

## LEGISLATIVE BILL 322

Approved by the Governor March 13, 1979

Introduced by Appropriations Committee, Warner, 25,  
Chmn.; Hasebroock, 18; Rumery, 42; Fowler, 27;  
Dworak, 22; Hoagland, 6

AN ACT relating to reports and publications; to amend sections 2-2316.01, 2-3262, 2-3265, 19-3905, 23-2313, 24-704, 24-705, 35-702, 39-1111, 43-656, 44-113, 44-130, 48-606, 49-904, 50-422, 51-413, 55-130, 60-450, 66-468, 66-469, 68-618, 68-1104, 71-1,107.22, 71-2026, 72-240.26, 72-718.04, 72-1256, 79-1508, 81-106, 81-822, 81-8,140, 81-8,226, 81-8,251, 81-8,261, 81-1108.15, 81-1108.16, 81-1108.19, 81-1120.15, 81-1125.01, 81-1219, 81-1318, 81-1533, 83-109, 83-112, 83-163, 83-173, 83-192, 83-1,127, 83-1,149, 83-4,105, 83-907, 83-909, 84-156, 84-311, 84-702, 84-1315, and 85-911, Reissue Revised Statutes of Nebraska, 1943, and sections 28-429, 29-2252, 39-1320.01, 48-1,104, 48-1117, 48-1307, 50-429, 76-1650, 77-202.44, 77-333.01, 79-328, 81-178, 81-1,101, 81-1244, 81-1335, 81-1337, 81-1423, 81-1604, 81-1833, 84-908.01, 85-972, and 85-9,100, Revised Statutes Supplement, 1978; to change procedures for reports to the Legislature; to change deposit requirements; and to repeal the original sections.

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

Section 1. That section 2-2316.01, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

2-2316.01. The Nebraska Wheat Development, Utilization, and Marketing Committee shall, on or before January 31, 1978, file with the Clerk of the Legislature a detailed report of its receipts, disbursements, transactions, and activities during the preceding fiscal year. Each member of the Legislature shall receive a copy of such report by making a request for it to the chairperson of the committee.

Sec. 2. That section 2-3262, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

2-3262. Each district and commission subject to Chapter 2, article 32, shall annually, on or before January 1 of each year commencing January 1, 1973, report

to the Clerk of the Legislature a summary of all fees paid during the immediately preceding year to attorneys, lobbyists, and public relations representatives and to whom paid. Each member of the Legislature shall receive a copy of such report upon making a request for the report to the district chairperson or the director of the commission.

Sec. 3. That section 2-3265, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

2-3265. Any money in the Nebraska Resources Development Fund may be allocated by the Nebraska Natural Resources Commission in accordance with the provisions of sections 2-3263 to 2-3272 for utilization by the commission, by any state office, agency, board, or commission, or by any political subdivision of the State of Nebraska to which has been granted the authority to develop the state's water and related land resources. Such money may be allocated in the form of grants or loans or for acquiring state interests in water and related land resources programs and projects undertaken within the state. The allocation of funds to a program or project in one form shall not of itself preclude additional allocations in the same or any other form to the same program or project. Prior to September 1 of each year, an annual report shall be made to the Governor and the Clerk of the Legislature describing the work accomplished by the use of such development fund, which report shall include a complete financial statement. Each member of the Legislature shall receive a copy of such report upon making a request for it to the director.

Sec. 4. That section 19-3905, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

19-3905. The department shall have the following powers, duties, and responsibilities:

(1) To collect and maintain data on public transportation in the state;

(2) To assess the regional and statewide effect of changes, improvement, and route abandonments in the state's public transportation system;

(3) To develop short and long-range plans and programs for public transportation in the state on a statewide basis in coordination with local plans and programs developed by municipalities, counties, and transit authorities;

(4) To provide planning and technical assistance to agencies of the state, political subdivisions, or groups seeking to improve public transportation;

(5) To advise, consult, and cooperate with agencies of the state, the federal government, other states and interstate agencies, political subdivisions, and with groups concerned with public transportation;

(6) To cooperate with the Public Service Commission in determining the effect of proposed regulatory decisions on public transportation;

(7) To administer federal and state programs providing financial assistance to public transportation, except those federal and state programs in which a municipality, county, transit authority, or other state agency is designated as the administrator;

(8) To prepare and submit an annual report to the Governor and the Clerk of the Legislature detailing its activities under sections 19-3901 to 19-3911 and make recommendations to strengthen, expand, and improve public transportation in the state; and

(9) To exercise all other powers necessary and proper for the discharge of its duties, including the promulgation of reasonable rules and regulations to carry out the provisions of sections 19-3901 to 19-3911.

Each member of the Legislature shall receive a copy of the report required by subdivision (8) of this section by making a request for such report to the director.

Sec. 5. That section 23-2313, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

23-2313. (1) It shall be the duty of the Auditor of Public Accounts to make an annual audit of the retirement system, an annual report to the board, and an annual report to the Clerk of the Legislature of its condition. The retirement board shall have prepared for the Legislature, to be filed with the Clerk of the Legislature, an annual report of the actuarial condition of the retirement system.

(2) Each member of the Legislature shall receive copies of the reports required by subsection (1) of this section by making a request for such reports to either the Auditor of Public Accounts or the director of the retirement board.

Sec. 6. That section 24-704, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

24-704. The general administration of the provisions of sections 24-701 to 24-714, except the investment of funds subject to investment under sections 72-1237 to 72-1260, is hereby vested in the Public Employees Retirement Board. The Attorney General shall be the legal advisor of the board. The Auditor of Public Accounts shall make an annual audit of the retirement system and file an annual report of its condition with the Clerk of the Legislature. Each member of the Legislature shall receive a copy of the annual report by making a request for such report to the Auditor of Public Accounts. The board shall make rules and regulations not inconsistent herewith, as may be necessary to carry out the provisions of sections 24-701 to 24-714. The board shall employ a director and such assistants and employees as may be necessary to efficiently discharge the duties imposed by the provisions of sections 24-701 to 24-714. The director, in charge of the system, shall keep a record of all acts and proceedings taken by the officers. He shall keep a complete record of the names of all the members, their ages and length of service, the salary of each member, and such other facts as may be necessary in the administration of the provisions of sections 24-701 to 24-714. For the purpose of obtaining such facts, he shall have access to the records of the various departments of the state. A certified copy of a birth certificate or delayed birth certificate shall be prima facie evidence of the age of the person named therein. The state investment officer shall sell any such securities upon request from the officers of the system so as to provide money for the payment of benefits or annuities.

Sec. 7. That section 24-705, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

24-705. The board shall have the power to secure and employ the services of such technical and administrative employees as are necessary to carry out the provisions of sections 24-701 to 24-714. The board shall have an annual report prepared by a member of the American Academy of Actuaries showing a complete valuation of the present and prospective assets and liabilities of the fund created by the provisions of sections 24-701 to 24-714. The report shall further include a prospectus of the amount of the appropriation that will be required from the Legislature for the succeeding year. This report shall be furnished to the

Clerk of the Legislature at each regular session. Each member of the Legislature shall receive a copy of such report by making a request for it to the director. The employees of the board shall be paid at such rates as the board shall approve. All administrative expenses shall be paid from the retirement fund.

Sec. 8. That section 28-429, Revised Statutes Supplement, 1978, be amended to read as follows:

28-429. (1) There is hereby established in the Nebraska State Patrol a Division of Drug Control. The division shall consist of such personnel as may be designated by the superintendent of the Nebraska State Patrol. It shall be the duty of the division to enforce all of the provisions of this article and any other provisions of the law dealing with controlled substances. The Division of Drug Control shall cooperate with federal agencies, the department, and other state agencies in discharging their responsibilities concerning traffic in controlled substances and in suppressing the abuse of controlled substances. To this end the division is authorized to: (a) Arrange for the exchange of information between governmental officials concerning the use and abuse of controlled substances; (b) coordinate and cooperate in training programs on controlled substance law enforcement at the local and state levels; (c) establish a centralized unit which will accept, catalog, file, and collect statistics, including records of drug dependent persons and other controlled substance law offenders within the state, and make such information available for federal, state, and local law enforcement purposes on request; (d) cooperate in locating, eradicating, and destroying wild or illicit growth of plant species from which controlled substances may be extracted, and for these purposes a peace officer is hereby authorized to enter onto property upon which there are no buildings or upon which there are only uninhabited buildings without first obtaining a search warrant or consent; and (e) develop a priority program so as to focus the bulk of its efforts on the reduction and elimination of the most damaging drugs including narcotic drugs, depressant and stimulant drugs, and hallucinogenic drugs.

(2) There is hereby created in the state treasury a cash fund to be known as the Nebraska State Patrol Drug Control Cash Fund which shall be used for the purpose of obtaining evidence for enforcement of any state law relating to the control of drug abuse.

(3) For the purpose of establishing and maintaining legislative oversight and accountability, the

Appropriations Committee of the Legislature shall formulate record-keeping procedures to be adhered to by the Nebraska State Patrol for all expenditures, disbursements, and transfers of cash from the Nebraska State Patrol Drug Control Cash Fund. The procedures shall be formulated no later than January 1, 1978, and implemented by the Nebraska State Patrol within thirty days thereafter. Based on these record-keeping procedures, the Nebraska State Patrol shall prepare and deliver to the clerk of the Legislature at the commencement of each succeeding session a detailed report which shall contain but not be limited to: (a) Current total in the cash fund, (b) total amount of expenditures, (c) purpose of the expenditures to include: (i) Salaries and any expenses of all agents and informants, (ii) front money for drug purchases, (iii) names of drugs and quantity of purchases, and (iv) amount of front money recovered, (d) total number of informers on payroll, and (e) amounts delivered to patrol supervisors for distribution to agents and informants and the method of accounting for such transactions and the results procured through such transactions. Each member of the Legislature shall receive a copy of such report by making a request for it to the director.

