

LEGISLATURE OF NEBRASKA

ONE HUNDRED SECOND LEGISLATURE

FIRST SESSION

LEGISLATIVE BILL 176

Introduced by Avery, 28.

Read first time January 07, 2011

Committee: Government, Military and Veterans Affairs

A BILL

1 FOR AN ACT relating to the Nebraska Political Accountability and
2 Disclosure Act; to amend sections 49-14,126 and
3 49-14,140, Reissue Revised Statutes of Nebraska; to
4 provide for payment of hearing costs by violators; to
5 provide for placement of proceeds; and to repeal the
6 original sections.

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

1 Section 1. Section 49-14,126, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 49-14,126 (1) The commission, upon finding that there has
4 been a violation of the Nebraska Political Accountability and
5 Disclosure Act or any rule or regulation promulgated thereunder, may
6 issue an order requiring the violator to do one or more of the
7 following:

8 (a) Cease and desist violation;

9 (b) File any report, statement, or other information as
10 required; ~~or~~

11 (c) Pay a civil penalty of not more than two thousand
12 dollars for each violation of the act, rule, or regulation; or -

13 (d) Pay the costs of the hearing in a contested case.

14 (2) If the commission finds a violation of the Campaign
15 Finance Limitation Act, the commission shall assess a civil penalty
16 as required under section 32-1604, 32-1606.01, or 32-1612.

17 Sec. 2. Section 49-14,140, Reissue Revised Statutes of
18 Nebraska, is amended to read:

19 49-14,140 The Nebraska Accountability and Disclosure
20 Commission Cash Fund is hereby created. The fund shall consist of
21 funds received by the commission pursuant to sections 49-1449.01,
22 49-1470, 49-1480.01, 49-1482, 49-1495, 49-14,123, and 49-14,123.01
23 and subdivision (1)(d) of section 49-14,126. The fund shall not
24 include late filing fees or civil penalties assessed and collected by
25 the commission. The fund shall be used by the commission in

1 administering the Nebraska Political Accountability and Disclosure
2 Act., ~~except that transfers may be made from the fund to the General~~
3 ~~Fund at the direction of the Legislature through June 30, 2011.~~ Any
4 money in the Nebraska Accountability and Disclosure Commission Cash
5 Fund available for investment shall be invested by the state
6 investment officer pursuant to the Nebraska Capital Expansion Act and
7 the Nebraska State Funds Investment Act.

8 Sec. 3. Original sections 49-14,126 and 49-14,140,
9 Reissue Revised Statutes of Nebraska, are repealed.