

LEGISLATIVE BILL 1034

Approved by the Governor March 2, 1974

Introduced by Rules Committee, Duis, 39, Chmn.; Stromer, 36; Warner, 25; Goodrich, 20; DeCamp, 40

AN ACT for submission to the electors of an amendment to Article IV, section 15, of the Constitution of Nebraska, relating to the legislature; to eliminate provisions requiring that every order, resolution, or vote of the Legislature be presented to the Governor; to provide for the submission of the proposed amendment to the electors at the general election in November, 1974; to provide for the manner of submission and form of ballot; to provide the effective date thereof; and to declare an emergency.

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

Section 1. That at the general election in November, 1974, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article IV, section 15, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 15. Every bill passed by the Legislature, before it becomes a law, ~~and every order, resolution or vote (except on questions of adjournment)~~ shall be presented to the Governor. If he approves he shall sign it, and thereupon it shall become a law, but if he does not approve or reduces any item or items of appropriations, he shall return it with his objections to the Legislature, which shall enter the objections at large upon its journal, and proceed to reconsider the bill. If then three-fifths of the members elected agree to pass the same it shall become a law, notwithstanding the objections of the Governor. In all such cases the vote shall be determined by yeas and nays, to be entered upon the journal. Any bill which shall not be returned by the Governor within five days (Sundays excepted) after it shall have been presented to him, shall become a law in like manner as if he had signed it; unless the Legislature by their adjournment prevent its return; in which case it shall be filed, with his objections, in the office of the Secretary of State within five days after such adjournment, or become a law. The Governor may disapprove or reduce any item or items of appropriation contained in bills passed by the legislature, and the item or items so disapproved shall be stricken therefrom, and the items reduced shall remain as reduced unless

repassed in the manner herein prescribed in cases of disapproval of bills."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment to delete as obsolete language referring to submission by the two-house legislature of certain orders, resolutions, or votes of the Legislature to the Governor.

For
Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.