



Bill Color Key	
<span style="color: blue;">■</span>	NRPAB High Priority Bills
<span style="color: red;">■</span>	Nebraska State Government Bills
<span style="color: green;">■</span>	General Interest Bills

108th Legislature (2nd Regular Session) Report as of March 13, 2024	
Bill:	<a href="#">LB16</a>
Title:	Require occupational boards to issue certain credentials based on credentials or work experience in another jurisdiction and make a determination regarding an applicant with a criminal conviction, provide for jurisprudential examinations and appeals from denial of a license, and change requirements for membership of the State Electrical Board
Status:	March 05, 2024 - Approved by Governor on March 5, 2024
Summary:	<p>LB16 allows for recognition in Nebraska for most types of occupational licenses issued in other states and change provisions relating to preliminary applications by individuals with a criminal conviction. Specifically, this bill requires that certain information is required to be reported by the applicant for mitigating factors, only allows for certain felony convictions to be disqualifying, requires issuance of a preliminary adverse determination by the director of the occupational board or the board’s designated employee, provides for an opportunity for an informal meeting to be held within sixty days of application, and provides for a waiver of fees based on the applicants income being more than 300% below the federal poverty level. To the extent that an occupational board or lawful occupation is also governed by federal law, federal law shall take precedence over the Occupational Board Reform Act. The act shall not be construed to preempt federal law governing lawful occupations in this state.</p> <p><a href="#">AM748</a> to LB16, inserts “the Real Property Appraiser Board” after the second comma on page 8, line 1. This amendment exempts the Board from Subsections (8) and (9) of this bill and Neb. Rev. Stat. § 84-947 pertaining to preliminary background reviews for applicants of occupational licensing.</p> <p>FA58 and FA59 strikes Section 1.</p> <p><a href="#">AM2012</a> strikes the original sections in AM748 and all amendments thereto and inserts the language from AM748 and LB16.</p> <p><a href="#">AM2229</a> inserts the Interior Design Voluntary Registration Act.</p>
Legislature Information and Status:	<a href="https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=49705">https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=49705</a>
Notes:	

Bill:	<a href="#">LB41</a>
Title:	Prohibit state agencies from imposing annual filing and reporting requirements on charitable organizations
Status:	January 3, 2024 - Title printed. Carryover bill
Summary:	LB41 prohibits state agencies from imposing annual filing and reporting requirements on charitable organizations greater than those defined in state or federal law.
Legislature Information and Status:	<a href="https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=49960">https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=49960</a>
Notes:	No update since March 2023 meeting.
Bill:	<a href="#">LB43</a>
Title:	Require hearing officers and judges to interpret statutes and regulations to limit agency power and maximize individual liberty
Status:	March 12, 2024 - Placed on Final Reading
Summary:	<p>LB43 requires that a hearing officer or judge hearing a contested case under the Administrative Procedure Act, interpreting a state statute or agency regulation, shall not defer to the state agency's interpretation of such statute or regulation and shall interpret the statute or regulation de novo on the record. In actions brought by or against state agencies, after applying all customary tools of interpretation of a statute or regulation, the court or hearing officer shall resolve any remaining doubt in favor of a reasonable interpretation which limits agency power and maximizes individual liberty.</p> <p><a href="#">AM2076</a> strikes all original sections and creates the First Freedom Act prohibiting the substantial burden of a person's right to the exercise of religion unless it is demonstrated that applying the burden to that person's exercise of religion in this particular instance is essential to further a compelling governmental interest and is the least restrictive means of furthering that compelling governmental interest; and prohibits restricting a religious organization from operating and engaging in religious services during a state of emergency to a greater extent than the state restricts other organizations or businesses from operating during a state of emergency.</p> <p>AM2076 also amends the Nebraska Public Records Act to include the actual added cost used as the basis for the calculation of a fee for records a charge for the proportion of the existing salary or pay obligation to the public officers or employees, including a proportional charge for the services of an attorney to review the requested public records, for the time spent searching, identifying, physically redacting, copying, or reviewing such records, when request is made by a non-resident of Nebraska. The custodian may waive or reduce any fee if the waiver or reduction of the fee would be in the public interest.</p> <p>AM2076 adds records relating to the nature, location, or function of cybersecurity by the State of Nebraska or any of its political subdivisions, including, but not limited to, devices, programs, or systems designed to protect computer, information technology, or communications systems against terrorist or other attacks. The Nebraska Information Technology Commission shall adopt and promulgate rules and regulations to implement this subdivision.</p>

