

LEGISLATURE OF NEBRASKA

ONE HUNDRED FIRST LEGISLATURE

FIRST SESSION

**LEGISLATIVE BILL 55**

FINAL READING

Introduced by Fischer, 43.

Read first time January 8, 2009

Committee: Government, Military and Veterans Affairs

A BILL

1 FOR AN ACT relating to attorneys; to amend section 23-1201.02,  
2 Reissue Revised Statutes of Nebraska; to change  
3 requirements for the office of county attorney; and to  
4 repeal the original section.  
5 Be it enacted by the people of the State of Nebraska,

1           Section 1. Section 23-1201.02, Reissue Revised Statutes  
2 of Nebraska, is amended to read:

3           23-1201.02 (1) No person shall seek nomination or  
4 appointment for the office of county attorney in counties of Class  
5 4, 5, 6, or 7, nor serve in that capacity, unless he or she has  
6 been admitted to the practice of law in this state for at least  
7 two years next preceding the date such person would take office  
8 and has practiced law actively in this state during such two-year  
9 period, except that if no person who meets the requirements of  
10 this ~~section~~ subsection has filed for or sought such office by the  
11 filing deadline for nomination or by the deadline for applications  
12 for appointment, the provisions of this ~~section~~ subsection shall  
13 not apply to any person seeking such office.

14           (2) No person shall seek nomination or appointment for  
15 the office of county attorney, nor serve in that capacity, unless  
16 he or she has been admitted to the practice of law in this state.

17           (3) The classification of counties in section 23-1114.01  
18 applies for purposes of this section.

19           Sec. 2. Original section 23-1201.02, Reissue Revised  
20 Statutes of Nebraska, is repealed.