

LEGISLATURE OF NEBRASKA

ONE HUNDREDTH LEGISLATURE

FIRST SESSION

LEGISLATIVE BILL 79

FINAL READING

Introduced by Natural Resources Committee: Louden, 49, Chairperson; Carlson, 38; Christensen, 44; Dubas, 34; Fischer, 43; Hudkins, 21; Kopplin, 3; Wallman, 30

Read first time January 5, 2007

Committee: Natural Resources

A BILL

1 FOR AN ACT relating to environmental protection; to amend section  
2 81-1504.01, Revised Statutes Cumulative Supplement, 2006;  
3 to change duties of the Department of Environmental  
4 Quality; to eliminate obsolete provisions; to repeal the  
5 original section; and to outright repeal section 81-1553,  
6 Reissue Revised Statutes of Nebraska.

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

1                   Section 1. Section 81-1504.01, Revised Statutes  
2 Cumulative Supplement, 2006, is amended to read:

3                   81-1504.01 The Department of Environmental Quality shall  
4 provide the following information to the Governor and to the Clerk  
5 of the Legislature by December 1 of each year:

6                   (1) A report by type of service or aid provided by the  
7 use and distribution of federal funds received by the department.  
8 The report shall also include user fees, permit fees, license  
9 fees, and application fees authorized by the federal Environmental  
10 Protection Agency as follows:

11                   (a) Actual expenditure of each grant or authorized fees  
12 for the most recently completed state fiscal year, including state  
13 matching funds;

14                   (b) Current budget and planned use and distribution of  
15 each grant and authorized fees for the current state fiscal year,  
16 including state matching funds;

17                   (c) A summary of the projected funding level of each  
18 grant and authorized fees and the impact of federal mandates and  
19 regulations upon the future use of each grant and authorized fees;  
20 and

21                   (d) Program summaries including statistical summaries  
22 when applicable for the most recently completed state fiscal year  
23 and program activity goals for the current state fiscal year;

24                   (2) A summary of regulations of the federal Environmental  
25 Protection Agency which the department is required to implement and

1 which do not include federal funding assistance and the possible  
2 financial impact to the state and political subdivisions;

3 (3) A report by type of service or aid provided by the  
4 use and distribution of state general and cash funds, including  
5 user fees, permit fees, license fees, and application fees, to  
6 carry out activities that are not funded by federal grants as  
7 follows:

8 (a) Actual expenditure of state funds, by agency  
9 sections, for the most recently completed state fiscal year,  
10 including a breakdown of expenditures by personal services,  
11 operations, travel, capital outlay, and consulting and contractual  
12 services;

13 (b) Current budget and planned use and distribution of  
14 state funds, by agency sections, for the current state fiscal  
15 year, including a breakdown of expenditures for personal services,  
16 operations, travel, capital outlay, and consulting and contractual  
17 services;

18 (c) A summary of projected program funding needs based  
19 upon the statutory requirements and public demand for services and  
20 the department's assessment of anticipated needs statewide; and

21 (d) Program summaries including statistical summaries  
22 when applicable for the most recently completed state fiscal year  
23 and program activity goals for the current state fiscal year;

24 (4) A report regarding staff turnover by job class and  
25 the department's assessment of its ability to hire and retain

1 qualified staff considering the state's personnel pay plan;

2 (5) A report listing the method used by each new or  
3 existing licensee, permittee, or other person who is required by  
4 the department to establish proof of financial responsibility; and

5 (6) A report for the previous state fiscal year relating  
6 to the purpose of the Nebraska Litter Reduction and Recycling  
7 Act and of funds credited to the Nebraska Litter Reduction and  
8 Recycling Fund, under the Nebraska Litter Reduction and Recycling  
9 Act.

10 Sec. 2. Original section 81-1504.01, Revised Statutes  
11 Cumulative Supplement, 2006, is repealed.

12 Sec. 3. The following section is outright repealed:  
13 Section 81-1553, Reissue Revised Statutes of Nebraska.