NEBRASKA

Good Life. Great Opportunity.

DEPARTMENT OF BANKING AND FINANCE

Jim Pillen, Governor

September 11, 2026

Clerk of the Legislature
Attn: Brandon Metzler, Clerk
State Capitol, Room 2018
P.O. Box 94604
Lincoln, NE 68509

RE: *Review of Rules and Regulations – Nebraska Department of Banking and Finance*

Clerk of the Legislature:

Enclosed please find the Regulation Review Forms and supplementary information for all rules and regulations administered by the Nebraska Department of Banking and Finance ("NDBF"). These forms are for reporting year 2026, covering the period beginning on January 1, 2026 to June 30, 2027.

The rules and regulations administered by the NDBF include: Title 45, Banking and Trust Laws; Title 46, Other Financial Institutions and Entities Laws; Title 47, Digital Asset Banking Laws; Title 48, Securities Laws; Title 49 Practice and Procedure; and Title 50, Consumer Rental Purchase Law.

If you have any questions regarding these forms, or require any supplemental information, please contact me at 402-471-2171 or by email to William.Lawrence@nebraska.gov.

Sincerely,

William Lawrence
Financial Institutions Counsel

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Financial Institutions Division

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

45 NAC 1

Rule and Regulation Title & Description:

General Provisions for Title 45

Brief explanation of the reason for the Rule / Regulation:

This Rule provides notice regarding the administration of the Nebraska Banking Act and Nebraska Trust Company Act, provides hours of operation, mailing address information, and requirements regarding the filing of forms and the payment of fees.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?
☒ Yes ☐ No

If yes, provide citation(s):
Neb. Rev. Stat. 8-106; Neb. Rev. Stat. 8-201

Federal Statute/Mandate — Requires/Authorizes Regulation?
☐ Yes ☒ No

If yes, provide citation(s):

Would changes require federal review/approval?
☐ Yes ☒ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?
■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?
☐ Yes ■ No
If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?
■ Yes ☐ No

4. Has a less restrictive alternative been considered?
■ Yes ☐ No
If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:
☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):
N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 11:01:25 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 11:01:34 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Financial Institutions Division

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

45 NAC 2

Rule and Regulation Title & Description:

Record Keeping Requirements for Business Entity Customers

Brief explanation of the reason for the Rule / Regulation:

This Rule provides requirements for the records that a bank must maintain for various types of business entity customers

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

☒ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-106

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ☒ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ☒ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ■ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

■ Yes ☐ No

4. Has a less restrictive alternative been considered?

■ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 08:44:14 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 08:44:22 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Financial Institutions Division

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

45 NAC 3

Rule and Regulation Title & Description:

Data Center Record Keeping Standards

Brief explanation of the reason for the Rule / Regulation:

This Rule provides the minimum standards that a bank must adhere to for any computerized record keeping systems that it utilizes.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

▣ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-106

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ▣ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ▣ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ■ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

■ Yes ☐ No

4. Has a less restrictive alternative been considered?

■ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 08:44:53 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 08:45:01 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Financial Institutions Division

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

45 NAC 4

Rule and Regulation Title & Description:

Schedule for Records Retention by Banks

Brief explanation of the reason for the Rule / Regulation:

This Rule provides requirements for banks regarding records retention periods and details certain records which must be permanently retained.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

▣ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-106

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ▣ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ▣ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?
☒ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?
☐ Yes ☒ No
If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?
☒ Yes ☐ No

4. Has a less restrictive alternative been considered?
☒ Yes ☐ No
If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:
☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision
Provide citation(s):
N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 08:45:14 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 08:45:21 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Financial Institutions Division

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

45 NAC 5

Rule and Regulation Title & Description:

Schedule for Retention of Records: Banks Exercising Trust Powers and Trust Companies

Brief explanation of the reason for the Rule / Regulation:

This Rule provides requirements for banks that exercise trust powers regarding records retention periods and details certain records which must be permanently retained. An Appendix is attached, which includes the corresponding federal regulation, which is referenced in Subsection 004.01I.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

▣ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-106; Neb. Rev. Stat. 8-201

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ▣ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ▣ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

☒ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ☒ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

☒ Yes ☐ No

4. Has a less restrictive alternative been considered?

☒ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: Lawrence, William

Digitally signed by Lawrence, William
Date: 2026.07.30 08:45:35 -05'00'

Signature of Agency Review Designee: Lawrence, William

Digitally signed by Lawrence, William
Date: 2026.07.30 08:45:43 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Financial Institutions Division

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

45 NAC 6

Rule and Regulation Title & Description:

Articles of Incorporation and Bylaws

Brief explanation of the reason for the Rule / Regulation:

This Rule provides the requirements for the filing, maintenance, and amending of a bank's articles of incorporation and bylaws with the NDBF.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

☒ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-106

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ☒ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ☒ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ■ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

■ Yes ☐ No

4. Has a less restrictive alternative been considered?

■ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 08:46:02 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 08:46:09 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Financial Institutions Division

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

45 NAC 7

Rule and Regulation Title & Description:

Electronic Data Processing Rider or Endorsement

Brief explanation of the reason for the Rule / Regulation:

This Rule provides details regarding the requirement for any bank that has authorized any person or entity to perform electronic data processing services of any of its accounting records, to obtain and maintain a data processing rider or endorsement to its blanket bond.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

▣ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-106

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ▣ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ▣ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ■ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

■ Yes ☐ No

4. Has a less restrictive alternative been considered?

■ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 08:46:40 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 08:46:47 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Financial Institutions Division

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

45 NAC 8

Rule and Regulation Title & Description:

Changes in Paid-In Capital Stock

Brief explanation of the reason for the Rule / Regulation:

This Rule provides the requirements for the notice that a bank must give to the NDBF in seeking to increase or decrease its capital stock, pursuant to Neb. Rev. Stat. 8-128.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?
▣ Yes ☐ No

If yes, provide citation(s):
Neb. Rev. Stat. 8-106

Federal Statute/Mandate — Requires/Authorizes Regulation?
☐ Yes ▣ No

If yes, provide citation(s):

Would changes require federal review/approval?
☐ Yes ▣ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

☒ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ☒ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

☒ Yes ☐ No

4. Has a less restrictive alternative been considered?

☒ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 08:47:00 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 08:47:09 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Financial Institutions Division

