

LEGISLATURE OF NEBRASKA
ONE HUNDRED EIGHTH LEGISLATURE
SECOND SESSION

LEGISLATIVE BILL 1301

Introduced by DeKay, 40; at the request of the Governor.

Read first time January 16, 2024

Committee: Agriculture

1 A BILL FOR AN ACT relating to real property; to amend sections 4-107,
2 25-1081, 30-2312, 76-402, 76-405, 76-406, 76-407, 76-413, 76-414,
3 81-201, and 84-205, Reissue Revised Statutes of Nebraska; to adopt
4 the Foreign-owned Real Estate National Security Act; to change
5 provisions relating to nonresident aliens taking property by
6 succession or testamentary dispositions; to change provisions
7 relating to foreign ownership of real property; to provide duties
8 for the Department of Agriculture and Attorney General; to harmonize
9 provisions; to provide operative dates; to provide severability; to
10 repeal the original sections; and to outright repeal sections
11 76-403, 76-404, 76-408, 76-409, 76-410, 76-411, 76-412, and 76-415,
12 Reissue Revised Statutes of Nebraska.
13 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 4-107, Reissue Revised Statutes of Nebraska, is
2 amended to read:

3 4-107 (1) The right of an alien not residing within the United
4 States or its territories to take either real or personal property or the
5 proceeds thereof in this state by succession or testamentary disposition,
6 upon the same terms and conditions as inhabitants and citizens of the
7 United States, is dependent in each case upon:

8 (a) ~~The Upon~~ the existence of a reciprocal right upon the part of
9 citizens of the United States to take real and personal property and the
10 proceeds thereof upon the same terms and conditions as inhabitants and
11 citizens of the country of which such alien is an inhabitant;

12 (b) ~~The Upon~~ the rights of citizens of the United States to receive
13 by payment to them within the United States or its territories money
14 originating from the estates of persons dying within such foreign
15 country; ~~and~~

16 (c) Proof ~~Upon~~ proof that such nonresident alien heirs,
17 distributees, devisees, or legatees may receive the benefit, use, or
18 control of property or proceeds from estates of persons dying in this
19 state without confiscation in whole or in part, by the governments of
20 such foreign countries; and -

21 (d) Compliance of the nonresident alien with the Foreign-owned Real
22 Estate National Security Act, except that if the nonresident alien does
23 not comply with the Foreign-owned Real Estate National Security Act, the
24 act shall control the transfer and disposition of any of the property
25 that is agricultural land.

26 (2) The burden is upon such nonresident alien to establish the fact
27 of existence of the reciprocal rights set forth in subsection (1) of this
28 section.

29 (3) If such reciprocal rights are not found to exist, the property
30 shall be delivered to the State Treasurer to be held for a period of five
31 years from date of death during which time such nonresident alien may

1 show that he or she has become eligible to receive such property. If at
2 the end of such period of five years no showing of eligibility is made by
3 such nonresident alien, his or her rights to such property or proceeds
4 shall be barred.

5 (4) At any time within the one year following the date the rights of
6 such nonresident alien have been barred, any other person other than an
7 ineligible nonresident alien who, in the case of succession or
8 testamentary disposition, would have been entitled to the property or
9 proceeds by virtue of the laws of Nebraska governing intestate descent
10 and distribution had the nonresident alien predeceased the decedent, may
11 petition the district court of Lancaster County for payment or delivery
12 of such property or proceeds to those entitled thereto.

13 (5) If no person has petitioned the district court of Lancaster
14 County for payment or delivery of such property or proceeds within six
15 years from the date of death of decedent, such property or proceeds shall
16 be disposed of as escheated property.

17 (6) All property other than money delivered to the State Treasurer
18 under this section may within one year after delivery be sold by him to
19 the highest bidder at public sale in whatever city in the state affords
20 in his or her judgment the most favorable market for the property
21 involved. The State Treasurer may decline the highest bid and reoffer the
22 property for sale if the State Treasurer he considers the price bid
23 insufficient. The State Treasurer He need not offer any property for sale
24 if, in the State Treasurer's his opinion, the probable cost of sale
25 exceeds the value of the property. Any sale held under this section shall
26 be preceded by a single publication of notice thereof at least three
27 weeks in advance of sale in a an English language newspaper of general
28 circulation in the county where the property is to be sold and the cost
29 of such publication and other expenses of sale paid out of the proceeds
30 of such sale. The purchaser at any sale conducted by the State Treasurer
31 pursuant to this section shall receive title to the property purchased,

1 free from all claims of the owner or prior holder thereof and of all
2 persons claiming through or under them. The State Treasurer shall execute
3 all documents necessary to complete the transfer of title.

