

LEGISLATURE OF NEBRASKA
ONE HUNDRED FIFTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 507

Introduced by Albrecht, 17; Brasch, 16.

Read first time January 18, 2017

Committee: Business and Labor

1 A BILL FOR AN ACT relating to labor; to amend sections 81-401 and 81-406,
2 Revised Statutes Cumulative Supplement, 2016; to eliminate the Farm
3 Labor Contractors Act and obsolete provisions; to harmonize
4 provisions; to repeal the original sections; and to outright repeal
5 sections 48-1701, 48-1702, 48-1703, 48-1704, 48-1705, 48-1708,
6 48-1709, 48-1710, 48-1711, 48-1712, 48-1713, and 48-1714, Reissue
7 Revised Statutes of Nebraska, and section 48-1706, Revised Statutes
8 Cumulative Supplement, 2016.
9 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 81-401, Revised Statutes Cumulative Supplement,
2 2016, is amended to read:

3 81-401 The Governor, through the agency of the Department of Labor
4 created by section 81-101, shall have power:

5 (1) To foster, promote, and develop the welfare of wage earners;

6 (2) To improve working conditions;

7 (3) To advance opportunities for profitable employment;

8 (4) To collect, collate, assort, systematize, and report statistical
9 details relating to all departments of labor, especially in its relation
10 to commercial, industrial, social, economic, and educational conditions
11 and to the permanent prosperity of the manufacturing and productive
12 industries;

13 (5) To acquire and distribute useful information on subjects
14 connected with labor in the most general and comprehensive sense of the
15 word;

16 (6) To acquire and distribute useful information concerning the
17 means of promoting the material, social, intellectual, and moral
18 prosperity of laboring men and women;

19 (7) To acquire and distribute information as to the conditions of
20 employment and such other facts as may be deemed of value to the
21 industrial interests of the state;

22 (8) To acquire and distribute information in relation to the
23 prevention of accidents, occupational diseases, and other related
24 subjects;

25 (9) To acquire and distribute useful information regarding the role
26 of the part-time labor force and the manner in which such labor force
27 affects the economy and citizens of the state; and

28 (10) To administer and enforce all of the provisions of the Boiler
29 Inspection Act, the Employment Security Law, ~~the Farm Labor Contractors~~
30 ~~Act,~~ the Nebraska Amusement Ride Act, and the Wage and Hour Act and
31 Chapter 48, articles 2, 3, 4, and 5, and for that purpose there is

1 imposed upon the Commissioner of Labor the duty of executing all of the
2 provisions of such acts, law, and articles.

3 Sec. 2. Section 81-406, Revised Statutes Cumulative Supplement,
4 2016, is amended to read:

5 81-406 ~~(1)~~—The Contractor and Professional Employer Organization
6 Registration Cash Fund is created. The fund shall be administered by the
7 Department of Labor and shall consist of fees collected by the department
8 pursuant to the ~~Farm Labor Contractors Act~~, the Contractor Registration
9 Act, and the Professional Employer Organization Registration Act and such
10 sums as are appropriated to the fund by the Legislature. The fund shall
11 be used for enforcing and administering the ~~Farm Labor Contractors Act~~,
12 ~~the Contractor Registration Act~~, the Employee Classification Act, and the
13 Professional Employer Organization Registration Act. Any money in the
14 fund available for investment shall be invested by the state investment
15 officer pursuant to the Nebraska Capital Expansion Act and the Nebraska
16 State Funds Investment Act.

17 ~~(2) The Farm Labor Contractors Fund, the Contractor Registration~~
18 ~~Cash Fund, and the Professional Employer Organization Cash Fund terminate~~
19 ~~on July 1, 2016, and the State Treasurer shall transfer any money in such~~
20 ~~funds on such date to the Contractor and Professional Employer~~
21 ~~Organization Registration Cash Fund.~~

22 Sec. 3. Original sections 81-401 and 81-406, Revised Statutes
23 Cumulative Supplement, 2016, are repealed.

24 Sec. 4. The following sections are outright repealed: Sections
25 48-1701, 48-1702, 48-1703, 48-1704, 48-1705, 48-1708, 48-1709, 48-1710,
26 48-1711, 48-1712, 48-1713, and 48-1714, Reissue Revised Statutes of
27 Nebraska, and section 48-1706, Revised Statutes Cumulative Supplement,
28 2016.