

## LEGISLATIVE BILL 915

Approved by the Governor March 19, 2004

Introduced by Aguilar, 35

AN ACT relating to the Administrative Procedure Act; to amend section 84-902, Reissue Revised Statutes of Nebraska; to change provisions relating to filings by state agencies; and to repeal the original section.  
Be it enacted by the people of the State of Nebraska,

Section 1. Section 84-902, Reissue Revised Statutes of Nebraska, is amended to read:

84-902. (1) Each agency shall file in the office of the Secretary of State a certified copy of the rules and regulations in force and effect in such agency. The Secretary of State shall keep a permanent file of all such rules and regulations. Such file shall be updated and kept current upon receipt of any rules and regulations adopted, amended, or repealed and filed with the Secretary of State as provided in the Administrative Procedure Act and ~~which~~ shall be open to public inspection during regular business hours of his or her office. The Secretary of State, in order to maintain and keep such files current, shall be empowered to require new and amended rules and regulations to be filed as complete file pages and to remove all superseded pages to a separate file. ~~Each agency shall annually file with the Secretary of State a certified copy of any amendments or modifications to the rules and regulations in force and effect for such agency no later than June 30 of each year.~~

(2) Rules and regulations filed with the Secretary of State pursuant to ~~this section~~ the Administrative Procedure Act shall be filed in the manner and form prescribed by the Secretary of State. The Secretary of State shall issue instructions to all state agencies setting forth the format to be followed by all agencies in submitting rules and regulations to the Secretary of State. Such instructions shall provide for a uniform page size, a generally uniform and clear indexing system, and annotations including designation of enabling legislation and court or agency decisions interpreting the particular rule or regulation. For good cause shown, the Secretary of State may grant exceptions to the uniform page size requirement and the general indexing instructions for any agency.

Sec. 2. Original section 84-902, Reissue Revised Statutes of Nebraska, is repealed.