

LEGISLATIVE BILL 554

Approved by the Governor May 25, 1973

Introduced by Government, Military and Veterans Affairs Committee, Chambers, 11, Chmn.; Barnett, 26; Fowler, 27; Duis, 39; DeCamp, 40; Stull, 49

AN ACT to amend sections 49-204, 49-209, and 49-210, Reissue Revised Statutes of Nebraska, 1943, relating to voting on constitutional amendments; to provide duties for county clerks and election commissioners; to provide for the list of voters and summary of votes cast; and to repeal the original sections.

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

Section 1. That section 49-204, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

49-204. Public notice that the proposed amendment or amendments are to be voted upon shall be given as provided in the Constitution. The judges and clerks of election shall make return to the county clerk or election commissioner of their respective counties of (1) the number of electors voting at such general election at which such amendments are voted upon, (2) the number of electors who voted for such amendment or amendments, and (3) the number of electors who voted against such amendment or amendments. The several county clerks or election commissioners in the different counties shall make return to the board of state canvassers provided for in section 32-4,104 in the same manner and within the same time that they are required to make return of votes cast for officers mentioned in said section. All such returns shall be directed to the Secretary of State and transmitted to him in a separate abstract envelope from the one--containing--the abstract and return of votes cast for the officers named in said section. The returns from the election officers shall be canvassed by the county canvassing board which canvasses the other election returns in the county. The canvassing board of the county shall determine, from the returns made by the judges and clerks of election, the number of electors voting at the election, the number of electors voting at such election for the amendment or amendments, and the number of electors who voted against the amendment or amendments. It shall enter its findings in the book wherein the canvass of other election returns is made, and from the findings so made the county clerk or

election commissioner shall make the returns to the state board of canvassers as hereinbefore provided.

Sec. 2. That section 49-209, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

49-209. The form of the ballots prepared in conformity with sections 49-207 and 49-208 shall be furnished the county clerks and election commissioners of the several counties of this state at least fifty days before the election at which such proposition or amendments are to be voted upon.

Sec. 3. That section 49-210, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

49-210. It is hereby made the duty of the county clerk or election commissioner of each county to see that the ~~poll-books-and-tally-sheets~~ list of voters book number one and two and the official summary of votes cast number one and two furnished each voting precinct are suitably printed and ruled so as to enable the election officers to make returns of the votes cast on the various propositions or amendments submitted, and to enable the election officers to make full and complete returns of the facts hereinbefore required of them to be made to the county clerk or election commissioner.

Sec. 4. That original sections 49-204, 49-209, and 49-210, Reissue Revised Statutes of Nebraska, 1943, are repealed.