dogs
15 and other animals within the city as well as in areas within three miles
16 of the corporate limits of the city, to guard against injuries or
17 annoyance from such dogs and other animals, and to authorize the
18 destruction of the dogs and other animals when running at large contrary
19 to the provisions of any ordinance. Any licensing provision shall comply
20 with subsection (2) of section 54-603 for service animals;

21 Cleaning sidewalks.

22 (12) To provide for keeping sidewalks clean and free from
23 obstructions and accumulations, to provide for the assessment and
24 collection of taxes on real estate and for the sale and conveyance
25 thereof, and to pay the expenses of keeping the sidewalk adjacent to such
26 real estate clean and free from obstructions and accumulations as herein
27 provided;

28 Planting and trimming of trees; protection of birds.

29 (13) To provide for the planting and protection of shade or
30 ornamental and useful trees upon the streets or boulevards, to assess the
31 cost thereof to the extent of benefits upon the abutting property as a

1 special assessment, and to provide for the protection of birds and
2 animals and their nests; to provide for the trimming of trees located
3 upon the streets and boulevards or when the branches of trees overhang
4 the streets and boulevards when in the judgment of the mayor and council
5 such trimming is made necessary to properly light such street or
6 boulevard or to furnish proper police protection and to assess the cost
7 thereof upon the abutting property as a special assessment;

8 Naming and numbering streets and houses.

9 (14) To provide for, regulate, and require the numbering or
10 renumbering of houses along public streets or avenues; to care for and
11 control and to name and rename streets, avenues, parks, and squares
12 within the city;

13 Weeds.

14 (15) To require weeds and worthless vegetation growing upon any lot
15 or piece of ground within the city or its three-mile zoning jurisdiction
16 to be cut and destroyed so as to abate any nuisance occasioned thereby,
17 to prohibit and control the throwing, depositing, or accumulation of
18 litter on any lot or piece of ground within the city or its three-mile
19 zoning jurisdiction and to require the removal thereof so as to abate any
20 nuisance occasioned thereby, and if the owner fails to cut and destroy
21 weeds and worthless vegetation or remove litter, or both, after notice as
22 required by ordinance, to assess the cost thereof upon the lots or lands
23 as a special assessment. The notice required to be given may be by
24 publication in the official newspaper of the city and may be directed in
25 general terms to the owners of lots and lands affected without naming
26 such owners;

27 Animals running at large.

28 (16) To prohibit and regulate the running at large or the herding or
29 driving of domestic animals, such as hogs, cattle, horses, sheep, goats,
30 fowls, or animals of any kind or description within the corporate limits
31 and provide for the impounding of all animals running at large, herded,

1 or driven contrary to such prohibition; and to provide for the forfeiture
2 and sale of animals impounded to pay the expense of taking up, caring
3 for, and selling such impounded animals, including the cost of
4 advertising and fees of officers;

5 Use of streets.

6 (17) To regulate the transportation of articles through the streets,
7 to prevent injuries to the streets from overloaded vehicles, and to
8 regulate the width of wagon tires and tires of other vehicles;

9 Playing on streets and sidewalks.

10 (18) To prevent or regulate the rolling of hoops, playing of ball,
11 flying of kites, the riding of bicycles or tricycles, or any other
12 amusement or practice having a tendency to annoy persons passing in the
13 streets or on the sidewalks or to frighten teams or horses; to regulate
14 the use of vehicles propelled by steam, gas, electricity, or other motive
15 power, operated on the streets of the city;

16 Combustibles and explosives.

17 (19) To regulate or prohibit the transportation and keeping of
18 gunpowder, oils, and other combustible and explosive articles;

19 Public sale of chattels on streets.

20 (20) To regulate, license, or prohibit the sale of domestic animals
21 or of goods, wares, and merchandise at public auction on the streets,
22 alleys, highways, or any public ground within the city;

23 Signs and obstruction in streets.

24 (21) To regulate and prevent the use of streets, sidewalks, and
25 public grounds for signs, posts, awnings, awning posts, scales, or other
26 like purposes; to regulate and prohibit the exhibition or carrying or
27 conveying of banners, placards, advertisements, or the distribution or
28 posting of advertisements or handbills in the streets or public grounds
29 or upon the sidewalks;