	<p>AM2076 requires that a hearing officer or judge hearing a contested case under the Administrative Procedure Act, interpreting a state statute or agency regulation, shall not defer to the state agency's interpretation of such statute or regulation and shall interpret the statute or regulation de novo on the record. In actions brought by or against state agencies, after applying all customary tools of interpretation of a statute or regulation, the court or hearing officer shall resolve any remaining doubt in favor of a reasonable interpretation which limits agency power and maximizes individual liberty.</p> <p>AM2076 introduces the Personal Protection Privacy Act, which notwithstanding any provision of law to the contrary, and except as otherwise provided in this section, each public agency is prohibited from: (a) Requiring any individual to provide personal information or otherwise compelling the release of personal information; (b) Requiring any nonprofit organization to provide such public agency with personal information or otherwise compelling the release of personal information; (c) Publicizing or otherwise publicly disclosing personal information in the possession of such public agency without the express permission of every individual who is identifiable from the potential release of such personal information, including individuals identifiable as members, supporters, or volunteers of, or donors to, a nonprofit organization; or (d) Requesting or requiring a current or prospective contractor or grantee to provide such public agency with a list of nonprofit organizations to which such contractor or grantee has provided financial or nonfinancial support. Personal information is exempt from disclosure under public records laws, including, but not limited to, sections 84-712 to 84-712.09 25 and 84-1413; other exemptions as defined in the Personal Protection Privacy Act apply as well.</p> <p><a href="#">AM2812</a> requires that public bodies allow members of the public the opportunity to speak at each meeting. This amendment also makes changes to the State's public records laws.</p>
Legislature Information and Status:	<a href="https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=50402">https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=50402</a>
Notes:	AM2812 adopted on March 4, 2024.
Bill:	<a href="#">LB104</a>
Title:	Change provisions of the County Employees Retirement Act, the Judges Retirement Act, the School Employees Retirement Act, the Nebraska State Patrol Retirement Act, and the State Employees Retirement Act
Status:	January 3, 2024 - Title printed. Carryover
Summary:	<p>LB104 changes the requirements for distribution of funds and updates definitions.</p> <p>Provisions/portions of LB104 amended into <a href="#">LB103</a> by AM417 - Approved by Governor on May 1, 2023.</p>
Legislature Information and Status:	<a href="https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=50392">https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=50392</a>
Notes:	

Bill:	<a href="#">LB164</a>
Title:	Adopt updates to building and energy codes
Status:	January 17, 2024 - Placed on General File with AM2105
Summary:	<p>LB614 updates the state building and energy codes to include the 2021 edition of the International Building Code and to include the 2021 edition of the International Residential Code.</p> <p><a href="#">AM2075</a> amends the Municipal Inland Port Authority Act to restrict an inland port authority to one per city of the metropolitan class and defines the structure and funding for such inland port authority.</p> <p><a href="#">AM2015</a> replaces AM2075 with the same language.</p> <p><a href="#">AM2175</a> filed to make technical changes.</p>
Legislature Information and Status:	<a href="https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=49745">https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=49745</a>
Notes:	
Bill:	<a href="#">LB205</a>
Title:	Adopt the Government Neutrality in Contracting Act
Status:	January 03, 2024 - Title printed. Carryover bill
Summary:	<p>The purposes of LB205 are to provide for the efficient procurement of goods and services by governmental units and to promote the economical, nondiscriminatory, and efficient administration and completion of construction projects funded, assisted, or awarded by a governmental unit. LB205 limits or prohibits certain language or provisions from state contracts.</p> <p><a href="#">AM452</a>, <a href="#">AM453</a>, <a href="#">AM454</a>, <a href="#">AM455</a>, <a href="#">AM456</a>, <a href="#">AM457</a>, <a href="#">AM458</a>, <a href="#">AM459</a>, <a href="#">AM460</a>, <a href="#">AM461</a>, <a href="#">AM462</a>, <a href="#">AM463</a>, <a href="#">AM464</a>, <a href="#">AM465</a> were filed to make various changes to LB205.</p>
Legislature Information and Status:	<a href="https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=50181">https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=50181</a>
Notes:	No update since March 2023 meeting.

