

AMENDMENTS TO LB 298

1           1. Insert the following new sections:

2           "Sec. 2. Section 84-1204, Reissue Revised Statutes of  
3 Nebraska, is amended to read:

4           84-1204. (1) The State Records Board is hereby  
5 established. The board shall:

6           (a) Advise and assist the administrator in the  
7 performance of his or her duties under the Records Management Act;

8           (b) Provide electronic access to public records through a  
9 gateway;

10          (c) Develop and maintain a gateway or electronic network  
11 for accessing public records;

12          (d) Provide appropriate oversight of a network manager;

13          (e) Approve reasonable fees for electronic access to  
14 public records pursuant to sections 84-1205.02 and 84-1205.03 and  
15 submit contracts for public bidding pursuant to section 84-1205.04;

16          (f) Have the authority to enter into or renegotiate  
17 agreements regarding the management of the network in order to  
18 provide citizens with electronic access to public records;

19          (g) Explore ways and means of expanding the amount and  
20 kind of public records provided through the gateway or electronic  
21 network, increasing the utility of the public records provided and  
22 the form in which the public records are provided, expanding the  
23 base of users who access public records electronically, and, if  
24 appropriate, implementing changes necessary for such purposes;

1           (h) Explore technological ways and means of improving  
2 citizen and business access to public records and, if appropriate,  
3 implement the technological improvements;

4           (i) Explore options of expanding the gateway or  
5 electronic network and its services to citizens and businesses; ~~and~~

6           (j) Have the authority to grant funds to political  
7 subdivisions for the development of programs and technology to  
8 improve electronic access to public records by citizens and  
9 businesses consistent with the act; and

10          (k) Perform such other functions and duties as the act  
11 requires.

12          (2) In addition to the administrator, the board shall  
13 consist of:

14           (a) The Governor or his or her designee;

15           (b) The Attorney General or his or her designee;

16           (c) The Auditor of Public Accounts or his or her  
17 designee;

18           (d) The State Treasurer or his or her designee;

19           (e) The Director of Administrative Services or his or her  
20 designee;

21           (f) Three representatives appointed by the Governor to be  
22 broadly representative of banking, insurance, and law groups; and

23           (g) Three representatives appointed by the Governor to be  
24 broadly representative of libraries, the general public, and  
25 professional members of the Nebraska news media.

26          (3) The administrator shall be chairperson of the board.  
27 Upon call by the administrator, the board shall convene

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1 periodically in accordance with its rules and regulations or upon  
2 call by the administrator.

3 (4) Six members of the board shall constitute a quorum,  
4 and the affirmative vote of six members shall be necessary for any  
5 action to be taken by the board. No vacancy in the membership of  
6 the board shall impair the right of a quorum to exercise all the  
7 rights and perform all the duties of the board.

8 (5) The representatives appointed by the Governor shall  
9 serve staggered three-year terms as the Governor designates and may  
10 be appointed for one additional term. Members of the board shall  
11 be reimbursed for actual and necessary expenses as provided in  
12 sections 81-1174 to 81-1177.

13 Sec. 3. Section 84-1227, Reissue Revised Statutes of  
14 Nebraska, is amended to read:

15 84-1227. There is hereby established in the state  
16 treasury a special fund to be known as the Records Management Cash  
17 Fund which, when appropriated by the Legislature, shall be expended  
18 by the Secretary of State for the purposes of providing records  
19 management services and assistance to political subdivisions, ~~and~~  
20 for development and maintenance of a gateway or electronic network  
21 for accessing public records, and for grants to political  
22 subdivisions as provided in subdivision (1)(j) of section 84-1204.

23 All fees and charges for the purpose of records management services  
24 and analysis received by the Secretary of State from the political  
25 subdivisions shall be remitted to the State Treasurer for credit to  
26 such fund. Any money in the fund available for investment shall be  
27 invested by the state investment officer pursuant to the Nebraska

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1 Capital Expansion Act and the Nebraska State Funds Investment Act.

2           Sec. 6. Original sections 84-1204 and 84-1227, Reissue  
3 Revised Statutes of Nebraska, are repealed."

4           2. Renumber the remaining sections and correct the  
5 operative date section so that the sections added by this amendment  
6 become operative three calendar months after the adjournment of  
7 this legislative session.