30 Disorderly conduct.

31 (22) To provide for the punishment of persons disturbing the peace

1 and good order of the city by clamor and noise, intoxication,
2 drunkenness, fighting, or using obscene or profane language in the
3 streets or other public places or otherwise violating the public peace by
4 indecent or disorderly conduct or by lewd and lascivious behavior;

5 Vagrants and tramps.

6 (23) To provide for the punishment of vagrants, tramps, common
7 street beggars, common prostitutes, habitual disturbers of the peace,
8 pickpockets, gamblers, burglars, thieves, or persons who practice any
9 game, trick, or device with intent to swindle, persons who abuse their
10 families, and suspicious persons who can give no reasonable account of
11 themselves; and to punish trespassers upon private property;

12 Disorderly houses, gambling, offenses against public morals.

13 (24) To prohibit, restrain, and suppress tippling shops, houses of
14 prostitution, opium joints, gambling houses, prize fighting, dog
15 fighting, cock fighting, and other disorderly houses and practices, all
16 games and gambling and desecration of the Sabbath, commonly called
17 Sunday, and all kinds of indecencies; to regulate and license or prohibit
18 the keeping and use of billiard tables, ten pins or ball alleys, shooting
19 galleries except as provided in the Nebraska Shooting Range Protection
20 Act, and other similar places of amusement; and to prohibit and suppress
21 all lotteries and gift enterprises of all kinds under whatsoever name
22 carried on, except that nothing in this subdivision shall be construed to
23 apply to bingo, lotteries, lotteries by the sale of pickle cards, or
24 raffles conducted in accordance with the Nebraska Bingo Act, the Nebraska
25 Lottery and Raffle Act, the Nebraska Pickle Card Lottery Act, the
26 Nebraska Small Lottery and Raffle Act, or the State Lottery Act;

27 Police regulation in general.

28 (25) To make and enforce all police regulations for the good
29 government, general welfare, health, safety, and security of the city and
30 the citizens thereof in addition to the police powers expressly granted
31 herein; and in the exercise of the police power, to pass all needful and

1 proper ordinances and impose fines, forfeitures, penalties, and
2 imprisonment at hard labor for the violation of any ordinance, and to
3 provide for the recovery, collection, and enforcement thereof; and in
4 default of payment to provide for confinement in the city or county
5 prison, workhouse, or other place of confinement with or without hard
6 labor as may be provided by ordinance;

7 Fast driving on streets.

8 (26) To prevent horseracing and immoderate driving or riding on the
9 street and to compel persons to fasten their horses or other animals
10 attached to vehicles while standing in the streets;

11 Libraries, art galleries, and museums.

12 (27) To establish, ~~and maintain, and operate~~ public libraries, or
13 reading rooms, pursuant to section 5 of this act; and to establish,
14 maintain, and operate art galleries, and museums and to provide the
15 necessary grounds or buildings therefor; to purchase books, papers, maps,
16 manuscripts, works of art, and objects of natural or of scientific
17 curiosity, and instruction therefor; to receive donations and bequests of
18 money or property for the same in trust or otherwise and to pass any
19 necessary bylaws, ordinances, resolutions, rules, and regulations for the
20 protection and government of the same;

21 Hospitals, workhouses, jails, firehouses, etc.; garbage disposal.

22 (28) To erect, designate, establish, maintain, and regulate
23 hospitals or workhouses, houses of correction, jails, station houses,
24 fire engine houses, asphalt repair plants, and other necessary buildings;
25 and to erect, designate, establish, maintain, and regulate plants for the
26 removal, disposal, or recycling of garbage and refuse or to make
27 contracts for garbage and refuse removal, disposal, or recycling, or all
28 of the same, and to charge equitable fees for such removal, disposal, or
29 recycling, or all of the same, except as hereinafter provided. The fees
30 collected pursuant to this subdivision shall be credited to a single fund
31 to be used exclusively by the city for the removal, disposal, or

