

LEGISLATURE OF NEBRASKA
ONE HUNDRED SIXTH LEGISLATURE
SECOND SESSION

LEGISLATIVE BILL 744

Introduced by Blood, 3.

Read first time January 08, 2020

Committee:

- 1 A BILL FOR AN ACT relating to county government; to amend section
- 2 23-1901, Revised Statutes Cumulative Supplement, 2018; to authorize
- 3 appointment of the county engineer in certain counties; to change
- 4 powers and duties of the county engineer and county surveyor; to
- 5 eliminate provisions related to election of the county engineer; to
- 6 repeal the original section; and to outright repeal section 32-526,
- 7 Reissue Revised Statutes of Nebraska.
- 8 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 23-1901, Revised Statutes Cumulative Supplement,
2 2018, is amended to read:

3 23-1901 (1) It shall be the duty of the county surveyor to make or
4 cause to be made all surveys within his or her county that the county
5 surveyor may be called upon to make and record the same.

6 (2)(a) ~~(2)~~ In all counties having a population of at least sixty
7 thousand inhabitants but less than one hundred fifty thousand
8 inhabitants, the county surveyor shall be ex officio county engineer and
9 shall be either a professional engineer as provided in the Engineers and
10 Architects Regulation Act or a registered land surveyor as provided in
11 the Land Surveyors Regulation Act or both. In such counties, the office
12 of surveyor shall be full time.

13 (b) In counties having a population of one hundred fifty thousand
14 inhabitants or more, the county board may appoint a county engineer. If a
15 county engineer is appointed, the county engineer shall be a professional
16 engineer as provided in the Engineers and Architects Regulation Act ~~and~~
17 ~~and shall be elected as provided in section 32-526.~~

18 (3) The county engineer, if one is appointed, or ex officio county
19 engineer shall:

20 (a) Prepare all plans, specifications, and detail drawings for the
21 use of the county in advertising and letting all contracts for the
22 building and repair of bridges, culverts, and all public improvements
23 upon the roads;

24 (b) Make estimates of the cost of all such contemplated public
25 improvements, make estimates of all material required for such public
26 improvements, inspect the material and have the same measured and
27 ascertained, and report to the county board whether the same is in
28 accordance with its requirements;

29 (c) Superintend the construction of all such public improvements and
30 inspect and require that the same shall be done according to contract;

31 (d) Make estimates of the cost of all labor and material which shall

1 be necessary for the construction of all bridges and improvements upon
2 public highways, inspect all of the work and materials placed in any such
3 public improvements, and make a report in writing to the county board
4 with a statement in regard to whether the same comply with the plans,
5 specifications, and detail drawings of the county board prepared for such
6 work or improvements and under which the contract was let; and

7 (e) Have charge and general supervision of work or improvements
8 authorized by the county board, inspect all materials, direct the work,
9 and make a report of each piece of work to the county board.

10 (4) The county engineer or surveyor shall also have such other and
11 further powers as are necessarily incident to the general powers granted.

12 (5) ~~(4)~~ The county surveyor shall prepare and file the required
13 annual inventory statement of county personal property in his or her
14 custody or possession as provided in sections 23-346 to 23-350.

15 (6) ~~(5)~~ In counties having a population of one hundred fifty
16 thousand inhabitants or more which have appointed a county engineer, the
17 county engineer shall appoint a full-time county surveyor. The county
18 surveyor shall perform all the duties prescribed in sections 23-1901 to
19 23-1913 and any other duties assigned to him or her by the county
20 engineer. The county surveyor shall be a registered land surveyor as
21 provided in the Land Surveyors Regulation Act.

22 Sec. 2. Original section 23-1901, Revised Statutes Cumulative
23 Supplement, 2018, is repealed.

24 Sec. 3. The following section is outright repealed: Section 32-526,
25 Reissue Revised Statutes of Nebraska.