4 Sec. 2. Section 25-1081, Reissue Revised Statutes of Nebraska, is
5 amended to read:

6 25-1081 A receiver may be appointed by the district court (1) in an
7 action by a vendor to vacate a fraudulent purchase of property, by a
8 creditor to subject any property or fund to his or her claim, or between
9 partners, limited liability company members, or others jointly owning or
10 interested in any property or fund on the application of any party to the
11 suit when the property or fund is in danger of being lost, removed, or
12 materially injured, (2) in an action for the foreclosure of a mortgage or
13 in an action to foreclose a trust deed as a mortgage when the mortgaged
14 property or property subject to the trust deed is in danger of being
15 lost, removed, or materially injured or is probably insufficient to
16 discharge the mortgage debt secured by the mortgage or trust deed, (3) in
17 connection with the exercise of the power of sale under a trust deed and
18 following the filing of a notice of default under the Nebraska Trust
19 Deeds Act when the property subject to the trust deed is in danger of
20 being lost, removed, or materially injured or is probably insufficient to
21 discharge the debt secured by the trust deed, (4) in an action brought
22 pursuant to section 52-1705 to enforce a written assignment of rents
23 provision contained in any agreement and the agreement provides for the
24 appointment of a receiver, (5) in any other case in which a mortgagor or
25 trustor has agreed in writing to the appointment of a receiver, (6) after
26 judgment or decree to carry the judgment into execution, to dispose of
27 the property according to the decree or judgment, or to preserve it
28 during the pendency of an appeal, (7) in an action under the Foreign-
29 owned Real Estate National Security Act, (8) {7} in all cases provided
30 for by special statutes, and (9) {8} in all other cases when receivers
31 have heretofore been appointed by the usages of courts of equity.

1 Sec. 3. Section 30-2312, Reissue Revised Statutes of Nebraska, is
2 amended to read:

3 30-2312 No person is disqualified to take as an heir because he or a
4 person through whom he claims is or has been an alien except as provided
5 in section 4-107 and the Foreign-owned Real Estate National Security Act
6 ~~Chapter 76, article 4.~~

7 Sec. 4. Sections 4 to 12 of this act shall be known and may be
8 cited as the Foreign-owned Real Estate National Security Act.

9 Sec. 5. For purposes of the Foreign-owned Real Estate National
10 Security Act:

11 (1) Military installation means an active base, camp, post, station,
12 yard, or center under the jurisdiction of the United States Department of
13 Defense, including any leased facility, which is located within this
14 state or in an adjacent state. A military installation includes an active
15 missile silo;

16 (2) Restricted area means an area that lies within a ten-mile radius
17 of any military installation under the jurisdiction of the United States
18 Air Force or the United States Strategic Command;

19 (3) Restricted entity means:

20 (a) Any person or foreign government or entity identified on the
21 sanctions lists maintained by the Office of Foreign Assets Control of the
22 United States Department of the Treasury; or

23 (b) Any person or foreign government or entity determined by the
24 United States Secretary of Commerce to have engaged in a long-term
25 pattern or serious instances of conduct significantly adverse to the
26 national security of the United States pursuant to 15 C.F.R. 7.4.

27 Sec. 6. Section 76-402, Reissue Revised Statutes of Nebraska, is
28 amended to read:

29 ~~76-402~~ (1) A nonresident alien who is not a citizen or national of
30 the United States, a foreign corporation, or a government other than the
31 United States Government or a government of its states, political

1 subdivisions, territories, or possessions, or an agent, a trustee, or a
2 fiduciary thereof, shall not purchase, acquire title to, take, or hold
3 ~~Aliens and corporations not incorporated under the laws of the State of~~
4 ~~Nebraska are prohibited from acquiring title to or taking or holding any~~
5 ~~land, or real estate, or any leasehold interest extending for a period~~
6 ~~for more than five years or any other greater interest less than fee in~~
7 ~~any land, or real estate in this state by descent, devise, purchase or~~
8 ~~otherwise, except as provided in the Foreign-owned Real Estate National~~
9 ~~Security Act sections 76-403 to 76-405.~~

10 (2) The Department of Agriculture with staff assigned by and under
11 the direction of the Director of Agriculture shall investigate violations
12 of the Foreign-owned Real Estate National Security Act. If the director
13 determines that a violation has occurred, the department shall refer the
14 violation to the Attorney General or retain outside counsel for
15 enforcement of the act by divestment.

