

LEGISLATIVE BILL 1514

Approved by the Governor April 8, 1972

Introduced by Richard F. Proud, 12th District

AN ACT for submission to the electors of an amendment to Article III, sections 9 and 16, of the Constitution of Nebraska, relating to the Legislature; to provide for standards and definitions for determining conflicts of interest and the effect thereof; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

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

Section 1. That at the general election in November, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article III, sections 9 and 16, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 9. No person holding office under the authority of the United States, or any lucrative office under the authority of this state, shall be eligible to, or have a seat in the Legislature, ~~but this provision shall not extend to precinct or township offices, justices of the peace, notaries public, or officers of the militia, nor shall any person interested in a contract with or an unadjusted claim against the State hold a seat in the Legislature.~~ No person elected or appointed to the Legislature shall receive any civil appointment to a state office while holding membership in the Legislature or while the Legislature is in session, and all such appointments shall be void.

Sec. 16. ~~No person elected or appointed to the legislature shall receive any civil appointment to a state office while holding membership in the legislature or while the legislature is in session during the term for which he was elected, and all such appointments shall be void; nor shall any member of the legislature, or any state officer be interested~~ No member of the Legislature or any state officer shall have a conflict of interest, as defined by the Legislature, either directly or indirectly in any contract, with the state or any county or municipality thereof, authorized by any law enacted

during the term for which he shall have been elected or appointed, or within one year after the expiration of such term. The Legislature shall prescribe standards and definitions for determining the existence of such conflicts of interest in contracts, and it shall prescribe sanctions for enforcing this section."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment providing for prescribing standards and definitions for determining conflicts of interest and the effect thereof.

For

Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.