

LEGISLATIVE BILL 1235

Approved by the Governor March 21, 1972

Introduced by E. Thome Johnson, 15th District

AN ACT to amend sections 16-404 and 17-614, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the first and second class, and villages; to change the procedure for enactment of ordinances as prescribed; and to repeal the original sections.

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

Section 1. That section 16-404, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

16-404. All ordinances and resolutions or orders for the appropriation or payment of money shall require for their passage or adoption the concurrence of a majority of all members elected to the council. The mayor shall have the right to vote on any such matter when his vote shall be decisive. Ordinances of a general or permanent nature shall be ~~fully and distinctly read on three different days unless three-fourths of the council shall dispense with the rules~~ read by title on three different days unless three-fourths of the council vote to suspend this requirement, except that in a city having a commission form of government such requirement may be suspended by a two-thirds majority vote. In case such requirement shall be suspended, such ordinances shall be read by title or number and then moved for final passage. Three-fourths of the council may require a reading of any such ordinance in full before enactment under either procedure set out in this section, except that in a city having the commission form of government such reading may be required by a two-thirds majority vote. Ordinances shall contain no subject which shall not be clearly expressed in the title, and, except as provided in section 19-915, no ordinance or section thereof shall be revised or amended unless the new ordinance contains the entire ordinance or section as revised or amended, and the ordinance or section so amended shall be repealed; Provided, for an ordinance revising all the ordinances of the city, the only title necessary shall be An ordinance of the city of, revising all the ordinances of the city. Under such title all the ordinances may be revised in sections and chapters, or otherwise, and corrected, added to, and any part suppressed, and may be repealed with or without saving clause as to the whole or

any part, without other title.

Sec. 2. That section 17-614, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

17-614. All ordinances and resolutions, or orders for the appropriation or payment of money, shall require for their passage or adoption the concurrence of a majority of all members elected to the council or board of trustees. Ordinances of a general or permanent nature shall be fully and distinctly read on three different days; unless three-fourths of the council or trustees shall dispense with the rule; in case the above rule shall be suspended, such ordinances with the yeas and nays called and recorded, shall be read by title one time when introduced, shall be read by title a second time after the rule shall have been dispensed with, shall be read at large, and then put upon final passage. An ordinance shall contain no subject which shall not be clearly expressed in its title; and, except as provided in section 19-915, no ordinance or section thereof shall be revised or amended unless the new ordinance contains the entire ordinance or section as revised or amended, and the ordinance or section so amended shall be repealed; read by title on three different days unless three-fourths of the council vote to suspend this requirement. In case such requirement shall be suspended, such ordinances shall be read by title and then moved for final passage. Three-fourths of the council may require a reading of any such ordinance in full before enactment under either procedure set out in this section.

Ordinances shall contain no subject which shall not be clearly expressed in the title, and, except as provided in section 19-915, no ordinance or section thereof shall be revised or amended unless the new ordinance contains the entire ordinance or section as revised or amended, and the ordinance or section so amended shall be repealed; Provided, for an ordinance revising all the ordinances of the city or village, the title need only state that the ordinance revises all the ordinances of the city or village. Under such title all the ordinances may be revised in sections and chapters, or otherwise, and corrected, added to, and any part suppressed, and may be repealed with or without saving clause as to the whole or any part, without other title.

Sec. 3. That original sections 16-404 and 17-614, Reissue Revised Statutes of Nebraska, 1943, are repealed.