

**ONE HUNDRED THIRD LEGISLATURE - FIRST SESSION - 2013**  
**COMMITTEE STATEMENT**  
**LB113**

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**Hearing Date:** Tuesday January 22, 2013  
**Committee On:** Urban Affairs  
**Introducer:** McGill  
**One Liner:** Provide for mayors of cities of the second class to vote in certain situations

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**Roll Call Vote - Final Committee Action:**  
Advanced to General File

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**Vote Results:**  
**Aye:** 6 Senators Ashford, Coash, Karpisek, Krist, McGill, Murante  
**Nay:**  
**Absent:** 1 Senator Lautenbaugh  
**Present Not Voting:**

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<b>Proponents:</b> Senator McGill Gary Krumland Douglas R. Walker	<b>Representing:</b> self League of Nebraska Municipalities City of Alma, Ne
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<b>Opponents:</b>	<b>Representing:</b>
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<b>Neutral:</b>	<b>Representing:</b>
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**Summary of purpose and/or changes:**

Bill Summary:

LB 113 amends 17-110 and 17-614 regarding when the mayor of a city of the second class can vote on an issue before the city council. Under current law, a mayor may vote when the council is evenly divided. LB 113 would authorize the mayor to vote when his or her vote will provide the additional vote required to create a number of votes equal to a majority of the members elected to the council. This makes the voting authority of a mayor of a city of the second class consistent with that of the mayor of a city of the first class.

Comments/Analysis:

Section one of this bill changes the language of 17-110 to make clear that the mayor shall preside at all meetings of the city council of a city of the second class. It also adds new language to allow the mayor to provide the additional vote required to attain the number of votes equal to a majority of the number of members of the city council on any pending matter, legislation, or transaction. This is a change from the current law which allows a mayor to vote when the city council is equally divided on any issue.

Section two amends 17-614 by adding new language very similar to the new language in section one of the bill, allowing a mayor of a city of the second class to vote when his or her vote would provide the additional vote required to attain the number of votes equal to a majority of the number of members elected to the council. It also states that for the purpose of such a vote, the mayor shall be deemed to be a member of the city council.

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Amanda McGill, Chairperson