

LEGISLATURE OF NEBRASKA  
ONE HUNDRED FOURTH LEGISLATURE  
FIRST SESSION

**LEGISLATIVE BILL 283**

Introduced by Baker, 30.

Read first time January 15, 2015

Committee: Government, Military and Veterans Affairs

- 1 A BILL FOR AN ACT relating to the Emergency Management Act; to amend
- 2 sections 81-829.49 and 81-829.51, Reissue Revised Statutes of
- 3 Nebraska; to allow school districts and educational service units to
- 4 make emergency expenditures as prescribed; and to repeal the
- 5 original sections.
- 6 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 81-829.49, Reissue Revised Statutes of Nebraska,  
2 is amended to read:

3 81-829.49 Each local government, school district, or educational  
4 service unit shall have the power to make appropriations in the manner  
5 provided by law for making appropriations for the ordinary expenses of  
6 such local government, school district, or educational service unit for  
7 the payment of expenses of its city, village, county, school district,  
8 educational service unit, or interjurisdictional emergency management  
9 organization and in furthering the purposes of the Emergency Management  
10 Act.

11 Sec. 2. Section 81-829.51, Reissue Revised Statutes of Nebraska, is  
12 amended to read:

13 81-829.51 In the event of a disaster, emergency, or civil defense  
14 emergency, each local government, school district, or educational service  
15 unit may make emergency expenditures, enter into contracts, and incur  
16 obligations for emergency management purposes regardless of existing  
17 statutory limitations and requirements pertaining to appropriation,  
18 budgeting, levies, or the manner of entering into contracts. If any such  
19 expenditure, contract, or obligation will be in excess of or in violation  
20 of existing statutory limitations or requirements, then before any such  
21 expenditure, contract, or obligation is undertaken it shall be approved  
22 by a vote of the governing body of such local government, school  
23 district, or educational service unit. ~~The and such~~ governing body may  
24 not vote its approval unless it has secured the certificate of the city,  
25 village, county, or interjurisdictional emergency management director  
26 serving such local government, school district, or educational service  
27 unit that such action is necessary in the public interest for emergency  
28 management purposes. For school districts and educational service units,  
29 the certificate shall be secured from the county in which the school  
30 district or principal office of the educational service unit is located.

31 Sec. 3. Original sections 81-829.49 and 81-829.51, Reissue Revised

1 Statutes of Nebraska, are repealed.