Bill:	<a href="#">LB293</a>
Title:	Provide formal protest procedures for certain state contracts for services
Status:	January 3, 2024 - Title printed. Carryover bill
Summary:	The purpose of LB293 is to require that the Department of Administrative Services immediately adopt and promulgate rules and regulations establishing formal protest procedures, including procedures for a contested case hearing, for any state agency contract for services awarded in excess of ten million dollars. Any protest shall be filed with the department.
Legislature Information and Status:	<a href="https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=49738">https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=49738</a>
Notes:	No update since February 2023 meeting.
Bill:	<a href="#">LB302</a>
Title:	Change provisions relating to conflicts of interest by certain officeholders and public employees
Status:	January 3, 2024 - Title printed. Carryover bill
Summary:	<p>LB302 replaces “city, village, or school district” with “political subdivision,” and require that any public employee except as otherwise governed under section 49-1499.02 who would be required to take any action or make any decision in the discharge of his or her official duties that may cause financial benefit or detriment to him or her, a member of his or her immediate family, or a business with which he or she is associated, which is distinguishable from the effects of such action on the public generally or a broad segment of the public, shall prepare a written statement describing the matter requiring action or decision and the nature of the potential conflict and deliver it to the responsible public body, which shall enter it as a public record. The public employee must abstain from participating in the matter unless legally required to.</p> <p><a href="#">AM503</a> filed strikes “person holding elective office” and inserts “public official” and adds language to require that the provisions of LB302 apply for one whose annual salary and benefits exceed one hinder fifty thousand dollars.</p> <p>On page 3 of LB302, <a href="#">AM603</a> filed strikes “person holding elective office” and inserts “public official,” strikes “city, village, or school district” and inserts “political subdivision,” and strikes “person holding elective” and inserts “public official holding.”</p> <p>On page 3 of LB302 (amendment to standing amendment <a href="#">AM603</a>) <a href="#">AM1368</a> filed strikes “person holding elective office” and inserts “public official,” strikes “city, village, or school district” and inserts “political subdivision,” and strikes “person holding elective” and inserts “public official holding.”</p>
Legislature Information and Status:	<a href="https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=50291">https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=50291</a>
Notes:	No update since May 2023 meeting.

Bill:	<a href="#">LB360</a>
Title:	Adopt the Office of Inspector General of Nebraska Procurement Act
Status:	January 3, 2024 - Title printed. Carryover bill
Summary:	LB360 adopts the Office of Inspector General of Nebraska Procurement Act and establishes the purpose and duties of the Office of Inspector General of Nebraska Procurement.
Legislature Information and Status:	<a href="https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=50518">https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=50518</a>
Notes:	No change since February 2023 meeting.
Bill:	<a href="#">LB366</a>
Title:	Change provisions relating to public records and include body-worn camera recordings in certain circumstances
Status:	January 3, 2024 - Title printed. Carryover bill
Summary:	LB366 defines recordings created by body-worn cameras which depict or record circumstances in which a person died while being apprehended by, or while in the custody of, a law enforcement officer or detention personnel, including duplicates of such recordings, are public records under Neb. Rev. Stat. § 84-712.01. In addition, the requirements for fees charged for providing copies of public records is also changed to require allow for eight hours of service (currently four) to Nebraska residents prior to charging, and the custodian of record may waive or reduce any fee for such service if the waiver or reduction of the fee would be in the publics best interest.
Legislature Information and Status:	<a href="https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=50179">https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=50179</a>
Notes:	No updated since the March 2023 meeting.
Bill:	<a href="#">LB408</a>
Title:	Change provisions relating to conflicts of interest under the Nebraska Political Accountability and Disclosure Act
Status:	January 3, 2024 - Title printed. Carryover bill
Summary:	LB408 require that any member of a nonelective government body not designated in 49-1493 who would be required to take any action or make any decision in the discharge of his or her official duties that may cause financial benefit or detriment to him or her, a member of his or her immediate family, or a business with which he or she is associated, which is distinguishable from the effects of such action on the public generally or a broad segment of the public, shall prepare a written statement describing the matter requiring action or decision and the nature of the potential conflict and deliver it to the responsible public body, which shall enter it as a public record. The public employee must abstain from participating in the matter unless legally required to.
Legislature Information and Status:	<a href="https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=49781">https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=49781</a>
Notes:	No change since February 2023 meeting.

