

NINETY-EIGHTH LEGISLATURE

FIRST SESSION

LEGISLATIVE RESOLUTION 21CA

PROPOSED CONSTITUTIONAL AMENDMENT

Introduced by Stuhr, 24

Read first time January 21, 2003

Committee: Nebraska Retirement Systems

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

3 Section 1. At the general election in November 2004 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 III, section 18:

8 III-18 "(1) The Legislature shall not pass local or
9 special laws in any of the following cases: ~~that is to say:~~

10 (a) Granting ~~For granting~~ divorces; ~~+~~

11 (b) Changing the names of persons or places; ~~+~~

12 (c) Laying out, opening, altering, and working roads or
13 highways; ~~+~~

14 (d) Vacating roads, ~~Town~~ town plats, streets, alleys, and
15 public grounds; ~~+~~

16 (e) Locating or changing ~~County~~ county seats; ~~+~~

17 (f) Regulating ~~County~~ county and ~~Township~~ township

1 offices; -

2 (g) Regulating the practice of ~~Courts of Justice.~~
 3 courts;

4 (h) Regulating the jurisdiction and duties of ~~Justices of~~
 5 ~~the Peace, Police Magistrates and Constables.~~ justices of the
 6 peace, police magistrates, and constables;

7 (i) Providing for changes of venue in civil and criminal
 8 cases; -

9 (j) Incorporating ~~Cities, Towns and Villages~~ cities,
 10 ~~towns, and villages,~~ or changing or amending the charter of any
 11 ~~Town, City, or Village.~~ town, city, or village;

12 (k) Providing for the election of ~~Officers~~ officers in
 13 ~~Townships~~ townships, incorporated ~~Towns~~ towns, or ~~Cities.~~ cities;

14 (l) Summoning or empaneling ~~Grand or Petit Juries.~~ grand
 15 or petit juries;

16 (m) Providing for the bonding of cities, towns,
 17 precincts, school districts, or other municipalities; -

18 (n) Providing for the management of ~~Public Schools.~~
 19 public schools;

20 (o) The opening and conducting of any election, or
 21 designating the place of voting; -

22 (p) The sale or mortgage of real estate belonging to
 23 minors, or others under disability; -

24 (q) The protection of game or fish; -

25 (r) Chartering or licensing ferries, or toll bridges,
 26 remitting fines, penalties, or forfeitures, creating, increasing,
 27 and decreasing fees, percentage, or allowances of public officers,
 28 during the term for which said officers are elected or appointed; -

1 (s) Changing the law of descent; -

2 (t) Granting to any corporation, association, or
3 individual, the right to lay down railroad tracks, or amending
4 existing charters for such purpose; and -

5 (u) Granting to any corporation, association, or
6 individual any special or exclusive privileges, immunity, or
7 franchise whatever. ~~+ PROVIDED, that notwithstanding~~

8 (2) Notwithstanding any other provisions provision of
9 this Constitution, the Legislature may shall have authority to
10 separately define and classify loans and installment sales, ~~to~~
11 establish maximum rates within classifications of loans or
12 installment sales which it establishes, and ~~to~~ regulate with
13 respect thereto.

14 (3) Notwithstanding any other provision of this
15 Constitution, the Legislature may define and classify certain
16 groups of persons pertaining to retirement benefits that may be
17 made available at some future time under retirement plans
18 administered by the State of Nebraska.

19 (4) In all other cases where a general law can be made
20 applicable, no special law shall be enacted."

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

24 "A constitutional amendment authorizing the Legislature
25 to define and classify persons pertaining to future
26 retirement benefits under plans administered by the State
27 of Nebraska.

28 For

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1

Against".