

LEGISLATIVE BILL 457

Approved by the Governor March 21, 1978

Introduced by Barnett, 26; Maxey, 46

AN ACT relating to school districts; to provide membership and district election of board of education members of fourth-class school districts as prescribed; and to repeal section 79-902, Reissue Revised Statutes of Nebraska, 1943.

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

Section 1. The board of education of a fourth class district shall consist of six members. Board members shall be elected for four years. Members of the board shall enter upon the duties of their office on the third Monday of the month in which they are elected. Vacancies in office shall occur as set forth in section 32-1037, Reissue Revised Statutes of Nebraska, 1943, or when a member elected from a district no longer resides in such election district. Whenever any vacancy occurs on the board, the remaining members shall appoint an individual residing within the geographical boundaries of the school district and within the geographical boundaries of the election district of the member whose term has become vacant, to fill the vacancy for the balance of the unexpired term. Candidates for the board of education shall be nominated and elected at the same time as members of the city council. No filing fee shall be required of such candidates. The election commissioner of the county in which the greater part of the district is situated shall divide the school district into six numbered districts, substantially equal in population as determined by the most recent federal census. A member of the board shall be elected from each such district. Candidates shall be nominated from the district at the primary election upon a nonpolitical ballot. The names of the two candidates receiving the highest number of votes at such primary election in each district designated by the election commissioner shall be placed upon an official official ballot for the board of education to be elected at large at the general city election. Members of the board of education shall serve until the expiration of their terms. At the general city election in 1979 and each four years thereafter, one member shall be elected from each of the even-numbered districts. At the general city election in 1981 and each four years thereafter, one member shall be elected from each of the odd-numbered districts. The election

commissioner shall adjust the boundaries of the election districts to conform to changes in the territory and population of the school district and also following each federal decennial census.

Sec. 2. That section 79-902, Reissue Revised Statutes of Nebraska, 1943, is repealed.