Bill:	<a href="#">LB485</a>
Title:	Provide for applicability of provisions regarding state contracts for services to certain state entities
Status:	January 3, 2024 - Title printed. Carryover bill
Summary:	<p>LB485 defines state agency director (a) for contracts entered into by a state agency other than an officer or agency established by the Constitution of Nebraska, the director or executive head of the agency, (b) for contracts entered into by a board, commission, or department established by the Constitution of Nebraska, the designee of the board, commission, or department, and (c) for contracts entered into by any other state constitutional officer, the state constitutional officer or the designee of the state constitutional officer.</p> <p>Under <a href="#">AM269</a>, the provisions of sections Neb. Rev. Stat. §§ 73-501 to 73-510 shall not apply to contracts for services executed for the purpose of managing educational lands by the Board of Educational Lands and Funds, pursuant to N.R.S. §§ 72-201 to 72-251 and Article VII, section 6, of the Constitution of Nebraska. AM269 also defines state agency director (a) for contracts entered into by a state agency other than an officer or agency established by the Constitution of Nebraska, the director or executive head of the agency, (b) for contracts entered into by a board, commission, or department established by the Constitution of Nebraska, the designee of the board, commission, or department, and (c) for contracts entered into by any other state constitutional officer, the state constitutional officer or the designee of the state constitutional officer</p>
Legislature Information and Status:	<a href="https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=50440">https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=50440</a>
Notes:	No change since March 2023 meeting.
Bill:	<a href="#">LB538</a>
Title:	Change provisions relating to the board of directors of a bank
Status:	January 3, 2024 - Title printed. Carryover bill
Summary:	LB538 requires that the Department of Banking is notified of a vacancy on the board of directors of a bank.
Legislature Information and Status:	<a href="https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=50778">https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=50778</a>
Notes:	No change since March 2023 meeting.