Sec. 9. That section 29-2252, Revised Statutes Supplement, 1978, be amended to read as follows:

29-2252. The administrator shall:

- (1) Supervise and administer the office;
- (2) Establish and maintain policies, standards, and procedures for the service, with the concurrence of the association and the Nebraska Probation System Committee;
- (3) Prescribe and furnish such forms for records and reports for the service as shall be deemed necessary for uniformity, efficiency, and statistical accuracy;
- (4) Establish minimum qualifications for employment as a probation officer in this state and establish and maintain such additional qualifications as he deems appropriate for appointment to the service. An exoffender released from a penal complex or a county jail may be appointed to a position of deputy probation or parole officer. Such exoffender shall maintain a record free of arrests, except for minor traffic violations, for one year immediately preceding his appointment;
- (5) Establish and maintain advanced periodic in-service training requirements for the service;

(6) Cooperate with all agencies, public or private, which are concerned with treatment or welfare of persons on probation;

(7) Organize and conduct training programs for probation officers;

(8) Collect, develop, and maintain statistical information concerning probationers, probation practices, and the operation of the probation system;

(9) Interpret the probation program to the public with a view toward developing a broad base of public support;

(10) Conduct research for the purpose of evaluating and improving the effectiveness of the probation system;

(11) Adopt such rules and regulations as may be necessary or proper for the operation of the office or service;

(12) Appoint an advisory committee of county court judges, juvenile court judges, and other appropriate officials to advise him and the association on matters relating to probation in county and juvenile courts;

(13) Transmit annually to the association and the advisory committee a report of the operation of the office for the preceding calendar year, which report shall be transmitted by the association to the Governor and the Clerk of the Legislature; and

(14) Exercise all powers and perform all duties necessary and proper to carry out his responsibilities.

Each member of the Legislature shall receive a copy of the report required by subdivision (13) of this section by making a request for it to the administrator.

Sec. 10. That section 35-702, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

35-702. The commission shall have the authority to make full and complete studies, recommendations, and reports to the Governor and the Clerk of the Legislature for the purposes of:

(1) Suggesting separate minimum standards and education of fire protection personnel appointed to

positions in paid fire departments or companies and in volunteer fire departments, who are to be engaged in fire protection to include fire suppression, fire prevention, arson investigation and other allied fields;

(2) Suggesting basic minimum courses of training for both paid and volunteer fire protection personnel; and

(3) Suggesting procedure for certification of both paid and volunteer firefighting personnel and the certification of fire department instructors.

Each member of the Legislature shall receive a copy of any such study, recommendation, and report by making a request for such copy to the chairperson of the commission.

Sec. 11. That section 39-1111, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

39-1111. The State Highway Commission shall file with the Governor each quarter a report fully and accurately showing conditions existing in the state with reference to the state's highway building and as to construction and maintenance work. Such reports shall further contain an itemized statement of all expenditures and the purposes for such expenditures since the last report submitted to the Governor. Each of such reports shall further contain an itemized budget of all proposed expenditures for the ensuing quarter. A copy of such report shall be given to the members filed with the Clerk of the Legislature and be made available to the public. Each member of the Legislature shall receive a copy of such report by making a request for it to the secretary of the commission.

Sec. 12. That section 39-1320.01, Revised Statutes Supplement, 1978, be amended to read as follows:

39-1320.01. (1) The Department of Roads is authorized to acquire the interest in lands, real or personal property, necessary to exercise the power authorized by subdivision (m) of subsection (2) of section 39-1320, and to pay just compensation upon removal of the following outdoor advertising signs, displays, and devices, as well as just compensation for the disconnection and removal of electrical service to the same:

(a) Those lawfully erected or in existence prior to March 27, 1972, and not conforming to the provisions



of this act except as otherwise authorized by this act;  
and

(b) Those lawfully erected after March 27, 1972, which become nonconforming after being erected.

(2) Such compensation for removal of such signs, displays and devices is authorized to be paid only for the following:

(a) The taking from the owner of such sign, display, or device or of all right, title, leasehold, and interest in connection with such sign, display, or device, or both; and

(b) The taking, from the owner of the real property on which the sign, display, or device is located, of the right to erect and maintain such signs, displays and devices thereon.

(3) In all instances where signs, displays or devices, which are served electrically, are taken under subdivision (2) (a) of this section, the Department of Roads shall pay just compensation to the supplier of electricity for supportable costs of disconnection and removal of such service to the nearest distribution line, or in the event such sign, display or device is relocated, just compensation for removal of such service to the point of relocation.

The department shall not be required to expend any funds under the provisions of this act unless and until federal-aid matching funds are made available for this purpose. The department is hereby required to report to the Clerk of the Legislature annually, on or before January 15, commencing in 1973, the status of the program provided for in this act. Each member of the Legislature shall receive a copy of such report by making a request for it to the Director-State Engineer. Such report shall include the number of signs, displays or devices removed and the cost thereof, federal and matching funds expended or obligated, an estimate for the succeeding year, and such other information as the Legislature or the Legislative Council shall officially order the department to provide.

Sec. 13. That section 43-656, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

43-656. On or before the thirtieth day of November of each year the council shall make a written report of its activities, studies and proposals to the

Governor, and a sufficient number of copies of such report shall be typed or printed so that at least each of the agencies and organizations having membership on the council ~~and the proper committees of the legislature~~ shall have a copy. A copy shall be filed with the Clerk of the Legislature. Each member of the Legislature shall receive a copy of such report by making a request for it to the chairperson of the council. Each state agency represented by membership on the council is hereby authorized to furnish such information, data, reports, and statistics requested by the council, which are not confidential in nature, and shall furnish the same within six months after a request therefor.

Sec. 14. That section 44-113, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

44-113. The Department of Insurance shall transmit to the Governor, ten days prior to the opening of each session of the Legislature, a report of its official transactions, containing in a condensed form the statements made to the department by every insurance company authorized to do business in this state pursuant to the provisions of this chapter, as audited and corrected by it, arranged in tabular form or in abstracts, in classes according to the kind of insurance, which report shall also contain (1) a statement of all insurance companies authorized to do business in this state during the year ending December 31 next preceding, with their names, locations, amounts of capital, dates of incorporation, and of the commencement of business and kinds of insurance in which they are engaged respectively; and (2) a statement of the insurance companies whose business has been closed since making the last report, and the reasons for closing the same, with the amount of their assets and liabilities, so far as the same are known or can be ascertained by the department. ~~In addition to one hundred fifty copies of the insurance report for the use of the legislature, there~~ There shall be printed and bound by the state the necessary number of copies thereof for the use of the department. The report shall be filed with the Clerk of the Legislature. Each member of the Legislature shall receive a copy of such report by making a request for it to the director. The department may also compile, and have printed by the state, all books and insurance laws in pamphlet form, for distribution.

Sec. 15. That section 44-130, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

44-130. The Department of Insurance shall transmit to the Clerk of the Legislature, in its annual report, the names of the companies so taken possession of, whether the same have resumed business or have been liquidated, and such other facts as shall acquaint the policyholders, creditors, stockholders, and the public, with its proceedings. Each member of the Legislature shall receive a copy of such report by making a request for it to the director.

Sec. 16. That section 48-1,104, Revised Statutes Supplement, 1978, be amended to read as follows:

48-1,104. The secretary shall make a report to each-regular-session-of the Clerk of the Legislature by January 15 of each year, which report shall include the number of claims for which payments have been made, the amounts paid by categories of medical, hospital, compensation, and other costs separated by the agency and program or activity under which the claim arose. Each member of the Legislature shall receive a copy of such report by making a request for it to the secretary.

Sec. 17. That section 48-606, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

48-606. It shall be the duty of the Commissioner of Labor to administer sections 48-601 to 48-669. He shall have the power and authority to adopt, amend, or rescind such lawful rules and regulations, to employ such persons, make such expenditures, require such reports, make such investigations, and take such other action as he deems necessary or suitable to that end if the same are consistent with the provisions of said sections. Such rules and regulations shall be effective upon publication in the manner, not inconsistent with the provisions of said sections, which the commissioner shall prescribe. The commissioner shall determine his own organization and methods of procedure in accordance with the provisions of said sections and shall have an official seal which shall be judicially noticed. Not later than the thirty-first day of December of each year, the commissioner shall submit to the Governor a report covering the administration and operation of said sections during the preceding fiscal year and shall make such recommendations for amendments to said sections as he deems proper. Such report shall include a balance sheet of the money in the fund in which there shall be provided, if possible, a reserve against the liability in future years to pay benefits in excess of the then current contributions, which reserve shall be set up by the commissioner in accordance with accepted actuarial

principles on the basis of statistics of employment, business activity, and other relevant factors for the longest possible period. Whenever the commissioner believes that a change in contribution or benefit rates will become necessary to protect the solvency of the fund, he shall promptly inform the Governor and the Clerk of the Legislature thereof and make recommendations with respect thereto. Each member of the Legislature shall receive a copy of such information by making a request for it to the commissioner.

