

**ONE HUNDRED FOURTH LEGISLATURE - FIRST SESSION - 2015**  
**COMMITTEE STATEMENT**  
**LB295**

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**Hearing Date:** Tuesday February 03, 2015  
**Committee On:** Urban Affairs  
**Introducer:** Scheer  
**One Liner:** Require municipalities to have county approval before enforcing ordinances in the extraterritorial zoning jurisdiction

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**Roll Call Vote - Final Committee Action:**  
Advanced to General File with amendment(s)

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**Vote Results:**  
**Aye:** 7 Senators Coash, Crawford, Hansen, Ebke, Hughes, Krist, McCollister  
**Nay:**  
**Absent:**  
**Present Not Voting:**

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**Verbal Testimony:**

<b>Proponents:</b> Jim. Scheer Elaine Menzel	<b>Representing:</b> District 19 Nebraska Association of County Officials
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<b>Opponents:</b> Gary Krumland Jack Cheloha	<b>Representing:</b> League of Nebraska Municipalities City of Omaha
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<b>Neutral:</b>	<b>Representing:</b>
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**Summary of purpose and/or changes:**

LB 295 would require that prior to the enforcement of any ordinances, bylaws, rules, regulations, and resolutions within its extraterritorial zoning jurisdiction (ETJ), a municipality would have to receive approval of the county board in which the ETJ is located.

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**Explanation of amendments:**

The committee amendment AM 323 replaces the bill.

AM 323 would require that a city of the first class, city of the second class, or village provide the county board of a county in which the city's ETJ is located written notice of and the opportunity to comment on proposed changes to zoning ordinances within the ETJ.

AM 323 would not apply to: 1) cities or villages located in a county with a population greater than 100,000; or 2) counties where the city and the county have a joint planning commission or joint planning department.

