

## LEGISLATIVE BILL 1284

Approved by the Governor March 29, 1972

Introduced by Appropriations Committee, Richard D. Marvel, 33rd District, Chairman; John S. Savage, 10th District; Robert L. Clark, 47th District; Fern Hubbard Orme, 29th District; Herb Nore, 22nd District; Wayne W. Ziebarth, 37th District; David H. Stahmer, 8th District; Ramey C. Whitney, 44th District; E. Thome Johnson, 15th District

AN ACT to amend sections 2-105, 2-1558, 24-209, 48-608, 79-329, and 79-4, 123, Reissue Revised Statutes of Nebraska, 1943, sections 39-7, 134 and 49-506, Revised Statutes Supplement, 1969, sections 2-2707, 54-110, and 84-904, Revised Statutes Supplement, 1971, section 14-1820, Reissue Revised Statutes of Nebraska, 1943, as amended by section 16, Legislative Bill 1275, Eighty-second Legislature, Second Session, 1972, section 37-301, Reissue Revised Statutes of Nebraska, 1943, as amended by section 4, Legislative Bill 777, Eighty-second Legislature, First Session, 1971, and section 49-617, Revised Statutes Supplement, 1971, as amended by section 254, Legislative Bill 1032, Eighty-second Legislature, First Session, 1971, relating to publications; to define terms; to create the Nebraska Publications Clearinghouse as a division of the Nebraska Library Commission; to provide for depositing of state agency publications as prescribed; to provide duties and authority; to repeal the original sections, and also sections 51-110, 51-111, and 51-112, Reissue Revised Statutes of Nebraska, 1943.

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

Section 1. As used in this act, unless the context otherwise requires:

(1) Print shall include all forms of printing and duplicating, regardless of format or purpose, with the exception of correspondence and interoffice memoranda;

(2) State publications shall include any multiply-produced publications printed or purchased for distribution, by the state, the Legislature, constitutional officers, any state department, committee

or other state agency supported wholly or in part by state funds;

(3) State agency shall include every state office, officer, department, division, bureau, board, commission and agency of the state, and, where applicable, all subdivisions of each including state institutions of higher education, defined as all state-supported colleges, universities, junior colleges, and vocational technical colleges; and

(4) Governmental publications shall include any publications of associations, regional organizations, intergovernmental bodies, federal agencies, boards and commissions, or other publishers that may contribute supplementary materials to support the work of the state legislature and state agencies.

Sec. 2. There is hereby created as a division of the Nebraska Library Commission, a Nebraska Publications Clearinghouse. The clearinghouse shall establish and operate a publications collection and depository system for the use of Nebraska citizens. To this end, the Nebraska Library Commission shall make such rules and regulations as shall be necessary to carry out the provisions of this act.

Sec. 3. Every state agency head or his appointed records officer shall notify the Nebraska Publications Clearinghouse of his identity. The records officer shall upon release of a state publication deposit eight 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 of these copies shall be forwarded by the clearinghouse to the Nebraska Historical Society for archival purposes and two to the Library of Congress. Additional copies 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. 4. The Nebraska Publications Clearinghouse may enter into depository contracts with any municipal, county, or regional public library, state college or state university library, and out-of-state research libraries. The requirements for eligibility to contract as a depository library shall be established by the Nebraska Publications Clearinghouse. The standards shall include and take into consideration the type of library.

ability to preserve such publications and to make them available for public use, and also such geographical locations as will make the publications conveniently accessible to residents in all areas of the state.

Sec. 5. The Nebraska Publications Clearinghouse shall publish and distribute regularly to contracting depository libraries, other libraries, state agencies and legislators, an official list of state publications with an annual cumulation. The official list shall provide a record of each agency's publishing and show author, agency, title and subject approaches.

Sec. 6. Upon request by the Nebraska Publications Clearinghouse, records officers of state agencies shall furnish the clearinghouse with a complete list of their current state publications.

Sec. 7. The Nebraska Publications Clearinghouse shall not engage in general public distribution of either state publications or lists of publications. This act shall not affect the distribution of state publications distributed by state agencies except that the agencies must deposit in the Nebraska Publications Clearinghouse the number of copies of each of their state publications certified by the clearinghouse.

Sec. 8. The Nebraska Publications Clearinghouse shall provide access to local, state, federal and other governmental publications to state agencies and legislators and through interlibrary loan service to citizens of the state.