Sec. 18. That section 48-1117, Revised Statutes Supplement, 1978, be amended to read as follows:

48-1117. The commission shall have the following powers and duties:

(1) To receive, investigate, and pass upon charges of unlawful employment practices anywhere in the state;

(2) To hold hearings, subpoena witnesses, compel their attendance, administer oaths, take the testimony of any person under oath and, in connection therewith, to require the production for examination of any books and papers relevant to any allegation of unlawful employment practice pending before the commission. The commission may make rules as to the issuance of subpoenas, subject to the approval by a constitutional majority of the elected members of the Legislature;

(3) To cooperate with the federal government and with local agencies to effectuate the purposes of sections 48-1101 to 48-1125, including the sharing of information possessed by the commission on a case that has also been filed with the federal government or local agencies if both the employer and complainant have been notified of the filing;

(4) To attempt to eliminate unfair employment practices by means of conference, conciliation, and persuasion;

(5) To require that every employer, employment agency, and labor organization subject to sections 48-1101 to 48-1125, shall (a) make and keep such records relevant to the determinations of whether unlawful employment practices have been or are being committed, (b) preserve such records for such periods, and (c) make such reports therefrom, as the commission shall prescribe by regulation or order, after public hearing, as reasonable, necessary, or appropriate for the enforcement of sections 48-1101 to 48-1125 or the regulations or

orders thereunder. The commission shall, by regulation, require each employer, labor organization, and joint labor-management committee subject to sections 48-1101 to 48-1125 which controls an apprenticeship or other training program to maintain such records as are reasonably necessary to carry out the purposes of sections 48-1101 to 48-1125, including but not limited to, a list of applicants who wish to participate in such program, including the chronological order in which such applications were received, and to furnish to the commission, upon request, a detailed description of the manner in which persons are selected to participate in the apprenticeship or other training program. Any employer, employment agency, labor organization, or joint labor-management committee which believes that the application to it of any regulation or order issued under this section would result in undue hardship may either apply to the commission for an exemption from the application of such regulation or order, or bring a civil action in the district court for the district where such records are kept. If the commission or the court, as the case may be, finds that the application of the regulation or order to the employer, employment agency, or labor organization in question would impose an undue hardship, the commission or the court, as the case may be, may grant appropriate relief; and

(6) To report, not less than once a year, to the Clerk of the Legislature and the Governor, on the hearings it has conducted and the decisions it has rendered, the other work performed by it to carry out the purposes of sections 48-1101 to 48-1125, and to make recommendations for such further legislation concerning abuses and discrimination because of race, color, religion, sex, disability, marital status, or national origin, as may be desirable.

Each member of the Legislature shall receive a copy of the report required by subdivision (6) of this section by making a request for it to the chairman of the commission.

Sec. 19. That section 48-1307, Revised Statutes Supplement, 1978, be amended to read as follows:

48-1307. On or before November 15 of each year, the commissioner shall report to the Executive--Board Clerk of the Legislative--Council Legislature on the operations of the multipurpose service centers. The report shall include the following:

- (1) The total number of contacts made;

(2) The total number of job placements completed;

(3) The cost of job training, the cost of job placement, the salary for accepted jobs, and the type of accepted job for the purpose of comparing the costs of training and placement with the income received by the homemakers served;

(4) A complete list of expenditures of the centers; and

(5) A socio-economic profile of the homemakers served by the program.

Each member of the Legislature shall receive a copy of such report by making a request for it to the commissioner.

Sec. 20. That section 49-904, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

49-904. Each commissioner shall attend the meeting of the National Conference of Commissioners on Uniform State Laws, and both in and out of such national conference shall do all in his power to promote uniformity in state laws, upon all subjects where uniformity may be deemed desirable and practicable. The commission shall report to the Clerk of the Legislature at each regular session, and from time to time thereafter as the commission may deem proper, an account of its transactions, and its advice and recommendations for legislation. Each member of the Legislature shall receive a copy of such report by making a request for it to the chairperson of the commission. It shall also be the duty of the commission to bring about as far as practicable the uniform judicial interpretation of all uniform laws.

Sec. 21. That section 50-422, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

50-422. The committee created by section 50-421 shall maintain a continuous study to evaluate highway, road, and street needs of the state and its political subdivisions, determine the effectiveness of programs, and consider future legislation. In performing such duties, the committee shall periodically meet and confer with officials of the state and its political subdivisions having responsibility for highways, roads, and streets. The committee may review proposed legislation and make recommendations to the Legislature

with respect thereto. The committee shall make a an annual report of its activities to the Clerk each regular session of the Legislature. Each member of the Legislature shall receive a copy of such report by making a request for it to the chairperson of the committee. The committee may employ such personnel as may be necessary to assist it in the performance of its duties.

Sec. 22. That section 50-429, Revised Statutes Supplement, 1978, be amended to read as follows:

50-429. (1) The Unicameral Research Institute Director shall, on or before January 1 of each year, present to the Clerk of the Legislature in the form of a written report an evaluation of the operations of the division, including those issues, policies, and problems which have come to such director's attention when performing his or her duties pursuant to sections 50-426 to 50-429. The results of any scientific study or research project conducted under sections 50-426 to 50-429 shall be embodied in the annual report.

(2) The director may, in such report, make recommendations to the Legislature to assist such body in the improvement of the legislative process in Nebraska.

(3) Each member of the Legislature shall receive a copy of such annual report by making a request for it to the director.

Sec. 23. That section 55-130, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

55-130. The Adjutant General shall report to the Clerk of the Legislature on or before the first day of each session thereof the amount of funds required for the pay of officers and enlisted men, armory rent, transportation, care of clothing, arms, equipments, and tentage; and for the purpose of rations, fuel, and stationery. Each member of the Legislature shall receive a copy of such report by making a request for it to the Adjutant General.

Sec. 24. That section 60-450, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-450. It shall be the duty of the Auditor of Public Accounts to make an annual audit of the retirement system, and an annual report to the Clerk of the Legislature of its condition. Each member of the Legislature shall receive a copy of such report by making

a request for it to the Auditor of Public Accounts.

Sec. 25. That section 66-468, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

66-468. The fund shall be administered by the Agricultural Products Industrial Utilization Committee which is hereby established. The committee shall consist of seven members to be appointed by the Governor, subject to confirmation by the Legislature, for terms of two years each. Four members shall be actually engaged in farming in this state, one in general farming, and one each in the production of corn, wheat, and milo. One member shall be actively engaged in the petroleum industry, and two members shall be actively engaged in business in this state. Upon the expiration of the terms of members serving on March 21, 1972, four members shall be appointed for terms of four years, and three members shall be appointed for two years, and upon expiration of those terms members shall be appointed for terms of four years. Not more than four members shall be members of the same political party, but this restriction shall not apply until the expiration of the terms of members serving on March 21, 1972. The Agricultural Products Industrial Utilization Committee shall retain the services of a full-time administrator and such administrator shall be appointed by the committee. The administrator shall hold office at the pleasure of the committee, and shall be entitled to all the benefits afforded an employee of the state. The administrator shall compile for the committee a biennial report to be submitted to the committee and the Clerk Executive--Board of the legislative-Council Legislature and such report shall set forth the activities, contracts, and projects of the committee for the previous biennium and the sums expended. Each member of the Legislature shall receive a copy of such report by making a request for it to the administrator.

Sec. 26. That section 66-469, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

66-469. The committee shall meet at least once annually and report to the Clerk of the Legislature annually. Each member of the Legislature shall receive a copy of such report by making a request for it to the administrator. The committee may rent office space and employ such personnel as may be necessary for the performance of its duties, may hire consultants, and contract with private firms. It shall have as an advisory committee three persons, one each representing



the Department of Economic Development, the University of Nebraska, and the Department of Agriculture.

Sec. 27. That section 68-618, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

68-618. The state agency shall make studies concerning the problem of old age and survivors insurance protection for employees of the state and local governments and their instrumentalities and concerning the operation of agreements made and plans approved under sections 68-601 to 68-619, and sections 68-621 to 68-630, and shall submit a report to the Clerk of the Legislature at the beginning of each regular session, covering the administration and operation of sections 68-601 to 68-619, and sections 68-621 to 68-630, during the preceding biennium, including such recommendations for amendments to sections 68-601 to 68-619, and sections 68-621 to 68-630, as it considers proper. Each member of the Legislature shall receive a copy of the report required by this section by making a request for it to the state agency.

Sec. 28. That section 68-1104, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

68-1104. It shall be the duty of the commission to:

(1) Collect facts and statistics and make special studies of conditions and problems pertaining to the employment, health, financial status, recreation, social adjustment or other conditions and problems pertaining to the general welfare of the aging of the state;

(2) Make recommendations to state and local agencies serving the aging for purposes of coordinating such agencies' activities, and request and receive reports from the various state agencies and institutions on matters within the jurisdiction of the commission;

(3) Keep informed of the latest developments of research, studies, and programs being conducted throughout the nation on the problems and needs of the aging;

(4) Serve as a central agency and advisory board for the mutual exchange of ideas and information on the aging between federal, state and local governmental agencies, private organizations, and individuals;

(5) Cooperate with agencies, federal, state and local, or private organizations, in administering and supervising demonstration programs of services for aging designed to foster continued participation of older people in family and community life and to prevent insofar as possible the onset of dependency and the need for long-term institutional care; and

(6) Report and make recommendations to the Governor and the Clerk of the Legislature on the activities of the commission and improvements and additional resources needed to promote the general welfare of the aging in Nebraska.

Each member of the Legislature shall receive a copy of the report required by subdivision (6) of this section by making a request for it to the chairperson.

The commission shall have the power to create committees to undertake such special studies as members of the commission shall authorize and may include noncommission members who are qualified in any field of activity related to the general welfare of the aging in the membership of such committees.

Sec. 29. That section 71-1,107.22, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-1,107.22. The board shall report to the Clerk of the Legislature no later than March 15, 1974, and annually thereafter, as to:

(1) The number and types of programs which have been approved under sections 71-1,107.15 to 71-1,107.29 and a description of each;

(2) The number of physician's assistants who have been approved for supervision under sections 71-1,107.15 to 71-1,107.29;

(3) An evaluation of the programs and the acceptance of them by the community;

(4) Background concerning the number of physicians supervising assistants, their specialties, and the counties in which they practice;

(5) The scope of practice of approved physician's assistants;

(6) Such other information as would be useful to the Legislature in evaluating the physician's assistant

program for either expanding or discontinuing such program; and

(7) The doctor-patient ratios of the several counties and the counties where such physician's assistants are being utilized.

Each member of the Legislature shall receive a copy of the report required by this section by making a request for it to the chairperson of the board.

Sec. 30. That section 71-2026, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-2026. The Department of Health shall prepare and publish an annual report of its activities and operations under sections 71-2017 to 71-2030 and shall ~~make such information available to file such report with~~ the Clerk of the Legislature upon request. Each member of the Legislature shall receive a copy of such report by making a request for it to the director.

Sec. 31. That section 72-240.26, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

72-240.26. The board shall report annually to the Clerk of the Legislature and such report shall contain anticipated future actions by the board as well as actions already taken. Each member of the Legislature shall receive a copy of such report by making a request for it to the chairperson of the board.