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

45 NAC 9

Rule and Regulation Title & Description:

Active Executive Officers

Brief explanation of the reason for the Rule / Regulation:

This Rule details the administration of Executive Officer Licenses pursuant to Neb. Rev. Stat. 8-139. This Rule also provides information regarding definitions, qualifications, and enforcement provisions relevant to Executive Officers for banks. Additionally, the Rule allows the Director to place conditions on an Executive Officer of a bank and eliminates a previously recognized distinction between Class I and Class II Executive Officer Licenses.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

☒ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-106; Neb. Rev. Stat. 8-139

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ☒ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ☒ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ■ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

■ Yes ☐ No

4. Has a less restrictive alternative been considered?

■ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 08:47:51 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 08:48:17 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Financial Institutions Division

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

45 NAC 10

Rule and Regulation Title & Description:

Insider Loan Guarantees

Brief explanation of the reason for the Rule / Regulation:

This Rule provides information regarding when insider loan guarantees are permissible by an insider of a bank, and that approval of the bank's Board of Directors must be obtained prior to such guarantees being given.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?
☒ Yes ☐ No

If yes, provide citation(s):
Neb. Rev. Stat. 8-106; Neb. Rev. Stat. 8-143.01

Federal Statute/Mandate — Requires/Authorizes Regulation?
☐ Yes ☒ No

If yes, provide citation(s):

Would changes require federal review/approval?
☐ Yes ☒ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ■ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

■ Yes ☐ No

4. Has a less restrictive alternative been considered?

■ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 08:48:40 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 08:48:46 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Financial Institutions Division

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

45 NAC 11

Rule and Regulation Title & Description:

Executive Officer Borrowing Reports

Brief explanation of the reason for the Rule / Regulation:

This Rule provides details on the requirement of Executive Officers of a bank to provide annual reports of their indebtedness owed to another financial institution to the Board of Directors of the bank of which the individual in an Executive Officer.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

▣ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-106; Neb. Rev. Stat. 8-143.01

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ▣ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ▣ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ■ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

■ Yes ☐ No

4. Has a less restrictive alternative been considered?

■ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 09:15:41 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 09:15:50 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Financial Institutions Division

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

45 NAC 12

Rule and Regulation Title & Description:

Directors' Examinations Performed by Certified Public Accountants or Public Accountants

Brief explanation of the reason for the Rule / Regulation:

This Rule provides requirements for annual audits that are accepted by a bank's Board of Directors in lieu of conducting an examination of the bank's books, records, funds, and securities, as required in Neb. Rev. Stat. 8-124. The Rule provides requirements regarding the qualifications and independence of the accountant or accounting firm, as well as the standards and required scope of the audit. The Rule reserves the ability of the Director to require enhanced audit procedures where appropriate. An Appendix with the Interagency Policy Statement on External Auditing Programs issued by the FDIC is attached to the Rule.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

☒ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-106

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ☒ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ☒ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ■ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

■ Yes ☐ No

4. Has a less restrictive alternative been considered?

■ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: Lawrence, William

Digitally signed by Lawrence, William
Date: 2026.07.30 09:16:15 -05'00'

Signature of Agency Review Designee: Lawrence, William

Digitally signed by Lawrence, William
Date: 2026.07.30 09:16:22 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Financial Institutions Division

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

45 NAC 13

Rule and Regulation Title & Description:

Standards for Acceptability and Scope of Examinations for Directors' Examinations

Brief explanation of the reason for the Rule / Regulation:

This Rule provides requirements for annual audits that are accepted by a bank's Board of Directors in lieu of conducting an examination of the bank's books, records, funds, and securities, as required in Neb. Rev. Stat. 8-124. 45 NAC 13 provides specific requirements regarding the scope and the examination procedures that must be undertaken to ensure that a full and appropriate audit is conducted. An Appendix with the Interagency Policy Statement on External Auditing Programs issued by the FDIC is attached to this Rule.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

☒ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-106; Neb. Rev. Stat. 8-201

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ☒ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ☒ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?
☒ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?
☐ Yes ☒ No
If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?
☒ Yes ☐ No

4. Has a less restrictive alternative been considered?
☒ Yes ☐ No
If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:
☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision
Provide citation(s):
N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 09:16:33 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 09:16:39 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Financial Institutions Division

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

45 NAC 14

Rule and Regulation Title & Description:

Livestock Loans

Brief explanation of the reason for the Rule / Regulation:

This Rule provides details regarding an exception to the lending limit established under Neb. Rev. Stat. 8-141, which involve obligations secured by livestock.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

☒ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-106

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ☒ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ☒ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?
■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?
☐ Yes ■ No
If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?
■ Yes ☐ No

4. Has a less restrictive alternative been considered?
■ Yes ☐ No
If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:
☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision
Provide citation(s):
N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 09:16:54 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 09:17:01 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Financial Institutions Division

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

45 NAC 15

Rule and Regulation Title & Description:

Loans Secured by Warehouse Receipts

Brief explanation of the reason for the Rule / Regulation:

This Rule provides details regarding an exception to the lending limit established under Neb. Rev. Stat. 8-141, which involve obligations secured by warehouse receipts.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?
▣ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-106

Federal Statute/Mandate — Requires/Authorizes Regulation?
☐ Yes ▣ No

If yes, provide citation(s):

Would changes require federal review/approval?
☐ Yes ▣ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

☒ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ☒ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

☒ Yes ☐ No

4. Has a less restrictive alternative been considered?

☒ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 09:17:12 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 09:17:19 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Financial Institutions Division

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

45 NAC 16

Rule and Regulation Title & Description:

Loans Secured by Deposit Accounts

Brief explanation of the reason for the Rule / Regulation:

This Rule provides details regarding an exception to the lending limit established under Neb. Rev. Stat. 8-141, which involve obligations secured by deposit accounts.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?
▣ Yes ☐ No

If yes, provide citation(s):
Neb. Rev. Stat. 8-106

Federal Statute/Mandate — Requires/Authorizes Regulation?
☐ Yes ▣ No

If yes, provide citation(s):

Would changes require federal review/approval?
☐ Yes ▣ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ■ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

■ Yes ☐ No

4. Has a less restrictive alternative been considered?

■ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 09:17:57 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 09:51:24 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Financial Institutions Division

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

45 NAC 17

Rule and Regulation Title & Description:

Pool Participation Approval

Brief explanation of the reason for the Rule / Regulation:

This Rule provides details and requirements regarding the permissibility of a bank to invest in obligations representing loans to any national banking association or to any banking institution organized under the laws of any state, and the process by which a bank may request approval from the Director to make such investment.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

▣ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-106

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ▣ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ▣ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

☒ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ☒ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

☒ Yes ☐ No

4. Has a less restrictive alternative been considered?

☒ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 09:58:45 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 09:58:57 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Financial Institutions Division

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

45 NAC 18

Rule and Regulation Title & Description:

Requirements for Purchases of Shares of Investment Companies

Brief explanation of the reason for the Rule / Regulation:

This Rule provides the requirements that a bank must adhere to when purchasing shares of an investment company for its own account.

