

LEGISLATIVE RESOLUTION 291CA

PROPOSED CONSTITUTIONAL AMENDMENT

Passed by the Legislature March 16, 2000

Introduced by Brashear, 4; Beutler, 28; Bourne, 8; Bromm, 23; Bruning, 3; Hilgert, 7; Landis, 46; Matzke, 47; D. Pederson, 42; Quandahl, 31; Wickersham, 49

THE MEMBERS OF THE NINETY-SIXTH LEGISLATURE OF NEBRASKA, SECOND SESSION, RESOLVE THAT:

Section 1. At the general election in November 2000 the following proposed amendment to the Constitution of Nebraska shall be submitted to the electors of the State of Nebraska for approval or rejection:

To amend Article III, section 19:

III-19 "The Legislature shall never grant any extra compensation to any public officer, agent, or servant after the services have been rendered nor to any contractor after the contract has been entered into, except that retirement benefits of retired public officers and employees may be adjusted to reflect changes in the cost of living and wage levels that have occurred subsequent to the date of retirement.

The ~~7~~ ~~not~~ shall the compensation of any public officer, including any officer whose compensation is fixed by the Legislature, shall not be increased or diminished during his or her term of office, except that, when there are members elected or appointed to the Legislature or the judiciary, or officers elected or appointed to a ~~court~~, board, or commission having more than one member, and the terms of ~~one or more~~ such members commence and end at different times, the compensation of all members of the Legislature, of the judiciary, or of such ~~court~~, board, or commission may be increased or diminished at the beginning of the full term of any member thereof.

Nothing in this section shall prevent local governing bodies from reviewing and adjusting vested pension benefits periodically as prescribed by ordinance.

The surviving spouse of any retired public officer, agent, or servant, who has retired under a pension plan or system, shall be considered as having pensionable status and shall be entitled to the same benefits which may, at any time, be provided for or available to spouses of other public officers, agents, or servants who have retired under such pension plan or system at a later date, and such benefits shall not be prohibited by the restrictions of this section or of Article XIII, section 3 of the Constitution of Nebraska."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by the Constitution of Nebraska, Article XVI, section 1, with the following ballot language:

"A constitutional amendment to change the effective date of compensation changes made by the Legislature for the judiciary to allow the changes to take effect for all judges at the beginning of the full term of any judge of any court in the state.

For
Against".