

ONE HUNDREDTH LEGISLATURE

SECOND SESSION

LEGISLATIVE RESOLUTION 231CA

PROPOSED CONSTITUTIONAL AMENDMENT

Introduced by Erdman

Read first time January 23, 2008

Committee:

1 THE MEMBERS OF THE ONE HUNDREDTH LEGISLATURE OF NEBRASKA,
2 SECOND SESSION, RESOLVE THAT:

3 Section 1. At the general election in November 2008 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 IV, section 28, and Article V, section
8 1:

9 IV-28 By January 1, 1997, there shall be a Tax
10 Equalization and Review Commission. The members of the commission
11 shall be appointed by the Governor as provided by law. The
12 commission shall have power to review and equalize assessments
13 of property for taxation within the state and shall have such
14 other powers and perform such other duties as the Legislature may
15 provide. The terms of office and compensation of members of the
16 commission shall be as provided by law.

1 A Tax Commissioner shall be appointed by the Governor
2 with the approval of the Legislature. The Tax Commissioner may have
3 jurisdiction over the administration of the revenue laws of the
4 state and such other duties and powers as provided by law. The Tax
5 Commissioner shall serve at the pleasure of the Governor.

6 V-1 The judicial power of the state shall be vested in a
7 Supreme Court, an appellate court, a property tax appellate court,
8 district courts, county courts, in and for each county, with one
9 or more judges for each county or with one judge for two or
10 more counties, as the Legislature shall provide, and such other
11 courts inferior to the Supreme Court as may be created by law.
12 In accordance with rules established by the Supreme Court and not
13 in conflict with other provisions of this Constitution and laws
14 governing such matters, general administrative authority over all
15 courts in this state shall be vested in the Supreme Court and
16 shall be exercised by the Chief Justice. The Chief Justice shall be
17 the executive head of the courts and may appoint an administrative
18 director thereof.

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

22 A constitutional amendment to eliminate the Tax
23 Equalization and Review Commission and to establish a
24 property tax appellate court.

25 For

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Against.