Sec. 9. That section 2-105, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

2-105. The Secretary of State shall distribute the report as follows: Five Eight copies to the Nebraska Publications Clearinghouse; five copies thereof to each member of the Legislature and to each state officer; one copy by mail to each county clerk, to be by him preserved as one of the public records of the county; one copy by mail to each state and territorial library, ~~the--library of--Congress, the--Senate--library,~~ the library of the House of Representatives, and the library of the agriculture department Department of Agriculture of the United States; one copy to each public library in the state; one hundred copies to the state library; and the balance to the secretary of the State Board of Agriculture, to be by him distributed as the board may direct.

Sec. 10. That section 2-1558, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

2-1558. (1) Within sixty days after a watershed conservancy district is created and certified to the county clerk in the county or counties involved, the individual or joint board of soil and water conservation district supervisors shall appoint a board of directors to serve until the end of the following odd-numbered year. A special election shall be held in November of such odd-numbered year for the purpose of electing directors for the district. Such election shall be governed by rules and regulations as adopted by the Nebraska Soil and Water Conservation Commission. Such board of directors shall, under the supervision of the individual or joint board of soil and water conservation district supervisors, be the governing body of the watershed conservancy district. No person shall be eligible to be a director of a watershed conservancy district who is not a resident taxpayer of legal voting age in the district in which he seeks election.

(2) The board of directors of a watershed conservancy district shall consist of a minimum of five members when the watershed conservancy district lies entirely within one soil and water conservation district. If the territory embraced within a watershed conservancy district lies within more than one soil and water conservation district, the board of directors shall consist of not more than four members residing in the majority area located in a soil and water conservation district and one or two members from each minority area located within additional soil and water conservation districts. The number of directors residing in and to be elected from the majority area and each minority area shall be determined on a proportional number of acres in each area in the district. The determination of the number of directors from each district shall be made by the joint board of soil and water conservation districts. In addition, when a watershed conservancy district includes an area or areas outside of a soil and water conservation district that has been included as a part of the watershed conservancy district as provided for in section 2-1554, that territory shall be represented by one director if the total population as given in the most recent federal decennial census is one thousand to ten thousand; by two directors if the population ranges from ten thousand to twenty-five thousand; by three directors if population ranges from twenty-five thousand to one hundred thousand; and by four directors if population exceeds one hundred thousand.

(3) The board of directors shall annually elect from its membership a chairman, vice-chairman, secretary and treasurer, or combination secretary-treasurer. The secretary-treasurer or treasurer shall execute an official bond for the faithful performance of the duties of his office, such bond to be approved by the board of directors. The bond shall be executed with at least three solvent personal sureties whose solvency must exceed the amount of the bond, or by a corporate surety company authorized to do business in this state and shall be an amount determined by the board of directors. The premium on the bond shall be paid by the board of directors with funds of the watershed conservancy district.

(4) A majority of the board of directors shall constitute a quorum and the concurrence of a majority in any matter within their duties shall be required for its determination.

(5) A director shall receive no compensation for his services but he shall be entitled to compensation for his actual expenses including travel expenses incurred in the discharge of his duties.

(6) No member of the board of directors has any authority to perform the function of sections 2-1550 to 2-1565 except when duly authorized by official action of the board.

(7) In the event of death, resignation, or removal from the district of any director elected as provided, the other directors, by a majority vote thereof, shall appoint a director to serve the unexpired term of such elected director. The board of directors shall so notify the individual or joint boards of soil and water conservation districts of the name of the newly appointed member. When vacancies exist in such number as to exceed a quorum, appointments to fill the unexpired terms shall be made by the individual or joint board.

(8) Copies of the minutes of each meeting, annual budget, and annual audit shall be distributed within thirty days to the office of each of the individual soil and water conservation districts and the office of the Nebraska Soil-and-Water--Conservation Natural Resources Commission, and eight copies to the Nebraska Publications Clearinghouse. The commission and individual or joint soil and water conservation districts may request additional documents as they deem necessary.

Sec. 11. That section 2-2707, Revised Statutes Supplement, 1971, be amended to read as follows:

2-2707. The report of the official test required by section 2-2701 shall be published and made available in the Agricultural Engineering Department of the University of Nebraska, eight copies to the Nebraska Publications Clearinghouse, and in such other places as may be designated by the board of engineers.

