

LEGISLATIVE BILL 193

Approved by the Governor May 15, 1979

Introduced by Appropriations Committee, Warner, 25,
Chmn.; Cope, 36; S. Marsh, 29; Labeledz, 5;
Hasebroock, 18; Rumery, 42; Dworak, 22;
Fowler, 27

AN ACT to amend section 50-420, Reissue Revised Statutes of Nebraska, 1943, and section 31-1117.02, Reissue Revised Statutes of Nebraska, 1943, as amended by section 4, Legislative Bill 414, Eighty-sixth Legislature, First Session, 1979, relating to records; to provide for official access to confidential files or records; to repeal the original sections; and to declare an emergency.

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

Section 1. That section 31-1117.02, Reissue Revised Statutes of Nebraska, 1943, as amended by section 4, Legislative Bill 414, Eighty-sixth Legislature, First Session, 1979, be amended to read as follows:

31-1117.02. (1) Neither the data processing administrator, the Director of Administrative Services, nor any employee of such administrator or director shall release or permit the release of any data maintained in computer files to any person or persons without the express written approval of both the agency primarily responsible for collection and maintenance of such data and the employee to whom such data pertains, except as provided in subsection (2) of this section.

(2) Any data which is a public record in its original form shall remain a public record when maintained in computer files and shall be provided to the Legislative Fiscal Analyst pursuant to section 50-420 and shall be made available to the Auditor of Public Accounts solely for use in the performance of audits prescribed by law.

Sec. 2. That section 50-420, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

50-420. Each officer, board, commission, and department of state government, including the Accounting Administrator of the Department of Administrative Services, shall furnish to the Legislative Fiscal Analyst, upon request, any information in its possession, including records received from other officers, boards,

~~commissions, or departments of state government, whether such information is retained in computer files or otherwise, if such information is directly related to the performance of the official duties of the Legislative Fiscal Analyst under sections 50-413 to 50-420, shall furnish such information to the Legislative Fiscal Analyst as he may require.~~

Sec. 3. That original section 50-420, Reissue Revised Statutes of Nebraska, 1943, and section 81-1117.02, Reissue Revised Statutes of Nebraska, 1943, as amended by section 4, Legislative Bill 414, Eighty-sixth Legislature, First Session, 1979, are repealed.

Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.