1 recycling of garbage and refuse, or all of the same, including any costs
2 incurred for collecting the fee. Before any contract for such removal,
3 disposal, or recycling is let, the city council shall make specifications
4 therefor, bids shall be advertised for as now provided by law, and the
5 contract shall be let to the lowest and best bidder, who shall furnish
6 bond to the city conditioned upon his or her carrying out the terms of
7 the contract, the bond to be approved by the city council. Nothing in
8 this section, and no contract or regulation made by the city council,
9 shall be so construed as to prohibit any person, firm, or corporation
10 engaged in any business in which garbage or refuse accumulates as a
11 byproduct from selling, recycling, or otherwise disposing of his, her, or
12 its garbage or refuse or hauling such garbage or refuse through the
13 streets and alleys under such uniform and reasonable regulations as the
14 city council may by ordinance prescribe for the removal and hauling of
15 garbage or refuse;

16 Market places.

17 (29) To erect and establish market houses and market places and to
18 provide for the erection of all other useful and necessary buildings for
19 the use of the city and for the protection and safety of all property
20 owned by the city; and such market houses and market places and buildings
21 aforesaid may be located on any street, alley, or public ground or on
22 land purchased for such purpose;

23 Cemeteries, registers of births and deaths.

24 (30) To prohibit the establishment of additional cemeteries within
25 the limits of the city, to regulate the registration of births and
26 deaths, to direct the keeping and returning of bills of mortality, and to
27 impose penalties on physicians, sextons, and others for any default in
28 the premises;

29 Plumbing, etc., inspection.

30 (31) To provide for the inspection of steam boilers, electric light
31 appliances, pipefittings, and plumbings, to regulate their erection and

1 construction, to appoint inspectors, and to declare their powers and
2 duties, except as herein otherwise provided;

3 Fire limits and fire protection.

4 (32) To prescribe fire limits and regulate the erection of all
5 buildings and other structures within the corporate limits; to provide
6 for the removal of any buildings or structures or additions thereto
7 erected contrary to such regulations, to provide for the removal of
8 dangerous buildings, and to provide that wooden buildings shall not be
9 erected or placed or repaired in the fire limits; but such ordinance
10 shall not be suspended or modified by resolution nor shall exceptions be
11 made by ordinance or resolution in favor of any person, firm, or
12 corporation or concerning any particular lot or building; to direct that
13 all and any building within such fire limits, when the same shall have
14 been damaged by fire, decay, or otherwise, to the extent of fifty percent
15 of the value of a similar new building above the foundation, shall be
16 torn down or removed; and to prescribe the manner of ascertaining such
17 damages and to assess the cost of removal of any building erected or
18 existing contrary to such regulations or provisions, against the lot or
19 real estate upon which such building or structure is located or shall be
20 erected, or to collect such costs from the owner of any such building or
21 structure and enforce such collection by civil action in any court of
22 competent jurisdiction;

23 Building regulations.

24 (33) To regulate the construction, use, and maintenance of party
25 walls, to prescribe and regulate the thickness, strength, and manner of
26 constructing stone, brick, wood, or other buildings and the size and
27 shape of brick and other material placed therein, to prescribe and
28 regulate the construction and arrangement of fire escapes and the placing
29 of iron and metallic shutters and doors therein and thereon, and to
30 provide for the inspection of elevators and hoist-way openings to avoid
31 accidents; to prescribe, regulate, and provide for the inspection of all

1 plumbing, pipefitting, or sewer connections in all houses or buildings
2 now or hereafter erected; to regulate the size, number, and manner of
3 construction of halls, doors, stairways, seats, aisles, and passageways
4 of theaters, tenement houses, audience rooms, and all buildings of a
5 public character, whether now built or hereafter to be built, so that
6 there may be convenient, safe, and speedy exit in case of fire; to
7 prevent the dangerous construction and condition of chimneys, fireplaces,
8 hearths, stoves, stovepipes, ovens, boilers, and heating appliances used
9 in or about any building or a manufactory and to cause the same to be
10 removed or placed in safe condition when they are considered dangerous;
11 to regulate and prevent the carrying on of manufactures dangerous in
12 causing and promoting fires; to prevent the deposit of ashes in unsafe
13 places and to cause such buildings and enclosures as may be in a
14 dangerous state to be put in a safe condition; to prevent the disposing
15 of and delivery or use in any building or other structure, of soft,
16 shelly, or imperfectly burned brick or other unsuitable building material
17 within the city limits and provide for the inspection of the same; to
18 provide for the abatement of dense volumes of smoke; to regulate the
19 construction of areaways, stairways, and vaults and to regulate partition
20 fences; to enforce proper heating and ventilation of buildings used for
21 schools, workhouses, or shops of every class in which labor is employed
22 or large numbers of persons are liable to congregate;