Bill:	<a href="#">LB637</a>
Title:	Require members of the public to be allowed to speak at each meeting subject to the Open Meetings Act
Status:	January 3, 2024 - Title printed. Carryover bill
Summary:	<p>LB637 requires that a public body shall allow members of the public an opportunity to speak at each meeting. Closed sessions are excluded.</p> <p><a href="#">AM616</a> amends LB637 to not allow a public body to limit public participation in any meeting at which citizens are allowed to speak.</p> <p><a href="#">AM617</a> amends LB637 to relieve a public body if a member or members are found or declared to be too tired to hear citizen testimony.</p>
Legislature Information and Status:	<a href="https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=50594">https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=50594</a>
Notes:	No change since April 2023 meeting.
Bill:	<a href="#">LB669</a>
Title:	Provide powers for the Director of Banking and Finance regarding conditions on financial institutions
Status:	January 3, 2024 - Title printed. Carryover bill
Summary:	<p>LB669 allows the Department of Banking and Financing to prescribe conditions on certain financial Institutions as a part of any order, decision, or determination required under the statutes governing those institutions.</p> <p>Provisions/portions of LB669 amended into <a href="#">LB92</a> by AM1364 - Approved by Governor on June 6, 2023</p>
Legislature Information and Status:	<a href="https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=49957">https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=49957</a>
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Bill:	<a href="#">LB820</a>
Title:	Adopt the Agricultural Valuation Fairness Act
Status:	January 3, 2024 - Title printed. Carryover bill
Summary:	<p>LB820 enacts the Agricultural Valuation Fairness Act to provide for uniform assessment of agricultural and horticultural land in Nebraska. It declares that sales of agricultural and horticultural land are influenced by uses other than agricultural or horticultural purposes and cause the price paid for agricultural land and horticultural land to exceed the value such land has for agricultural or horticultural purposes. To achieve fairness, all agricultural and horticultural land will be assessed based on its capacity to produce income, called agricultural use value. Procedurally, LB820 establishes an Agricultural Land Valuation Committee to establish agricultural land values by Land Capability Groups (LCG) for agricultural land throughout the state. Land values are established utilizing a production approach to value. Gross income will be computed using an eight-year average yield data, with the highest and lowest values removed. Gross income is reduced to net income by utilizing expense ratios. The net income is then capitalized to determine assessed value. The capitalization rate is also determined by the committee and is calculated to arrive at valuations within 69-75% of market value ensuring assessed values are uniformly and proportionately assessed within the class of Agricultural Land. LB820 retains elements of local control by keeping the county assessor responsible for classifying land. County assessors currently inventory agricultural land on a productivity index making the implementation of this bill simple at the county level. County Assessors have representation on the Agricultural Land Valuation Committee created in this bill and have the option to petition the Tax Commissioner for alternative values they determine are not uniform and proportionate. LB820 also contains limitations to assure the resulting values for all agricultural and horticultural land statewide cannot be above the current market-based standard of 75% of value and cannot increase more than 3.5% over the prior year.</p> <p><a href="#">MO23</a> filed to indefinitely postpone LB820.  <a href="#">AM112</a> was filed to strike section 1 (the creation of the Agricultural Valuation Fairness Act).  <a href="#">FA16</a> filed on the floor to strike section 1.</p>
Legislature Information and Status:	<a href="https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=50777">https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=50777</a>
Notes:	No update since the February 2023 meeting.
Bill:	<a href="#">LB909</a>
Title:	Change state agency notice requirements regarding occupational regulation
Status:	March 12, 2024 - Approved by Governor on March 11, 2024
Summary:	LB909 amends the Occupational Board Reform Act to require that each agency notify the Executive Board of the Legislative Council of the status of any rule or regulation pending before the agency that constitutes an occupational regulation as defined in section 84-940 and that has not been adopted and promulgated.
Legislature Information and Status:	<a href="https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=54628">https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=54628</a>
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Bill:	<a href="#">LB914</a>
Title:	Adopt the Uniform Unlawful Restrictions in Land Records Act
Status:	February 29, 2024 - Placed on General File
Summary:	LB914 enacts the Uniform Unlawful Restrictions in Land Records Act to provide for an owner of real property subject to an unlawful restriction the ability to submit to the recorder for recordation in the land records an amendment to remove the unlawful restriction, but only as to the owner's property. Notwithstanding any provision of the governing instrument or other law of this state, the governing body may execute an amendment under this section.
Legislature Information and Status:	<a href="https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=54826">https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=54826</a>
Notes:	
Bill:	<a href="#">LB947</a>
Title:	Authorize virtual inspections for certain building permits and require certain inspection records be made available to the public under the Building Construction Act
Status:	February 13, 2024 – Hearing before the Urban Affairs Committee
Summary:	LB947 provides for any state agency, county, city, or village that requires an inspection as part of a building permit to allow for virtual inspection by an authorized inspector if the following conditions are met: (i) The inspection is of an area of a building that is less than three stories in height and under ten thousand square feet; (ii) The individual requesting or holding the building permit has provided a list of personnel who are completing the work onsite; and (iii) with certain exceptions, the virtual inspection is conducted live with both the individual requesting or holding the building permit and the authorized inspector. Inspections required for building permits of a nonstructural nature, as determined by the permitting entity, or any reinspection may be conducted using video or photo documentation. Any state agency, county, city, or village that requires an inspection by an authorized inspector as part of a building permit or structural scope of project shall make inspection records available to the public if the structure for which the permit was requested or issued is standing at the time of the request.
Legislature Information and Status:	<a href="https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=55007">https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=55007</a>
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Bill:	<a href="#">LB989</a>
Title:	Change and eliminate provisions of the Nebraska Appraisal Management Company Registration Act and the Real Property Appraiser Act
Status:	March 12, 2024 - Approved by Governor on March 11, 2024
Summary:	LB989, introduced at the request of the Nebraska Real Property Appraiser Board, is a cleanup bill to update the Nebraska Appraisal Management Company Registration Act for the purpose of implementing the recommendations of the Appraisal Subcommittee as identified during its 2022 State Off-site Assessment. These changes are required for the Board's continued compliance with Title XI and Appraisal Subcommittee Policy Statements 1, 7-9, and 10-12. Along with changes pertaining to the Appraisal Subcommittee's SOA recommendations, LB989 includes a small upward change to one fee limit, and minor changes to address the administration of the Act and reduce unnecessary barriers for owners of appraisal management companies.
Legislature Information and Status:	<a href="https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=54684">https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=54684</a>
Notes:	
Bill:	<a href="#">LB992</a>
Title:	Change provisions of the Real Property Appraiser Act
Status:	March 12, 2024 - Approved by Governor on March 12, 2024
