

LEGISLATURE OF NEBRASKA

ONE HUNDRED FIRST LEGISLATURE

SECOND SESSION

**LEGISLATIVE BILL 685**

Introduced by Wightman, 36.

Read first time January 06, 2010

Committee: Executive Board

A BILL

1 FOR AN ACT relating to the Legislature; to amend section 50-401.01,  
2 Revised Statutes Cumulative Supplement, 2008; to change  
3 membership provisions relating to the Executive Board  
4 of the Legislative Council; and to repeal the original  
5 section.

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

1           Section 1. Section 50-401.01, Revised Statutes Cumulative  
2 Supplement, 2008, is amended to read:

3           50-401.01 (1) The Legislative Council shall have an  
4 executive board, to be known as the Executive Board of the  
5 Legislative Council, which shall consist of a chairperson, a  
6 vice-chairperson, and six members of the Legislature, to be chosen  
7 by the Legislature at the commencement of each regular session  
8 of the Legislature when the speaker is chosen, ~~and the Speaker~~  
9 ~~of the Legislature, and the chairperson of the Committee on~~  
10 Appropriations. The Legislature at large shall elect two of its  
11 members from legislative districts Nos. 1, 2, 15, 21 to 30, 32,  
12 34, and 46, two from legislative districts Nos. 3 to 14, 18, 20,  
13 31, 39, and 45, and two from legislative districts Nos. 16, 17,  
14 19, 33, 35 to 38, 40 to 44, and 47 to 49. ~~The Chairperson of the~~  
15 ~~Committee on Appropriations shall serve as a nonvoting ex officio~~  
16 ~~member of the executive board whenever the board is considering~~  
17 ~~fiscal administration.~~

18           (2) The executive board shall:

19           (a) Supervise all services and service personnel of the  
20 Legislature and may employ and fix compensation and other terms of  
21 employment for such personnel as may be needed to carry out the  
22 intent and activities of the Legislature or of the board, unless  
23 otherwise directed by the Legislature, including the adoption of  
24 policies by the executive board which permit (i) the purchasing  
25 of an annuity for an employee who retires or (ii) the crediting

1 of amounts to an employee's deferred compensation account under  
2 section 84-1504. The payments to or on behalf of an employee may be  
3 staggered to comply with other law; and

4 (b) Appoint persons to fill the positions of Legislative  
5 Fiscal Analyst, Director of Research, Revisor of Statutes, and  
6 Legislative Auditor. The persons appointed to these positions shall  
7 have training and experience as determined by the executive board  
8 and shall serve at the pleasure of the executive board. The  
9 Legislative Performance Audit Committee shall recommend the person  
10 to be appointed Legislative Auditor. Their respective salaries  
11 shall be set by the executive board.

12 (3) Notwithstanding any other provision of law, the  
13 executive board may contract to obtain legal, auditing, accounting,  
14 actuarial, or other professional services or advice for or on  
15 behalf of the executive board, the Legislative Council, the  
16 Legislature, or any member of the Legislature. The providers  
17 of such services or advice shall meet or exceed the minimum  
18 professional standards or requirements established or specified by  
19 their respective professional organizations or licensing entities  
20 or by federal law. Such contracts, the deliberations of the  
21 executive board with respect to such contracts, and the work  
22 product resulting from such contracts shall not be subject to  
23 review or approval by any other entity of state government.

24 Sec. 2. Original section 50-401.01, Revised Statutes  
25 Cumulative Supplement, 2008, is repealed.