

LEGISLATIVE BILL 528

Approved by the Governor March 28, 2005

Introduced by Connealy, 16

AN ACT relating to municipalities; to amend sections 16-318 and 17-606, Reissue Revised Statutes of Nebraska; to change provisions relating to city and village treasurers; and to repeal the original sections. Be it enacted by the people of the State of Nebraska,

Section 1. Section 16-318, Reissue Revised Statutes of Nebraska, is amended to read:

16-318. The treasurer shall be required to give bond in not less than twenty-five thousand dollars, or he or she may be required to give bond in double the sum of money estimated by the council at any time to be in his or her hands belonging to the city and school district, and he or she shall be the custodian of all money belonging to the corporation. The city council shall pay the actual premium of the bond of such treasurer. The treasurer shall keep a separate account of each fund or appropriation, and the debts and credits belonging thereto. He or she shall give every person paying money into the treasury a receipt therefor, specifying date of payment and on what account paid. He or she shall also file ~~copy~~ copies of such receipts, except tax receipts, with his or her monthly reports, and he or she shall at the end of every month, and as often as may be requested, render an account to the city council, under oath, showing the state of the treasury at the date of such account, the amount of money remaining in each fund and the amount paid therefrom, and the balance of money in the treasury. He or she shall also accompany such account with a statement of all receipts and disbursements, together with all warrants redeemed and paid by him or her, which warrants, with all vouchers held by him or her, shall be filed with his or her account in the clerk's office. He or she shall produce and show all funds shown by such report to be on hand, or satisfy the council or its committee that he or she has such funds in his or her custody or under his or her control. ~~If said treasurer neglects or fails for the space of ten days from the end of every month to render his account, his office may, by resolution of the mayor and council, be declared vacant, and the mayor shall appoint and the council confirm some person to fill the vacancy until the next election for city officers~~ If the treasurer fails to render his or her account within twenty days after the end of the month, or by a later date established by the council, the mayor with the consent of the council may consider this failure as cause to remove the treasurer from office. The treasurer may employ and appoint a delinquent tax collector, who shall be allowed a percent upon his or her collections to be fixed by the council not to exceed the fees allowed by law to the county treasurer for like services, and upon taxes collected by such delinquent tax collector the city treasurer shall receive no fees. The city treasurer shall prepare all paving and curbing tax lists and shall collect all paving and curbing taxes.

Sec. 2. Section 17-606, Reissue Revised Statutes of Nebraska, is amended to read:

17-606. The treasurer of each city and village shall be the custodian of all money belonging to the corporation. He or she shall keep a separate account of each fund or appropriation and the debts and credits belonging thereto. He or she shall give every person paying money into the treasury a receipt therefor, specifying the date of payment and on what account paid. He or she shall also file copies of such receipts with his or her monthly reports, and he or she shall, at the end of every month, and as often as may be required, render an account to the city council or board of trustees, under oath, showing the state of the treasury at the date of such account and the balance of money in the treasury. He or she shall also accompany such accounts with a statement of all receipts and disbursements, together with all warrants redeemed and paid by him or her, which warrants, with any and all vouchers held by him or her, shall be filed with his or her account in the clerk's office. ~~If the treasurer neglects or fails, for the space of ten days from the end of each month, to render his account, his office shall be declared vacant, and the city council or board of trustees shall fill the vacancy by appointment until the next election for city or village officers~~ If the treasurer fails to render his or her account within twenty days after the end of the month, or by a later date established by the governing body, the mayor in a city of the second class or the chairperson of the village board with the advice and consent of the trustees may use this

failure as cause to remove the treasurer from office.

Sec. 3. Original sections 16-318 and 17-606, Reissue Revised Statutes of Nebraska, are repealed.