16 (3) Any person may notify the Department of Agriculture or the
17 Attorney General of a violation or potential violation of the Foreign-
18 owned Real Estate National Security Act.

19 (4) An action for divestment may be filed by the Attorney General or
20 retained outside counsel in either the district court in the county in
21 which all or part of the real estate is located or in the district court
22 of Lancaster County. A copy of the petition shall be served by service of
23 process in the same manner as in civil cases as follows on:

24 (a) The owner of the real estate if the owner's address is known;

25 (b) Any secured party who has registered a lien or filed a financing
26 statement as provided by law if the identity of the secured party can be
27 ascertained by the entity filing the petition by making a good faith
28 effort to ascertain the identity of the secured party;

29 (c) Any other bona fide lienholder or secured party or other person
30 holding an interest in the real estate if such party is known; and

31 (d) Any person residing on the real estate subject to divestment at

1 the time the petition is filed.

2 (5) If the Attorney General or retained outside counsel has
3 reasonable cause to believe that a financing statement covering a
4 security interest in the real estate subject to forfeiture has been filed
5 under the laws of this state, the Attorney General or retained outside
6 counsel shall make discovery as to who is the record owner of the real
7 estate and who filed such financing statement.

8 (6)(a) The respondent shall file an answer within thirty days after
9 service of process is made.

10 (b)(i) If the respondent accepts that the real estate is subject to
11 divestment, the respondent shall be entitled to a grace period of one
12 hundred eighty days to voluntarily divest any interest in the real estate
13 in accordance with the Foreign-owned Real Estate National Security Act.

14 (ii) The grace period shall begin upon the date the answer was due
15 to be filed under subdivision (6)(a) of this section.

16 (iii) The respondent shall not sell or otherwise transfer the real
17 estate to another individual or entity prohibited under the act.

18 (iv) If the respondent voluntarily divests any interest in the real
19 estate within the grace period, the court shall dismiss the action for
20 divestment.

21 (v) If the respondent fails to voluntarily divest any interest in
22 the real estate within the grace period, the court may enter default
23 judgement.

24 (c) If the respondent denies that the real estate is subject to
25 divestment, the burden is on the state to prove by clear and convincing
26 evidence that the real estate is subject to divestment under the act.

27 (d) If the respondent does not file an answer and fails to appear at
28 hearing, the court may enter default judgment.

29 (7) The court shall have power to hear and determine the questions
30 presented in such case and to declare such real estate to be divested. If
31 the court finds that the real estate that is the subject of an action

1 brought under the Foreign-owned Real Estate National Security Act was
2 purchased, acquired, taken, or held in violation of the act, the court
3 shall enter an order that:

4 (a) States the findings of the court;

5 (b) Orders the divestment of the interest in the real estate of the
6 individual or entity that violated the act;

7 (c) Notifies the Governor that the title to such real estate is
8 ordered divested by the decree of the court.

9 (d) Appoints a receiver subject to sections 25-1081 to 25-1092 to
10 manage and control the real estate through the final disposition of the
11 real estate; and

12 (e) Authorizes the proceeds of the divestment to be disbursed in the
13 following order:

14 (i) The payment of authorized costs of the sale, including all
15 approved fees and expenses of the referee and any taxes and assessments
16 due;

17 (ii) The payment, in an amount approved by the court, to the
18 Attorney General or retained outside counsel for reimbursement of
19 investigation and litigation costs and expenses;

20 (iii) To lien holders of the real estate, in order of lien priority,
21 except for liens which under the terms of the divestment are to remain on
22 the real estate;

23 (iv) To the person who notified the Department of Agriculture or the
24 Attorney General pursuant to subsection (3) of this section, thirty
25 percent of the remaining balance; and

26 (v) Any remaining proceeds collected pursuant to the Foreign-owned
27 Real Estate National Security Act shall be remitted to the State
28 Treasurer for distribution in accordance with Article VII, section 5, of
29 the Constitution of Nebraska.

30 (8) If the interest is a lease, easement, or other interest less
31 than a title, the court shall have power to declare such interest

1 terminated.

2 (9) Within a reasonable amount of time after any real estate is
3 escheated to the state under this section, the Department of
4 Administrative Services shall sell such real estate at public auction.

