

MINUTES OF THE SENATE ELECTIONS AND LOCAL GOVERNMENT.

The meeting was called to order by Chairman Senator Janice Hardenburger at 1:30 p.m. on February 15, 2000, in Room 529-S of the Capitol.

All members were present

Committee staff present: Dennis Hodgins, Legislative Research Department
Mike Heim, Legislative Research Department
Ken Wilke, Revisor of Statutes
Graceanna Wood, Committee Secretary

Conferees appearing before the committee: None

Others attending: See attached list

Chairman Hardenburger opened the meeting asking for approval of the minutes for February 7, 8, 9 and 10, 2000.

Senator Lawrence moved that the minutes be approved as written, seconded by Senator Becker. Motion carried.

Chairman Hardenburger opened the hearing on **SB 566 concerning certain cities; relating to the change in classification thereof, and repealing the existing section.** This bill would provide a process by which a city exceeding 2000 in population could change its classification.

Staff explaining the bill to the Committee advised, that if a city has a population between 2000 and 5000, it has a choice whether they stay third class or not, but if it is over 5000, it becomes a second-class city.

The Committee discussed if changing a city from third class to second would exclude the township. Once a city is a city of second class, residents are residents of the city, not the township.

Chairman Hardenburger closed the hearing on **SB 566.**

Senator Gooch moved that the bill be passed out favorably and placed on the Consent Calendar, seconded by Senator Lawrence. Motion carried.

Chairman Hardenburger opened discussion on **SB 463 concerning the term of office for certain elected state officials and repealing the existing section.** She informed the Committee this bill was proposed by the Governor, which provides for the appointment of the Lt. Governor, Secretary of State and the Attorney General.

Staff informed the Committee that vacancies in the Insurance Commissioner Office, and in the State Treasurer Office are the only two statewide executive offices provided by statute. Presently, replacement in the case of a vacancy for the Commissioner of Insurance and Secretary Treasurer, the Governor who will appoint a qualified person to serve for the unexpired term until a successor is elected. The Secretary of State, Attorney General and Lt. Governor Offices are not provided by statute.

Senator Praeger moved to amend the bill that vacant position of Lt. Governor be appointed by the Governor for the unexpired term and the vacant positions of Commissioner of Insurance, Secretary Treasurer, Secretary of State and Attorney General would be appointed by the Governor until the next general election, seconded by Senator Gooch. Motion carried

Senator Lawrence moved that **SB 463** be passed out as amended favorably, seconded by Senator Becker.

After Committee discussed the Constitutionality of the law, Senator Lawrence withdrew her motion on **SB 463** and Senator Becker withdrew his second.

CONTINUATION SHEET

Chairman Hardenburger opened discussion on **SB 231 concerning school districts; relating to membership on boards of education and repealing existing sections**. She advised the Committee that the bill would ban any professional employee or administrator employee of a Unified School District to also be a member of the School Board of the same Unified School District. She advised that an amendment had been proposed that any person who is an employee of a Unified School District could not be a member of the School Board.

Senator Lawrence told the Committee that in the larger Districts teachers, etc. could not run for the Board of Education, and that is a policy of the District.

Senator Vidricksen moved that an amendment be made to the bill stating that any Board member could serve out their term as of the date of passing of SB 231, seconded by Senator Becker. Motion carried.

Senator Lawrence moved that the amendment include any employee of the school District serving as a member of the Board, seconded by Senator Huelskamp. Motion carried

Senator Lawrence moved that SB 231 be passed as amended favorably, seconded by Senator Becker. Motion carried.

Senator Petty voted no on **SB 231**.

Meeting was adjourned at 2:30 p.m. Next meeting is scheduled for February 16, 2000.

Unless specifically noted, the individual remarks recorded herein have not been transcribed verbatim. Individual remarks as reported herein have not been submitted to the individuals appearing before the committee for editing or corrections.

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