

LEGISLATURE OF NEBRASKA
ONE HUNDRED THIRD LEGISLATURE
SECOND SESSION
LEGISLATIVE BILL 823

Introduced by Lautenbaugh, 18.

Read first time January 13, 2014

Committee: Urban Affairs

A BILL

1 FOR AN ACT relating to metropolitan utilities districts; to amend
2 sections 14-2102 and 14-2157, Reissue Revised Statutes of
3 Nebraska; to terminate metropolitan utilities districts
4 on January 1, 2015; to provide duties for the board of
5 directors; to harmonize provisions; to repeal the
6 original sections; and to declare an emergency.

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

1 Section 1. Section 14-2102, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 14-2102 In each metropolitan utilities district service
4 area, there shall be a board of directors consisting of seven
5 members. The members shall be elected as provided in section 32-540.
6 The terms of the members serving on December 31, 2014, terminate on
7 January 1, 2015.

8 Registered voters within the boundaries of the district
9 shall be registered voters of such district and shall be eligible for
10 the office of director subject to the special qualification of
11 residence for the outside member. The outside member specified in
12 section 32-540 shall be a registered voter residing within the
13 district but outside the corporate limits of the city of the
14 metropolitan class for which the district was created.

15 In the event of the annexation of the area within which
16 the outside member resides, he or she may continue to serve as the
17 outside member until the expiration of the term of office for which
18 such member was elected and until a successor is elected and
19 qualified.

20 Sec. 2. Section 14-2157, Reissue Revised Statutes of
21 Nebraska, is amended to read:

22 14-2157 The existence of a ~~each~~ metropolitan utilities
23 district ~~may be terminated by the people of the district in the~~
24 ~~following manner: Upon the filing of a petition with the board of~~
25 ~~directors signed by fifteen percent of the registered voters of the~~

1 ~~district at least thirty days prior to the date of any general state~~
2 ~~election requesting that the question of the continuance or~~
3 ~~termination of the existence of such district be submitted to a vote~~
4 ~~of the registered voters of the district, it shall be the duty of~~
5 ~~such board to submit the question at such general state election, and~~
6 ~~if a majority of the votes cast thereon shall be in favor of the~~
7 ~~continuance of such district, then it shall continue, otherwise its~~
8 ~~existence shall cease at the close of the thirty first day of the~~
9 ~~following month.~~ terminates on January 1, 2015. Beginning on the
10 effective date of this act, the board of directors of each
11 metropolitan utilities district shall prepare for the termination of
12 the district. Preparations shall include meetings with affected
13 municipalities, sanitary and improvement districts, and residents of
14 unincorporated areas served by the metropolitan utilities district at
15 which the sale of assets and use of proceeds are determined. The
16 board of directors has all powers necessary to wind up the business
17 of the metropolitan utilities district prior to January 1, 2015. The
18 board of directors shall provide regular updates on the preparations
19 to the Urban Affairs Committee of the Legislature.

20 Sec. 3. Sections 14-2101 to 14-2156 terminate on January
21 1, 2015.

22 Sec. 4. Original sections 14-2102 and 14-2157, Reissue
23 Revised Statutes of Nebraska, are repealed.

24 Sec. 5. Since an emergency exists, this act takes effect
25 when passed and approved according to law.