5 Sec. 7. Section 76-405, Reissue Revised Statutes of Nebraska, is
6 amended to read:

7 ~~76-405~~ Any resident alien may acquire title to lands in this state
8 by devise or descent only, provided such alien shall be required to sell
9 and convey said real estate property within five years from the date of
10 acquiring it, and if the resident alien he shall fail to dispose of it to
11 a bona fide purchaser for value within that time, the resident alien ~~it~~
12 shall be in violation of the Foreign-owned Real Estate National Security
13 Act and the real estate shall be subject to divestment as prescribed in
14 section 6 of this act ~~revert and escheat to the State of Nebraska.~~

15 Sec. 8. Section 76-406, Reissue Revised Statutes of Nebraska, is
16 amended to read:

17 ~~76-406~~ No corporation organized under the laws of this state and no
18 corporation organized under the laws of any other state or country, doing
19 business in this state, which was organized to hold or is holding real
20 estate, except as provided in the Foreign-owned Real Estate National
21 Security Act ~~sections 76-404 and 76-412 to 76-414~~, shall elect aliens as
22 members of its board of directors or board of trustees in number
23 sufficient to constitute a majority of such board, nor elect such aliens
24 as executive officers or managers nor have a majority of its capital
25 stock owned by aliens.

26 Sec. 9. Section 76-407, Reissue Revised Statutes of Nebraska, is
27 amended to read:

28 ~~76-407~~ Any such corporation violating the provisions of section 8 of
29 this act ~~76-406~~ shall be construed and held to be an alien and within the
30 provisions of the Foreign-owned Real Estate National Security Act
31 ~~sections 76-401 to 76-415~~ applicable to alien persons. Any such domestic

1 corporation violating the provisions of section 8 of this act 76-406
2 shall forfeit its charter and be dissolved. Any such foreign corporation
3 violating the provisions of said section shall forfeit its right to do
4 business in the State of Nebraska.

5 Sec. 10. Section 76-413, Reissue Revised Statutes of Nebraska, is
6 amended to read:

7 ~~76-413~~ (1) Except as provided in subsection (2) of this section,
8 any nonresident Any alien or foreign corporation or any government other
9 than the United States Government or a government of its states,
10 political subdivisions, territories, or possessions, or an agent,
11 trustee, or fiduciary thereof, may purchase, acquire, and hold title to
12 or be a lessor or lessee of as much real estate as shall be necessary for
13 the purpose of (1) erecting thereon manufacturing or industrial
14 establishments, and in addition thereto such real estate as may be
15 required for facilities incidental to such establishments, or (2)
16 erecting and maintaining establishments primarily operated for the
17 storage, sale, and distribution of petroleum products, commonly known as
18 filling stations or bulk stations.

19 (2) Subsection (1) of this section shall not apply to a restricted
20 entity, or an agent, trustee, or fiduciary thereof, in a restricted area.
21 A restricted entity that violates this subsection shall also be in
22 violation of the Foreign-owned Real Estate National Security Act and
23 subject to divestment as prescribed under section 6 of this act.

24 Sec. 11. Section 76-414, Reissue Revised Statutes of Nebraska, is
25 amended to read:

26 ~~76-414~~ The provisions of the Foreign-owned Real Estate National
27 Security Act sections 76-402 to 76-413 shall not apply to any real estate
28 lying within the corporate limits of cities and villages, or within three
29 miles thereof, nor to any manufacturing or industrial establishment
30 referred to in section 9 of this act 76-413.

31 Sec. 12. (1) The Attorney General shall establish a process by

1 which local officials, state officials, or other persons may submit
2 information or concerns to the office regarding non-notified real estate
3 transactions in Nebraska.

4 (2) The Attorney General may submit a memorandum or report
5 concerning non-notified real estate transactions that the Attorney
6 General has identified in Nebraska to the Committee on Foreign Investment
7 in the United States.

8 (3) The Attorney General shall:

9 (a) Retain a copy of any documents submitted to the Committee on
10 Foreign Investment in the United States that are included with a
11 memorandum or report submitted under the subsection (2) of this section;
12 and

13 (b) Notify the Legislature and the Governor as soon as practicable
14 after submitting a memorandum, report, or other information to the
15 Committee on Foreign Investment in the United States under subsection (2)
16 of this section.

17 (4) The Attorney General may adopt and promulgate rules and
18 regulations necessary to carry out this section.

19 Sec. 13. (1) The State Real Estate Commission shall compile a map
20 identifying all restricted areas in this state on or before January 1,
21 2025, and update such map on or before July 1 of each year thereafter.
22 The map shall be published on the State Real Estate Commission website.

