

LEGISLATURE OF NEBRASKA
ONE HUNDRED SEVENTH LEGISLATURE
SECOND SESSION

LEGISLATIVE BILL 964

Introduced by Bostar, 29; Brewer, 43.

Read first time January 11, 2022

Committee: Government, Military and Veterans Affairs

- 1 A BILL FOR AN ACT relating to the Nebraska State Patrol; to amend section
- 2 81-1174, Revised Statutes Cumulative Supplement, 2020; to provide
- 3 for reimbursement for per diem expenses and for actual meal expenses
- 4 as prescribed; and to repeal the original section.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 81-1174, Revised Statutes Cumulative Supplement,
2 2020, is amended to read:

3 81-1174 (1) Whenever any state officer, state employee, or member of
4 any commission, council, committee, or board of the state is seeking
5 reimbursement for expenses incurred by him or her in the line of duty, he
6 or she shall be required to present a request for payment or
7 reimbursement to the Director of Administrative Services not later than
8 sixty days after the final day on which expenses were incurred for which
9 reimbursement is sought.

10 (2)(a) Each request for reimbursement of travel and lodging expenses
11 shall be fully itemized, including the amount, date, place, and essential
12 character of the expense incurred.

13 (b) Except as otherwise provided by subdivision (c) of this
14 subsection, section 50-415, or Supreme Court rule, each request for any
15 meal expense incurred during travel status shall be paid or reimbursed
16 pursuant to a percentage of the per diem rates of the federal General
17 Services Administration for travel within the contiguous United States,
18 the United States Department of Defense for travel within Alaska, Hawaii,
19 or a United States territory or possession, and the United States
20 Department of State for foreign travel, as determined by and in
21 accordance with policies established by the Director of Administrative
22 Services. Such percentage shall not exceed one hundred percent nor be
23 less than sixty percent of the federal per diem rate. Any meal expense
24 charged directly to and paid for by the state shall be identified on the
25 request for reimbursement and deducted from the per diem based on the
26 percentage established for the meal provided.

27 (c) A member of the Nebraska State Patrol shall be reimbursed one
28 hundred percent of the per diem rate established in subdivision (b) of
29 this subsection, except that a member serving on a detail in executive
30 protection shall be reimbursed in full for actual meal expenses incurred
31 by the member if the expenses exceed one hundred percent of the

1 established per diem rate.

2 (3) When reimbursement is requested for mileage by automobile, air
3 travel by commercial carrier, air travel in airplanes chartered by the
4 department or agency, or air travel by personally rented airplane, the
5 points between which such travel occurred, the times of arrival and
6 departure, and the necessity and purpose of such travel shall be stated
7 on such request. When reimbursement is requested for mileage by
8 automobile, the motor vehicle license plate number, the total miles
9 traveled, and the rate per mile being requested shall also be shown on
10 each request.

11 (4) The Accounting Administrator may require less supporting detail
12 for requests covered in this section but shall not impose reporting
13 requirements which exceed those listed unless specifically authorized by
14 other provisions of law. No request shall be submitted by an individual
15 for an expense when such expense has been paid by the agency or
16 department concerned.

17 (5) When reimbursement for expenses incurred in air travel by
18 privately owned airplane is requested, the cost of operating the airplane
19 at rates per mile as established by the Department of Administrative
20 Services shall be shown on such request. Travel by privately owned
21 airplane or personally rented airplane shall only be authorized when it
22 is more economical than surface transportation or will result in a
23 substantial savings of expense or productive time.

24 (6) The statement of expenses shall be duly verified and supported
25 by receipts for all of such expenditures for which reimbursement is
26 requested except for (a) items reimbursed through a per diem payment and
27 (b) immaterial items identified by the director.

28 (7) No charge for mileage shall be allowed when such mileage accrues
29 while using an automobile owned by the State of Nebraska.

30 (8) No personal maintenance expenses shall be allowed to any state
31 officer, state employee, or member of any commission, council, committee,

1 or board of the state when such expenses are incurred in the city or
2 village in which the residence or primary work location of such
3 individual is located, except that individuals required to attend
4 official functions, conferences, or hearings within such location, not to
5 include normal day-to-day operations of the department, agency,
6 commission, council, committee, or board, may be paid or reimbursed in
7 accordance with policies established by the Director of Administrative
8 Services. The approval to attend a function, conference, or hearing shall
9 be obtained from the director of the department, agency, commission,
10 council, committee, or board prior to an individual's attendance at such
11 function, conference, or hearing.

12 (9) Nothing in this section shall be construed to prohibit the
13 furnishing of coffee, tea, and any similar beverage by the Legislature or
14 the Legislative Council to its employees or guests.

15 Sec. 2. Original section 81-1174, Revised Statutes Cumulative
16 Supplement, 2020, is repealed.