

LEGISLATURE OF NEBRASKA
ONE HUNDRED EIGHTH LEGISLATURE
SECOND SESSION

LEGISLATIVE BILL 909

FINAL READING

Introduced by Aguilar, 35.

Read first time January 04, 2024

Committee: Executive Board

- 1 A BILL FOR AN ACT relating to the Administrative Procedure Act; to amend
- 2 section 84-910, Revised Statutes Cumulative Supplement, 2022; to
- 3 change a requirement relating to agency notice to the Executive
- 4 Board of the Legislative Council; to repeal the original section;
- 5 and to declare an emergency.
- 6 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 84-910, Revised Statutes Cumulative Supplement,
2 2022, is amended to read:

3 84-910 (1) On or before July 1 of each year, each agency shall
4 notify the Legislative Performance Audit Committee of the status of all
5 rules and regulations pending before the agency ~~that which~~ are required
6 by law and ~~that which~~ have not been adopted and promulgated. If such
7 rules and regulations have not been adopted and promulgated within the
8 time required pursuant to section 84-901.01, the agency shall provide an
9 explanation to the committee stating why the agency has not adopted and
10 promulgated such rules and regulations. If an additional appropriation
11 was made with respect to legislation enacted to provide funding for or
12 additional staff to implement a program for which rules and regulations
13 are required to be adopted, the notification shall include what the
14 funding has been used for and what functions the staff have been
15 performing while such rules and regulations are pending. The format of
16 the notification shall be established by the committee and shall be
17 updated periodically.

18 (2) On or before July 1 of each year, each agency shall, ~~for~~
19 ~~purposes of the Occupational Board Reform Act,~~ notify the Executive Board
20 of the Legislative Council of the status of any rule or regulation ~~all~~
21 ~~rules and regulations~~ pending before the agency that constitutes an
22 occupational regulation as defined in section 84-940 and that has ~~which~~
23 ~~have not been adopted and promulgated.~~ The executive board shall forward
24 any notification received pursuant to this subsection to the standing
25 committee of the Legislature with jurisdiction over such rule or
26 regulation ~~the rules and regulations.~~

27 Sec. 2. Original section 84-910, Revised Statutes Cumulative
28 Supplement, 2022, is repealed.

29 Sec. 3. Since an emergency exists, this act takes effect when passed
30 and approved according to law.