

LEGISLATURE OF NEBRASKA
ONE HUNDRED THIRD LEGISLATURE
FIRST SESSION
LEGISLATIVE BILL 350

Introduced by Murante, 49.

Read first time January 18, 2013

Committee: Judiciary

A BILL

1 FOR AN ACT relating to the Nebraska Police Standards Advisory
2 Council; to amend section 81-1407, Reissue Revised
3 Statutes of Nebraska; to add members to the council as
4 prescribed; and to repeal the original section.
5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 81-1407, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 81-1407 (1) The Nebraska Police Standards Advisory
4 Council shall consist of ~~seven~~nine members appointed by the
5 Governor. Six of the members shall be full-time officers or employees
6 of a law enforcement agency and shall include one representative
7 chief of police or his or her designee from a city of the
8 metropolitan or primary class, a representative chief of police or
9 his or her designee from a city of the first class, a representative
10 chief of police or his or her designee from a city of the second
11 class or village, a county sheriff or his or her designee from a
12 county having a population of forty thousand or more, a county
13 sheriff or his or her designee from a county having a population of
14 forty thousand or less, and a member of the Nebraska State Patrol.
15 The seventh member of the council shall be a member of the Jail
16 Standards Board or a person from the public at large. The
17 representative chief of police or his or her designee from a city of
18 the metropolitan or primary class shall not be a regular member of
19 the commission. The eighth and ninth members of the council shall be
20 full-time officers of a law enforcement agency with a rank of
21 sergeant or below.

22 (2) The members of the council shall serve for terms of
23 four years each. Of the members first appointed, one shall serve for
24 a term of one year, one shall serve for a term of two years, one
25 shall serve for a term of three years, and two shall serve for terms

1 of four years from January 1 next succeeding their appointment.
2 Within ninety days after July 16, 1994, the Governor shall appoint
3 the two additional members who shall serve for terms of four years
4 from January 1 next succeeding their appointment. The Governor shall
5 appoint the eighth and ninth members of the council to begin serving
6 on January 1, 2014. A member may be reappointed at the expiration of
7 his or her term. Any vacancy occurring otherwise than by expiration
8 of a term shall be filled, for the remainder of the unexpired term,
9 in the same manner as the original appointment. The council shall
10 select one of its members as chairperson.

11 (3) No member of the council shall serve beyond the time
12 when he or she holds the office or employment by reason of which he
13 or she was initially eligible for appointment. A member may be
14 removed from the council for cause upon notice and an opportunity to
15 be heard at a public hearing before the Governor. After the hearing,
16 the Governor shall file in the office of the Secretary of State a
17 complete statement of the charges, his or her findings and
18 disposition, together with a complete record of the proceedings.

19 Sec. 2. Original section 81-1407, Reissue Revised
20 Statutes of Nebraska, is repealed.