

E AND R AMENDMENTS TO LB 391

Introduced by Larson, 40, Chairman Enrollment and Review

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

3           Section 1. The Legislature finds that:

4           (1) The land, water, and other resources of Nebraska are  
5 being severely impacted by the invasion of an increasing number of  
6 harmful invasive species;

7           (2) These impacts are resulting in damage to Nebraska's  
8 environment and causing economic hardships; and

9           (3) The multitude of public and private organizations  
10 with an interest in controlling and preventing the spread  
11 of harmful invasive species in Nebraska need a mechanism for  
12 cooperation, communication, collaboration, and developing a  
13 statewide plan of action to meet these threats.

14           Sec. 2. For purposes of sections 1 to 6 of this act,  
15 invasive species means aquatic or terrestrial organisms not native  
16 to the region that cause economic or biological harm and are  
17 capable of spreading to new areas, and invasive species does not  
18 include livestock as defined in sections 54-1368 and 54-1902, honey  
19 bees, domestic pets, intentionally planted agronomic crops, or  
20 nonnative organisms that do not cause economic or biological harm.

21           Sec. 3. (1) The Nebraska Invasive Species Council is  
22 created.

23           (2) Voting members of the council shall include a

1 designated representative of:

2 (a) The Nature Conservancy, Nebraska Office;

3 (b) The Department of Agriculture;

4 (c) The Game and Parks Commission;

5 (d) The Nebraska Forest Service;

6 (e) The University of Nebraska-Lincoln;

7 (f) The Nebraska Cooperative Fish and Wildlife Research

8 Unit;

9 (g) The Nebraska Weed Control Association; and

10 (h) The Nebraska Association of Resources Districts.

11 (3) Voting members of the council shall also include up  
12 to five members at large who shall represent public interests,  
13 at least three of which shall represent agricultural land owner  
14 interests, as appointed by the Governor.

15 (4) Nonvoting, ex officio members of the council shall  
16 include a designated representative of:

17 (a) The Midwest Region of the National Park Service;

18 (b) The Animal and Plant Health Inspection Service of the  
19 United States Department of Agriculture;

20 (c) The Natural Resources Conservation Service of the  
21 United States Department of Agriculture; and

22 (d) The United States Geological Survey.

23 (5) The council shall extend membership to those entities  
24 deemed necessary to accomplish the council's duties.

25 Sec. 4. The Nebraska Invasive Species Council shall:

26 (1) Recommend action to minimize the effects of harmful  
27 invasive species on Nebraska's citizens in order to promote the

1 economic and environmental well-being of the state;

2 (2) Develop and periodically update a statewide adaptive  
3 management plan for invasive species as described in section 5 of  
4 this act;

5 (3) Serve as a forum for discussion, identification, and  
6 understanding of invasive species issues;

7 (4) Facilitate the communication, cooperation, and  
8 coordination of local, state, federal, private, and nongovernmental  
9 entities for the prevention, control, and management of invasive  
10 species;

11 (5) Assist with public outreach and awareness of invasive  
12 species issues; and

13 (6) Provide information to the Legislature for decision  
14 making, planning, and coordination of invasive species management  
15 and prevention.

16 Sec. 5. The adaptive management plan will address the  
17 following:

18 (1) Statewide coordination and intergovernmental  
19 cooperation;

20 (2) Prioritization of invasive species response and  
21 management;

22 (3) Early detection and prevention of new invasive  
23 species through deliberate or unintentional introduction;

24 (4) Inventory and monitoring of invasive species;

25 (5) Identification of research and information gaps;

26 (6) Public outreach and education;

27 (7) Identification of funding and resources available for

1 invasive species prevention, control, and management; and

2 (8) Recommendations for legislation regarding invasive  
3 species issues.

4 Sec. 6. (1) The adaptive management plan shall be updated  
5 at least once every three years following its initial development.  
6 The plan shall be submitted to the Governor and the Agriculture  
7 Committee of the Legislature.

8 (2) The Nebraska Invasive Species Council shall submit an  
9 annual report of its activities to the Governor and the Agriculture  
10 Committee of the Legislature by December 15 of each year. The  
11 annual report shall include an evaluation of progress made in the  
12 preceding year.

13 (3) The council shall complete the initial adaptive  
14 management plan within three years after the effective date of this  
15 act.

16 (4) Prior to the start of the 2014 legislative session,  
17 the council shall prepare a report to the Agriculture Committee of  
18 the Legislature that makes recommendations as to the extension or  
19 modification of the council.

20 (5) The council may establish advisory and technical  
21 subcommittees that the council considers necessary to aid and  
22 advise it in the performance of its functions.

23 2. On page 1, line 2, strike beginning with the first  
24 comma through "and" and insert "; to define a term; and to".