Summary:	LB992, introduced at the request of the Nebraska Real Property Appraiser Board, is a cleanup bill to update the Nebraska Real Property Appraiser Act for the purpose of implementing the Real Property Appraiser Qualifications Criteria ("2026 Criteria") adopted by The Appraisal Foundation's Appraiser Qualifications Board, effective on January 1, 2026; the Uniform Standards of Professional Appraisal Practice adopted by The Appraisal Foundation's Appraisal Standards Board, effective on January 1, 2024; and the recommendations of the Appraisal Subcommittee as identified during its 2022 State Off-site Assessment. These changes are required for the Board's continued compliance with Title XI and Appraisal Subcommittee Policy Statements 1-7 and 10-12. Along with changes pertaining to the 2026 Criteria, the 2024 USPAP, and the Appraisal Subcommittee's SOA recommendations, LB992 includes a small upward change to four fee limits, and minor changes to address the administration of the Act and reduce unnecessary barriers for real property appraisers and applicants for credentialing.
Legislature Information and Status:	<a href="https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=54685">https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=54685</a>
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Bill:	<a href="#">LB1075</a>
Title:	Change provisions of the Delayed Deposit Services Licensing Act, the Nebraska Installment Loan Act, the Nebraska Installment Sales Act, the Nebraska Money Transmitters Act, and the Residential Mortgage Licensing Act
Status:	January 30, 2024 – Hearing before the Banking, Commerce and Insurance Committee
Summary:	LB1075 provides for background checks of certain applicants and licensees under the Delayed Deposit Services Licensing Act, the Nebraska Installment Loan Act, the Nebraska Installment Sales Act, the Nebraska Money Transmitters Act, and the Residential Mortgage Licensing Act. The director may use the Nationwide Mortgage Licensing System and Registry as a channeling agent for requesting information from and distributing information to the United States Department of Justice or any other governmental agency in order to reduce the points of contact which the Federal Bureau of Investigation may have to maintain. LB1075 also requires that a licensee notify the director in writing or through the Nationwide Mortgage Licensing System and Registry within three business days from the time that the licensee becomes aware of any breach of security of the system of computerized data owned or licensed by the licensee, which contains personal information about a Nebraska resident, or the unauthorized access to or use of such information about a Nebraska resident as a result of the breach. If a licensee would be required under Nebraska law to provide notification to a Nebraska resident regarding such incident, then the licensee shall provide a copy of such notification to the department prior to or simultaneously with the licensee's notification to the Nebraska resident. Notice required by this subsection may be delayed if a law enforcement agency determines that the notice will impede a criminal investigation. Notice shall be made in good faith, without unreasonable delay, and as soon as possible after the law enforcement agency determines that notification will no longer impede the investigation.
Legislature Information and Status:	<a href="https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=55262">https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=55262</a>
Notes:	
Bill:	<a href="#">LB1136</a>
Title:	Change provisions of the Nebraska Real Estate License Act
Status:	February 12, 2024 – Hearing before the Banking, Commerce and Insurance Committee
Summary:	LB1136 updates the civil penalty for a finding of guilt in a complaint, and updates the requirements and terms and conditions for errors and omissions insurance.
Legislature Information and Status:	<a href="https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=55069">https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=55069</a>
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Bill:	<a href="#">LB1190</a>
Title:	Adopt the Professional Service Contract Reporting Act
Status:	March 5, 2024 - Placed on General File with AM2686
Summary:	<p>LB1190 provides for enhance transparency within city, county, and state governments concerning professional service contracts, particularly those awarded to individuals or entities situated within economic redevelopment areas or qualified census tracts.</p> <p><a href="#">AM2686</a> strikes the original language in LB1190 and requires qualified cities, counties, and state agencies to submit a report to the Department of Administrative Services, detailing the entity involved in the professional service contract, the total dollar value of the contracts, and a description of any effort made by the entity to increase the number of contracts located within economic redevelopment areas and qualified census tracts.</p>
Legislature Information and Status:	<a href="https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=54687">https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=54687</a>
Notes:	
Bill:	<a href="#">LB1219</a>
Title:	Adopt updates to building and energy codes
Status:	February 13, 2024 – Hearing before the Urban Affairs Committee
Summary:	LB1136 updates the state building and energy codes to include the 2021 edition of the International Building Code and to include the 2021 edition of the International Residential Code.
Legislature Information and Status:	<a href="https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=55585">https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=55585</a>
Notes:	
Bill:	<a href="#">LB1240</a>
Title:	Provide a requirement for state officials and state employees testifying before the Legislature
Status:	February 1, 2024 – Hearing before the Executive Board
Summary:	LB1240 mandates that state officials and employees, testifying on behalf of a state agency before a legislative committee, must testify in a neutral capacity. LB1240 will ensure that agency testimony before the legislature must pertain to the technical aspects and implementations of the bill, and neither for or against specific legislation.
Legislature Information and Status:	<a href="https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=55600">https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=55600</a>
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Bill:	<a href="#">LB1292</a>
Title:	Change provisions relating to standing to file a petition for a declaratory judgment
Status:	February 2, 2024 – Hearing before the Judiciary Committee
Summary:	<p>LB1192 changes Section 84-911 of the Administrative Procedures Act (APA) and provides that a person who seeks to determine the validity of any rule or regulation may petition for a declaratory judgment in the district court of Lancaster County. In a declaratory judgment, the court may declare the rule or regulation invalid if the rule or regulation violates constitutional provisions, exceeds statutory authority of the agency, or was adopted without compliance with the APA. In order to bring a petition pursuant to section 84-911, a plaintiff must have standing, or the legal ability to bring a claim. Legislative Bill 1292 would provide statutory standing to the following individuals: (a) any Nebraska taxpayer and (b) any person whose legal rights or privileges are interfered with or threatened by a rule or regulation. In the case of <i>Griffith v. Nebraska Dept. of Corr. Servs.</i>, 304 Neb. 287, 934 N.W.2d 169 (2019), the Nebraska Supreme Court interpreted section 84-911 to allow for standing only to individuals who can show an injury in fact, as a result of any challenged rule or regulation, and not necessarily for taxpayers who are funding an agency's unconstitutional or invalid regulatory acts. This bill is intended to broaden the category of persons who have standing to seek relief under section 84-911.</p>
Legislature Information and Status:	<a href="https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=55321">https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=55321</a>
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Bill:	LB1417
Title:	Create, eliminate, terminate, and provide, change, eliminate, and transfer powers, duties, and membership of boards, commissions, committees, councils, task forces, panels, authorities, and departments and change and eliminate funds
Status:	February 29, 2024 – Scheduled for Hearing before the Government, Military and Veterans Affairs Committee
Summary:	<p>LB1417 was introduced at the request of Governor Pillen on January 22, 2024. If passed, effective July 1, 2025, the Board of Abstractors and Appraisers is created, which would assume all of the duties of the Abstractors Board of Examiners; the Real Property Appraiser Board; and the board of appraisers in sections 72-224.03, 72-225, 72-240.14, and 72-240.19. On this same date, the Real Property Appraiser Board as it currently exists is terminated.</p> <p>The Board of Abstractors and Appraisers would consist of nine members. One member who is a certified real property appraiser would be selected from each of the three congressional districts, and six members would be selected at large. The six members selected at large would include three members who shall at all times be active registered abstractors who have engaged in the business of abstracting for at least five years, one member who shall be a lawyer experienced in the area of real estate law, one member who shall be a superintendent of a school district offering instruction in grades kindergarten through twelve, and one member who shall be a certified public accountant.</p>

