



Ninety-Ninth Legislature - Second Session - 2006
Introducer's Statement of Intent
LR 273 CA

Chairperson: DiAnna R. Schimek
Committee: Government, Military and Veterans Affairs
Date of Hearing: February 10, 2006

The following constitutes the reasons for this bill and the purposes which are sought to be accomplished thereby:

Legislative Resolution 273CA would propose a constitutional amendment to provide an exception to the separation of powers provisions of the Nebraska Constitution.

Nebraska's constitution has a very strict separation of powers clause, which can result in inefficiency and legal complexity where the activities and interests of two of the branches intersect. LR 273CA would provide a narrow exception to this clause in the area of membership on boards and commissions.

Currently, boards and commissions (unless they are merely advisory) may not have voting members from more than one governmental branch. This rule inhibits the ability of representatives of the branches to work together where it is appropriate and necessary. LR 273CA would provide an exception to the separation of powers rule to allow, in certain specified cases, officials from more than one branch to serve together as voting members of boards and commissions.

Principal Introducer: _____
Senator Kermit A. Brashear