These requirements include investment limitations, qualification of the investment company shares, and standards for reporting and accounting.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

▣ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-106; Neb. Rev. Stat. 8-148

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ▣ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ▣ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ■ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

■ Yes ☐ No

4. Has a less restrictive alternative been considered?

■ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:00:30 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:00:37 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Financial Institutions Division

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

45 NAC 19

Rule and Regulation Title & Description:

Leasing of Personal Property

Brief explanation of the reason for the Rule / Regulation:

This Rule provides equirements for a bank that engages in the business of leasing personal property, as well as limitations on the dollar amounts of permissible leases that may be entered into. This Rule also references federal regulations that banks must adhere to, and a copy of those regulations are attached as an Appendix.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

▣ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-106

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ▣ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ▣ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ■ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

■ Yes ☐ No

4. Has a less restrictive alternative been considered?

■ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:01:15 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:01:30 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Financial Institutions Division

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

45 NAC 21

Rule and Regulation Title & Description:

Trust Department Applications

Brief explanation of the reason for the Rule / Regulation:

This Rule details the application process for a bank that desires to exercise trust powers, as well as the items that will be considered in making the determination whether to approve or deny such application.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

☒ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-106; Neb. Rev. Stat. 8-201

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ☒ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ☒ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ■ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

■ Yes ☐ No

4. Has a less restrictive alternative been considered?

■ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:01:59 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:02:06 -05'00'

FISCAL IMPACT STATEMENT

Agency: Banking and Finance
Title: 45
Chapters: <u>Adopt:</u> Chapters 1, 2, 3, 4, 5, 10, 13, 14
<u>Amend:</u> Chapter 7
<u>Repeal and Reissue:</u> Chapters 6, 8, 9, 11, 12, 15, 16, 17, 18, 19
<u>Repeal:</u> Chapters 20, 23, 24, 25, 26, 27, 28, 30, 31, 32
.

Prepared by: Patricia Herstein, General Counsel
Date prepared: November 17, 2022
Telephone: 402-471-4934

Type of Fiscal Impact: There will be no fiscal impact. The rules do not impose any new fees or change any fee amounts. The rules also do not create or eliminate any exemptions that would impact the number of entities making filings for which a filing fee is required. The rules do not mandate any new report or contract hiring of any new consultant or associate professional for industry.

	State Agency	Political Sub.	Regulated Public
No Fiscal Impact	(X)	(X)	(X)
Increased Costs	( )	( )	( )
Decreased Costs	( )	( )	( )
Increased Revenue	( )	( )	( )
Decreased Revenue	( )	( )	( )

Description of Impact:

State Agency: No impact

Political Subdivisions: No Impact

Regulated Public: No Impact

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Financial Institutions Division

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

46 NAC 1

Rule and Regulation Title & Description:

Instructions for Conversion of a Savings and Loan or Building and Loan to a Capital Stock Savings Association

Brief explanation of the reason for the Rule / Regulation:

This Rule provides information regarding the application process for a mutual savings and loan or building and loan institution to convert to a capital stock association. The relevant federal regulation regarding this conversion is attached as Appendix A.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?
▣ Yes ☐ No

If yes, provide citation(s):
Neb. Rev. Stat. 8-340; Neb. Rev. Stat. 8-378

Federal Statute/Mandate — Requires/Authorizes Regulation?
☐ Yes ▣ No

If yes, provide citation(s):

Would changes require federal review/approval?
☐ Yes ▣ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ■ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

■ Yes ☐ No

4. Has a less restrictive alternative been considered?

■ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: Lawrence, William

Digitally signed by Lawrence, William
Date: 2026.07.30 10:21:51 -05'00'

Signature of Agency Review Designee: Lawrence, William

Digitally signed by Lawrence, William
Date: 2026.07.30 10:22:00 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Financial Institutions Division

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

46 NAC 2

Rule and Regulation Title & Description:

Minimum Capital Requirements Needed to Form a Newly Organized Capital Stock Savings Association

Brief explanation of the reason for the Rule / Regulation:

This Rule provides information regarding the minimum amount of paid-up capital stock and surplus necessary for a capital stock savings association to obtain the required charter to operate from the Department.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

▣ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-340; Neb. Rev. Stat. 8-378

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ▣ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ▣ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ■ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

■ Yes ☐ No

4. Has a less restrictive alternative been considered?

■ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:22:13 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:22:23 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Financial Institutions Division

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

46 NAC 3

Rule and Regulation Title & Description:

Credit Union Supervisory Committee's Annual Audit

Brief explanation of the reason for the Rule / Regulation:

This Rule provides information related to the requirement that a state-chartered credit union conduct a comprehensive annual audit of the books and affairs of the credit union, or otherwise engage a certified public accountant or certified public accounting firm to conduct such audit on its behalf. Specifically, this Rule sets forth the application requirements of the Department for such accountants or firms, the qualifications they must possess, and the requirements of the scope and standards of the audit.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

▣ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 21-1732

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ▣ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ▣ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ■ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

■ Yes ☐ No

4. Has a less restrictive alternative been considered?

■ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:22:36 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:22:44 -05'00'

FISCAL IMPACT STATEMENT

Agency: Banking and Finance
Title: 46
Chapters: 7, 8, 10, 11 Telephone: 471-4932

Prepared by: Tag Herbek, Legal Counsel
Date prepared: June 30, 2022

Type of Fiscal Impact: There will be no fiscal impact. The rules do not impose any new fees or change any fee amounts. The rules also do not create or eliminate any exemptions that would impact the number of entities making filings for which a filing fee is required. The rules do not mandate any new report or contract hiring of any new consultant or associate professional for industry.