23 (2) For purposes of this section:

24 (a) Military installation means an active base, camp, post, station,
25 yard, or center under the jurisdiction of the United States Department of
26 Defense, including any leased facility, which is located within this
27 state or in an adjacent state. A military installation includes an active
28 missile silo; and

29 (b) Restricted area means an area that lies within a ten-mile radius
30 of any military installation under the jurisdiction of the United States
31 Air Force or the United States Strategic Command.

1 Sec. 14. Section 81-201, Reissue Revised Statutes of Nebraska, is
2 amended to read:

3 81-201 The Department of Agriculture shall have power (1) to
4 encourage and promote, in every practicable manner, the interest of
5 agriculture; (2) to promote methods of conducting the industry of
6 agriculture with a view to increasing the production and facilitating the
7 distribution thereof at the least cost; (3) to collect and publish
8 statistics relating to the production and marketing of agricultural
9 products, so far as such statistical information may be of value to the
10 agricultural and allied interests of the state, and to cooperate with the
11 federal government in the matter of collecting and publishing such
12 statistical information; (4) to publish and distribute the Weeds of the
13 Great Plains book and supplemental inserts thereto, for sale and
14 distribution to the public. All money collected from the sale of the
15 publications shall be remitted to the State Treasurer and credited as
16 provided in section 81-201.05; (5) to inquire into the causes of
17 contagious, infectious, and communicable diseases among domestic animals
18 and the means for the prevention and cure of the same; (6) to execute and
19 enforce all laws relating to matters within its jurisdiction and to adopt
20 necessary rules and regulations for the administration and enforcement of
21 such laws; (7) to employ special investigators who shall be appointed
22 deputy state sheriffs by the Governor and who shall, upon qualifying for
23 such office, possess all the powers which attach to such office, except
24 that their powers and duties shall be restricted to the enforcement of
25 the laws of the State of Nebraska within the jurisdiction of the
26 Department of Agriculture; ~~and~~ (8) to perform laboratory testing services
27 as provided in section 81-2,293; and (9) to enforce the Foreign-owned
28 Real Estate National Security Act.

29 Sec. 15. Section 84-205, Reissue Revised Statutes of Nebraska, is
30 amended to read:

31 84-205 The duties of the Attorney General shall be:

1 (1) To appear and defend actions and claims against the state;

2 (2) To investigate, commence, and prosecute any and all actions
3 resulting from violations of sections 32-1401 to 32-1417;

4 (3) To consult with and advise the county attorneys, when requested
5 by them, in all criminal matters and in matters relating to the public
6 revenue. He or she shall have authority to require aid and assistance of
7 the county attorney in all matters pertaining to the duties of the
8 Attorney General in the county of such county attorney and may, in any
9 case brought to the Court of Appeals or Supreme Court from any county,
10 demand and receive the assistance of the county attorney from whose
11 county such case is brought;

12 (4) To give, when required, without fee, his or her opinion in
13 writing upon all questions of law submitted to him or her by the
14 Governor, head of any executive department, Secretary of State, State
15 Treasurer, Auditor of Public Accounts, Board of Educational Lands and
16 Funds, State Department of Education, Public Service Commission, or
17 Legislature;

18 (5) At the request of the Governor, head of any executive
19 department, Secretary of State, State Treasurer, Auditor of Public
20 Accounts, Board of Educational Lands and Funds, State Department of
21 Education, or Public Service Commission, to prosecute any official bond
22 or any contract in which the state is interested which is deposited with
23 any of them and to prosecute or defend for the state all civil or
24 criminal actions and proceedings relating to any matter connected with
25 any of such officers' departments if, after investigation, he or she is
26 convinced there is sufficient legal merit to justify the proceeding. Such
27 officers shall not pay or contract to pay from the funds of the state any
28 money for special attorneys or counselors-at-law unless the employment of
29 such special counsel is made upon the written authorization of the
30 Governor or the Attorney General;

31 (6) To enforce the proper application of money appropriated by the

1 Legislature to the various funds of the state and prosecute breaches of
2 trust in the administration of such funds;

3 (7) To prepare, when requested by the Governor, Secretary of State,
4 State Treasurer, or Auditor of Public Accounts or any other executive
5 department, proper drafts for contracts, forms, or other writings which
6 may be wanted for the use of the state and report to the Legislature,
7 whenever requested, upon any business pertaining to the duties of his or
8 her office. The report submitted to the Legislature shall be submitted
9 electronically;

