

April 6, 1979

LB 387

Landis that provided where councilmen are elected by districts, that the recall would be by districts also. The last amendment was offered by Senator Johnson, which exempted those cities with a home rule charter. Those Committee amendments were adopted by the Committee to the bill and I move for the Committee amendments, Mr. President.

SPEAKER MARVEL: The motion is the Committee amendments to 387. Is there any further discussion on that? Senator Murphy.

SENATOR MURPHY: I would like to offer an amendment to Senator Landis' amendment specifying that in the event it's a ward election by inserting after "registered voters" the words "of such district or ward", to identify that the twenty-five percent cannot come from the city at large, but must come, in fact, from that specific district.

SPEAKER MARVEL: Senator Landis.

SENATOR LANDIS: I'd just like to say, Mr. Speaker and members of the Legislature, I agree wholeheartedly with Senator Murphy's amendment. Certainly the purpose of the original amendment's language was to accomplish exactly that end, and if there is an ambiguity in the language as drafted, I'm glad that Senator Murphy has called it to our attention, and I'll be supportive of the change that he suggests.

SPEAKER MARVEL: Senator Murphy, do you have an amendment that you have put on the Clerk's desk?

SENATOR MURPHY: Yes.

SPEAKER MARVEL: Go ahead.

SENATOR MURPHY: Speaking to the same Committee amendments, and I have visited with Senator Carsten about this and he is going to get some clarifying language, in the initial part of the bill we are saying that this procedure will not apply to home rule city manager or commission forms, which means it applies only to council forms of government, but we say in our definition that the word "city" as used in this act shall mean all municipalities, and we may need some corrective language there, but we have agreed to take that up on Select File after we get a clarification.

SPEAKER MARVEL: The motion is Senator Murphy's amendment