

LEGISLATURE OF NEBRASKA  
ONE HUNDRED THIRD LEGISLATURE  
FIRST SESSION  
**LEGISLATIVE BILL 129**

Introduced by Haar, 21.

Read first time January 11, 2013

Committee: Education

A BILL

1 FOR AN ACT relating to the Board of Educational Lands and Funds; to  
2 amend section 72-201, Revised Statutes Cumulative  
3 Supplement, 2012; to change provisions relating to  
4 compensation of board members; and to repeal the original  
5 section.  
6 Be it enacted by the people of the State of Nebraska,

1                   Section 1. Section 72-201, Revised Statutes Cumulative  
2 Supplement, 2012, is amended to read:

3                   72-201 (1) The Board of Educational Lands and Funds shall  
4 consist of five members to be appointed by the Governor with the  
5 consent of a majority of the members elected to the Legislature. One  
6 member shall be appointed from each of the congressional districts as  
7 the districts were constituted on January 1, 1961, and a fifth member  
8 shall be appointed from the state at large. One member of the board  
9 shall be competent in the field of investments. The initial members  
10 shall be appointed to take office on October 1, 1955, and shall hold  
11 office for the following periods of time: The member from the first  
12 congressional district for one year; the member from the second  
13 congressional district for two years; the member from the third  
14 congressional district for three years; the member from the fourth  
15 congressional district for four years; and the member from the state  
16 at large for five years. As the terms of the members expire, the  
17 Governor shall appoint or reappoint a member of the board for a term  
18 of five years, except members appointed to fill vacancies whose  
19 tenures shall be the unexpired terms for which they are appointed. If  
20 the Legislature is not in session when such members, or some of them,  
21 are appointed by the Governor, such members shall take office and act  
22 as recess appointees until the Legislature next thereafter convenes.  
23 ~~Until October 1, 2011, the~~ The compensation of the members shall be  
24 ~~forty-fifty~~ dollars per day for each day's time actually engaged in  
25 the performance of the duties of their office. ~~Before, on, and after~~

1 ~~October 1, 2011, each~~ Each member shall be paid his or her necessary  
2 traveling expenses incurred while upon business of the board as  
3 provided in sections 81-1174 to 81-1177. The board shall cause all  
4 school, university, agricultural college, and state college lands,  
5 owned by or the title to which may hereafter vest in the state, to be  
6 registered, leased, and sold as provided in sections 72-201 to 72-251  
7 and shall have the general management and control of such lands and  
8 make necessary rules not provided by law. The funds arising from  
9 these lands shall be disposed of in the manner provided by the  
10 Constitution of Nebraska, sections 72-201 to 72-251, and other laws  
11 of Nebraska not inconsistent herewith.

12           (2) No person shall be eligible to membership on the  
13 board who is actively engaged in the teaching profession, who holds  
14 or has any financial interest in a school land lease, who is a holder  
15 of or a candidate for any state office or a member of any state board  
16 or commission, or who has not resided in this state for at least  
17 three years.

18           (3) The board shall elect one of its members as  
19 chairperson of the Board of Educational Lands and Funds. In the  
20 absence of the chairperson, any member of the board may, upon motion  
21 duly carried, act in his or her behalf as such chairperson. It shall  
22 keep a record of all proceedings and orders made by it. No order  
23 shall be made except upon the concurrence of at least three members  
24 of the board. It shall make all orders pertaining to the handling of  
25 all lands and funds set apart for educational purposes.

1                   (4) The board shall maintain an office in Lincoln and  
2 shall meet in its office not less than once each month.

3                   (5) The board may appoint a secretary for the board. The  
4 compensation of the secretary shall be payable monthly, as fixed by  
5 the board.

6                   Sec. 2. Original section 72-201, Revised Statutes  
7 Cumulative Supplement, 2012, is repealed.