

AMENDMENTS TO LB618

Introduced by Agriculture.

1 1. Strike original sections 3, 12, and 17 and insert the following
2 new sections:

3 Sec. 3. (1) On or before December 1, 2015, on or before August 1,
4 2020, and on or before August 1 of every fifth year thereafter, the board
5 shall prepare a report that provides (a) a five-year history of planted
6 and harvested wheat acres and the number of bushels of wheat harvested
7 within each district established under section 2-2304 or subsection (2)
8 of this section and (b) appropriate graphic, narrative, or other
9 description and analysis of trends in the (i) geographic distribution of
10 wheat production within the state and (ii) marketing destination and end-
11 use markets, including any geographic distinctions or distinctions due to
12 wheat variety or attributes for Nebraska-grown wheat. The board shall
13 notify the Director of Agriculture and the chairperson of the Agriculture
14 Committee of the Legislature of the completion and availability of the
15 reports prepared pursuant to this subsection.

16 (2)(a) The composition of the board as defined by section 2-2304
17 shall continue until such time as a plan is implemented pursuant to this
18 subsection based on a determination by the board that the districts and
19 at-large membership as defined by section 2-2304 are incompatible with an
20 equitable representation of producers of wheat due to changing geographic
21 distribution of wheat production in the state, changing marketing
22 patterns, or availability of qualified individuals to serve as board
23 members. In order to maintain equitable representation of wheat
24 producers, the board may, from time-to-time as necessary and appropriate,
25 prepare a plan to revise the composition of the board by redefining the
26 boundaries of the districts, by increasing or decreasing the number of
27 members selected by the districts, by increasing or decreasing the number

1 of members selected from the state at-large, or by any combination of
2 such methods. Any plan to revise the composition of the board may
3 reassign members of the board at the time such plan takes effect to
4 assume membership as the representative of a redesignated district within
5 which such member resides or reassign such member as an at-large member.
6 Any plan to revise the composition of the board shall not eliminate the
7 membership of any member of the board at the time such plan takes effect
8 prior to the expiration of the term of such member. Any plan to revise
9 the composition of the board shall not affect any qualification to serve
10 as a member of the board or the procedure for nomination and appointment
11 to the board.

12 (b) Whenever the board proposes a plan to revise the composition of
13 the board as provided in this subsection, the board shall provide notice
14 of the plan along with any graphic or narrative description of such plan
15 and a written explanation of the need to revise the composition of the
16 board to the Director of Agriculture and chairperson of the Agriculture
17 Committee of the Legislature on or before November 1 of the year prior to
18 when such plan would be implemented, and any such plan shall not be
19 implemented until ninety days after adjournment of the next regular
20 session of the Legislature.

21 Sec. 12. (1) On or before December 1, 2015, on or before August 1,
22 2020, and on or before August 1 of every fifth year thereafter, the board
23 shall prepare a report that provides (a) a five-year history of planted
24 and harvested corn acres and the number of bushels of corn harvested
25 within each district established under section 2-3615 or subsection (2)
26 of this section and (b) appropriate graphic, narrative, or other
27 description and analysis of trends in the (i) geographic distribution of
28 corn production within the state and (ii) marketing destination and end-
29 use markets, including any geographic distinctions or distinctions due to
30 corn variety or attributes for Nebraska-grown corn. The board shall
31 notify the Director of Agriculture and the chairperson of the Agriculture

1 Committee of the Legislature of the completion and availability of the
2 reports prepared pursuant to this subsection.

3 (2)(a) The composition of the board as defined by section 2-3615
4 shall continue until such time as a plan is implemented pursuant to this
5 subsection based on a determination by the board that the districts and
6 at-large membership as defined by section 2-3615 are incompatible with an
7 equitable representation of producers of corn due to changing geographic
8 distribution of corn production in the state, changing marketing
9 patterns, or availability of qualified individuals to serve as board
10 members. In order to maintain equitable representation of corn producers,
11 the board may, from time-to-time as necessary and appropriate, prepare a
12 plan to revise the composition of the board by redefining the boundaries
13 of the districts, by increasing or decreasing the number of members
14 selected by the districts, by increasing or decreasing the number of
15 members selected from the state at-large, or by any combination of such
16 methods. Any plan to revise the composition of the board may reassign
17 members of the board at the time such plan takes effect to assume
18 membership as the representative of a redesignated district within which
19 such member resides or reassign such member as an at-large member. Any
20 plan to revise the composition of the board shall not eliminate the
21 membership of any member of the board at the time such plan takes effect
22 prior to the expiration of the term of such member. Any plan to revise
23 the composition of the board shall not affect any qualification to serve
24 as a member of the board or the procedure for nomination and appointment
25 to the board.

