LEGISLATIVE RESOLUTION 274CA

PROPOSED CONSTITUTIONAL AMENDMENT

Passed by the Legislature April 12, 2006.

Introduced by Brashear, 4; Synowiecki, 7

THE MEMBERS OF THE NINETY-NINTH LEGISLATURE OF NEBRASKA, SECOND
SESSION, RESOLVE THAT:

Section 1. At the general election in November 2006 the following
proposed amendment to the Constitution of Nebraska shall be submitted to the
electors of the State of Nebraska for approval or rejection:

To amend Article II, section 1:

(1) The powers of the government of this state are divided into
three distinct departments, the legislative, executive, and judicial, and no
person or collection of persons being one of these departments, shall exercise
any power properly belonging to either of the others, except as hereinafter
expressly directed or permitted in this Constitution.

(2) Notwithstanding the provisions of subsection (1) of this
section, supervision of individuals sentenced to probation, released on
parole, or enrolled in programs or services established within a court may
be undertaken by either the judicial or executive department, or jointly, as
provided by the Legislature.

Sec. 2. The proposed amendment shall be submitted to the electors in
the manner prescribed by the Constitution of Nebraska, Article XVI, section 1,
with the following ballot language:

A constitutional amendment to permit supervision of individuals
sentenced to probation, released on parole, or enrolled in court
programs or services by the judicial and executive departments as
provided by the Legislature.

For
Against.