

LEGISLATURE OF NEBRASKA  
ONE HUNDRED FIFTH LEGISLATURE  
FIRST SESSION

**LEGISLATIVE BILL 639**

FINAL READING

Introduced by Bostelman, 23; Blood, 3; Brewer, 43; Kolowski, 31; Quick,  
35; Lowe, 37.

Read first time January 18, 2017

Committee: Business and Labor

1 A BILL FOR AN ACT relating to labor; to amend section 48-226, Reissue  
2 Revised Statutes of Nebraska, and section 48-225, Revised Statutes  
3 Cumulative Supplement, 2016; to define and redefine terms; to change  
4 when a preference is required for certain government employment; and  
5 to repeal the original sections.

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

1 Section 1. Section 48-225, Revised Statutes Cumulative Supplement,  
2 2016, is amended to read:

3 48-225 For purposes of sections 48-225 to 48-231:

4 (1) Servicemember means a person who serves on active duty in the  
5 armed forces of the United States except for training;

6 (2) ~~(1)~~ Veteran means:

7 (a) A person who served full-time duty with military pay and  
8 allowances in the armed forces of the United States, except for training  
9 or for determining physical fitness, and was discharged or otherwise  
10 separated with a characterization of honorable or general (under  
11 honorable conditions); or

12 (b) The spouse of a veteran who has a one hundred percent permanent  
13 disability as determined by the United States Department of Veterans  
14 Affairs;

15 (3) ~~(2)~~ Full-time duty means duty during time of war or during a  
16 period recognized by the United States Department of Veterans Affairs as  
17 qualifying for veterans benefits administered by the department and that  
18 such duty from January 31, 1955, to February 28, 1961, exceeded one  
19 hundred eighty days unless lesser duty was the result of a service-  
20 connected or service-aggravated disability;

21 (4) ~~(3)~~ Disabled veteran means an individual who has served on  
22 active duty in the armed forces of the United States, has been discharged  
23 or otherwise separated with a characterization of honorable or general  
24 (under honorable conditions) therefrom, and has established the present  
25 existence of a service-connected disability or is receiving compensation,  
26 disability retirement benefits, or pension because of a public statute  
27 administered by the United States Department of Veterans Affairs or a  
28 military department; and

29 (5) ~~(4)~~ Preference eligible means any veteran as defined in this  
30 section or the spouse of a servicemember as defined in this section,  
31 except that for a spouse of a servicemember such preference is limited to

1 the time during which the servicemember serves on active duty as  
2 described in subdivision (1) of this section and up to one hundred eighty  
3 days after the servicemember's discharge or separation from service.

4       Sec. 2. Section 48-226, Reissue Revised Statutes of Nebraska, is  
5 amended to read:

6       48-226 A preference shall be given to preference eligibles seeking  
7 employment with the State of Nebraska or its governmental subdivisions.  
8 Such preference includes initial employment or a return to employment  
9 with the State of Nebraska or its governmental subdivisions if  
10 termination of previous employment was for other than disciplinary  
11 reasons.

12       Sec. 3. Original section 48-226, Reissue Revised Statutes of  
13 Nebraska, and section 48-225, Revised Statutes Cumulative Supplement,  
14 2016, are repealed.