26 (b) Whenever the board proposes a plan to revise the composition of
27 the board as provided in this subsection, the board shall provide notice
28 of the plan along with any graphic or narrative description of such plan
29 and a written explanation of the need to revise the composition of the
30 board to the Director of Agriculture and chairperson of the Agriculture
31 Committee of the Legislature on or before November 1 of the year prior to

1 when such plan would be implemented, and any such plan shall not be
2 implemented until ninety days after adjournment of the next regular
3 session of the Legislature.

4 Sec. 17. (1) On or before December 1, 2015, on or before August 1,
5 2020, and on or before August 1 of every fifth year thereafter, the
6 commission shall prepare a report that provides (a) a five-year history
7 of planted and harvested dry bean acres and the number of bushels of dry
8 beans harvested within each district established under section 2-3746 or
9 subsection (2) of this section and (b) appropriate graphic, narrative, or
10 other description and analysis of trends in the (i) geographic
11 distribution of dry bean production within the state and (ii) marketing
12 destination and end-use markets, including any geographic distinctions or
13 distinctions due to dry bean variety or attributes for Nebraska-grown dry
14 beans. The commission shall notify the Director of Agriculture and the
15 chairperson of the Agriculture Committee of the Legislature of the
16 completion and availability of the reports prepared pursuant to this
17 subsection.

18 (2)(a) The composition of the commission as defined by section
19 2-3746 shall continue until such time as a plan is implemented pursuant
20 to this subsection based on a determination by the commission that the
21 districts and at-large membership as defined by section 2-3746 are
22 incompatible with an equitable representation of producers of dry beans
23 due to changing geographic distribution of dry bean production in the
24 state, changing marketing patterns, or availability of qualified
25 individuals to serve as commission members. In order to maintain
26 equitable representation of dry bean producers, the commission may, from
27 time-to-time as necessary and appropriate, prepare a plan to revise the
28 composition of the commission by redefining the boundaries of the
29 districts, by increasing or decreasing the number of members selected by
30 the districts, by increasing or decreasing the number of members selected
31 from the state at-large, or by any combination of such methods. Any plan

1 to revise the composition of the commission may reassign members of the
2 commission at the time such plan takes effect to assume membership as the
3 representative of a redesignated district within which such member
4 resides or reassign such member as an at-large member. Any plan to revise
5 the composition of the commission shall not eliminate the membership of
6 any member of the commission at the time such plan takes effect prior to
7 the expiration of the term of such member. Any plan to revise the
8 composition of the commission shall not affect any qualification to serve
9 as a member of the commission or the procedure for nomination and
10 appointment to the commission.

11 (b) Whenever the commission proposes a plan to revise the
12 composition of the commission as provided in this subsection, the
13 commission shall provide notice of the plan along with any graphic or
14 narrative description of such plan and a written explanation of the need
15 to revise the composition of the commission to the Director of
16 Agriculture and chairperson of the Agriculture Committee of the
17 Legislature on or before November 1 of the year prior to when such plan
18 would be implemented, and any such plan shall not be implemented until
19 ninety days after adjournment of the next regular session of the
20 Legislature.

21 Sec. 18. Section 2-4006, Reissue Revised Statutes of Nebraska, is
22 amended to read:

23 2-4006 This section applies until a plan is implemented pursuant to
24 section 2-4007. The member serving district 1 as it existed prior to May
25 18, 2011, shall assume the role of serving district 1 as defined by
26 section 2-4004, and his or her term shall expire on July 1, 2014. The
27 member serving district 3 as it existed prior to May 18, 2011, shall
28 assume the role of serving new district 2 as defined by section 2-4004,
29 and his or her term shall expire on July 1, 2013. The member serving as
30 the at-large member prior to May 18, 2011, shall assume the role of
31 serving district 3 as defined by section 2-4004, and his or her term

1 shall expire on July 1, 2013. The Governor shall appoint a member to
2 serve district 4 as defined by section 2-4004, and the term of such
3 member shall expire on July 1, 2012. The member serving district 2 as it
4 existed prior to May 18, 2011, shall assume the role of serving as the
5 at-large member appointed by the board as defined by section 2-4004, and
6 his or her term shall expire on July 1, 2012. The member serving district
7 4 as it existed prior to May 18, 2011, shall assume the role of serving
8 as an at-large member appointed by the Governor as defined by section
9 2-4004, and the term of such member shall expire on July 1, 2013. The
10 member serving district 5 as it existed prior to May 18, 2011, shall
11 assume the role of serving as an at-large member appointed by the
12 Governor as defined by section 2-4004, and the term of such member shall
13 expire on July 1, 2014.