	State Agency	Political Sub.	Regulated Public
No Fiscal Impact	(X)	(X)	(X)
Increased Costs	( )	( )	( )
Decreased Costs	( )	( )	( )
Increased Revenue	( )	( )	( )
Decreased Revenue	( )	( )	( )

Description of Impact:

State Agency: No impact

Political Subdivisions: No Impact

Regulated Public: No Impact

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Financial Institutions Division

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

47 NAC 1

Rule and Regulation Title & Description:

Applications

Brief explanation of the reason for the Rule / Regulation:

This Rule provides information and requirements for an application to obtain a charter to conduct a digital asset depository, pursuant to the Nebraska Financial Innovation Act. This Rule also provides details regarding the required public hearing on such applications.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

▣ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-106; Neb. Rev. Stat. 8-3031

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ▣ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ▣ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ■ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

■ Yes ☐ No

4. Has a less restrictive alternative been considered?

■ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:24:00 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:24:09 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Financial Institutions Division

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

47 NAC 2

Rule and Regulation Title & Description:

Surety Bonds and Pledge of Assets; Insurance

Brief explanation of the reason for the Rule / Regulation:

This Rule sets forth the requirements for a digital asset depository to obtain and maintain appropriate surety bonds or pledge(s) of assets.

This Rule also details required insurance coverages and amounts to be obtained by a digital asset depository.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

▣ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-106; Neb. Rev. Stat. 8-3031

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ▣ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ▣ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?
■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?
☐ Yes ■ No
If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?
■ Yes ☐ No

4. Has a less restrictive alternative been considered?
■ Yes ☐ No
If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:
☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision
Provide citation(s):
N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:24:27 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:24:39 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Financial Institutions Division

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

47 NAC 3

Rule and Regulation Title & Description:

Capital Requirements; Paid-Up Operating Expenses

Brief explanation of the reason for the Rule / Regulation:

This Rule provides information detailing the capital and paid-up operating expense requirements within the Nebraska Financial Innovation Act. This Rule will need to be updated, due to changes made to the Nebraska Financial Innovation Act as a part of LB 717 (2026), upon completion of this Regulatory Review.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

☒ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-106; Neb. Rev. Stat. 8-3031

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ☒ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ☒ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ■ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

■ Yes ☐ No

4. Has a less restrictive alternative been considered?

■ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:24:53 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:25:14 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Financial Institutions Division

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

47 NAC 4

Rule and Regulation Title & Description:

Digital Asset Depository Department; Charter Amendment; Director; Powers and Duties

Brief explanation of the reason for the Rule / Regulation:

This Rule provides information regarding the processes and requirements for a state-chartered financial institution to apply for an amendment to its articles of incorporation and its charter, authorizing it to conduct digital asset depository business activities.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

☒ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-106; Neb. Rev. Stat. 8-3031

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ☒ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ☒ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?
■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?
☐ Yes ■ No
If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?
■ Yes ☐ No

4. Has a less restrictive alternative been considered?
■ Yes ☐ No
If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:
☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision
Provide citation(s):
N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:25:25 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:25:31 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Financial Institutions Division

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

47 NAC 5

Rule and Regulation Title & Description:

Reports; Call Reports

Brief explanation of the reason for the Rule / Regulation:

This Rule provides details regarding the requirements of a digital asset depository to complete and submit various reports of its operations and financial condition to the Department.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

▣ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-106; Neb. Rev. Stat. 8-3031

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ▣ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ▣ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ■ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

■ Yes ☐ No

4. Has a less restrictive alternative been considered?

■ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:26:02 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:26:08 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Financial Institutions Division

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

47 NAC 6

Rule and Regulation Title & Description:

Complaints

Brief explanation of the reason for the Rule / Regulation:

This Rule provides requirements for digital asset depositories in regards to accepting, compiling, and resolving consumer complaints.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

▣ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-106; Neb. Rev. Stat. 8-3031

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ▣ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ▣ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?
■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?
☐ Yes ■ No
If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?
■ Yes ☐ No

4. Has a less restrictive alternative been considered?
■ Yes ☐ No
If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:
☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):
N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:26:20 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:26:28 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Financial Institutions Division

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

47 NAC 7

Rule and Regulation Title & Description:

Notice of Statement Regarding Deposit Insurance and Risk

Brief explanation of the reason for the Rule / Regulation:

This Rule provides details regarding the required notice that a digital asset depository must display, which discloses risk of loss and uninsured status of the products and services offered.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

▣ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-106; Neb. Rev. Stat. 8-3031

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ▣ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ▣ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?
☒ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?
☐ Yes ☒ No
If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?
☒ Yes ☐ No

4. Has a less restrictive alternative been considered?
☒ Yes ☐ No
If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:
☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision
Provide citation(s):
N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:26:40 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:26:49 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Financial Institutions Division

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

47 NAC 8

Rule and Regulation Title & Description:

Response Program for a Cybersecurity Event or Data Breach

Brief explanation of the reason for the Rule / Regulation:

This Rule provides requirements for digital asset depositories to establish a written response program related to cybersecurity events or data breaches, and provides requirements for notification of such events to the Department within specified timelines.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

☒ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-106; Neb. Rev. Stat. 8-3031

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ☒ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ☒ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ■ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

■ Yes ☐ No

4. Has a less restrictive alternative been considered?

■ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:27:01 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:27:08 -05'00'

FISCAL IMPACT STATEMENT

Agency: Banking and Finance	Prepared by: Tag Herbek, Legal Counsel
Title: 47	Date prepared: 10/17/2022
Chapters: 1, 2, 3, 4, 5, 6, 7, 8	Telephone: 471-2171

Type of Fiscal Impact: There will be no fiscal impact to state agencies or political subdivisions. There will be costs for digital asset depositories due to costs associated with surety bonds, pledging of assets, and insurance in Chapter 2. Digital asset depositories will also have costs associated with capital requirements and paid-up operating expenses in Chapter 3. Chartered entities may also have costs associated with Department mandated reports and call reports in Chapter 5.