23 Warehouses and street railways.

24 (34) To regulate levees, depots and depot grounds, and places for
25 storing freight and goods and to provide for and regulate the laying of
26 tracks and the passage of steam or other railways through the streets,
27 alleys, and public grounds of the city;

28 Lighting railroad property.

29 (35) To require the lighting of any railway within the city, the
30 cars of which are propelled by steam, and to fix and determine the
31 number, size, and style of lampposts, burners, lamps, and all other

1 fixtures and apparatus necessary for such lighting and the points of
2 location for such lampposts; and in case any company owning or operating
3 such railways shall fail to comply with such requirements, the council
4 may cause the same to be done and may assess the expense thereof against
5 such company, and the same shall constitute a lien upon any real estate
6 belonging to such company and lying within such city and may be collected
7 in the same manner as taxes for general purposes;

8 City publicity.

9 (36) To provide for necessary publicity and to appropriate money for
10 the purpose of advertising the resources and advantages of the city;

11 Offstreet parking.

12 (37) To erect, establish, and maintain offstreet parking areas on
13 publicly owned property located beneath any elevated segment of the
14 National System of Interstate and Defense Highways or portion thereof, or
15 public property title to which is in the city on May 12, 1971, or
16 property owned by the city and used in conjunction with and incidental to
17 city-operated facilities, and to regulate parking thereon by time
18 limitation devises or by lease;

19 Public passenger transportation systems.

20 (38) To acquire, by the exercise of the power of eminent domain or
21 otherwise, lease, purchase, construct, own, maintain, operate, or
22 contract for the operation of public passenger transportation systems,
23 excluding taxicabs and railroad systems, including all property and
24 facilities required therefor, within and without the limits of the city,
25 to redeem such property from prior encumbrance in order to protect or
26 preserve the interest of the city therein, to exercise all powers granted
27 by the Constitution of Nebraska and laws of the State of Nebraska or
28 exercised by or pursuant to a home rule charter adopted pursuant thereto,
29 including, but not limited to, receiving and accepting from the
30 government of the United States or any agency thereof, from the State of
31 Nebraska or any subdivision thereof, and from any person or corporation

1 donations, devises, gifts, bequests, loans, or grants for or in aid of
2 the acquisition, operation, and maintenance of such public passenger
3 transportation systems and to administer, hold, use, and apply the same
4 for the purposes for which such donations, devises, gifts, bequests,
5 loans, or grants may have been made, to negotiate with employees and
6 enter into contracts of employment, to employ by contract or otherwise
7 individuals singularly or collectively, to enter into agreements
8 authorized under the Interlocal Cooperation Act or the Joint Public
9 Agency Act, to contract with an operating and management company for the
10 purpose of operating, servicing, and maintaining any public passenger
11 transportation systems any city of the metropolitan class shall acquire,
12 and to exercise such other and further powers as may be necessary,
13 incident, or appropriate to the powers of such city; and

14 Regulation of air quality.

15 (39) In addition to powers conferred elsewhere in the laws of the
16 state and notwithstanding any other law of the state, to implement and
17 enforce an air pollution control program within the corporate limits of
18 the city under subdivision (23) of section 81-1504 or subsection (1) of
19 section 81-1528, which program shall be consistent with the federal Clean
20 Air Act, as amended, 42 U.S.C. 7401 et seq. Such powers shall include
21 without limitation those involving injunctive relief, civil penalties,
22 criminal fines, and burden of proof. Nothing in this section shall
23 preclude the control of air pollution by resolution, ordinance, or
24 regulation not in actual conflict with the state air pollution control
25 regulations.