The Board held a meeting on January 22, 2024 to discuss LB1417. At this meeting, Director Kohtz presented LB1417 to the Board for review and gave a brief summary of the contents and background research completed to date. After discussion of LB1417, the Board moved to authorize Director Kohtz to draft a letter to Senator Brewer and Governor Pillen requesting clarification of the intent of LB1417 and to bring attention to the potential impact of this bill; and to authorize Director Kohtz to draft a Memo From the Board to notify the appraiser community of the introduction of LB1417. The letters requested by the Board were sent to Governor Pillen and Senator Brewer on January 23, 2024. In these letters, the Board thank them for their efforts to make State government more efficient and effective and informed them that Board shares the same mission. The Board also brought attention to its purpose and accomplishments, what affect that such of a change may have on the State of Nebraska, and offered its assistance in pursuing a common goal.

After a few brief discussions with Senator Brewer's office, Director Kohtz was informed by Senator Brewer on January 24, 2024 that all inquiries and comments regarding LB1417 were to be directed at the Governor's Policy and Research Office.

Director Kohtz spoke with Governor Pillen's Policy and Research Office ("GRPO") on January 29, 2024. The Director reiterated that the Board shares the same goal to operate with efficiency and effectiveness in a way that best serves the citizens of Nebraska. During this conversation, the GRPO mentioned that one of the main intents of LB1417 is to reduce the number of appointments made by Governor Pillen. The Director expressed the Board's preference to maintain its current independence as it exists, and the GRPO indicated the Governor is open an amendment. The following concepts and information were provided for the Governor's consideration:

