

LEGISLATURE OF NEBRASKA
ONE HUNDRED FIFTH LEGISLATURE
SECOND SESSION

LEGISLATIVE BILL 777

Introduced by Howard, 9.

Read first time January 03, 2018

Committee: Executive Board

- 1 A BILL FOR AN ACT relating to the Legislature; to amend section 32-566,
- 2 Revised Statutes Supplement, 2017; to provide requirements for
- 3 filling vacancies in the Legislature; and to repeal the original
- 4 section.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 32-566, Revised Statutes Supplement, 2017, is
2 amended to read:

3 32-566 (1)(a) ~~(1)~~ When a vacancy occurs in the Legislature, the
4 office shall be filled by the Governor. The Governor shall appoint a
5 suitable person possessing the qualifications necessary for a member of
6 the Legislature from a pool of applicants as provided in this subsection.

7 (b) When a vacancy occurs in the Legislature, a person shall file an
8 application with the office of the Governor within thirty days after the
9 vacancy occurs to be eligible to be considered for appointment to fill
10 the vacancy.

11 (2) If the vacancy occurs at any time on or after May 1 of the
12 second year of the term of office, the appointee shall serve for the
13 remainder of the unexpired term. If the vacancy occurs at any time prior
14 to May 1 of the second year of the term of office, the appointee shall
15 serve until the first Tuesday following the first Monday in January
16 following the next regular general election and at the regular general
17 election a member of the Legislature shall be elected to serve the
18 unexpired term as provided in subsection (3) of this section.

19 (3)(a) If the vacancy occurs on or after February 1 and prior to May
20 1 during the second year of the term of office, the vacancy shall be
21 filled at the regular election in November of that year. Candidates shall
22 file petitions to appear on the ballot for such election as provided in
23 section 32-617.

24 (b) If the vacancy occurs at any time prior to February 1 of the
25 second year of the term of office, the procedure for filling the vacated
26 office shall be the same as the procedure for filling the office at the
27 expiration of the term and candidates shall be nominated and elected at
28 the statewide primary and general elections during the second year of the
29 term.

30 Sec. 2. Original section 32-566, Revised Statutes Supplement, 2017,
31 is repealed.