

LEGISLATIVE BILL 474

Approved by the Governor February 27, 2002

Introduced by Erdman, 47; Baker, 44; Bruning, 3; Cunningham, 18; Dierks, 40; Jones, 43; Kremer, 34; Schrock, 38; Smith, 48; Vrtiska, 1; Wickersham, 49

AN ACT relating to the Nebraska Wheat Development, Utilization, and Marketing Board; to amend sections 2-2304 and 2-2305, Reissue Revised Statutes of Nebraska; to change the membership of the board; to change terms of office; to repeal the original sections; and to declare an emergency.

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

Section 1. Section 2-2304, Reissue Revised Statutes of Nebraska, is amended to read:

2-2304. (1) The board shall be composed of seven members who shall (a) be citizens of Nebraska, (b) be at least ~~twenty-five~~ twenty-one years of age, (c) have been actually engaged in growing wheat in this state for a period of at least five years, and (d) derive a substantial portion of their income from growing wheat. The Director of Agriculture and the vice chancellor of the University of Nebraska Institute of Agriculture and Natural Resources shall serve as nonvoting, ~~ex officio~~ nonvoting members of the board. With the exception of the ~~ex officio~~ nonvoting members, the Governor shall appoint the members to the board.

(2) The seven appointed members shall be appointed from the following districts:

(a) District 1: The counties of Sioux, Scotts Bluff, ~~Banner~~, Dawes, Box Butte, Morrill, Sheridan, and Garden;

(b) District 2: The counties of Kimball, Banner, and Cheyenne;

(c) District 3: The counties of Perkins, Deuel, Keith, Arthur, McPherson, Logan, Grant, Hooker, Thomas, and Cherry;

(d) District 4: The counties of Lincoln, Chase, Dundy, Hayes, Hitchcock, and Frontier;

(e) District 5: The counties of Buffalo, Dawson, Phelps, Custer, Gosper, Kearney, Red Willow, Furnas, Harlan, and Franklin;

(f) District 6: The counties of Adams, Webster, Nuckolls, Thayer, Jefferson, Gage, Johnson, Nemaha, Pawnee, ~~and Richardson,~~ and

~~(g) District 7: The counties of Otoe, Cass, Lancaster, Seward, York, Hamilton, Hall, Sherman, Howard, Merrick, Nance, Polk, Butler, Saunders, Sarpy, Douglas, Washington, Dodge, Colfax, Platte, Burt, Cuming, Stanton, Madison, Boone, Valley, Greeley, Antelope, Pierce, Wayne, Thurston, Dakota, Dixon, Cedar, Knox, Wheeler, Garfield, Loup, Blaine, Brown, Rock, Holt, Boyd, Keya Paha, Clay, Fillmore, and Saline; and~~

(g) District 7: The at-large district.

Sec. 2. Section 2-2305, Reissue Revised Statutes of Nebraska, is amended to read:

2-2305. ~~Within sixty days after July 1, 1991, the Governor shall appoint the member of the board from district 4 to serve for a term of five years. The term of the member serving from district 1 prior to April 11, 1991, shall expire on June 30, 1994. The term of the member serving from district 4 prior to April 11, 1991, shall expire on June 30, 1995, and such member shall represent district 5 after April 11, 1991. The term of the member serving from district 5 prior to April 11, 1991, shall expire on June 30, 1995, and such member shall represent district 7 after April 11, 1991. The term of the member serving from district 6 prior to April 11, 1991, shall expire on June 30, 1991. The term of the member serving from district 7 shall expire on June 30, 1994, and such member shall represent district 6 after April 11, 1991. The term of the member serving from district 3 prior to April 11, 1991, shall expire on June 30, 1992. The term of the member serving from district 2 prior to April 11, 1991, shall expire on June 30, 1993. The member serving former district 1 will assume the role of serving new district 1 on the effective date of this act and his or her term shall expire on June 30, 2004. The member serving former district 2 will assume the role of serving new district 2 on the effective date of this act and his or her term shall expire on June 30, 2003. The term of the member serving district 3 shall expire on June 30, 2002. The term of the member serving district 4 shall expire on June 30, 2006. The term of the member serving district 5 shall expire on June 30, 2005. The member serving former district 6 will assume the role of serving new district 6 on the effective date of this act and his or~~

her term shall expire on June 30, 2004. The member serving former district 7 will assume the role of serving new district 7 on the effective date of this act and his or her term shall expire on June 30, 2005. As the terms of office of the members serving on the effective date of this act expire as provided in this section, ~~As the terms of office of the appointees expire,~~ their successors shall be appointed to serve for terms of five years and until their successors are appointed and qualified. Terms of office shall commence on July 1. A member appointed to fill a vacancy, occurring before the expiration of the term of a member separated from the board for any cause, shall be appointed for the remainder of the term of the member whose office has been so vacated in the same manner as his or her predecessor.

Sec. 3. Original sections 2-2304 and 2-2305, Reissue Revised Statutes of Nebraska, are repealed.

Sec. 4. Since an emergency exists, this act takes effect when passed and approved according to law.