

AMENDMENTS TO LB382

Introduced by Haar

1 1. Strike the original sections and insert the following
2 new sections:

3 Section 1. Section 32-710, Revised Statutes Cumulative
4 Supplement, 2012, is amended to read:

5 32-710 Each political party shall hold a state
6 postprimary convention biennially on a date to be fixed by the
7 state central committee but not later than September 1. Candidates
8 for elective offices may be nominated at such conventions pursuant
9 to section 32-627 or 32-721. Such nominations shall be certified
10 to the Secretary of State by the chairperson and secretary of the
11 convention. The certificates shall have the same force and effect
12 as nominations in primary elections. A political party may not
13 nominate a candidate at the convention for an office for which
14 the party did not nominate a candidate at the primary election
15 except as provided for new political parties in section 32-621. The
16 convention shall formulate and promulgate a state platform, select
17 a state central committee, select electors for President and Vice
18 President of the United States, and transact the business which is
19 properly before it. One presidential elector shall be chosen from
20 each ~~congressional~~ public service commissioner district, ~~7~~ and ~~two~~
21 ~~presidential electors shall be chosen at large.~~ The officers of the
22 convention shall certify the names of the electors to the Governor
23 and Secretary of State.

1 Sec. 2. Section 32-714, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 32-714 The Governor shall provide each presidential
4 elector with a list of all the electors. If any elector is absent
5 or if there is a deficiency in the proper number of electors, those
6 present shall elect from the citizens of the state so many persons
7 as will supply the deficiency and immediately issue a certificate
8 of election, signed by those present or a majority of them, to the
9 person or persons so chosen. In case of failure to elect by 3 p.m.
10 of such day, the Governor shall fill the vacancies by appointment.
11 After all vacancies are filled, the college of electors shall
12 proceed with the election of a President of the United States and
13 a Vice President of the United States and certify their votes in
14 conformity with the Constitution and laws of the United States.
15 Each ~~at-large presidential elector shall cast his or her ballot~~
16 ~~for the presidential and vice-presidential candidates who received~~
17 ~~the highest number of votes in the state. Each congressional~~
18 ~~district~~ presidential elector shall cast his or her ballot for
19 the presidential and vice-presidential candidates who received the
20 highest number of votes in his or her ~~congressional~~ district.

21 Sec. 3. Section 32-1038, Reissue Revised Statutes of
22 Nebraska, is amended to read:

23 32-1038 (1) The board of state canvassers shall authorize
24 the Secretary of State to open the abstracts of votes from the
25 various counties and prepare an abstract stating the number of
26 ballots cast for each office, the names of all the persons voted
27 for, for what office they respectively received the votes, and

1 the number of votes each received. The abstract shall be signed
2 by the members of the board and shall have the seal of the state
3 affixed by the Secretary of State. The canvass of the votes for
4 candidates for President and Vice President of the United States
5 and the return thereof shall be a canvass and return of the votes
6 cast for the presidential electors of the same party or group of
7 petitioners respectively, and the certificate of such election made
8 by the Governor shall be in accord with such return. ~~Receipt by~~
9 ~~the presidential electors of a party or a group of petitioners~~
10 ~~of the highest number of votes statewide shall constitute election~~
11 ~~of the two at-large presidential electors of that party or group~~
12 ~~of petitioners.~~ Receipt by the presidential electors of a party
13 or a group of petitioners of the highest number of votes in a
14 ~~congressional~~ public service commissioner district shall constitute
15 election of the ~~congressional district~~ presidential elector of that
16 party or group of petitioners.

17 (2) The board of state canvassers shall determine from
18 the completed abstract the names of those candidates who have been
19 nominated or elected. If any two or more persons are returned
20 with an equal and the highest number of votes, the board of state
21 canvassers shall decide by lot which of such persons is elected
22 except for officers elected to the executive branch. The board of
23 state canvassers shall also declare those measures carried which
24 have received the required percentage of votes as provided by law.

25 Sec. 4. Original sections 32-714 and 32-1038, Reissue
26 Revised Statutes of Nebraska, and section 32-710, Revised Statutes
27 Cumulative Supplement, 2012, are repealed.