

LEGISLATIVE BILL 115

Approved by the Governor March 6, 1979

Introduced by Haberman, 44

AN ACT to amend sections 23-1901.01 and 32-308, Reissue Revised Statutes of Nebraska, 1943, relating to county surveyors; to change provisions relating to employment and election of surveyors as prescribed; to repeal the original sections; and to declare an emergency.

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

Section 1. That section 23-1901.01, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

23-1901.01. When there is no qualified surveyor within a county who will accept the office of county surveyor, the county board of such county may appoint employ a competent surveyor either on a full-time or part-time basis from any other county of the State of Nebraska to such office.

A surveyor employed under this section shall serve the same term as that of an elected surveyor and is not required to reside in the county of employment.

Sec. 2. That section 32-308, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

32-308. (1) One or more county judges shall be elected in each county judge district at the general election in 1972 and every fourth year thereafter.

(2) A county sheriff, county treasurer, county surveyor, and a county attorney shall be elected in each county at the general election in 1962 and every fourth year thereafter.

(3) When there is a qualified surveyor within a county who will accept the office of county surveyor if elected, a county surveyor on either a full-time or part-time basis, as determined by the county board, shall be elected in each county at the general election in 1982 and every fourth year thereafter; Provided, that in counties where the county surveyor is an ex officio county engineer as provided in section 23-1901, Reissue Revised Statutes of Nebraska, 1943, the office of surveyor shall be full-time.

~~(3)~~ (4) Except as provided in section 79-311, a county superintendent of public instruction shall be elected in each county at the general election in 1962 and every fourth year thereafter.

~~(4)~~ (5) A county clerk shall be elected in each county having a population of two hundred thousand inhabitants or less, at the general election in 1962 and every fourth year thereafter; and in counties having a population in excess of two hundred thousand inhabitants, at the general election in 1964 and every fourth year thereafter.

~~(5)~~ (6) A register of deeds shall be elected in each county having a population of more than sixteen thousand five hundred and not more than two hundred thousand inhabitants at the general election in 1962 and every fourth year thereafter; and in counties having a population in excess of two hundred thousand inhabitants, at the general election in 1964 and every fourth year thereafter.

Sec. 3. That original sections 23-1901.01 and 32-308, Reissue Revised Statutes of Nebraska, 1943, are repealed.

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.