

ONE HUNDRED FOURTH LEGISLATURE

SECOND SESSION

LEGISLATIVE RESOLUTION 498

Introduced by Johnson, 23.

PURPOSE: The purpose of this interim study is to examine the Nebraska Right to Farm Act. In examining the act, the study committee should:

- (1) Review the purposes of the act;
- (2) Compile an analysis of the case law interpreting the act and the history of the act's application in Nebraska; and
- (3) Compare the provisions of the act with similar statutes from other states and review the case law interpreting those statutes. In particular, the study committee should examine case law that defines the scope of protections offered by other states' laws and case law addressing the constitutionality of such laws.

The study committee should also examine whether the Nebraska Right to Farm Act should be amended to reflect changes in farming practices that are resulting from changing market conditions, advances in farming technology, and innovations in cropping and livestock husbandry. The study committee should examine whether the act should be amended to address the conflicts and issues arising from these changing farm practices and to afford reasonable protections for such practices.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE ONE HUNDRED FOURTH LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the Agriculture Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.
2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.