

LEGISLATIVE BILL 909

Approved by the Governor March 11, 2024

Introduced by Aguilar, 35.

A BILL FOR AN ACT relating to the Administrative Procedure Act; to amend section 84-910, Revised Statutes Cumulative Supplement, 2022; to change a requirement relating to agency notice to the Executive Board of the Legislative Council; to repeal the original section; and to declare an emergency.

Be it enacted by the people of the State of Nebraska,

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

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

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

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 Original section 84-910, Revised Statutes Cumulative Supplement, 2022, is repealed.

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