

LEGISLATIVE BILL 194

Approved by the Governor March 26, 1981

Introduced by Clark, 47

AN ACT to amend section 51-202, Reissue Revised Statutes of Nebraska, 1943, relating to municipal libraries; to change a requirement for the adoption of ordinances; to delete obsolete matter; and to repeal the original section.

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

Section 1. That section 51-202, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

51-202. When any city council or village board shall have decided by ordinance to establish and maintain a public library and reading room under sections 51-201 to 51-219, a library board of five members shall be elected or appointed from the citizens at large, of which board neither the mayor nor any member of the city council or village board shall be a member. The members first elected or appointed shall hold their office, three for terms of four years, and two for terms of two years from the first day of July following their appointment or election, and their successors shall serve four-year terms; Provided, that the city council or village board may by ordinance make the terms of members of the library board for a period of two years.

~~The term of membership on the board which is to expire in 1971 is hereby extended to 1972. At the election in 1972, two members shall be elected for four-year terms. The term of membership on the board which is to expire in 1973 is hereby extended to 1974. At the election in 1974 and every fourth year thereafter, two members shall be elected or appointed for four-year terms. The term of membership on the board which is to expire in 1975 is hereby extended to 1976. In 1976, and every fourth year thereafter, three members shall be elected or appointed for four-year terms. In cases of vacancies by resignation, removal, or otherwise, the city council or village board shall fill such vacancy for the unexpired term. Cities having home rule charters shall have the power to fix by ordinance the number of members and length of terms of members of such library boards. No member shall receive any pay or compensation for any services rendered as a member of the board.~~

The city council or village board ~~at-its--regular meeting-in-January-of-every-even-numbered-year~~ shall by ordinance adopt the manner in which the library board of five members is to be chosen. If the city council or village board by ordinance provides for appointment of the members to the library board, such library board members shall be appointed by a majority vote of the members of the city council or village board. If the city council or village board adopts an ordinance to provide for the election of library board members at municipal elections in April, it shall follow the statutes governing municipal elections. If the municipal election is to be held in conjunction with the statewide primary, the election shall be held as provided in Chapter 32.

If the board members are to be elected, the city council or village board shall give public notice of such election after the adoption of such ordinance naming the offices to be filled, the length of terms, and the filing deadline for the placing of names of candidates on the ballot.

Sec. 2. That original section 51-202, Reissue Revised Statutes of Nebraska, 1943, is repealed.