	State Agency	Political Sub.	Regulated Public
No Fiscal Impact	(**X**)	(**X**)	( )
Increased Costs	( )	( )	(**X**)
Decreased Costs	( )	( )	( )
Increased Revenue	( )	( )	( )
Decreased Revenue	( )	( )	( )

Description of Impact:

State Agency: No impact

Political Subdivisions: No impact

Regulated Public: The adoption of Chapter 2 will result in entities securing surety bonds to defray costs of a liquidation or receivership. If an entity pledges assets instead, it will still incur costs to pledge assets. Entities will also have to secure insurance to cover operational risks associated with the digital asset operations. Bonds or pledged assets are required by the Nebraska Financial Innovation Act ("Act").

The adoption of Chapter 3 will result in an entity securing capital stock as required by the Act, the Rule, and the Director. An entity must also provide for the first three years of its estimated operating expenses in its surplus account.

The adoption of Chapter 5 will require entities to compile and maintain reports at the discretion of the Director and federal agencies. These reports will need to be maintained on a regular and ongoing basis.

All of the increased costs for the regulated public are expected and traditional costs for financial industry participants. Traditional financial industry participants currently incur costs similar to those of the proposed adopted Rules. None of the other amendments should have any fiscal impact upon the regulated industries.

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Securities Bureau

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

48 NAC 1

Rule and Regulation Title & Description:

General Provisions

Brief explanation of the reason for the Rule / Regulation:

This Rule provides general information that is applicable to the various rules throughout Title 48, including provisions detailing payment of fees and effective dates of filings.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

▣ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-1120

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ▣ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ▣ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?
■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?
☐ Yes ■ No
If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?
■ Yes ☐ No

4. Has a less restrictive alternative been considered?
■ Yes ☐ No
If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:
☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):
N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:27:48 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:27:58 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Securities Bureau

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

48 NAC 2

Rule and Regulation Title & Description:

Definitions

Brief explanation of the reason for the Rule / Regulation:

This Rule provides definitions for terms that will be utilized throughout Title 48. The adoption of this Rule aligns Title 48 with the North American Securities Administrators Association and ensures that individuals and firms operating in multiple states will have consistent and uniform terms and definitions within the rules and regulations that they are required to abide by.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?
☒ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-1120

Federal Statute/Mandate — Requires/Authorizes Regulation?
☐ Yes ☒ No

If yes, provide citation(s):

Would changes require federal review/approval?
☐ Yes ☒ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ■ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

■ Yes ☐ No

4. Has a less restrictive alternative been considered?

■ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:28:17 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:28:24 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Securities Bureau

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

48 NAC 3

Rule and Regulation Title & Description:

Definition of an Offer

Brief explanation of the reason for the Rule / Regulation:

This Rule provides clarification as to what does and does not constitute an "offer" in accordance with the Neb. Rev. Stat. 8-1101(13) of the Securities Act of Nebraska. A referenced federal regulation promulgated by the Securities and Exchange Commission is attached to this Rule as Appendix A.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?
▣ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-1120

Federal Statute/Mandate — Requires/Authorizes Regulation?
☐ Yes ▣ No

If yes, provide citation(s):

Would changes require federal review/approval?
☐ Yes ▣ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ■ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

■ Yes ☐ No

4. Has a less restrictive alternative been considered?

■ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:28:38 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:28:49 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Securities Bureau

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

48 NAC 4

Rule and Regulation Title & Description:

Broker-Dealers

Brief explanation of the reason for the Rule / Regulation:

This Rule provides for various requirements for registered broker-dealers, and for applicants for such registration. These requirements include items relating to the initial application, renewals, and withdrawals for registration, as well as items required for the maintenance of broker-dealer registration. Additionally, details are provided regarding the use of the Internet by broker-dealers for dissemination of materials and dishonest and unethical business practices. Finally, a referenced federal regulation promulgated by the Securities and Exchange Commission is attached to this Rule as Appendix A.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

▣ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-1120

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ▣ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ▣ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ■ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

■ Yes ☐ No

4. Has a less restrictive alternative been considered?

■ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:29:00 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:29:08 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Securities Bureau

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

48 NAC 5

Rule and Regulation Title & Description:

Issuer-Dealers

Brief explanation of the reason for the Rule / Regulation:

This Rule provides for various requirements for registered issuer-dealers, and for applicants for such registration. These requirements include items relating to the initial application, renewals, and amendments to the registration, as well as items required for the maintenance of the issuer-dealer registration. This Rule provides information detailing when the Department may deny, suspend, or revoke the license of an issuer-dealer or agent. The Rule also includes restrictions on advertising, requirements for the verification of immigration status, and information relating to dishonest and unethical business practices.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

▣ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-1120

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ▣ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ▣ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?
☒ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?
☐ Yes ☒ No
If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?
☒ Yes ☐ No

4. Has a less restrictive alternative been considered?
☒ Yes ☐ No
If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:
☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):
N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:29:42 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:29:51 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Securities Bureau

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

48 NAC 6

Rule and Regulation Title & Description:

Agents of Broker-Dealers

Brief explanation of the reason for the Rule / Regulation:

This Rule provides requirements for agents of broker-dealers, including the application, renewal, and termination processes for agent registration. This Rule also provides details regarding the qualifications an agent must meet to qualify for registration. Additionally, details are provided regarding the use of the Internet by broker-dealers for dissemination of materials and dishonest or unethical business practices.

A referenced FINRA Manual Rule is attached to this Rule as Appendix A.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

☒ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-1120

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ☒ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ☒ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ■ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

■ Yes ☐ No

4. Has a less restrictive alternative been considered?

■ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:30:01 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:30:11 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Securities Bureau

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

48 NAC 7

Rule and Regulation Title & Description:

Investment Advisers

Brief explanation of the reason for the Rule / Regulation:

This Rule provides requirements for Investment Advisers, including application, renewal, and withdrawal of registration. This Rule also provides, details regarding the qualifications that must be met to qualify for registration. Additionally, this Rule sets forth requirements on reporting, advertising, and custodial activities of Investment Advisers. Finally, this Rule details required policies and procedures that an Investment Adviser must have in place to maintain its registration. Reference federal code is attached as Appendix A.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

☒ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-1120

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ☒ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ☒ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

☒ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ☒ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

☒ Yes ☐ No

4. Has a less restrictive alternative been considered?

☒ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:30:22 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:30:31 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Securities Bureau

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

48 NAC 8

Rule and Regulation Title & Description:

Federal Covered Advisers

Brief explanation of the reason for the Rule / Regulation:

This Rule provides the notice filing requirements that federal covered advisers must meet, including for initial filing, renewal, withdrawal, and for any correction of filed documents. This Rule also provides details related to verification of immigration status of individual representatives and dishonest and unethical business practices.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

☒ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-1120

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ☒ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ☒ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ■ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

■ Yes ☐ No

4. Has a less restrictive alternative been considered?

■ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:30:42 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:30:52 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Securities Bureau

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

48 NAC 9

Rule and Regulation Title & Description:

Investment Adviser Representatives

Brief explanation of the reason for the Rule / Regulation:

This Rule provides qualification requirements investment adviser representatives must meet to obtain registration. The Rule also sets forth the requirements for the application, renewal, withdrawal, and amendment of registration, as well as for dual registration. Finally, this Rule provides information regarding the use of the Internet for dissemination of materials and dishonest or unethical business practices.

A referenced FINRA Manual Rule is attached to this Rule as Appendix A.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

☒ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-1120

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ☒ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ☒ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ■ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

■ Yes ☐ No

4. Has a less restrictive alternative been considered?

■ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:32:18 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:32:27 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Securities Bureau

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

48 NAC 10

Rule and Regulation Title & Description:

Recordkeeping by Investment Advisers

Brief explanation of the reason for the Rule / Regulation:

This Rule sets forh the recordkeeping requirements that registered investment advisers must abide by. Specific requirements for those investment advisers that custody client securities and funds, and those that render investment supervisory or management services are also included in this Rule. The Rule also details retention, preservation, and production requirements for all such records. Applicable federal law is attached to this Rule as Appendix A.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

▣ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-1120

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ▣ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ▣ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ■ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

■ Yes ☐ No

4. Has a less restrictive alternative been considered?

■ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:32:47 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:32:58 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Securities Bureau

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

48 NAC 11

Rule and Regulation Title & Description:

Performance Based Compensation

Brief explanation of the reason for the Rule / Regulation:

This Rule details the requirements that must be followed for any investment adviser that receives compensation based, in whole or in part, on that performance of the investments of its clients.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?
▣ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-1120

Federal Statute/Mandate — Requires/Authorizes Regulation?
☐ Yes ▣ No

If yes, provide citation(s):

Would changes require federal review/approval?
☐ Yes ▣ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ■ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

■ Yes ☐ No

4. Has a less restrictive alternative been considered?

■ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:33:10 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:33:20 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Securities Bureau

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

48 NAC 12

Rule and Regulation Title & Description:

Fraudulent, Dishonest and Unethical Business Practices

Brief explanation of the reason for the Rule / Regulation:

This Rule sets forth practices that shall be deemed to be an act, practice, or course of business which operates or would operate as a fraud, within the Securities Act of Nebraska. Applicable federal regulations are attached to this Rule as Appendix A.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?
☒ Yes ☐ No

If yes, provide citation(s):
Neb. Rev. Stat. 8-1120

Federal Statute/Mandate — Requires/Authorizes Regulation?
☐ Yes ☒ No

If yes, provide citation(s):

Would changes require federal review/approval?
☐ Yes ☒ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ■ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

■ Yes ☐ No

4. Has a less restrictive alternative been considered?

■ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:33:33 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:33:42 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Securities Bureau

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

48 NAC 13

Rule and Regulation Title & Description:

Approved Exchanges for the Section 8-1110(5) Exchange Exemption

Brief explanation of the reason for the Rule / Regulation:

This Rule sets forth the stock exchanges specified by or approved under Section 8-1105(5) of the Securities Act of Nebraska. Applicable federal law is attached to this Rule as Appendix A.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?
▣ Yes ☐ No

If yes, provide citation(s):
Neb. Rev. Stat. 8-1120

Federal Statute/Mandate — Requires/Authorizes Regulation?
☐ Yes ▣ No

If yes, provide citation(s):

Would changes require federal review/approval?
☐ Yes ▣ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ■ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

■ Yes ☐ No

4. Has a less restrictive alternative been considered?

■ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:34:13 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:34:22 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Securities Bureau

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

48 NAC 14

Rule and Regulation Title & Description:

Record Keeping Requirements for the Section 8-1111(3) Exemption

Brief explanation of the reason for the Rule / Regulation:

This Rule sets forth the record keeping requirements broker-dealers must adhere to when relying on the registration exemption contained in Section 8-1111(3) of the Securities Act of Nebraska. The exemption is for nonissuer transactions effected by or through a registered agent of a registered broker-dealer pursuant to an unsolicited order or offer to buy a security.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

▣ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-1120

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ▣ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ▣ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?
■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?
☐ Yes ■ No
If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?
■ Yes ☐ No

4. Has a less restrictive alternative been considered?
■ Yes ☐ No
If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:
☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):
N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:34:32 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:34:42 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Securities Bureau

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

48 NAC 15

Rule and Regulation Title & Description:

Information Requirements for the Section 8-1111(9) De Minimus Exemption

Brief explanation of the reason for the Rule / Regulation:

This Rule provides requirements regarding the notice that must be filed by a seller relying on the exemption available under Section 8-1111(9) of the Securities Act of Nebraska. The exemption is for offerings of securities to less than fifteen persons in a twelve-month period. This Rule also provides information regarding the investment intent of the seller, the effectiveness of the exemption, and the availability of the exemption. Finally, the Rule provides a process whereby a seller may file an untimely notice of a sale made pursuant to the exemption. Applicable federal law is attached as Appendix A.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

☒ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-1120

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ☒ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ☒ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ■ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

■ Yes ☐ No

4. Has a less restrictive alternative been considered?

■ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:36:07 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:35:04 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Securities Bureau

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

48 NAC 16

Rule and Regulation Title & Description:

Information Requirements for the Section 8-1111(15) Cooperative and Limited Cooperative Association Exemption

Brief explanation of the reason for the Rule / Regulation:

This Rule provides the notice filing requirements for sales made pursuant to the exemption contained within Section 8-1111(15) of the Securities Act of Nebraska. The exemption is for ownership interests or evidences of indebtedness of cooperatives.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

☒ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-1120

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ☒ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ☒ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?
■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?
☐ Yes ■ No
If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?
■ Yes ☐ No

