

LEGISLATIVE BILL 308

Approved by the Governor April 2, 1985

Introduced by Schmit, 23

AN ACT relating to fire protection districts; to amend section 35-508, Reissue Revised Statutes of Nebraska, 1943; to change provisions relating to the powers of the board of directors; and to repeal the original section.

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

Section 1. That section 35-508, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:
35-508. The board of directors shall have the following general powers: (1) To determine upon a general fire protection program for the district; (2) to make an annual estimate of the probable expense for carrying out such program; (3) to annually certify such estimate to the proper county clerk in the manner provided by section 35-509; (4) to manage and conduct the business affairs of the district; (5) to make and execute contracts in the name of and on behalf of the district; (6) to buy real estate when needed for the district and to sell real estate of the district when the district has no further use for it; (7) to purchase or lease such firefighting equipment, supplies, and other real or personal property as shall be necessary and proper to carry out the general fire protection program of the district; (8) to incur indebtedness on behalf of the district; (9) to authorize the issuance of evidences of the indebtedness permitted under subdivision (8) hereof and pledge any real or personal property owned or acquired by the district as security for the same; (10) to organize, establish, equip, maintain, and supervise a volunteer fire department or company to serve the district; (11) to authorize the execution of a contract with the Game and Parks Commission or a public power district for fire protection of property of the commission or public power district located in or adjacent to the district; (12) to levy a tax of not to exceed ten and one half cents on each one hundred dollars in any one year upon the actual value of all taxable property within such district for a term of not to exceed ten years, in addition to the amount of tax which may be annually levied to defray the general and incidental expenses of such district, for the purpose of establishing a sinking fund for the construction, purchase, improvement, extension, original equipment, or repair, not including maintenance, of district buildings to house equipment or personal belongings of a fire department, and

to for the purchase of firefighting equipment or apparatus, ~~for and including~~ the acquisition of any land incidental to the foregoing, or for payment of principal and interest on any evidence of indebtedness issued pursuant to subdivisions (8) and (9) of this section; (13) to adopt and enforce fire codes and establish penalties at annual meetings, except that ; ~~PROVIDED~~, the code must be available prior to annual meetings and notice shall so provide; and (14) generally to perform all acts necessary to fully carry out the purposes of this act.

Sec. 2. That original section 35-508, Reissue Revised Statutes of Nebraska, 1943, is repealed.