Sec. 32. That section 72-718.04, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

72-718.04. Prior to entering into the final agreement with the city of Lincoln for the foregoing, the State Building Advisory Commission shall submit all plans and specifications to the Executive Board of the Legislative Council, which shall appoint a committee of five members of the Legislature to review them in all areas proper for legislative review. Such committee shall submit its written report after review to the State Building Advisory Commission, and a copy of such report shall be filed with the Clerk of the Legislature. Each member of the Legislature shall receive a copy of such report by making a request for it to the commission.

Sec. 33. That section 72-1256, Reissue Revised Statutes of Nebraska, 1943, be amended to read as

follows:

72-1256. On or before January 1 of each year, the state investment officer shall transmit a report to the Governor and the Clerk of the Legislature of his work for the preceding fiscal year. Each member of the Legislature shall receive a copy of such report by making a request for it to the state investment officer.

Sec. 34. That section 76-1650, Revised Statutes Supplement, 1978, be amended to read as follows:

76-1650. The fund shall, following the close of each fiscal year, submit an annual report of its activities for the preceding year to the Governor and the Clerk of the Legislature of this state. Each member of the Legislature shall receive a copy of such report by making a request for it to the chairperson of the fund. Each report shall set forth a complete operating and financial statement for the fund during the fiscal year it covers. An independent certified public accountant shall at least once in each year audit the books and accounts of the fund.

Sec. 35. That section 77-202.44, Revised Statutes Supplement, 1978, be amended to read as follows:

77-202.44. The Department of Revenue shall maintain statistics to demonstrate the number of claimants and the amount of relief granted for each category of homestead exemption. The categories shall include, but not be limited to, single claimants over sixty-five years of age, married claimant with one spouse over sixty-five years of age, married claimant with both spouses over sixty-five years of age for conventional homes and for mobile homes and homes on leased land, claimants under sixty-five years of age for conventional homes and mobile homes, and claimants eligible due to disabilities. The department shall provide such statistics to the Revenue-Committee Clerk of the Legislature annually. Each member of the Legislature shall receive a copy of such report by making a request for it to the Tax Commissioner.

Sec. 36. That section 77-333.01, Revised Statutes Supplement, 1978, be amended to read as follows:

77-333.01. The Tax Commissioner shall, on or before the fifteenth day of each month while the Legislature is in session and on or before the fifteenth day of August and November of each year, report to the Clerk of the Legislature (1) all receipts credited to the General Fund, identified by major source, for each of the

immediately preceding twelve months, (2) a forecast, identified by major source, of all receipts to be credited to the General Fund for each of the immediately succeeding twelve months, and (3) all significant changes in the provisions of the Internal Revenue Code of 1954, and amendments thereto, and other provisions of the laws of the United States relating to federal income taxes or the rules and regulations issued under such laws. Each member of the Legislature shall receive a copy of such report by making a request for it to the Tax Commissioner.

Sec. 37. That section 79-328, Revised Statutes Supplement, 1978, be amended to read as follows:

79-328. The State Board of Education shall have the power and it shall be its duty:

(1) To appoint and fix the compensation of the Commissioner of Education;

(2) To remove the commissioner from office at any time for conviction of any crime involving moral turpitude or felonious act, for inefficiency, or for willful and continuous disregard of his duties as commissioner or of the directives of the board;

(3) Upon recommendation of the commissioner, to appoint and fix the compensation of a deputy commissioner and all professional employees of the board;

(4) To organize the State Department of Education into such divisions, branches, or sections as may be necessary or desirable to perform all its proper functions and to render maximum service to the board and to the state school system;

(5) To provide, through the commissioner and his professional staff, enlightened professional leadership, guidance, and supervision of the state school system and, in order that the commissioner and his staff may carry out their duties, the board shall, through the commissioner, (a) provide supervisory and consultative services to the schools of the state, (b) issue materials helpful in the development, maintenance, and improvement of educational facilities and programs, (c) establish rules and regulations based upon the program of studies, guidance services, the number and preparation of teachers in relation to the curriculum and enrollment, instructional materials and equipment, science facilities and equipment, library facilities and materials, health and safety factors in buildings and grounds, and procedures for classifying, approving, and accrediting

schools, for approving the opening of new schools, for the continued legal operation of all schools, and for the approval of high schools for the collection of nonresident high school tuition money in accordance with the rules and regulations provided for in this subdivision; Provided, that the State Board of Education shall approve a school for the collection of nonresident high school tuition money where a hardship would result to the students and a substantial effort is being made to comply with the rules and regulations established, (d) institute a statewide system of testing to determine the degree of achievement and accomplishment of all the students within the state's school systems, if it determines such testing would be advisable, (e) prescribe a uniform system of records and accounting for keeping adequate educational and financial records, for gathering and reporting necessary educational data, and for evaluating educational progress, (f) cause to be published laws and regulations governing the schools and the school lands and funds, with explanatory notes for the guidance of those charged with the administration of the schools of the state, (g) approve teacher education programs conducted in Nebraska institutions of higher education designed for the purpose of certificating teachers, and (h) approve general plans and adopt educational policies, standards, rules, and regulations for carrying out the board's responsibilities and those assigned the State Department of Education by the Legislature;

(6) To submit an annual report to the Governor and the Clerk of the Legislature covering the actions of the board, the operations of the State Department of Education, and the progress and needs of the schools, and to recommend such legislation as may be necessary to satisfy these needs;

(7) To cause to be prepared and distributed reports designed to acquaint school district officers, teachers, and patrons of the schools with the conditions and needs of the schools;

(8) To provide for consultation with professional educators and lay leaders for the purpose of securing advice deemed necessary in the formulation of policies and in the effectual discharge of its duties;

(9) To cause such studies, investigations, and reports to be made and such information assembled as are necessary for the formulation of policies, for making plans, for evaluating the state school program, and for the making of essential and adequate reports;

(10) To submit to the Governor and the Legislature a budget necessary to finance the state school program, under its jurisdiction, including the internal operation and maintenance of the State Department of Education;

(11) To interpret its own policies, standards, rules, and regulations and, upon reasonable request, hear complaints and disputes arising therefrom;

(12) With the advice of the Department of Motor Vehicles, to adopt reasonable standards, not inconsistent with existing statutes, governing: (a) The general design, equipment, color, operation, and maintenance of any vehicle with a manufacturer's rated seating capacity of twelve or more passengers used for the transportation of school children; and (b) the equipment, operation, and maintenance of any vehicle with a capacity of eleven or less passengers used for the transportation of school children, when such vehicles are either owned or operated, or owned and operated, by any school district, or privately owned or operated under contract with any school district in this state. Similar standards are to be adopted for operators of such vehicles as to physical and mental qualities, driving skills and practices, and knowledge of traffic laws and regulations which relate to school bus transportation. Such rules and regulations shall by reference be made a part of any such contract with a school district. Any officer or employee of any school district who violates any of the regulations or fails to include obligations to comply with the regulations in any contract executed by him on behalf of a school district shall be guilty of a misdemeanor and shall, upon conviction thereof, be subject to removal from office or employment. Any person operating a school bus under contract with a school district who fails to comply with any of such regulations shall be guilty of breach of contract and such contract shall be canceled after notice and hearing by the responsible officers of such school district;

(13) To accept, on behalf of the Nebraska School for the Visually Handicapped, on behalf of the Nebraska School for the Deaf, or on behalf of any school for mentally retarded children which is exclusively owned by the State of Nebraska and under the control and supervision of the State Department of Education, devises of real property or donations or bequests of other property, or both, if in its judgment any such devise, donation, or bequest is for the best interest of any such school or the students attending thereat, or both, and may cause any such real estate to be irrigated or otherwise improved when, in its judgment, it would be

advisable to do so; and

(14) Upon acceptance of any devise, donation, or bequest as provided in this section, to administer and carry out such devise or bequest in accordance with the terms and conditions thereof. If not prohibited by the terms and conditions of any such devise, donation, or bequest, it may sell, convey, exchange, or lease property so devised, donated, or bequeathed upon such terms and conditions as it deems best and deposit all money derived from any such sale or lease in the State Department of Education Trust Fund.

Each member of the Legislature shall receive a copy of the report required by subdivision (6) of this section by making a request for it to the commissioner.

None of the duties prescribed in this section shall prevent the board from exercising such other duties as in its judgment may be necessary for the proper and legal exercise of its obligations.

Sec. 38. That section 79-1508, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-1508. It shall be the duty of the Auditor of Public Accounts to make an annual audit of the school retirement system and an annual report to the Clerk of the Legislature of its condition. Each member of the Legislature shall receive a copy of such report by making a request for it to the Auditor of Public Accounts. Expenses of the audit shall be paid from the Expense Fund.

Sec. 39. That section 81-106, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-106. The Tax Commissioner shall annually examine and audit or supervise and direct the examination and audit of the books, accounts, vouchers, records, and expenditures of the office of Auditor of Public Accounts and report promptly to the Governor and the Clerk of the Legislature the result of such examination and audit. Each member of the Legislature shall receive a copy of such report by making a request for it to the Tax Commissioner.

Sec. 40. That section 81-178, Revised Statutes Supplement, 1978, be amended to read as follows:



81-178. The report required by section 81-177 shall classify work items by urgency of need using three classes defined as follows:

Class I - items for immediate action to provide safety and protection against costly damage;

Class II - items of imperative need to correct problems that if neglected will quickly deteriorate further into Class I items that must be done to provide efficient use of the facility or system; and

Class III - additional items necessary to fully renew the facility or system.

Each agency shall also estimate the cost of adequate scheduled and preventive maintenance and shall prepare a schedule it feels necessary to provide adequate but not excessive preventive maintenance. The agency may call on the task force for assistance in preparing such estimate.

The task force shall recommend to the Governor the classification of projects and priorities to be established for grants within the classifications. The Governor shall make such classification of projects and establish such priorities as shall be best calculated to achieve the purposes of sections 81-173 to 81-190. Any energy conservation project shall be assigned a priority of Class II or higher. The task force shall also review the list of projects needed to accommodate persons with handicaps and present to the Clerk of the Legislature and the Governor a plan for the removal of barriers to the handicapped. Each member of the Legislature shall receive a copy of such plan by making a request for it to the administrator-consultant of the task force.

