

LEGISLATIVE BILL 1018

Approved by the Governor April 17, 2002

Introduced by Vrtiska, 1

AN ACT relating to counties; to amend sections 23-906 and 23-1302, Reissue Revised Statutes of Nebraska; to change provisions relating to budgets and county clerk duties; and to repeal the original sections.

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

Section 1. Section 23-906, Reissue Revised Statutes of Nebraska, is amended to read:

23-906. In each county the finance committee of the county board shall constitute the budget-making authority unless the board, in its discretion, designates or appoints one of its own members or the ~~county clerk,~~ county comptroller, the county manager, or other qualified person as the budget-making authority. If he or she will accept the appointment, another county official may be appointed as the budget-making authority. For the performance of this additional responsibility, the county official accepting the appointment may receive such additional salary as fixed by the county board.

On or before August 1, the budget-making authority shall prepare a county budget document, in the form required by sections 23-904 and 23-905, for the fiscal year and transmit the document to the county board.

A summary of the budget, in the form required by section 23-905, showing for each fund (1) the requirements, (2) the outstanding warrants, (3) the operating reserve to be maintained, (4) the cash on hand at the close of the preceding fiscal year, (5) the revenue from sources other than taxation, (6) the amount to be raised by taxation, and (7) the amount raised by taxation in the preceding fiscal year, together with a notice of a public hearing to be had with respect to the budget before the county board, shall be published once at least five days before the date of hearing in some legal newspaper published and of general circulation in the county or, if no such legal newspaper is published, in some legal newspaper of general circulation in the county.

Sec. 2. Section 23-1302, Reissue Revised Statutes of Nebraska, is amended to read:

23-1302. It shall be the general duty of the county clerk:

(1) To record in a book provided for that purpose all proceedings of the board;

(2) To make regular entries of its resolutions and decisions in all questions concerning the raising of money;

(3) To countersign all warrants issued by the board and signed by its ~~chairman~~ chairperson;

(4) To preserve and file all accounts acted upon by the board, with its action thereon, ~~+~~ and ~~he shall~~ perform such special duties as are required ~~of him~~ by law. Such special duties do not include budget-making duties performed under section 23-906. In ~~+~~ PROVIDED, in a county having a county comptroller, all accounts acted upon by the board shall remain on file in the office of such comptroller; and the county clerk shall certify to the county treasurer as of June 15 and December 15 of each year the total amount of unpaid claims of the county; and

(5) To prepare and file with the county board ~~of his county~~ the annual inventory statement of county personal property in his or her custody and possession, and to perform the duties enjoined upon him or her by sections 23-346 to 23-350.

Sec. 3. Original sections 23-906 and 23-1302, Reissue Revised Statutes of Nebraska, are repealed.