Sec. 12. That section 14-1820, Reissue Revised Statutes of Nebraska, 1943, as amended by section 16, Legislative Bill 1275, Eighty-second Legislature, Second Session, 1972, be amended to read as follows:

14-1820. As soon after the end of each fiscal year as may be expedient, the board shall cause to be prepared and printed a complete and detailed report and financial statement of its operations and of its assets and liabilities. A reasonably sufficient number of copies of such report shall be printed for distribution to persons interested, upon request, eight copies shall be filed with the Nebraska Publications Clearinghouse, and a one copy thereof shall be mailed to the mayor and members of the city council and filed with the city clerk of the city of the metropolitan class.

Sec. 13. That section 24-209, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

24-209. The Supreme Court Reports shall be deposited in the State Library. Copies thereof shall be distributed by the librarian to each judge of the Supreme, district, county, and municipal courts, to each county law library, to each state and territorial library, to each officer of the executive department of this state, and to each judge of the United States District and Circuit Courts of this state; to the Nebraska Workmen's Compensation Court, two copies; to the library of the College of Law of ~~The~~ the University of Nebraska, as provided in sections 85-176 and 85-177; and to the ~~Library of Congress and State Historical Society~~, two Nebraska Publications Clearinghouse, eight copies. One complete set of Supreme Court Reports and one volume of all subsequent reports shall be furnished to each judge of a separate juvenile court by the State Librarian. The balance of said reports shall be sold as called for at the rate of five dollars per volume. The money arising from such sales shall be paid into the General Fund of the state treasury.

Sec. 14. That section 37-301, Reissue Revised Statutes of Nebraska, 1943, as amended by section 4, Legislative Bill 777, Eighty-second Legislature, First Session, 1971, be amended to read as follows:

37-301. (1) The Game and Parks Commission is hereby authorized and empowered, in accordance with the provisions of this act, other provisions of law and lawful regulations, to fix, prescribe, and publish regulations as to open seasons and closed seasons, either permanent or temporary, and as to bag limits or the methods, or type, kind and specifications of hunting or fishing gear used in the taking, killing, hunting, or pursuing of any game, game fish, game animals, fur-bearing animals or game birds or as to the age, sex, species or area of the state in which any game, game fish, game animals, fur-bearing animals or game bird may be taken, hunted, killed or pursued, or as to the taking, killing, hunting, or pursuing of any particular kinds, species, or sizes of game, game fish, game animals, fur-bearing animals, and game birds defined in this act, in any designated waters or areas of this state, after due investigation and having due regard to the distribution, abundance, economic value, breeding habits, migratory habits, and causes of depletion or extermination of the same in such designated waters or areas, and having due regard to the volume of the hunting, trapping and fishing practiced therein and the climatic, seasonal, and other conditions affecting the protection, preservation, and propagation of the same in such waters or areas. Such regulations may be amended, modified, or repealed from time to time, subject to the above limitations and standards, and such regulations and all amendments, modifications, and repeals thereof shall be based upon investigation and available but reliable data relative to the above limitations and standards. Each regulation and each amendment, modification, or repeal thereof, when made and issued, shall be placed on file in the office of the commission, and a certified copy thereof shall be sent by either registered or certified mail to the clerk and sheriff of each county, the whole or any part of which is affected thereby, not less than fifteen days before the taking effect of such order, and eight copies shall be filed with the Nebraska Publications Clearinghouse. These officers shall immediately post such copy so received in a conspicuous place in his or her office.

(2) A copy of each such regulation, amendment, modification, and repeal may be published by the commission in a legal newspaper or newspapers of general circulation in the area affected thereby and shall also be included and printed in each official compilation of the Nebraska game and fish laws.

(3) Each such regulation, amendment, modification, and repeal shall specify the date when it shall become effective and while it remains in effect,

shall have the force and effect of law.

(4) Regardless of the provisions of this section, or of other sections of this chapter which empower the commission to set seasons on game birds or animals or provide the means and method by which such seasons are set or promulgated and regardless of the provisions of sections 84-901 to 84-916, the commission may close or reopen any open season previously set on game birds or animals in all or any specific portion of the state. The commission shall only close or reopen such seasons by majority vote at a valid special meeting called under the provisions of section 81-803 and other provisions of statutes regarding the holding of public meetings. Any closing or reopening of an open season previously set by the commission shall not be effective for at least twenty-four hours after such action by the commission. The commission shall make every effort to make available to all forms of the news media the information on any opening or closing of any open season on game birds or animals previously set. The commission may only use this special provision allowing the commission to open or close game bird or animal seasons previously set in emergency situations in which the continuation of the open season would result in grave danger to human life or property.