Sec. 41. That section 81-1,101, Revised Statutes Supplement, 1978, be amended to read as follows:

81-1,101. (1) The Performance Review and Audit Committee shall cause a performance review to be conducted for each agency, board, or commission scheduled for termination under sections 81-192 to 81-1,105. The performance review shall be completed at least by October 1 in the year prior to the termination date established by sections 81-192 to 81-1,105 for each agency, board, or commission. In conducting the review, the Performance Review and Audit Committee shall take into consideration, but not be limited to considering, the factors listed in this section. A copy of the review report shall be made available to the general public and to each member of the legislature filed with the Clerk of the Legislature.

Each member of the Legislature shall receive a copy of such report by making a request for it to the chairperson of the committee.

(2) The performance review shall include a discussion of the extent to which:

(a) The absence of regulation would significantly harm or endanger the public health, safety, or welfare;

(b) There is a reasonable relationship between the exercise of the state's police power and the public health, safety, or welfare;

(c) There are less restrictive methods, and alternative methods, of regulation available which could better serve or adequately protect the public;

(d) The regulation has had the effect of directly or indirectly increasing the costs of any goods or services involved, and, if it has had such effect, the extent of increased costs;

(e) The increase in cost has been more harmful to the public than the harm which could result from the absence of regulation;

(f) The regulation, and all facets of the regulatory process, are designed to have, and have had, as the primary effect, the protection of the public as opposed to the enhancement of any occupation, profession, or economic interest group;

(g) The public would benefit from a consolidation of regulatory functions;

(h) Outdated, overlapping, or conflicting regulatory requirements unnecessarily overburden regulated industries or individuals;

(i) The statutory mandate of the agency establishes clear policy goals, and the agency complies with the statutory mandate;

(j) The agency is given budget and staff resources and enforcement authority adequate to carry out its statutory mandate;

(k) The agency has operated in an open and accountable manner, with public access to records and meetings and safeguards against conflicts of interest and undue lobbying pressures;

(l) The agency gathers and maintains information about its activities and the activities of regulated individuals and interests sufficient to give the Legislature the capacity to evaluate the success of the regulation;

(m) The agency, board, or commission has permitted qualified applicants to serve the public and has not unduly restricted access to any profession or occupation;

(n) Equal employment requirements of state and federal statutes and constitutions have been complied with by the agency or the industry it regulates;

(o) The agency, board, or commission has operated in the public interest, and the extent to which its operation has been impeded or enhanced by existing statutes, procedures, practices, and any other circumstances, including budgetary, resource, and personnel matters;

(p) The agency has recommended statutory changes to the Legislature which would benefit the public as opposed to the persons it regulates;

(q) The agency has required the persons it regulates to report to it concerning the impact of rules and decisions of the agency on the public regarding improved service, economy of service, and availability of service;

(r) Persons regulated by the agency have been required to assess problems in their industry which affect the public;

(s) The agency has encouraged participation by the public in making its rules and decisions as opposed to participation solely by the persons it regulates;

(t) Formal public complaints filed with the agency, board, or commission concerning persons subject to regulation have been efficiently processed to completion by the agency, board, or commission, by the Department of Justice, and by any other applicable department of state government; and

(u) Changes are necessary in the enabling laws of the agency to adequately comply with the factors listed in this section.

Sec. 42. That section 81-822, Reissue Revised Statutes of Nebraska, 1943, be amended to read as

follows:

81-822. The Nebraska Commission on Intergovernmental Cooperation shall report its actions and activities for the past fiscal year to the Governor and to the Clerk of the Legislature within fifteen days after the convening of each regular legislative session, and at such other times as it deems appropriate. Each member of the Legislature shall receive a copy of such report by making a request for it to the commission. Its members, and the members of all delegations and committees which it establishes, shall serve without compensation for such service, but they shall be paid their necessary expenses in carrying out their obligations under sections 81-816 to 81-824. The commission may employ a secretary and a stenographer. It may incur such other expenses as may be necessary for the proper performance of its duties. It may also, by contributions to the Council of State Governments, participate with other states in maintaining the council's district and central secretariats, and its other governmental services.

Sec. 43. That section 81-8,140, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-8,140. The State Athletic Commissioner shall make to the Clerk of the Legislature a full report of his proceedings for the two years ending with the preceding first day of December, before the beginning of the regular session of the Legislature. The report to--the Legislature shall be complete and shall contain a statement of clubs, organizations, or corporations, the number of licenses revoked, and such information and comments in relation to the work of the commissioner as the public interest may require. Each member of the Legislature shall receive a copy of such report by making a request for it to the commissioner.

Sec. 44. That section 81-8,226, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-8,226. The secretary and the Attorney General shall report to each-regular-session the Clerk of the Legislature all claims and judgments paid under this act. Such report shall include the name of each claimant, a statement of the amount claimed and the amount awarded, and a brief description of the claim, including the agency and program or activity under which the claim arose. Each member of the Legislature shall receive a copy of such report by making a request for it to the

Attorney General.

Sec. 45. That section 81-8,251, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-8,251. In addition to whatever reports he may make from time to time, the Public Counsel shall on or about February 15 of each year report to the Clerk of the Legislature and to the Governor concerning the exercise of his functions during the preceding calendar year. In discussing matters with which he or she has dealt, the Public Counsel need not identify those immediately concerned if to do so would cause needless hardship. So far as the annual report may criticize named agencies or officials, it must include also their replies to the criticism. Each member of the Legislature shall receive a copy of such report by making a request for it to the Public Counsel.

Sec. 46. That section 81-8,261, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-8,261. The commission shall make an annual report to the Governor and to the Clerk of the Legislature of its activities. Each member of the Legislature shall receive a copy of such report by making a request for it to the chairperson of the commission.

Sec. 47. That section 81-1108.15, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-1108.15. The division shall have the primary functions and responsibilities of statewide facilities planning, facilities construction, and facilities administration and shall promulgate rules and regulations to carry out the provisions of this section.

(1) Facilities planning shall include the following responsibilities and duties:

(a) To maintain utilization records of all state-owned and occupied facilities;

(b) To coordinate master planning of capital construction;

(c) To define and review program statements based on space utilization standards;

(d) To prepare or review planning and construction documents;

(e) To develop and maintain time-cost schedules for capital construction projects;

(f) To assist the Governor and the Legislative Fiscal Analyst in the preparation of the capital construction budget recommendations; and

(g) To maintain a complete inventory of all state-owned or occupied sites and structures and to review the proposals for naming such sites and structures.

(2) Facilities construction shall include the following powers and duties:

(a) To maintain close contact with and inspections of each project so as to assure execution of time-cost schedules and efficient contract performance if such project's total design and construction cost is more than fifty thousand dollars;

(b) To perform final acceptance inspections and evaluations; and

(c) To coordinate all change or modification orders and progress payment orders.

(3) Facilities administration shall include the following powers and duties:

(a) To serve as state leasing administrator or agent;

(b) To provide or assure adequate administration, maintenance, repairs, custodial duties, and security to all buildings and grounds owned or leased by the State of Nebraska;

(c) To procure, manage, and assign office space;

(d) To be responsible for adequate parking;

(e) To perform all maintenance, repairs, and custodial duties necessary to properly maintain the capitol and grounds, Governor's Mansion and grounds, state laboratory and grounds, state parking, and all properties adjacent to the capitol grounds owned or leased by the State of Nebraska;

(f) To report monthly time-cost data on projects to the Governor and the Clerk of the Legislature; and

(g) To administer the State Emergency Capital Construction Contingency Fund, the State Office Building Fund, and the Downtown Education Center and Office Rental Fund.

Each member of the Legislature shall receive a copy of the report required by subdivision (3) (f) of this section by making a request for it to the administrator.

Sec. 48. That section 81-1108.16, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-1108.16. (1) The administrator shall review program statements and contracts and file a written report on each program statement and contract reviewed pursuant to the provisions of section 81-1108.41. Such administrator shall file subsequent reviews and reports upon completion of the planning or design phase of the project indicating the compatibility of the projects with capital construction plans, probable cost of project, accepted cost standard, and the relationship of project to other agency or departmental capital facilities pursuant to the provisions of section 81-1108.41.

(2) The administrator shall review all proposed contracts for leasing of property, as prescribed in sections 81-145 to 81-163, and either approve or disapprove thereof. The administrator shall, when reviewing such contracts and leases, confer with the materiel division of the Department of Administrative Services and shall thereafter file a written report with the Governor and the ~~Executive--Board~~ Clerk of the ~~Legislative-Council~~ Legislature on each such contract reviewed and include the reasons for his approval or disapproval. Each member of the Legislature shall receive a copy of such report by making a request for it to the administrator. No contract for the leasing of property shall be awarded without the approval of the Department of Administrative Services. All contracts for purchases or leases shall be open to inspection by the Legislature during normal business hours.

Sec. 49. That section 81-1108.19, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-1108.19. The administrator shall make a verified report which shall cover all his or her transactions herein. The report shall show in detail (1)

all expenditures made on account of the capitol and other property under his or her care and control, (2) the condition of all real property of the state under his or her care and control, (3) a report of any loss, destruction, or injury to any such property, with the causes thereof, (4) the measures which are in his or her judgment necessary for the care and preservation of the property under his or her control, and (5) any further recommendations as to methods which would tend to render the custodianship of the capitol and capitol grounds more efficient and economical. Such report shall be presented to the Governor and the Clerk of the Legislature. Each member of the Legislature shall receive a copy of such report by making a request for it to the administrator.

