

LEGISLATURE OF NEBRASKA

ONE HUNDRED FIRST LEGISLATURE

FIRST SESSION

LEGISLATIVE BILL 532

Introduced by Price, 3; McCoy, 39.

Read first time January 21, 2009

Committee: Government, Military and Veterans Affairs

A BILL

- 1 FOR AN ACT relating to counties; to provide for the adoption of
- 2 ordinances as prescribed.
- 3 Be it enacted by the people of the State of Nebraska,

1 Section 1. (1) In addition to the authority granted
2 by law, a county may make all such ordinances not inconsistent
3 with the general laws of the state as may be necessary or
4 expedient for maintaining the peace, government, and welfare
5 of the county and its trade, commerce, and manufactures, for
6 preserving order and securing persons or property, for protecting
7 public and private property, and for promoting the health, safety,
8 welfare, and general interests of the inhabitants of the county.
9 A county shall, pursuant to applicable law, possess the same
10 authority to enact ordinances as the largest city in that
11 county possesses the authority to enact ordinances. A county
12 may impose fines, forfeitures, and penalties and provide for the
13 recovery, collection, and enforcement of such fines, forfeitures,
14 or penalties, and, in default of payment, provide for confinement
15 in the county jail as may be provided by ordinance.

16 (2) Ordinances adopted by counties shall not be
17 imposed within the boundaries of incorporated municipalities
18 but shall extend into the extraterritorial jurisdiction of such
19 municipalities. Ordinances may be amended to authorize a waiver
20 of county authority to enforce particular ordinances within the
21 extraterritorial jurisdiction of such municipalities. At the
22 request of a municipality and for good cause, such waiver shall be
23 granted within the extraterritorial jurisdiction of the requesting
24 municipality.

25 (3) Prior to adoption of an ordinance, the county board

1 shall cause notice of the proposed ordinance to be published once
2 a week for three consecutive weeks in a newspaper of general
3 circulation in the county. Final action by the county board shall
4 not be taken on the proposed ordinance until after at least one
5 public hearing has been arranged for and held thereon by the county
6 board. A copy of the proposed ordinance shall be available for
7 public inspection at the office of the county clerk. Ordinances
8 passed by counties pursuant to this section shall be published in
9 book or pamphlet form and shall be available for inspection at the
10 office of the county clerk.