Sec. 15. That section 39-7,134, Revised Statutes Supplement, 1969, be amended to read as follows:

39-7,134. In order to promote public safety and to preserve and protect state highways and prevent immoderate and destructive use of the same, the Department of Roads may formulate and promulgate rules and regulations in regard to the use of and travel upon the state highways. Such rules and regulations shall be consistent with the provisions of Chapter 39, shall be published and issued in pamphlet form by the department, and shall be designated as the official state highway rules and regulations of the Department of Roads. Eight copies of the pamphlets shall be furnished to the Nebraska Publications Clearinghouse. Such pamphlets shall be available upon request to the general public free of charge.

Such rules and regulations may include specifications, standards, limitations, conditions, requirements, definitions, enumerations, descriptions, procedures, prohibitions, restrictions, instructions, controls, guidelines, and classifications relative to the following:

(1) The issuance or denial of special permits for the travel of vehicles or objects exceeding statutory size and weight capacities upon the highways as authorized by section 39-722.01;

(2) The design, use and maintenance of a system of uniform traffic control devices, signs, signals, and markings consistent with Chapter 39, for use upon the streets, roads and highways within the state;

(3) The use of highways in obedience to the uniform traffic control devices, signs, signals and markings herein referred to; the use thereof when under construction, barricaded or under repair; the use thereof in obedience to detour and other similar signs; and may include restrictions, limitations, or prohibitions relative to parking, standing, or stopping a vehicle thereon, use of bridges and other structures for other than vehicular travel purposes, and occupancy of the right-of-way, or any portion thereof, by persons, animals, structures, objects or things of any kind or nature;

(4) Qualification and prequalification of contractors, including but not limited to maximum and minimum qualifications, ratings, classifications, classes of contractors or classes of work, or both, and procedures to be followed;

(5) The setting of special load restrictions and special speed restrictions, as provided in Chapter 39;

(6) The placing, location, occupancy, erection, construction, or maintenance, upon any highway or area within the right-of-way, of any pole line, pipe line or other utility located above, on or under the level of the ground in such area;

(7) Contents, use and purpose of violation cards, warning cards, summons, tickets, and such other notifications of law violations as may be necessary for use by the Nebraska State Patrol, weighing station personnel, and such other law enforcement agencies being a part of the department, necessary for notification of violations of law;

(8) Protection and preservation of trees, shrubbery, plantings, buildings, structures, and all other things located upon any highway or any portion of the right-of-way of any highway by the department;

(9) Applications for the location of, and location of, private driveways, commercial approach

roads, facilities, things or appurtenances upon the right-of-way of state highways, including but not limited to procedures for applications for permits for such driveways and things, and standards for the issuance or denial of such permits, based on highway traffic safety, and the foregoing may include reapplication for permits, applications for permits for existing facilities, and, in any event, issuance of permits may also be conditioned upon approval of the design of such facilities;

(10) Outdoor advertising signs, displays and devices in areas where the department is authorized by law to exercise such controls; and

(11) The Grade Crossing Protection Fund provided for in section 39-7,136, including but not limited to authority for application, procedures on application, effect of application, as well as procedures and effect of granting such applications and standards and specifications governing the type of control thereunder.

The foregoing shall not be deemed amendatory or in derogation of any other grant of power or authority to the department to make or promulgate rules and regulations, but shall be considered additional and supplementary thereto.

Sec. 16. That section 48-608, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

48-608. The Commissioner of Labor shall cause to be printed for distribution to the public the text of sections 48-601 to 48-668, his regulations and general rules, his annual reports to the Governor, and any other material he deems relevant and suitable, and shall furnish eight copies of the same to the Nebraska Publications Clearinghouse, and one copy to any person upon application therefor.

Sec. 17. That section 49-506, Revised Statutes Supplement, 1969, be amended to read as follows:

49-506. After all the requisitions before mentioned have been filled by the Secretary of State he shall deliver one copy of the laws and journal to each state officer, state institution, and state board, and two copies to ~~the--librarian--of--the--State--Historical Society--and~~ the Revisor of Statutes, and eight copies to the Nebraska Publications Clearinghouse. Distribution of copies to the library of the College of Law of the University of Nebraska shall be as provided in sections 85-176 and 85-177. The remaining copies shall be

delivered to the State Librarian who shall use the same, so far as required for exchange purposes, in building up the State Library, and in the manner specified in sections 49-507 to 49-509.

