

LEGISLATURE OF NEBRASKA
ONE HUNDRED THIRD LEGISLATURE
FIRST SESSION
LEGISLATIVE BILL 224

Introduced by Janssen, 15.

Read first time January 15, 2013

Committee: Government, Military and Veterans Affairs

A BILL

- 1 FOR AN ACT relating to public contracts; to amend section 73-101.01,
- 2 Reissue Revised Statutes of Nebraska; to provide for a
- 3 preference for certain disabled veterans; and to repeal
- 4 the original section.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 73-101.01, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 73-101.01 (1) When a public contract is to be awarded to
4 the lowest responsible bidder, a resident bidder shall be allowed a
5 preference over a nonresident bidder from a state which gives or
6 requires a preference to bidders from that state. The preference
7 shall be equal to the preference given or required by the state of
8 the nonresident bidder.

9 ~~Resident bidder as used in~~ (2) When a public contract is
10 to be awarded to the lowest responsible bidder, a resident disabled
11 veteran shall be allowed a preference over any other resident or
12 nonresident bidder.

13 (3) For purposes of sections 73-101.01 and 73-101.02:

14 (a) Resident bidder means ~~shall mean~~ any person,
15 partnership, foreign or domestic limited liability company,
16 association, or foreign or domestic corporation authorized to engage
17 in business in the State of Nebraska and which has met the residency
18 requirement of the state of the nonresident bidder necessary for
19 receiving the benefit of that state's preference law on the date when
20 any bid for a public contract is first advertised or announced or has
21 had a bona fide establishment for doing business within this state
22 for the length of time established by the state of the nonresident
23 bidder necessary for receiving the benefit of that state's preference
24 law on the date when any bid for a public contract is first
25 advertised or announced; and -

1 (b) Resident disabled veteran means an individual who
2 resides in the State of Nebraska, who served in the United States
3 Armed Forces, including any reserve component or the National Guard,
4 who was discharged or otherwise separated with a characterization of
5 honorable or general (under honorable conditions), and who possesses
6 a disability rating letter issued by the United States Department of
7 Veterans Affairs establishing a service-connected disability or a
8 disability determination from the United States Department of
9 Defense.

10 (4) Any contract entered into without compliance with
11 sections 73-101.01 and 73-101.02 shall be null and void.

12 Sec. 2. Original section 73-101.01, Reissue Revised
13 Statutes of Nebraska, is repealed.