

NINETY-SIXTH LEGISLATURE

FIRST SESSION

LEGISLATIVE RESOLUTION 19CA

PROPOSED CONSTITUTIONAL AMENDMENT

Introduced by Brown, 6

Read first time January 15, 1999

Committee: Education

1 THE MEMBERS OF THE NINETY-SIXTH LEGISLATURE OF NEBRASKA,
2 FIRST SESSION, RESOLVE THAT:

3 Section 1. At the general election in November 2000 the
4 following proposed amendment to the Constitution of Nebraska shall
5 be submitted to the electors of the State of Nebraska for approval
6 or rejection:

7 To amend Article VII, section 10, and Article XIII,
8 section 1, and repeal Article VII, sections 13 and 14:

9 VII-10 "The general government of ~~the University of~~
10 ~~Nebraska~~ higher education in Nebraska shall, under the direction of
11 the Legislature, be vested in a board of not less than ~~six~~ seven
12 nor more than ~~eight~~ fourteen regents to be designated the Higher
13 Education Board of Regents ~~of the University of Nebraska,~~ who shall
14 be elected or appointed ~~from and~~ by districts ~~as herein provided~~
15 and ~~three~~ students of the ~~University of Nebraska~~ state higher
16 education institutions who shall serve as nonvoting members. Such
17 nonvoting student members shall consist of the student body

1 president from state higher education institutions as provided by
2 law. of the University of Nebraska at Lincoln, the student body
3 president of the University of Nebraska at Omaha, and the student
4 body president of the University of Nebraska Medical Center. The
5 terms of office of elected members and appointed regents shall be
6 for six years each. The terms of office of student members shall
7 be for the period of service as student body president. Their
8 duties and powers shall be prescribed by law; and they shall
9 receive no compensation, but may be reimbursed their actual
10 expenses incurred in the discharge of their duties.

11 The Legislature shall divide the state, along county
12 lines, into as many compact regent districts, as there are regents
13 provided by the Legislature, of approximately equal population,
14 which shall be numbered consecutively.

15 The Legislature shall redistrict the state after each
16 federal decennial census. Such districts shall not be changed
17 except upon the concurrence of a majority of the members of the
18 Legislature. In any such redistricting, county lines shall be
19 followed whenever practicable, but other established lines may be
20 followed at the discretion of the Legislature. Whenever the state
21 is so redistricted the members elected prior to the redistricting
22 shall continue in office, and the law providing for such
23 redistricting shall where necessary specify the newly established
24 district which they shall represent for the balance of their term."

25 XIII-1 "The state may, to meet casual deficits, or
26 failures in the revenue, contract debts never to exceed in the
27 aggregate one hundred thousand dollars, and no greater indebtedness
28 shall be incurred except for the purpose of repelling invasion,

1 suppressing insurrection, or defending the state in war, and
2 provision shall be made for the payment of the interest annually,
3 as it shall accrue, by a tax levied for the purpose, or from other
4 sources of revenue, which law providing for the payment of such
5 interest by such tax shall be irrepealable until such debt is paid,
6 except ~~+ PROVIDED,~~ that if the Legislature determines by a
7 three-fifths vote of the members elected thereto that (1) the need
8 for construction of highways in this state requires such action, it
9 may authorize the issuance of bonds for such construction, and for
10 the payment of the interest and the retirement of such bonds it may
11 pledge any tolls to be received from such highways or it may
12 irrevocably pledge for the term of the bonds all or a part of any
13 state revenue closely related to the use of such highways, such as
14 motor vehicle fuel taxes or motor vehicle license fees and (2) the
15 construction of water retention and impoundment structures for the
16 purposes of water conservation and management will promote the
17 general welfare of the state, it may authorize the issuance of
18 revenue bonds for such construction, and for the payment of the
19 interest and the retirement of such bonds it may pledge all or any
20 part of any state revenue derived from the use of such structures.
21 The Nebraska Higher Education ~~+ AND PROVIDED FURTHER,~~ that the
22 Board of Regents of the University of Nebraska, the Board of
23 Trustees of the Nebraska State Colleges, and the State Board of
24 Education may issue revenue bonds to construct, purchase, or
25 otherwise acquire, extend, add to, remodel, repair, furnish, and
26 equip dormitories, residence halls, single or multiple dwelling
27 units, or other facilities for the housing and boarding of
28 students, single or married, and faculty or other employees,

1 buildings and structures for athletic purposes, student unions or
2 centers, and for the medical care and physical development and
3 activities of students, and buildings or other facilities for
4 parking, which bonds shall be payable solely out of revenue, fees,
5 and other payments derived from the use of the buildings and
6 facilities constructed or acquired, including buildings and
7 facilities heretofore or hereafter constructed or acquired, and
8 paid for out of the proceeds of other issues of revenue bonds, and
9 the revenue, fees, and payments so pledged need not be appropriated
10 by the Legislature, and any such revenue bonds heretofore issued by
11 either of such boards are hereby authorized, ratified, and
12 validated. Bonds for new construction shall be first approved as
13 the Legislature shall provide."

14 "Article VII, sections 13 and 14, of the Constitution of
15 Nebraska are repealed."

16 Sec. 2. The proposed amendment shall be submitted to the
17 electors in the manner prescribed by the Constitution of Nebraska,
18 Article XVI, section 1, with the following ballot language:

19 "A constitutional amendment to create the Nebraska Higher
20 Education Board of Regents and to eliminate references to
21 the Board of Regents of the University of Nebraska, the
22 Board of Trustees of the Nebraska State Colleges, and the
23 Coordinating Commission for Postsecondary Education from
24 the Constitution.

25 For

26 Against".