Sec. 50. That section 81-1120.15, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-1120.15. The Director of Communications shall have the following powers, duties, and responsibilities:

(1) To provide the Legislature and the Governor technical assistance, advice, and information concerning the financial and administrative operations of the communications systems of all agencies of the state;

(2) To provide the Legislature and the Governor recommendations for dealing with financial, management, and organizational problems affecting the communications systems and services of the state, its departments and agencies;

(3) To make inquiries of the agencies as to their communications charges and prepare cost comparisons to insure that uniformity, efficiency, and equality be achieved within the communications system;

(4) To make recommendations to the agencies pertaining to revisions to internal systems as may be necessary to promote frugality and economy in the communications system;

(5) To provide services such as system review, system design, feasibility studies, equipment reviews, and for long-range planning and management service within the division of communications; and

(6) To prepare and report to the Clerk of the Legislature and the Governor at least twenty days before the commencement of each regular session of the Legislature:



(a) A full and detailed statement of the financial condition and administrative operations of the division of communications, and the amount of the expenditures for the last fiscal year;

(b) A full and detailed statement of communications facilities, services, and equipment in the state system, showing fully all liabilities and resources of the state; and

(c) Such plans as he or she may recommend and deem expedient to facilitate maximum systemization, utilization, and understanding of the communications system.

Each member of the Legislature shall receive a copy of such report by making a request for it to the director.

Sec. 51. That section 81-1125.01, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-1125.01. It shall be the duty of the Director of Administrative Services to digest, prepare, and report to the Governor of the state, Tax Commissioner and the Clerk of the Legislature, at least twenty days before the commencement of each regular session of the Legislature:

(1) A full and detailed statement of the condition of the treasury, and the amount of the expenditures for the last fiscal year;

(2) A full and detailed statement of the public debt, showing fully all liabilities and resources of the state; and

(3) Such plans as he or she may deem expedient for (a) the support of public credit, (b) lessening the public expenses, (c) using the public money to the best advantage, (d) promoting frugality and economy in public offices, and generally for the better management and more perfect understanding of the fiscal affairs of the state, and (e) securing uniformity and efficiency in the levying and collecting of taxes, systematizing the work to be done by officers having duties to perform under the revenue law.

Each member of the Legislature shall receive a copy of the report required by this section by making a request for it to the director.

Sec. 52. That section 81-1219, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-1219. (1) The commission shall meet at least once every calendar quarter. Meetings shall be held on the first Friday of January, April, July, and October. If such day is a holiday, or if the commission is prevented from meeting on such day, the meeting shall be held on the following Friday. Special meetings may be called at the request of eight members. Eight members shall constitute a quorum. The commission shall make a report annually to the Clerk of the Legislature and the Governor as to the work and accomplishments of the commission. Each member of the Legislature shall receive a copy of such report by making a request for it to the chairperson of the commission.

(2) Any member of the commission who, without a valid excuse, fails to attend quarterly or special meetings shall be terminated as a member of the commission and a successor shall be appointed to complete the term of office.

Sec. 53. That section 81-1244, Revised Statutes Supplement, 1978, be amended to read as follows:

81-1244. The Department of Economic Development shall prepare a biennial report of its activities for the Governor and the Clerk of the Legislature. Each member of the Legislature shall receive a copy of such report by making a request for it to the director.

Sec. 54. That section 81-1318, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-1318. There is hereby created a State Personnel Board, which shall be composed of five members, not more than three of whom shall be members of the same political party, who shall be appointed by the Governor subject to confirmation by the Legislature. One of the original members shall be appointed for a term of one year, one for a term of two years, one for a term of three years, one for a term of four years, and one for a term of five years, as designated by the Governor in his or her original appointment, beginning from August 4, 1969. Their successors shall be appointed for terms of five years each, except that any individual chosen to fill a vacancy shall be appointed only for the unexpired term of the member whom he or she shall succeed.

Employees of the State of Nebraska, except faculty members of the University of Nebraska and the state colleges, shall not be appointed as members of the State Personnel Board. No less than three of the members of the State Personnel Board shall be people who have had considerable experience in personnel work or labor relations work.

The duties of the State Personnel Board shall consist of the following:

- (1) To hear appeals and grievances of all employees not elected or not appointed by the Governor;
- (2) To review and counsel the statewide personnel operation;
- (3) To approve administrative rules set by the Personnel Director;
- (4) To report to the Governor and the Clerk of the Legislature at least biennially on the efficiency and effectiveness of the department; and
- (5) To act in the capacity of Joint Merit System Council as provided by sections 81-8,106 and 81-8,107.

Each member of the Legislature shall receive a copy of such report by making a request for it to the board.

Sec. 55. That section 81-1335, Revised Statutes Supplement, 1978, be amended to read as follows:

81-1335. (1) The Director of Personnel shall conduct a comprehensive salary survey of selected bench-mark classes to determine the competitive standing of state salaries with salary levels of the labor markets described in subsection (2) of this section. This survey shall include a comparison of hiring rates, average salary, and maximum rates.

(2) The survey shall include but not be limited to the city governments of Lincoln and Omaha, governments of Lancaster and Douglas County, and a representative sample of private sector employers with whom the state competes for employees. The survey shall not include states other than Nebraska and those states adjacent thereto.

(3) The Director of Personnel shall provide a report of the survey findings to the Clerk of the Legislature, the Governor, and the Department of

Administrative Services not later than August 1 of each year. This report shall include an evaluation of the competitive standing of the state's hiring rates and maximum salary rates with recommendations for any necessary revisions of such rates. Each member of the Legislature shall receive a copy of such report by making a request for it to the director.

Sec. 56. That section 81-1337, Revised Statutes Supplement, 1978, be amended to read as follows:

81-1337. The State Personnel Board shall review and verify the annual salary survey report. In a statement provided to the Governor and the Clerk of the Legislature by August 15 of each year, each member of the board shall indicate whether the member believes proper methodology was employed in conducting the survey and whether the survey data was correctly interpreted in the survey report. Each member of the Legislature shall receive a copy of such report by making a request for it to the director.

Sec. 57. That section 81-1423, Revised Statutes Supplement, 1978, be amended to read as follows:

81-1423. The commission shall have authority to:

(1) Adopt rules and regulations for its organization and internal management and rules and regulations governing the exercise of its powers and the fulfillment of its purposes under sections 81-1415 to 81-1426;

(2) Delegate to one or more of its members such powers and duties as it may deem proper;

(3) Coordinate and jointly pursue its activities with the central state planning and programming office;

(4) Appoint and abolish such advisory committees as may be necessary for the performance of its functions and delegate appropriate powers and duties to them;

(5) Plan improvements in the administration of criminal justice and promote their implementation;

(6) Make or encourage studies of any aspect of the administration of criminal justice;

(7) Conduct research and stimulate research by public and private agencies which shall be designed to improve the administration of criminal justice;

(8) Coordinate activities relating to the administration of criminal justice among agencies of state and local government;

(9) Cooperate with the federal and other state authorities concerning the administration of criminal justice;

(10) Accept and administer loans, grants, and donations from the United States, its agencies, the State of Nebraska, its agencies, and from other sources, public and private, for carrying out any of its functions; Provided, that no communications equipment be acquired or approval for acquisition of communications equipment be granted without receiving the written approval of the director of the division of communications of the Department of Administrative Services;

(11) Enter into contracts, leases, and agreements necessary, convenient or desirable for carrying out its purposes and the powers granted under sections 81-1415 to 81-1426 with agencies of state or local government, corporations, or persons;

(12) Acquire, hold and dispose of personal property in the exercise of its powers;

(13) Conduct random annual audits of criminal justice agencies to verify the accuracy and completeness of criminal history record information maintained by such agencies and to determine compliance with laws and regulations dealing with the dissemination, security, and privacy of criminal history information;

(14) Report annually to the Governor and to the Clerk of the Legislature on its activities, and make such other reports as it may deem appropriate; and

(15) Do all things necessary to carry out its purposes and for the exercise of the powers granted in sections 81-1415 to 81-1426, except that no activities or transfers or expenditures of funds available to the agency shall be inconsistent with legislative policy as reflected in substantive legislation, legislative intent legislation, or appropriations legislation.

Each member of the Legislature shall receive a copy of such report required by subdivision (14) of this section by making a request for it to the chairperson of the commission.

Sec. 58. That section 81-1533, Reissue Revised Statutes of Nebraska, 1943, be amended to read as

follows:

81-1533. All funds appropriated to aid in defraying the state's share of participation in Public Law 92-500, the Federal Water Pollution Control Act Amendments of 1972, shall be administered on a cash-flow basis utilizing General Funds appropriated to Agency No. 84 -- Department of Environmental Control, Program No. 518 -- Wastewater Treatment Facilities, to meet payout requirements as they occur. The director is hereby authorized to make state allocations concurrent with any federal grant to political subdivisions for the construction of wastewater treatment facilities at the rate of twelve and one half per cent of the total eligible cost of the projects. Such state allocations shall contain a provision that payment of the amount allocated is conditional upon the availability of appropriated funds. The director shall submit to the Governor and the Clerk of the Legislature a semiannual report on January 1 and July 1 of each fiscal year containing information which shows the financial status of the program including a statement of the fund balance, an itemized list of all conditional grants made to political subdivisions including actual and estimated amounts and time of payouts, the necessary appropriations required to meet those grants, and any other information which will reflect the progress and financial status of the program. Each member of the Legislature shall receive a copy of the report required by this section by making a request for it to the director. Such funds shall be annually apportioned among Nebraska communities based principally on need and in accordance with the procedures established through the state's continuing planning process pursuant to section 303 (e) of the federal act under which federal participation is contingent.

Sec. 59. That section 81-1604, Revised Statutes Supplement, 1978, be amended to read as follows:

81-1604. The State Energy Office shall prepare an annual report of its activities for the Governor and the Clerk of the Legislature which report shall include an analysis of state energy trends. Such report shall be on a calendar year basis and presented within thirty-one days following the close of each calendar year.

Each member of the Legislature shall receive a copy of such report by making a request for it to the director of the energy office.

Sec. 60. That section 81-1833, Revised Statutes Supplement, 1978, be amended to read as follows:

81-1833. The board shall prepare and submit to the Governor and the Clerk of the Legislature an annual report of its activities under sections 81-1801 to 81-1841 including the name of each applicant, a brief description of the facts in each case, and the amount of compensation awarded. Each member of the Legislature shall receive a copy of such report by making a request for it to the board.

