

February 21, 1991 LB 20

ASSISTANT CLERK: Madam President, I have a motion on the desk. Senator Wesely would move to return the bill to Select File for a specific amendment, that being to strike the enacting clause.

PRESIDENT MOUL: Senator Wesely.

SENATOR WESELY: Thank you, Madam President, members, I apologize to Senator Coordsen. I merely was looking at the bill on Final Reading, didn't have a chance to run back and ask him some questions, so I'd ask if he could please defer to some questions. In looking at the bill, and I apologize, I didn't...I must have missed the discussion on this in General File, but it looks to me like currently the statute would not allow a candidate for office under any candidacy to file and run for two different offices. But it looks like we're now only restricting that to the Legislature or the state constitutional offices and, thus, you could run for school board and city council at the same time or you could run for county board and city council at the same time or U.S. Senate and the council or something. I mean, I don't understand exactly what is going on here, but it appears like you're opening the door for people to run for several offices at the same time and I apologize for my ignorance on this, but could you please explain that.

SENATOR COORDSEN: Senator Wesely, LB 20 is a Select File amendment from last year and I don't have my file with me. But if you recall, last year we basically eliminated all of the prohibitions against dual office-holding in Nebraska with the exception of members of the Legislature and constitutional officers and even in that case we made an exception for offices that were elected at a meeting of an organization such as a county fair board or a Class I district. LB 20 then is in the process of drafting last year's bill. There were two other sections of law that prohibited or, in other words, restricted dual office holding that were not included in the original bill. They were offered as a Select File amendment so that all of the statutes were in compliance with one another, so it read the same. Currently, without this amendment we have a conflict in statutes. In one section, that that was enacted last year, we have eliminated dual office holding and in a couple other sections of statute those are addressed in this amendment, we still prohibit. This is the Select File amendment that was not adopted because, if you recall, at the end of last year there wasn't...ended up not the time to return from Final Reading to