14 Sec. 19. Section 2-4007, Reissue Revised Statutes of Nebraska, is
15 amended to read:

16 2-4007 (1) On or before December 1, 2015, on or before August 1,
17 2020, and on or before August 1 of every fifth year thereafter, the board
18 shall prepare a report that provides (a) a five-year history of planted
19 and harvested grain sorghum acres and the number of bushels of grain
20 sorghum harvested within each district established under section 2-4004,
21 this section as it existed prior to the effective date of this act, or
22 subsection (2) of this section and (b) appropriate graphic, narrative, or
23 other description and analysis of trends in the (i) geographic
24 distribution of grain sorghum production within the state and (ii)
25 marketing destination and end-use markets, including any geographic
26 distinctions or distinctions due to grain sorghum variety or attributes
27 for Nebraska-grown grain sorghum. The board shall notify the Director of
28 Agriculture and the chairperson of the Agriculture Committee of the
29 Legislature of the completion and availability of the reports prepared
30 pursuant to this subsection.

31 (2)(a) The composition of the board as defined by section 2-4004 or

1 as provided by this section prior to the effective date of this act shall
2 continue until such time as a plan is implemented pursuant to this
3 subsection based on a determination by the board that the districts and
4 at-large membership as defined by section 2-4004 or as provided by this
5 section prior to the effective date of this act are incompatible with an
6 equitable representation of producers of grain sorghum due to changing
7 geographic distribution of grain sorghum production in the state,
8 changing marketing patterns, or availability of qualified individuals to
9 serve as board members. In order to maintain equitable representation of
10 grain sorghum producers, the board may, from time-to-time as necessary
11 and appropriate, prepare a plan to revise the composition of the board by
12 redefining the boundaries of the districts, by increasing or decreasing
13 the number of members selected by the districts, by increasing or
14 decreasing the number of members selected from the state at-large, or by
15 any combination of such methods. Any plan to revise the composition of
16 the board may reassign members of the board at the time such plan takes
17 effect to assume membership as the representative of a redesignated
18 district within which such member resides or reassign such member as an
19 at-large member. Any plan to revise the composition of the board shall
20 not eliminate the membership of any member of the board at the time such
21 plan takes effect prior to the expiration of the term of such member. Any
22 plan to revise the composition of the board shall not affect any
23 qualification to serve as a member of the board or the procedure for
24 nomination and appointment to the board.

25 (b) Whenever the board proposes a plan to revise the composition of
26 the board as provided in this subsection, the board shall provide notice
27 of the plan along with any graphic or narrative description of such plan
28 and a written explanation of the need to revise the composition of the
29 board to the Director of Agriculture and chairperson of the Agriculture
30 Committee of the Legislature on or before November 1 of the year prior to
31 when such plan would be implemented, and any such plan shall not be

1 implemented until ninety days after adjournment of the next regular
2 session of the Legislature.

3 ~~The board shall be responsible for the administration of all~~
4 ~~subsequent appointments and may adopt rules and regulations to carry out~~
5 ~~such responsibility. The composition of the board as defined by section~~
6 ~~2-4004 shall continue until such time as the board determines that the~~
7 ~~districts and at-large membership as defined by such section are~~
8 ~~incompatible with an equitable representation of producers of grain~~
9 ~~sorghum due to changing geographic distribution of grain sorghum~~
10 ~~production in the state, changing marketing patterns, or availability of~~
11 ~~qualified individuals to serve as board members. The board may, from time~~
12 ~~to time as appropriate, by rule and regulation, redesignate districts and~~
13 ~~the number of at-large members to provide for an equitable representation~~
14 ~~of producers of grain sorghum, except that the number of appointed~~
15 ~~members of the board shall be either seven or five and the number of~~
16 ~~districts shall be no greater than six nor fewer than three.~~

17 2. Renumber the remaining section and correct the repealer
18 accordingly.