10 (8) To pay all money received, belonging to the people of the state,
11 immediately upon receipt thereof, into the state treasury;

12 (9) To keep a record in proper books provided for that purpose at
13 the expense of the state, a register of all actions and demands
14 prosecuted or defended by him or her in behalf of the state and all
15 proceedings had in relation thereto, and deliver the same to his or her
16 successor in office;

17 (10) To appear for the state and prosecute and defend all civil or
18 criminal actions and proceedings in the Court of Appeals or Supreme Court
19 in which the state is interested or a party. When requested by the
20 Governor or the Legislature, the Attorney General shall appear for the
21 state and prosecute or defend any action or conduct any investigation in
22 which the state is interested or a party before any court, officer,
23 board, tribunal, or commission;

24 (11) To prepare and promulgate model rules of procedure appropriate
25 for use by as many agencies as possible. The Attorney General shall add
26 to, amend, or revise the model rules as necessary for the proper guidance
27 of agencies;

28 (12) To include within the budget of the office sufficient funding
29 to assure oversight and representation of the State of Nebraska for
30 district court appeals of administrative license revocation proceedings
31 under section 60-498.04; ~~and~~

1 ~~(13)(a)~~ ~~(13)~~ To create a Child Protection Division to be staffed by
2 at least three assistant attorneys general who each have five or more
3 years of experience in the prosecution or defense of felonies or
4 misdemeanors, including two years in the prosecution or defense of crimes
5 against children. Upon the written request of a county attorney, the
6 division shall provide consultation and advise and assist in the
7 preparation of the trial of any case involving a crime against a child,
8 including, but not limited to, the following offenses:

9 ~~(i)~~ ~~(a)~~ Murder as defined in sections 28-303 and 28-304;

10 ~~(ii)~~ ~~(b)~~ Manslaughter as defined in section 28-305;

11 ~~(iii)~~ ~~(c)~~ Kidnapping as defined in section 28-313;

12 ~~(iv)~~ ~~(d)~~ False imprisonment as defined in sections 28-314 and
13 28-315;

14 ~~(v)~~ ~~(e)~~ Child abuse as defined in section 28-707;

15 ~~(vi)~~ ~~(f)~~ Pandering as defined in section 28-802;

16 ~~(vii)~~ ~~(g)~~ Debauching a minor as defined in section 28-805; and

17 ~~(viii)~~ ~~(h)~~ Offenses listed in sections 28-813, 28-813.01, and
18 28-1463.03.

19 ~~(b)~~ Any offense listed in subdivisions ~~(13)(a)(i)~~ ~~(a)~~ through ~~(viii)~~
20 ~~(h)~~ of this section ~~subdivision~~ shall include all inchoate offenses
21 pursuant to the Nebraska Criminal Code and compounding a felony pursuant
22 to section 28-301. Such crimes shall not include matters involving
23 dependent and neglected children, infraction violations, custody,
24 parenting time, visitation, or other access matters, or child support. If
25 the county attorney declines in writing to prosecute a case involving a
26 crime against a child because of an ethical consideration, including the
27 presence or appearance of a conflict of interest, or for any other
28 reason, the division shall, upon the receipt of a written request of the
29 county attorney, the Department of Health and Human Services, the minor
30 child, the parents of the minor child, or any other interested party,
31 investigate the matter and either decline to prosecute the matter or

1 initiate the appropriate criminal proceedings in a court of proper
2 jurisdiction.

3 (c) For purposes of this subdivision (13), child or children shall
4 mean an individual or individuals sixteen years of age or younger; and -

5 (14) To enforce the Foreign-owned Real Estate National Security Act.

6 Sec. 16. Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 14, 15,
7 18, and 19 of this act become operative on January 1, 2025. The other
8 sections of this act become operative on their effective date.

9 Sec. 17. If any section in this act or any part of any section is
10 declared invalid or unconstitutional, the declaration shall not affect
11 the validity or constitutionality of the remaining portions.

12 Sec. 18. Original sections 4-107, 25-1081, 30-2312, 76-402, 76-405,
13 76-406, 76-407, 76-413, 76-414, 81-201, and 84-205, Reissue Revised
14 Statutes of Nebraska, are repealed.

15 Sec. 19. The following sections are outright repealed: Sections
16 76-403, 76-404, 76-408, 76-409, 76-410, 76-411, 76-412, and 76-415,
17 Reissue Revised Statutes of Nebraska.