4. Has a less restrictive alternative been considered?
■ Yes ☐ No
If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:
☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):
N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:35:16 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:35:24 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Securities Bureau

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

48 NAC 18

Rule and Regulation Title & Description:

Information Requirements for the Section 8-1111(20) Nebraska Intrastate Issuer Exemption

Brief explanation of the reason for the Rule / Regulation:

This Rule provides the conditions that must be met under in order for the sale of a security to be deemed exempt from registration, pursuant to Section 8-1111(20) of the Securities Act of Nebraska. This Rule also sets forth the requirements of the notice filing, disclosure documents, and financial reporting that must be adhered to. Additionally, the Rule sets forth solicitation restrictions and details regarding the minimum offering amount. Finally, the Rule provides for factors that would disqualify the exemption's availability. Applicable federal law is attached to this Rule as Appendix A.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

☒ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-1120

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ☒ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ☒ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ■ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

■ Yes ☐ No

4. Has a less restrictive alternative been considered?

■ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:37:09 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:42:06 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Securities Bureau

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

48 NAC 19

Rule and Regulation Title & Description:

Requests for Orders Curing Late Notice Filings

Brief explanation of the reason for the Rule / Regulation:

This Rule sets forth the requirements for a seller to request an order from the Director curing the late notice filing of an exemption notice, pursuant to various exemptions within the Securities Act of Nebraska.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?
▣ Yes ☐ No

If yes, provide citation(s):
Neb. Rev. Stat. 8-1120

Federal Statute/Mandate — Requires/Authorizes Regulation?
☐ Yes ▣ No

If yes, provide citation(s):

Would changes require federal review/approval?
☐ Yes ▣ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ■ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

■ Yes ☐ No

4. Has a less restrictive alternative been considered?

■ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:42:16 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:42:24 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Securities Bureau

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

48 NAC 20

Rule and Regulation Title & Description:

Federal Covered Securities

Brief explanation of the reason for the Rule / Regulation:

This Rule provides notice filing requirements related to the offer or sale of federal covered securities, including offerings by investment companies, offerings pursuant to federal Regulation 506, offerings by agricultural co-operatives, and offerings pursuant to federal Regulation A, Tier 2. Additionally, this Rule details certain restrictions on sales of federal covered securities. Applicable federal law is attached to this Rule as Appendix A.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

☒ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-1120

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ☒ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ☒ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?
■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?
☐ Yes ■ No
If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?
■ Yes ☐ No

4. Has a less restrictive alternative been considered?
■ Yes ☐ No
If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:
☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision
Provide citation(s):
N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:42:36 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:42:44 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Securities Bureau

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

48 NAC 21

Rule and Regulation Title & Description:

North American Securities Administrators Association Statements of Policy

Brief explanation of the reason for the Rule / Regulation:

This Rule adopts various Statements of Policy issued by the North American Securities Administrators Association ("NASAA").

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

▣ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-1120

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ▣ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ▣ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?
■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?
☐ Yes ■ No
If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?
■ Yes ☐ No

4. Has a less restrictive alternative been considered?
■ Yes ☐ No
If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:
☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision
Provide citation(s):
N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:42:56 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:43:14 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Securities Bureau

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

48 NAC 37

Rule and Regulation Title & Description:

Sales of Securities at Financial Institutions

Brief explanation of the reason for the Rule / Regulation:

This Rule provides standards for broker-dealer conduct when conducting business activities on the premises of a financial institution where retail deposits are taken. The Rule explicitly requires adherence to all other provisions of securities laws, rules, or regulations, while also providing specific disclosures and communications to the public regarding the nature of the products and services offered and the risk of loss.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

☒ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-1120

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ☒ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ☒ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

☒ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ☒ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

☒ Yes ☐ No

4. Has a less restrictive alternative been considered?

☒ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: Lawrence, William
Digitally signed by Lawrence, William
Date: 2026.07.30 10:43:28 -05'00'

Signature of Agency Review Designee: Lawrence, William
Digitally signed by Lawrence, William
Date: 2026.07.30 10:43:37 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Securities Bureau

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

48 NAC 38

Rule and Regulation Title & Description:

Information Requirements for the Section 8-1111(23) Exemption

Brief explanation of the reason for the Rule / Regulation:

This Rule provides the conditions that must be met for a transaction to be deemed exempt from registration, pursuant to Section 8-1111(23) of the Securities Act of Nebraska The exemption is for offerings solely to Nebraska residents by Nebraska issuers. The Rule also provides an adjustment to the available amount of the exemption. Additionally, this Rule provides the required contents of the notice filing and details delivery of required disclosure documents. Finally, this Rule sets the limitations on availability of the exemption, disqualification factors, and effectiveness of the exemption. Integration provisions of 48 NAC 41 and cure provisions of 48 NAC 19 also apply to this exemption. Applicable federal law is attached to this Rule as Appendix A.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

☒ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-1120

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ☒ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ☒ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?
■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?
☐ Yes ■ No
If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?
■ Yes ☐ No

4. Has a less restrictive alternative been considered?
■ Yes ☐ No
If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:
☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision
Provide citation(s):
N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:44:21 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:44:30 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Securities Bureau

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

48 NAC 39

Rule and Regulation Title & Description:

Conditions and Information Requirements for the Section 8-1111(24) Crowdfunding Exemption

Brief explanation of the reason for the Rule / Regulation:

This Rule provides the requirements that must be met for the exemption available pursuant to Section 8-1111(24) of the Nebraska Securities Act. The Rule details issuer qualifications, limitations on the exemption's availability, and disqualification factors. The Rule also provides the aggregate offering amount and purchaser offering limit. Additionally, the Rule sets forth requirements for the required notice filings. Restrictions are established regarding the method of offering, advertising, and resale of securities offered pursuant to this exemption. Finally, this Rule details required record keeping and required reports to investors, Applicable federal law is attached as Appendix A.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

☒ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-1120

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ☒ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ☒ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ■ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

■ Yes ☐ No

4. Has a less restrictive alternative been considered?

■ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:44:44 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:44:51 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Securities Bureau

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

48 NAC 40

Rule and Regulation Title & Description:

Portal Operators

Brief explanation of the reason for the Rule / Regulation:

