

LEGISLATURE OF NEBRASKA

ONE HUNDREDTH LEGISLATURE

FIRST SESSION

**LEGISLATIVE BILL 172**

Introduced By: Kopplin, 3; Cornett, 45; Gay, 14; Stuthman, 22;

Read first time: January 8, 2007

Committee: Government, Military and Veterans Affairs

A BILL

1       FOR AN ACT relating to counties; to provide for the adoption of  
2               ordinances and resolutions as prescribed; to provide  
3               requirements for notification and hearing; and to provide  
4               powers and duties.

5       Be it enacted by the people of the State of Nebraska,

1           Section 1. (1) A county may make all such ordinances and  
2 resolutions, not inconsistent with the general laws of the state, as  
3 may be necessary or expedient, in addition to the special powers  
4 otherwise granted by law, for maintaining the peace, good government,  
5 and welfare of the county and its trade, commerce, and industry, for  
6 preserving order and securing persons or property from violence,  
7 danger, and destruction, for protecting public and private property,  
8 and for promoting the public health, safety, convenience, comfort,  
9 and morals and the general interest and welfare of the inhabitants of  
10 the county. County ordinances or resolutions may address, but shall  
11 not be limited to, animal control, registration of burglar alarms,  
12 public nudity, curfews, and towing. A county may impose fines,  
13 forfeitures, and penalties, provide for the recovery, collection, and  
14 enforcement of such fines, forfeitures, or penalties, and provide for  
15 confinement in the county jail for default of payment.

16           (2) County ordinances or resolutions shall not be effective  
17 within the boundaries of incorporated municipalities or within the  
18 extraterritorial zoning jurisdiction of cities and villages.

19           (3) Prior to adoption of an ordinance or resolution under  
20 this section, the county board shall publish notice of the proposed  
21 ordinance or resolution once a week for three consecutive weeks in a  
22 newspaper of general circulation in the county. The county board  
23 shall not take final action on the ordinance or resolution until at  
24 least one public hearing has been held regarding the proposal. The  
25 county board shall arrange for and hold such hearing. A copy of the  
26 proposed ordinance or resolution shall be available at the office of  
27 the county clerk for public inspection. Ordinances and resolutions

1 shall be published in book or pamphlet form and shall be available at  
2 the office of the county clerk.