Sec. 61. That section 83-109, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

83-109. The Department of Public Institutions shall have general control over the admission of patients and residents to all institutions over which it has jurisdiction. Each individual shall be assigned to the institution best adapted to care for him. A record of every patient or resident of every institution shall be kept complete from the date of his entrance to the date of his discharge or death, such records to be accessible only to the department, a Legislative Committee, the Governor, any federal agency requiring medical records to adjudicate claims for federal benefits, any public or private agency under contract to provide facilities, programs and patient services, or upon order of a judge or court. Transfers of patients or residents from one institution to another shall be within the exclusive jurisdiction of the department and shall be recorded in the office of the department, with the reasons for such transfers. When the department is unable to assign a patient to a regional center or commit him or her to any other institution at the time of application, a record thereof shall be kept, and the patient accepted at the earliest practicable date. A report annually shall be furnished the next Clerk of the Legislature of the number of patients so refused from each county. Each member of the Legislature shall receive a copy of such report by making a request for it to the director. The superintendents of the regional centers and Beatrice State Developmental Center shall notify the department immediately whenever there is any question regarding the propriety of the commitment, detention, transfer, or placement of any person admitted to a state institution. The department shall then investigate the matter and take such action as shall be proper. Any interested party who is not satisfied with such action may appeal his or her case to the district court in the district where such party resides. The department shall have full authority on its own suggestion, or upon the application of any interested person, to investigate the physical and mental status of any patient or resident of any regional center or the Beatrice State Developmental Center. If upon such

investigation the department shall consider such patient or resident fit to be released from the regional center or Beatrice State Developmental Center, it shall cause such patient or resident to be discharged or released on convalescent leave.

Sec. 62. That section 83-112, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

83-112. (1) The Department of Public Institutions shall gather information as to the expenditures of charitable institutions in this and other countries, and regarding the best and most successful methods of caring for the insane, imbecile, and other defective classes.

(2) The Department of Public Institutions shall encourage scientific investigation of the treatment of insanity, epilepsy, and all other diseases and causes that contribute to defectiveness, by the medical staffs of the state medical institutions, and shall publish in its annual report of the past fiscal year the result of the scientific and clinical work being done in the state institutions. The department shall provide forms for statistical returns to be made by the institutions in their annual reports. The department shall make an investigation of the conditions, causes, prevention, and cure of pauperism, insanity, epilepsy, imbecility, evil home conditions and environment, defectiveness, and degeneracy. The department shall give special attention to the methods of care, treatment, education, and improvement of the inmates of the institutions under its control, and shall exercise a careful supervision of the methods to the end that, so far as practicable, the best treatment and care known to modern science shall be given to the inmates, and that the best methods of teaching, improving, and educating defectives shall be used.

(3) The result of the investigations of the Department of Public Institutions, as required by subsections (1) and (2) of this section, a description of the methods of treatment and care, or of teaching defectives, together with complete statistical information regarding all state institutions under the control of the department, shall be embodied in a biennial report to the Clerk of the Legislature. Each member of the Legislature shall receive a copy of such report by making a request for it to the director.

Sec. 63. That section 83-163, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:



83-163. In carrying out his or her duties under sections 83-159 to 83-169, the Director of the Division on Alcoholism shall:

(1) With the advice of the commission, prepare regulations governing (a) personnel standards; (b) the protection of records and confidential information; (c) the eligibility of persons for services and the making of investigation and determinations to furnish such service; (d) procedures for fair hearings; and (e) such other matters as he finds necessary to carry out the purposes of sections 83-159 to 83-169;

(2) With the advice of the commission, establish and maintain appropriate subordinate administrative units within the commission;

(3) Recommend to the Director of Public Institutions the appointment of such personnel as he or she deems necessary for the efficient performance of the functions of the division;

(4) Prepare and submit to the Governor and the Clerk of the Legislature, through the Director of Public Institutions, reports of the activities and expenditures and, prior to each regular session of the Legislature, estimates of sums required for carrying out the provisions of sections 83-159 to 83-169 and estimates of the amounts to be made available for this purpose from all sources;

(5) Make certification for disbursement, in accordance with law and regulations, of funds available for services under sections 83-159 to 83-169;

(6) With the advice of the commission and the approval of the Director of Public Institutions, take such other action as he or she deems necessary or appropriate to carry out the purposes of sections 83-159 to 83-169;

(7) Delegate to any employee of the division such of his powers and duties, except the making of regulations and the making of recommendations for the appointment of personnel, as he or she finds necessary to carry out the purposes of sections 83-159 to 83-169; and

(8) Attend all meetings of the commission as an ex officio member without vote.

Each member of the Legislature shall receive a copy of the report required by subdivision (4) of this section by making a request for it to the director of the

division.

Sec. 64. That section 83-173, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

83-173. The Director of Correctional Services shall:

(1) Supervise and be responsible for the administration of the Department of Correctional Services;

(2) Establish, consolidate, or abolish any administrative subdivision within the department and appoint and remove for cause the heads thereof, and delegate appropriate powers and duties to them;

(3) Establish and administer policies and programs for the operation of the facilities in the department and for the custody, control, safety, correction and rehabilitation of persons committed to the department;

(4) Appoint and remove the chief executive officer of each facility and delegate appropriate powers and duties to him or her;

(5) Appoint and remove employees of the department and delegate appropriate powers and duties to them;

(6) Make rules and regulations for the management, correctional treatment and rehabilitation of persons committed to the department, the administration of facilities, and the conduct of officers and employees under his or her jurisdiction;

(7) Designate the place of confinement of persons committed to the department subject to the provisions of section 83-176;

(8) Collect, develop and maintain statistical information concerning persons committed to the department, sentencing practices and correctional treatment as may be useful in penological research or in the development of treatment programs;

(9) Provide training programs designed to equip employees for duty in the facilities and related services of the department and to raise and maintain the educational standards and the level of performance of such employees;

(10) Transmit annually to the Governor and the Director of Public Institutions a report of the operations of the department for the preceding calendar year, which report shall be transmitted by the Governor to the Clerk of the Legislature; and

(11) Exercise all powers and perform all duties necessary and proper in carrying out his or her responsibilities.

Each member of the Legislature shall receive a copy of the report required by subdivision (10) of this section by making a request for it to the director.

Sec. 65. That section 83-192, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

83-192. The Board of Parole shall:

(1) Determine the time of release on parole of committed offenders eligible for such release;

(2) Fix the conditions of parole, revoke parole, issue or authorize the issuance of warrants for the arrest of parole violators, and impose other sanctions short of revocation for violation of conditions of parole;

(3) Determine the time of discharge from parole;

(4) Visit and inspect any facility, state or local, for the detention of persons charged with or convicted of an offense, and for the safekeeping of such other persons as may be remanded thereto in accordance with law;

(5) Serve in an advisory capacity to the Director of Correctional Services in administering parole services within any facility and in the community;

(6) Interpret the parole program to the public with a view toward developing a broad base of public support;

(7) Conduct research for the purpose of evaluating and improving the effectiveness of the parole system;

(8) Recommend parole legislation to the Governor;

(9) Review the record of every committed offender, whether or not eligible for parole, not less

than once each year. Such review shall include the circumstances of the offender's offense, the presentence investigation report, his or her previous social history and criminal record, his or her conduct, employment, and attitude during commitment, and the reports of such physical and mental examinations as have been made. The board shall meet with such offender and counsel him or her concerning his progress and his prospects for future parole;

(10) Make rules and regulations for its own administration and operation;

(11) Appoint and remove all employees of the board and delegate appropriate powers and duties to them;

(12) Transmit annually to the Governor a report of its work for the preceding calendar year, which report shall be transmitted by the Governor to the Clerk of the Legislature; and

(13) Exercise all powers and perform all duties necessary and proper in carrying out its responsibilities under the provisions of this act.

Each member of the Legislature shall receive a copy of the report required by subdivision (12) of this section by making a request for it to the chairperson of the board.

Sec. 66. That section 83-1,127, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

83-1,127. The Board of Pardons shall:

(1) Exercise the pardon authority as defined in section 83-170 for all criminal offenses except treason and cases of impeachment;

(2) Make rules and regulations for its own administration and operation;

(3) Appoint and remove all employees of the Board of Pardons and delegate appropriate powers and duties to them;

(4) Consult with the Board of Parole concerning applications for the exercise of pardon authority;

(5) Transmit annually to the Clerk of the Legislature a report of its work for the preceding calendar year; and

(6) Exercise all powers and perform all duties necessary and proper in carrying out its responsibilities under the provisions of this act.

Each member of the Legislature shall receive a copy of the report required by subdivision (5) of this section by making a request for it to the Governor as chairperson of the Board of Pardons.

Sec. 67. That section 83-1,149, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

83-1,149. The Director of Medical Services shall:

(1) Supervise and be responsible for the administration of the Division of Medical Services;

(2) Establish, consolidate, or abolish administrative subdivisions within the division and appoint and remove for cause the heads thereof, and delegate appropriate powers and duties to them;

(3) Establish and administer policies for the clinical programs and services of the division;

(4) Appoint and remove for cause the chief executive officer of each facility referred to in subdivision (1) of section 83-1,147, and delegate appropriate powers and duties to him or her;

(5) Appoint and remove for cause all employees of the division and delegate appropriate powers and duties to them;

(6) Make rules and regulations, not inconsistent with law, for the government of the division, the conduct of the clinical programs and services of the division, the admission of persons to the facilities, programs and services of the division, the care, treatment and training of patients by the division, the conduct of officers and employees of the division, the custody, use and preservation of the records, papers, books and documents of the division, and such other matters as are necessary and proper in carrying out the duties of his or her office;

(7) Designate the appropriate clinical program or service for patients of the division;

(8) Collect, develop and maintain statistical information concerning the clinical operation of the

division and its facilities, programs and services;

(9) Provide training programs designed to equip employees for duties in the facilities, programs and services of the division and to raise and maintain the educational standards and the level of performance of such employees;

(10) Operate the division in conformity with the administrative practices of the Department of Public Institutions;

(11) Transmit annually to the Director of Public Institutions a report of the operations of the division for the preceding calendar year, which report shall be transmitted by the Director of Public Institutions to the Governor and to the Clerk of the Legislature;

(12) Have such additional responsibilities and perform such additional duties as may be assigned to him or her by law or by the Director of Public Institutions; and

(13) Exercise all powers and perform all duties necessary and proper in carrying out his or her responsibilities.