26 Sec. 3. Section 15-230, Reissue Revised Statutes of Nebraska, is
27 amended to read:

28 15-230 (1) A primary city of the primary class may establish,
29 maintain, and operate public library or reading room facilities,~~purchase~~
30 ~~books, papers, maps and manuscripts therefor, receive donations and~~
31 ~~bequests of money or property for the same in trust or otherwise, and~~

1 ~~pass necessary bylaws and regulations for the protection and government~~
2 ~~of the same. Any city of the primary class which has established a public~~
3 ~~library or reading room shall comply with this section.~~

4 (2) The mayor and city council shall provide the necessary grounds
5 or buildings for public libraries or reading rooms and may receive
6 donations and bequests of money or property for public libraries or
7 reading rooms in trust or otherwise.

8 (3) The city shall pass any necessary bylaws, ordinances,
9 resolutions, rules, and regulations for the protection, management,
10 maintenance, and operation of public libraries or reading rooms. If the
11 city does not establish a library board under section 51-202, it shall
12 establish a library or reading room advisory board. The library or
13 reading room advisory board shall advise the mayor and city council on
14 library or reading room issues. The ownership of the real and personal
15 property of a public library or reading room shall be held by the city.

16 (4) The mayor and city council shall approve any personnel,
17 administrative, or compensation policies or procedures applying to a
18 director or an employee of a public library or reading room before any
19 such policies or procedures are implemented.

20 (5) A public library or reading room supported by city taxes shall
21 be forever free of charge to the use of the residents of the city,
22 subject to such reasonable regulations to operate the public library or
23 reading room to the greatest use of the residents of the city. Any person
24 who willfully violates or refuses to comply with any bylaw, ordinance,
25 resolution, rule, or regulation established for the protection,
26 management, and operation of the public library or reading room may be
27 barred from use of the public library or reading room.

28 (6) The mayor and city council may purchase all papers, books, maps,
29 manuscripts, and other materials for use in the public library or reading
30 room, but the determination of which papers, books, and other materials
31 should be included in the public library or reading room shall be solely

1 the responsibility of the library board or library or reading room
2 advisory board.

3 Sec. 4. Section 16-251, Reissue Revised Statutes of Nebraska, is
4 amended to read:

5 16-251 The mayor and council of any city of the first class may
6 establish, ~~and maintain, and operate~~ public libraries, ~~or~~ reading rooms,
7 pursuant to section 6 of this act. The mayor and council may establish,
8 maintain, and operate art galleries, and museums and provide the
9 necessary grounds or buildings therefor; purchase the papers, books,
10 maps, manuscripts, and works of art and objects of natural or scientific
11 curiosity and instruction therefor; and receive donations and bequests of
12 money or property for the ~~public libraries, reading rooms,~~ art galleries,
13 and museums in trust or otherwise. The mayor and city council may also
14 pass any necessary bylaws, ordinances, resolutions, rules, and
15 regulations for the protection and government of the ~~public libraries,~~
16 ~~reading rooms,~~ art galleries, and museums. ~~The ownership of the real and~~
17 ~~personal property of a public library shall be in the city.~~ The mayor and
18 city council shall approve any personnel administrative or compensation
19 policy or procedure applying to a director or employee of an a ~~public~~
20 ~~library, reading room,~~ art gallery, or a museum before such policy or
21 procedure is implemented.

22 Sec. 5. (1) Any city of the metropolitan class which has
23 established a public library or reading room pursuant to section 14-102
24 shall comply with this section.

25 (2) The mayor and city council shall provide the necessary grounds
26 or buildings for public libraries or reading rooms and may receive
27 donations and bequests of money or property for public libraries or
28 reading rooms in trust or otherwise.

29 (3) The city shall pass any necessary bylaws, ordinances,
30 resolutions, rules, and regulations for the protection, management,
31 maintenance, and operation of public libraries or reading rooms. If the

1 city does not establish a library board under section 51-202, it shall
2 establish a library or reading room advisory board. The library or
3 reading room advisory board shall advise the mayor and city council on
4 library or reading room issues. The ownership of the real and personal
5 property of a public library or reading room shall be held by the city.

6 (4) The mayor and city council shall approve any personnel,
7 administrative, or compensation policies or procedures applying to a
8 director or an employee of a public library or reading room before any
9 such policies or procedures are implemented.

