

LEGISLATIVE BILL 32

Approved by the Governor March 2, 1973

Introduced by Moylan, 6

AN ACT to amend sections 83-210.03, 83-210.04, and 83-210.05, Reissue Revised Statutes of Nebraska, 1943, relating to blind persons; to authorize the operation of vending businesses in county, city or municipally-owned property; to provide duties for the Director of Public Institutions; and to repeal the original sections.

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

Section 1. That section 83-210.03, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

83-210.03. For the purpose of providing blind and partially-sighted persons with remunerative employment, enlarging the economic opportunities of the blind, and stimulating the blind to greater efforts in striving to make themselves self-supporting, blind and partially-sighted persons licensed under the provisions of sections 83-210.03 to 83-210.06 ~~may~~ shall be authorized to operate vending stands operations in any state-owned building or on any state-owned or controlled property ~~subject to the approval of the building superintendent or other person in charge of the property where, in the discretion of the Department of Public Institutions or any county, city, or municipally-owned or controlled property with the approval of the local governing body, where, in the judgment of the Director of Public Institutions,~~ such vending stands businesses may be properly and satisfactorily operated by blind and partially-sighted persons.

Sec. 2. That section 83-210.04, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

83-210.04. The ~~Department~~ Director of Public Institutions ~~may~~ shall issue, to blind and partially-sighted persons who are citizens of the United States and at least ~~twenty-one~~ nineteen years of age licenses for the operating of vending stands businesses in state-owned buildings and on state-owned or controlled property, ~~or any county, city, or municipally-owned or controlled property,~~ for the vending of newspapers,

periodicals, confections, tobacco products, food and drink items, and such other articles as may be approved for each building by the department--and--the--person--in charge--of--the--building--or--property director.

Sec. 3. That section 83-210.05, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

83-210.05. The Department Director of Public Institutions may shall, in issuing each license for the operation of a vending stand operation, give preference to blind and partially-sighted persons who are in need of employment, ~~and have resided for at least one year in this state.~~ Each such license shall be issued for an indefinite period but may be terminated by the department director if it he is satisfied that the stand business is not being operated in accordance with the rules and regulations prescribed by the department Department of Public Institutions. Such licenses shall be issued only to applicants who are blind or partially-sighted visually impaired within the meaning of the rules and regulations of the department but are able, in spite of such infirmity, to operate such stands businesses.

Sec. 4. The Director of Public Institutions is authorized to select locations for such businesses and the type of services to be provided and to enter bids for the locations when it is determined that private business enterprises wish to bid competitively on the same locations for the same or similar type businesses.

Sec. 5. That original sections 83-210.03, 83-210.04, and 83-210.05, Reissue Revised Statutes of Nebraska, 1943, are repealed.