Sec. 18. That section 49-617, Revised Statutes Supplement, 1971, as amended by section 254, Legislative Bill 1032, Eighty-second Legislature, First Session, 1971, be amended to read as follows:

49-617. The Revisor of Statutes shall cause the statutes to be printed. The printer shall deliver all completed copies to the State Librarian. These copies shall be held and disposed of by such librarian as follows: Sixty copies to the Nebraska State Library to exchange for statutes of other states; five copies to the Nebraska State Library to keep for daily use; fifteen copies to the Nebraska Legislative Council for bill drafting and related services to the Legislature and executive state officers; not to exceed twenty copies to the Attorney General; eight copies to the Nebraska Publications Clearinghouse; six copies to the State Railway Commission; four copies to the Secretary of State; four copies to the Clerk of the Nebraska Legislature; two copies each to the Governor of the state, the Chief Justice and each Judge of the Supreme Court, the Clerk of the Supreme Court, the Reporter of the Supreme Court, the Auditor of Public Accounts, the Nebraska-State-Historical-Society, and the Revisor of Statutes; one copy each to the Secretary of State of the United States, the library of the Supreme Court of the United States, each newly elected member of the Legislature or members appointed to fill a vacancy of the Legislature and such copies as necessary to complete previously issued volumes to elected members of the Legislature, the Adjutant General, the Air National Guard, the Commissioner of Education, the State Treasurer, the Board of Educational Lands and Funds, the Director of Agriculture, the Director of Administrative Services, the Director of Aeronautics, the Department of Economic Development, the Commissioner of Labor, the Director of Health, the Director-State Engineer, the Director of Banking, the Director of Insurance, the Director of Motor Vehicles, the Director of Veterans' Affairs, the Director of Water Resources, the Director of Public Welfare, the Director of Public Institutions, the Nebraska Emergency Operating Center, each judge of the Nebraska Workmen's Compensation Court, each judge of the Court of Industrial Relations, the Nebraska Liquor Control Commission, the Nebraska Natural Resources Commission, the State Real Estate Commission, the secretary of the Game and Parks Commission, the Board of Pardons, each state institution under the Department of

Public Institutions, each state institution under the State Department of Education, the State Sheriff, the Tax Commissioner, the State Surveyor, the Nebraska State Patrol, Purchasing Agent, State Personnel Office, Nebraska Motor Vehicle Industry Licensing Board, Board of Trustees of the Nebraska State Colleges, each of the State Teachers Colleges, each district judge of the State of Nebraska, each district county judge, each judge of a separate juvenile court, the Lieutenant Governor, each United States Senator from Nebraska, each United States Representative from Nebraska, each clerk of the district court for the use of the district court, each associate county judge, each county attorney, and each county law library of the State of Nebraska, and each judge of the municipal court, and the inmate library at all state penal and correctional institutions; Provided, copies of the statutes distributed without charge, as above listed, shall be the property of the state or governmental subdivision of the state and not the personal property of the particular person receiving a copy. Distribution of statutes to the library of the College of Law of the University of Nebraska shall be as provided in sections 85-176 and 85-177.

Sec. 19. That section 54-110, Revised Statutes Supplement, 1971, be amended to read as follows:

54-110. It shall be the duty of the Secretary of State from time to time to cause to be published in book form a list of all brands and marks on record at the time of such publication. Such lists may be supplemented from time to time. The publication shall contain a facsimile of all brands and marks recorded, together with the owner's name and post-office address. The records shall be arranged in convenient form for reference. It shall be the duty of the Secretary of State to send, without any charge, eight copies to the Nebraska Publications Clearinghouse, and to each brand inspector of record and to the county sheriff of each county in the Nebraska brand inspection area one copy of the brand and mark book and supplements thereto, which shall be kept as a matter of public record. The books and supplements may be sold to the general public at not to exceed twelve dollars per copy.