- The Board operates with a high level of efficiency and effectiveness, and understands the framework of a complex federal regulatory system. Terminating this Board would cause undue harm to the public as all the institutional knowledge would be lost and the State of Nebraska's relationship with the financial and appraiser communities would also be damaged. It was requested that the Governor consider maintaining the current Real Property Appraiser Board, in its current makeup, as a foundation to build from if it is the Governor's will to make such of a change. This concept is in the best interest of the State of Nebraska as the cohesiveness and knowledge is maintained, along with the banking and real estate communities' representation in the appraiser profession.
- If it is the Governor's will, the Board would be open to absorbing the Abstractors Board of Examiners with a proper representation ratio on the Board. Since there are 700 real property appraisers, and 75 appraisal management companies (Separate from a business that provides real property appraisal services), and only 200 registered abstractors, along with a smaller number of certificates of authority (required for any individual or business entity desiring to engage in the business of abstracting), it would be reasonable to add two abstractor members to the current Real Property Appraiser Board. Under this concept, there is no specific need to add a lawyer experienced in real estate law as the Board relies on the Attorney General's Office and its Special Assistant Attorney General for legal advice. This ratio would ensure that the real property appraiser population, along with its peer professions, continue to be properly represented on the Board. This concept also eliminates three appointments for Governor Pillen.

- The Board of Appraisers under Neb. Rev. Stat. §§ 72-240.14 and 72-240.19 is appointed by the county judge or clerk magistrate to serve as appraisers. The county judge or clerk magistrate shall direct the sheriff to summon the appraisers so selected to convene in the office of the county judge at a time specified in the summons for the purpose of qualifying as appraisers and thereafter proceed to appraise the value of the permitted improvements to the land and growing crops owned by the lessee at the time of termination of the occupying tenant's lease. It is not clear how these duties would fit with an administrative licensing board. It was requested that the Governor consider removing these duties in an amendment.
- It is believed that the addition of the superintendent of a school district offering instruction in grades kindergarten through twelve, and the certified public accountant member placed on the new board in LB1417, was extracted from the terminated Board of Appraisers that exists for the purpose of making a finding as to the interest of the owner in a lease contract, if any, and assessing such value, when public bodies with authority to acquire educational lands for public use are required to condemn the interest of the state, as trustee for the public schools, in educational lands. Although the purpose of this Board of Appraisers is established under a specific act administered by the Nebraska Board of Educational Lands and Funds. If it is the Governor's intent to combine the duties of this board with the NRPAB, it was requested that the Governor consider incorporating it as a sub-Board. The superintendent and the certified public accountant member provide a critical role on the Board of Appraisers within the intent of that Act; however, the superintendent and the certified public accountant member would have little interest in the administration of appraiser licensing and regulation. It would be very difficult to convince individuals in these professions to provide the time and dedication needed to sit on a professional licensing board.
- As for the name of the Board, if it is the Governor's will that the Nebraska Abstractors Board of Examiners is absorbed by the Nebraska Real Property Appraiser Board, it would be important that "Real Property" be maintained in the name as this language relates to the statutory definitions of real property appraiser and real property appraisal practice. Appraisal is a generic term that could be used to describe those that do business appraisals, or that provide appraisals of jewelry, fine art, or antiques. The Nebraska Board of Real Property Appraisers and Registered Abstractors would ensure that the language relationship is maintained. If the Governor does not feel that it is in the best interest of the State to absorb the Nebraska Abstractors Board of Examiners into the Real Property Appraiser Board, it is requested that the current name remain in place for continuity and familiarity.

The hearing on LB1417 before the Government, Military, and Veteran's Affairs Committee took place on February 29, 2024. During the hearing, attention was brought to AM2739 drafted on behalf of the Governor's Policy and Research Office. In the amendment, as it pertains to the Board, the Nebraska Real Property Appraiser Board becomes the Nebraska Board of Real Property Appraisers and Registered Abstractors. The Board retains its current makeup with two registered abstractors added to the Board. The Board would then absorb the duties the Nebraska Abstractor Board of Examiners. In his opening statement, Senator Brewer acknowledged the complexity of LB1417 and indicated that this is likely the start of this process and not the end. However, during testimony, Governor Pillen's Chief of Staff Dave Lopez expressed his desire that LB1417 as amended be voted out of committee during this session.



	<p>Except for those representing the Governor, all others that testified opposed LB1417; there was some scattered support for AM2739. The Board's Director testified in a neutral capacity and expressed the Board's desire to remain independent, but also acknowledged the Governor's intent and recognized the Governor's Policy and Research Office for working with the Board to address its concerns found in LB1417. During Senator Brewer's closing, he brought attention to agencies that were removed from LB1417 through AM2739 and those that remain. The Senator indicated that the Committee would need to meet in executive session to discuss this bill and determine a path forward.</p>
Legislature Information and Status:	<p><a href="https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=55542">https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=55542</a></p>
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