

AMENDMENTS TO LB 953

Introduced by Government, Military and Veterans Affairs

1 1. Strike the original sections and insert the following
2 new sections:

3 Section 1. (1) State fleet card programs shall be created
4 and shall be administered separately by the University of Nebraska
5 and by the Department of Roads. The Department of Roads shall
6 administer a fleet card program on behalf of state government
7 other than the University of Nebraska under a contract through
8 the State Treasurer. The State Treasurer shall determine the type
9 of fleet card or cards utilized in the state fleet card program.
10 The State Treasurer shall contract with one or more financial
11 institutions, card-issuing banks, credit card companies, charge
12 card companies, debit card companies, or third-party merchant
13 banks capable of operating a fleet card program on behalf of
14 the state, including the University of Nebraska, and political
15 subdivisions that participate in the state contract for such
16 services. Rules and regulations may be adopted and promulgated
17 as needed by the Department of Roads and the University of
18 Nebraska for the operation of the state fleet card programs. The
19 rules and regulations shall provide authorization instructions for
20 all transactions. Expenses associated with the state fleet card
21 programs shall be considered as an administrative or operational
22 expense.

23 (2) For purposes of this section, fleet card means a

1 payment card used for gasoline, diesel, and other fuels. Fleet
2 cards may also be used to pay for vehicle and equipment maintenance
3 and expenses at the discretion of the program administrator. The
4 Department of Roads and University of Nebraska shall each designate
5 a program administrator.

6 (3) Any state official, state agency, or political
7 subdivision may utilize the state fleet card for the purchase
8 of goods and services described in subsection (2) of this section
9 for and on behalf of the State of Nebraska. No disbursements or
10 cash back on fleet card transactions shall be allowed.

11 (4) Vendors accepting a state fleet card shall obtain
12 authorization for all transactions in accordance with instructions
13 from the program administrator. Transaction authorization shall
14 be from the financial institution, card-issuing bank, credit card
15 company, charge card company, debit card company, or third-party
16 merchant bank contracted to provide such service to the State of
17 Nebraska. Each transaction shall be authorized in accordance with
18 the instructions provided by the program administrator for each
19 state official, state agency, or political subdivision.

20 (5) Detailed transaction information for the purposes
21 of tracking expenditures shall include fleet card identification,
22 merchant name and address, transaction number, date, time, product,
23 quantity, cost, and equipment meter reading if applicable. A
24 state fleet card program may require an itemized receipt for
25 purposes of tracking expenditures of a state fleet card purchase
26 from a commercial vendor as acceptable detailed transaction
27 information. If detailed transaction information is not provided,

1 the program administrator shall have the authority to temporarily
2 or permanently suspend state fleet card purchases in accordance
3 with rules and regulations.

4 (6) Upon termination or suspension of employment of an
5 individual using a state fleet card, such individual's state fleet
6 card account shall be immediately closed and he or she shall return
7 the state fleet card to the agency from which it was obtained.

8 (7) No officer or employee of the state shall use a state
9 fleet card for any unauthorized use as determined by the rules and
10 regulations.

11 Sec. 2. The State Fleet Card Distributive Fund is
12 created. All rebates received by the state from the fleet card
13 program entered into by the State of Nebraska pursuant to section
14 1 of this act, except for rebates received from the fleet card
15 program of the University of Nebraska, shall be credited to the
16 fund. The fund may consist of fleet card rebates received on behalf
17 of state agencies, boards, commissions, and political subdivisions
18 and shall be administered by the State Treasurer. Fleet card
19 rebates shall be distributed by the State Treasurer, consistent
20 with volume spent and contract terms, to: (1) The University of
21 Nebraska; (2) any political subdivision participating in the state
22 fleet card program; and (3) the State Treasurer for distribution
23 to the remainder of state government. The State Treasurer or
24 his or her designee is authorized to distribute through the fund
25 or through a vendor contractual agreement the remaining program
26 rebates. Rebates received by the vendor after the effective date
27 of this act shall be disbursed to participating entities under the

1 contract consistent with volume spent and contract terms.

2 Sec. 3. Since an emergency exists, this act takes effect

3 when passed and approved according to law.