Each member of the Legislature shall receive a copy of the report required by subdivision (11) of this section by making a request for it to the Director of Public Institutions.

Sec. 68. That section 83-4,105, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

83-4,105. The Nebraska Law Enforcement and Justice Advisory Committee shall submit to---the legislature a Comprehensive Penal Reform Plan on or before March 31 of each year---Reports and reports as to the progress of such plan shall to be made--to--each legislative--session filed with the Clerk of the Legislature. as-to-the--progress-of--the--plan--by--the Nebraska-Law-Enforcement-and-Justice-Advisory-Committee. Each member of the Legislature shall receive a copy of the plan and progress reports by making a request for them to the chairperson of the committee.

Sec. 69. That section 83-907, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

83-907. The Department of Correctional Services shall prepare, annually, a detailed statement of the cost of maintaining each institution under its control, and shall furnish the Governor and the Clerk of the Legislature, annually, with a complete report of the condition and work of each institution, showing in detail every financial transaction and the dates of the official visits paid to each institution. The report shall include reports by the chief executive officer of each institution and shall be filed not later than the first day of December of each year. Each member of the Legislature shall receive a copy of such report by making a request for it to the director.

Sec. 70. That section 83-909, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

83-909. (1) The Department of Correctional Services shall gather information as to the expenditures of reformatory and penal institutions in this and other countries, and regarding the best and most successful methods of caring for criminals.

(2) The Department of Correctional Services shall encourage scientific investigation of the treatment of delinquency and crime, and shall publish in an annual report the result of the scientific and clinical work being done. The department shall provide forms for statistical returns to be made by the institutions in their annual reports. The department shall make an investigation of crime and delinquency. The department shall give special attention to the methods of care, treatment, education, and improvement of the inmates of the institutions under its control, and shall exercise a careful supervision of the methods to the end that, so far as practicable, the best treatment and care known to modern science shall be given to the inmates, and that the best methods of teaching, improving, and educating defectives shall be used.

(3) The result of the investigations of the Department of Correctional Services, as required by subsections (1) and (2) of this section, a description of the methods of treatment and care, together with complete statistical information regarding all state institutions under the control of the department, shall be embodied in an annual report to the Clerk of the Legislature.

Each member of the Legislature shall receive a copy of the report required by subsection (3) of this section by making a request for it to the director.

Sec. 71. That section 84-156, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

84-156. The State Office of Planning and Programming is hereby authorized to examine, with the assistance of other state agencies or officials, the land-use regulatory programs of all counties and municipalities, and is directed to do so by January 1, 1977. It is further directed to reexamine such programs and examine new regulatory programs at least once annually thereafter. Such examinations shall be limited to a scrutiny of the procedure and practices utilized in municipalities, counties, and interlocal regulatory programs by their legislative bodies, planning commissions, boards of adjustment, and planning and enforcement staffs to insure that such procedures, practices, and related actions are consistent with state laws that relate to land-use regulations which are in force as of August 24, 1975. Specifically to be excluded from such examination are matters, consistent with state statutes, which relate to the efficiency, efficacy, or constitutionality of the regulatory and planning techniques utilized in local programs. A confidential report shall be provided by the state agency to each municipality, county, or interlocal organization examined which provides a listing of procedures, practices, and actions that were found to be inconsistent with state law, and a corresponding list of suggestions for correcting those deficiencies. After one hundred twenty days and within one hundred fifty days of the delivery of the report, the state agency shall publish a report in a newspaper of general circulation within the municipality, county, or municipalities and counties involved which describes any deficiencies which remained uncorrected one hundred twenty days after the confidential report was delivered. The state agency shall also report annually to the Clerk of the Legislature as to the nature and extent of its findings and as to the extent that procedural corrections were made or not made by the counties and municipalities. Each member of the Legislature shall receive a copy of such report by making a request for it to the Director of Planning and Programming.

Sec. 72. That section 84-311, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

84-311. The Director of Administrative Services shall report to the Clerk of the Legislature, within ten days after the commencement of each regular session, a list of all county treasurers, and other persons holding



the public money, whose accounts remain unsettled for six months after they should have been settled according to law, or remain unsettled at the close of the fiscal year, with the reason, if any, therefor. Each member of the Legislature shall receive a copy of such report by making a request for it to the director.

Sec. 73. That section 84-702, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

84-702. The state officers who are required by law to make biennial reports of the past fiscal year to the Clerk of the Legislature shall cause as many copies as they may determine proper to be printed and ready for distribution on or before the first day of the session of the Legislature. Each member of the Legislature shall receive a copy of such report by making a request for it to the state officer responsible for the report.

Sec. 74. That section 84-908.01, Revised Statutes Supplement, 1978, be amended to read as follows:

84-908.01. (1) The committee shall maintain a continuous study to evaluate the rules adopted by agencies, shall make recommendations to aid public understanding of rules and regulations, and shall make an annual report to the Clerk of the Legislature and the Governor of its activities during the past year, and shall include therein its recommendations for legislative action pursuant to sections 84-901.02 and 84-908.02 to 84-908.05 and section 84-904. Each member of the Legislature shall receive a copy of such report by making a request for it to the chairperson of the committee.

(2) The committee may meet and employ such personnel as may be necessary to perform its duties.

Sec. 75. That section 84-1315, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

84-1315. It shall be the duty of the Auditor of Public Accounts to make an annual audit of the retirement system and an annual report to the Clerk of the Legislature of its condition. The retirement board shall have prepared for and filed with the Clerk of the Legislature an annual report of the actuarial condition of the retirement system, such actuarial report to be prepared by a member of the American Academy of Actuaries. Each member of the Legislature shall receive copies of the reports required by this section by making a request for such reports to the Auditor of Public

Accounts and the retirement board.

Sec. 76. That section 85-911, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

85-911. The commission shall prepare an annual report and submit it to the Governor and the Clerk of the Legislature on or before December 31 of each year commencing on December 31, 1976. Such report shall include, but not be limited to, a synopsis of the activities of the commission and its related staff, the names of all personnel employed by or under the supervision of the commission and their responsibilities, the amount of funds received by the commission, the amount of funds expended in carrying out its duties under sections 85-901 to 85-911, and such other information as may be necessary to inform the Governor, Legislature, and interested public of the activities of the commission. Each member of the Legislature shall receive a copy of such report by making a request for it to the chairperson of the commission.

Sec. 77. That section 85-972, Revised Statutes Supplement, 1978, be amended to read as follows:

85-972. The committee shall, on or before July 1 of each year, submit an annual report to the Clerk of the Legislature, public postsecondary institutions, and other interested state or local agencies documenting the progress made in the development and implementation of the information system. Each member of the Legislature shall receive a copy of such report by making a request for it to the chairperson of the committee.

Sec. 78. That section 85-9,100, Revised Statutes Supplement, 1978, be amended to read as follows:

85-9,100. The commission shall establish such rules and regulations for (1) maintenance of such fiscal controls and fund accounting procedures as may be necessary to assure proper disbursement of funds, and (2) submission of annual reports to the Clerk of the Legislature and Governor and, in the event federal funds are disbursed, such reports as are required to the federal government. Each member of the Legislature shall receive a copy of such reports by making a request for them to the chairperson of the commission.

Sec. 79. The Clerk of the Legislature shall periodically prepare and distribute to all members of the Legislature a list of all reports received from state agencies, boards, and commissions. Such lists shall be

prepared and distributed to each legislator no less frequently than once during the first ten days of each legislative session. Upon request by a legislator, the Clerk of the Legislature shall arrange for any legislator to receive a copy of any such report.

Sec. 80. That section 51-413, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

51-413. Every state agency head or his or her appointed records officer shall notify the Nebraska Publications Clearinghouse of his or her identity. The records officer shall upon release of a state publication deposit eight four copies and a short summary including author, title, and subject of each of its state publications with the Nebraska Publications Clearinghouse for record purposes. Two One of these copies shall be forwarded by the clearinghouse to the Nebraska Historical Society for archival purposes and two one to the Library of Congress. Additional copies, including sale items, shall also be deposited in the Nebraska Publications Clearinghouse in quantities certified to the agencies by the clearinghouse as required to meet the needs of the Nebraska publications depository system, ~~-----This requirement includes sale items~~ with the exception that the University of Nebraska Press shall only be required to deposit four copies of its publications.

Sec. 81. The Clerk of the Legislature shall retain the reports received from state agencies, boards, and commissions for three years after the date of receipt of such reports after which time the clerk may dispose of such reports.

Sec. 82. That original sections 2-2316.01, 2-3262, 2-3265, 19-3905, 23-2313, 24-704, 24-705, 35-702, 39-1111, 43-656, 44-113, 44-130, 48-606, 49-904, 50-422, 51-413, 55-130, 60-450, 66-468, 66-469, 68-618, 68-1104, 71-1, 107.22, 71-2026, 72-240.26, 72-718.04, 72-1256, 79-1508, 81-106, 81-822, 81-8,140, 81-8,226, 81-8,251, 81-8,261, 81-1108.15, 81-1108.16, 81-1108.19, 81-1120.15, 81-1125.01, 81-1219, 81-1318, 81-1533, 83-109, 83-112, 83-163, 83-173, 83-192, 83-1,127, 83-1,149, 83-4,105, 83-907, 83-909, 84-156, 84-311, 84-702, 84-1315, and 85-911, Reissue Revised Statutes of Nebraska, 1943, and sections 28-429, 29-2252, 39-1320.01, 48-1,104, 48-1117, 48-1307, 50-429, 76-1650, 77-202.44, 77-333.01, 79-328, 81-178, 81-1,101, 81-1244, 81-1335, 81-1337, 81-1423, 81-1604, 81-1833, 84-908.01, 85-972, and 85-9,100, Revised Statutes Supplement, 1978, are repealed.