10 (5) A public library or reading room supported by city taxes shall
11 be forever free of charge to the use of the residents of the city,
12 subject to such reasonable regulations to operate the public library or
13 reading room to the greatest use of the residents of the city. Any person
14 who willfully violates or refuses to comply with any bylaw, ordinance,
15 resolution, rule, or regulation established for the protection,
16 management, and operation of the public library or reading room may be
17 barred from use of the public library or reading room.

18 (6) The mayor and city council may purchase all papers, books, maps,
19 manuscripts, and other materials for use in the public library or reading
20 room, but the determination of which papers, books, and other materials
21 should be included in the public library or reading room shall be solely
22 the responsibility of the library board or library or reading room
23 advisory board.

24 Sec. 6. (1) Any city of the first class which has established a
25 public library or reading room pursuant to section 16-251 shall comply
26 with this section.

27 (2) The mayor and city council shall provide the necessary grounds
28 or buildings for public libraries or reading rooms and may receive
29 donations and bequests of money or property for public libraries or
30 reading rooms in trust or otherwise.

31 (3) The city shall pass any necessary bylaws, ordinances,

1 resolutions, rules, and regulations for the protection, management,
2 maintenance, and operation of public libraries or reading rooms. If the
3 city does not establish a library board under section 51-202, it shall
4 establish a library or reading room advisory board. The library or
5 reading room advisory board shall advise the mayor and city council on
6 library or reading room issues. The ownership of the real and personal
7 property of a public library or reading room shall be held by the city.

8 (4) The mayor and city council shall approve any personnel,
9 administrative, or compensation policies or procedures applying to a
10 director or an employee of a public library or reading room before any
11 such policies or procedures are implemented.

12 (5) A public library or reading room supported by city taxes shall
13 be forever free of charge to the use of the residents of the city,
14 subject to such reasonable regulations to operate the public library or
15 reading room to the greatest use of the residents of the city. Any person
16 who willfully violates or refuses to comply with any bylaw, ordinance,
17 resolution, rule, or regulation established for the protection,
18 management, and operation of the public library or reading room may be
19 barred from use of the public library or reading room.

20 (6) The mayor and city council may purchase all papers, books, maps,
21 manuscripts, and other materials for use in the public library or reading
22 room, but the determination of which papers, books, and other materials
23 should be included in the public library or reading room shall be solely
24 the responsibility of the library board or library or reading room
25 advisory board.

26 Sec. 7. (1) The mayor and city council of any city of the second
27 class and the board of trustees of any village may establish and maintain
28 public libraries or reading rooms, provide the necessary grounds or
29 buildings for such public libraries or reading rooms, and receive
30 donations and bequests of money or property for public libraries or
31 reading rooms in trust or otherwise.

1 (2) The city or village shall pass any necessary bylaws, ordinances,
2 resolutions, rules, and regulations for the protection, management,
3 maintenance, and operation of public libraries or reading rooms. If the
4 city or village does not establish a library board under section 51-202,
5 it shall establish a library or reading room advisory board. The library
6 or reading room advisory board shall advise the mayor and city council or
7 village board on library or reading room issues. The ownership of the
8 real and personal property of a public library or reading room shall be
9 held by the city or village.

10 (3) The mayor and city council or village board shall approve any
11 personnel, administrative, or compensation policies or procedures
12 applying to a director or an employee of a public library or reading room
13 before any such policies or procedures are implemented.

14 (4) A public library or reading room supported by city or village
15 taxes shall be forever free of charge to the use of the residents of the
16 city or village, subject to such reasonable regulations to operate the
17 public library or reading room to the greatest use of the residents of
18 the city or village. Any person who willfully violates or refuses to
19 comply with any bylaw, ordinance, resolution, rule, or regulation
20 established for the protection, management, and operation of the public
21 library or reading room may be barred from use of the public library or
22 reading room.

23 (5) The mayor and city council or the village board may purchase all
24 papers, books, maps, manuscripts, and other materials for use in the
25 public library or reading room, but the determination of which papers,
26 books, and other materials should be included in the public library or
27 reading room shall be solely the responsibility of the library board or
28 library or reading room advisory board.

29 Sec. 8. Original sections 14-101, 15-230, and 16-251, Reissue
30 Revised Statutes of Nebraska, and section 14-102, Revised Statutes
31 Supplement, 2015, are repealed.