

LEGISLATIVE BILL 1496

Approved by the Governor April 8, 1972

Introduced by Fern Hubbard Orme, 29th District, upon recommendation of the Governor

AN ACT to amend sections 39-2310 and 66-424, Revised Statutes Supplement, 1971, relating to the Department of Roads; to eliminate a special fund; to provide for the planning of prescribed receipts in the Highway Cash Fund; to provide an additional use of such fund; and to repeal the original sections.

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

Section 1. That section 39-2310, Revised Statutes Supplement, 1971, be amended to read as follows:

39-2310. All funds received under the provisions of sections 39-2301 to 39-2310 shall be transmitted to the State Treasurer for deposit in the state treasury to the credit of the County--Highway--and--City--Street Superintendents--Fund--which--is--hereby--created--and--which, when appropriated by the Legislature, shall be expended solely for the administration of the provisions of sections 39-2301 to 39-2311. Any money in the County Highway and City Street Superintendents Fund available for investment shall be invested by the state investment officer pursuant to the provisions of sections 72-4237 to 72-4259. Highway Cash Fund. Members of the Board of Examiners for County Highway and City Street Superintendents shall receive no compensation for their services as such, except that the members shall be paid their actual expenses by the Department of Roads from the Highway Cash Fund.

Sec. 2. That section 66-424, Revised Statutes Supplement, 1971, be amended to read as follows:

66-424. The share of the Highway Allocation Fund allocated to the Department of Roads shall be transferred by the State Treasurer, on or before the last day of each month, to the Highway Cash Fund and shall be expended by the department (1) for acquiring real estate, road materials, equipment, and supplies to be used in the construction, reconstruction, improvement, and maintenance of state highways; (2) for the construction, reconstruction, improvement, and maintenance of state highways, including grading, drainage, structures, surfacing, roadside development, landscaping, and other

incidentals necessary for proper completion and protection of state highways as the department shall, after investigation, find and determine shall be for the best interests of the highway system of the state, either independent of or in conjunction with federal aid money for highway purposes; (3) for the share of the department of the cost of maintenance of state aid bridges as provided in section 39-852; (4) for planning studies in conjunction with federal highway funds for the purpose of analyzing traffic problems and financial conditions and problems relating to state, county, township, municipal, federal, and all other roads in the state, and for incidental costs in connection with the federal aid grade crossing program, for roads not on state highways; and (5) for tests and research by the department or proportionate costs of membership, test, and research of highway organizations when participated in by the highway departments of other states; and (6) for the payment of expenses and cost of the Board of Examiners for County Highway and City Street Superintendents as set forth in section 39-2310. Any money in the Highway Cash Fund not needed for current operations of the department shall, as directed by the Director-State Engineer to the State Treasurer, be invested by the state investment officer pursuant to the provisions of sections 72-1237 to 72-1259, subject to approval by the board of each investment. All income received as a result of such investment shall be placed in the Highway Cash Fund.

Sec. 3. That original sections 39-2310 and 66-424, Revised Statutes Supplement, 1971, are repealed.