Sec. 20. That section 79-329, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-329. The State Board of Education shall have authority (1) to provide for the education of and approve special educational facilities and programs provided in the public schools for physically handicapped children

other than the deaf and visually handicapped, (2) to act as the state's authority for the approval of all types of veterans educational programs, financially supported in whole or in part by the federal government, (3) to supervise and administer any educational or training program for persons under twenty-one years of age which may hereafter be established within the state by the federal government, except higher education in approved colleges, (4) to coordinate educational activities in the state that pertain to elementary and secondary education, and such other educational programs as are placed by statute under the jurisdiction of the board, (5) to receive and distribute according to law any money, commodities, goods, or services made available to the board from the state or federal government or from any other source, (6) to publish, from time to time, directories of schools and educators, pamphlets, courses of study, handbooks on school constitution and other matters of interest to educators and similar publications, which publications may be distributed without charge to schools and school officials within this state or may be sold at a price not less than the actual cost of printing with the proceeds of such sale being transmitted to the State Treasurer and by him deposited in the state treasury to the credit of the General Fund, and to furnish eight copies thereof to the Nebraska Publications Clearinghouse; and (7) when necessary for the proper administration of the functions of the department and with the approval of the Governor, to rent or lease space outside the State Capitol.

Sec. 21. That section 79-4,123, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-4,123. For the purpose of instruction in fire dangers and in methods of fire prevention, it shall be the duty of the first assistant state fire marshal and the Department of Education to prepare a book conveniently arranged in chapters or lessons, such chapters or lessons to be in number sufficient to provide a different chapter or lesson for each month of the maximum school year. The expense of publishing the books of instruction, or other literature on the subject of fire dangers, shall be paid out of the appropriation for the maintenance of the office of the State Fire Marshal. Such books of instruction shall be distributed by the department in quantities sufficient to provide a copy for each teacher, and eight copies shall be furnished to the Nebraska Publications Clearinghouse. Every teacher or instructor in every public, private, or parochial school shall devote not less than thirty minutes in each school month to instruction of pupils in the subject of fire

dangers and in the methods of fire prevention.

Sec. 22. That section 84-904, Revised Statutes Supplement, 1971, be amended to read as follows:

84-904. (1) Except as provided in subsections (2) and (4) of this section, each agency shall file eight copies with the Nebraska Publications Clearinghouse, and one copy with the Clerk of the Legislature, not more than thirty nor less than ten days prior to the commencement of each regular legislative session, a certified copy of the rules of the agency in force and effect at the time of filing, properly indexed in the manner prescribed for filing with the Secretary of State, for the consideration of the Legislature. Such rules, when considered by the Legislature, may be rejected, changed, altered, amended, or modified in such manner as it deems advisable.

(2) In lieu of the complete compilation provided for in subsection (1) of this section, each agency may file a report showing only the changes, alterations, additions, or deletions in its rules that have been made since the most recent filing with the Clerk of the Legislature, together with the affidavit of the head of the agency that there have been no other changes, alterations, additions, or deletions. If there have been no changes, alterations, additions, or deletions, the affidavit shall so state and only the affidavit shall be filed.

(3) A certified duplicate copy of the filing made with the Clerk of the Legislature shall be filed with the Secretary of State on the same date. Such certified compilation, when duly filed, shall supersede all rules previously filed. This shall not be construed as precluding any such agency from making additional compilations as often as it is deemed necessary or advisable.

(4) Beginning thirty days prior to the regular session of the Legislature in 1973 each agency shall file new rules with the Clerk of the Legislature. The clerk shall retain all present rules on file in a separate but secure place for two years. All such transferred rules shall be destroyed by the clerk at the end of the two-year period. Thereafter, each agency shall file a certified copy of its rules as set forth in subdivision (1) of this section, or in lieu thereof file an affidavit as set forth in subdivision (2) of this section, setting forth by date, rule number, and subject content sufficient to identify such rules, stating which rules on file are still in force. The clerk shall transfer all rules superseded or not covered by affidavit of the

agency to a separate but secure place and retain the same for a two-year period after which such rules so transferred shall be destroyed.

Sec. 23. That original sections 2-105, 2-1558, 24-209, 48-608, 79-329, and 79-4,123, Reissue Revised Statutes of Nebraska, 1943, sections 39-7,134 and 49-506, Revised Statutes Supplement, 1969, sections 2-2707, 54-110, and 84-904, Revised Statutes Supplement, 1971, section 14-1820, Reissue Revised Statutes of Nebraska, 1943, as amended by section 16, Legislative Bill 1275, Eighty-second Legislature, Second Session, 1972, section 37-301, Reissue Revised Statutes of Nebraska, 1943, as amended by section 4, Legislative Bill 777, Eighty-second Legislature, First Session, 1971, and section 49-617, Revised Statutes Supplement, 1971, as amended by section 254, Legislative Bill 1032, Eighty-second Legislature, First Session, 1971, and also sections 51-110, 51-111, and 51-112, Reissue Revised Statutes of Nebraska, 1943, are repealed.