

## LEGISLATIVE BILL 174

Approved by the Governor April 8, 1981

Introduced by Fenger, 45

AN ACT relating to obsolete statutory language; to amend sections 47-114 and 54-724, Reissue Revised Statutes of Nebraska, 1943, and section 60-556, Revised Statutes Supplement, 1980; to eliminate a duty for sheriffs; to change certain provisions relating to livestock; to eliminate a provision relating to removal from office of certain peace officers and law enforcement officers; to repeal the original sections; and to declare an emergency.

Be it enacted by the people of the State of Nebraska,

Section 1. That section 47-114, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

47-114. The sheriff shall visit the jail in person and examine into the condition of each prisoner at least once in each month, and once during each term of the district court. ~~It is hereby made his duty to cause all the cells and rooms used for the confinement of prisoners to be thoroughly whitewashed at least three times in each year.~~

Sec. 2. That section 54-724, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

54-724. If such owner or custodian shall fail or refuse to dip or otherwise treat such animals, or disinfect the premises as and when directed by the Department of Agriculture, then the department shall have power to call upon the sheriff of the county in which such animals are found, and the sheriff shall cause such animals to be dipped or otherwise treated in the manner and at the time directed by the department, and the sheriff shall keep such animals in his the custody of the department until they are treated or dipped. The costs of dipping or otherwise treating such animals shall be borne by the owner thereof, and where the sheriff department has caused such animals to be dipped or treated he it shall keep such animals in his its custody until the costs of such dipping and treatment, together

with his whatever costs; the department has incurred in the matter are paid.

Sec. 3. That section 60-556, Revised Statutes Supplement, 1980, be amended to read as follows:

60-556. (1) Any person (a) whose license or registration shall have been suspended as herein provided, (b) whose policy of insurance or bond, when required under sections 60-501 to 60-569, shall have been canceled or terminated, or (c) who shall neglect to furnish other proof upon the request of the department shall immediately return his or her license and registration to the department. If any person shall fail to return to the department the license or registration as provided herein, the department shall forthwith direct any peace officer or authorized representative of the department to secure possession thereof and to return the same to the department.

(2) It shall be the duty of the peace officer or law enforcement officer who is directed to secure possession of the license and registration under subsection (1) of this section to make every reasonable effort to secure the license and registration and return such to the department or to show good cause, as that is determined by the department, why such license or registration is unable to be returned. ~~Failure--of--the officer--to--comply--with--this--subsection--shall--subject--him or--her--to--removal--from--office--pursuant--to--section 25-24,447.~~

Sec. 4. That original sections 47-114 and 54-724, Reissue Revised Statutes of Nebraska, 1943, and section 60-556, Revised Statutes Supplement, 1980, are repealed.

Sec. 5. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.