This Rule provides registration requirements for portal operators, as well as requirements that must be met to be exempt from registration. The Rule also details additional services that may be provided by portal operators, and recordkeeping requirements. The Rule also explicitly provides that a portal must be fully accessible to the Department

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

☒ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-1120

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ☒ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ☒ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

☒ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ☒ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

☒ Yes ☐ No

4. Has a less restrictive alternative been considered?

☒ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:45:03 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:45:12 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Securities Bureau

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

48 NAC 41

Rule and Regulation Title & Description:

Integration of Exempt Offerings Pursuant to Section 8-1111

Brief explanation of the reason for the Rule / Regulation:

This Rule provides factors relevant to determining when offerings made by an issuer relying on an exemption pursuant to Section 8-1111 of the Securities Act of Nebraska are deemed to be part of an integrated offering.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

▣ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 8-1120

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ▣ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ▣ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?
■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?
☐ Yes ■ No
If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?
■ Yes ☐ No

4. Has a less restrictive alternative been considered?
■ Yes ☐ No
If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:
☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):
N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:45:23 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:45:30 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Securities Bureau

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

48 NAC 42

Rule and Regulation Title & Description:

Exclusion of Investment Advisers to Private Funds from the Definition of "Investment Adviser"

Brief explanation of the reason for the Rule / Regulation:

This Rule provides the requirements for the exclusion of private fund advisers from the definition of an "investment adviser." The Rule also details the reports and filings that must be made to the Department in regards to this exclusion.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?
▣ Yes ☐ No

If yes, provide citation(s):
Neb. Rev. Stat. 8-1120

Federal Statute/Mandate — Requires/Authorizes Regulation?
☐ Yes ▣ No

If yes, provide citation(s):

Would changes require federal review/approval?
☐ Yes ▣ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?
■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?
☐ Yes ■ No
If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?
■ Yes ☐ No

4. Has a less restrictive alternative been considered?
■ Yes ☐ No
If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:
☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision
Provide citation(s):
N/A

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:45:42 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:45:50 -05'00'

FISCAL IMPACT STATEMENT

Agency: Banking and Finance
Title: 48
Chapters: 6, 13, 16, 38, 39

Prepared by: Michael Cameron, Legal Counsel
Date prepared: April 2, 2018
Telephone: 471-3245

Type of Fiscal Impact: There will be no fiscal impact. The rules do not impose any new fees or change any fee amounts. The rules also do not create or eliminate any exemptions that would impact the number of entities making filings for which a filing fee is required.

	State Agency	Political Sub.	Regulated Public
No Fiscal Impact	(X)	(X)	(X)
Increased Costs	( )	( )	( )
Decreased Costs	( )	( )	( )
Increased Revenue	( )	( )	( )
Decreased Revenue	( )	( )	( )

Description of Impact:

State Agency: No impact

Political Subdivisions: No Impact

Regulated Public: No Impact

FISCAL IMPACT STATEMENT

Agency: Banking and Finance
Title: 48
Chapters: 2, 4, 5, 7, 10, 12, 17, 18, 20, 21-34, 36

Prepared by: Michael Cameron, Legal Counsel
Date prepared: June 7, 2019
Telephone: 471-3245

Type of Fiscal Impact: There will be no fiscal impact. The rules do not impose any new fees or change any fee amounts. The rules also do not create or eliminate any exemptions that would impact the number of entities making filings for which a filing fee is required.

	State Agency	Political Sub.	Regulated Public
No Fiscal Impact	(X)	(X)	(X)
Increased Costs	( )	( )	( )
Decreased Costs	( )	( )	( )
Increased Revenue	( )	( )	( )
Decreased Revenue	( )	( )	( )

Description of Impact:

State Agency: No impact

Political Subdivisions: No Impact

Regulated Public: No Impact

FISCAL IMPACT STATEMENT

Agency: Banking and Finance	Prepared by: Michael Cameron, Legal Counsel
Title: 48	Date prepared: September 21, 2023
Chapters: 6,7, 9 & 12	Telephone: 402-471-3245

Type of Fiscal Impact: The rules do not impose any new fees or change any fee amounts. The rules also do not create or eliminate any exemptions that would impact the number of entities making filings for which a filing fee is required. There will be a minor increase in costs associated with investment adviser representative continuing education under 48 NAC 9.

	State Agency	Political Sub.	Regulated Public
No Fiscal Impact	(X)	(X)	( )
Increased Costs	( )	( )	(X)
Decreased Costs	( )	( )	( )
Increased Revenue	( )	( )	( )
Decreased Revenue	( )	( )	( )

Description of Impact:

State Agency: No impact

Political Subdivisions: No Impact

Regulated Public: There will be increase in costs upon the regulated industries associated with continuing education; however, the Department anticipates that cost to be minor. Most investment adviser representatives are already required to take continuing education by FINRA or to maintain a professional designation. The rule provides for reciprocity for those courses from approved content providers, so the investment adviser representatives will not have to retake those types of courses. Furthermore, there is full reciprocity between states, so individuals will not need to take different courses for different states. Finally, there are low-cost alternatives available for some of the continuing education courses. For example, the North American Securities Administrators Association and the Wisconsin Department of Financial Institutions offer approved courses for as low as $3.00.

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

N/A

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

49 NAC 1

Rule and Regulation Title & Description:

General Provisions Relating to Practice and Procedure Before the Department of Banking and Finance

Brief explanation of the reason for the Rule / Regulation:

This Rule sets forth general definitions for the Department's practices and procedures, defines the computation of time related to those practices and procedures, and specifies the main office of the Department. This Rule will require updates upon the completion of the Regulatory Review process, as the information regarding the Department's main office is outdated.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

☒ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 84-909

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ☒ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ☒ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ■ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

■ Yes ☐ No

4. Has a less restrictive alternative been considered?

■ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☑ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

Neb. Rev. Stat. 84-909

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:56:30 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:56:38 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

N/A

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

49 NAC 2

Rule and Regulation Title & Description:

Rule of Practice and Procedure for Application Cases

Brief explanation of the reason for the Rule / Regulation:

This Rule provides the scope, definitions, and procedures for administrative hearings related to specified application cases. This Rule includes application submission requirements, hearing procedures, ex-parte communications prohibitions, hearing officer standards, prehearing procedures, discovery, protest, rendering of decisions, and post-hearing procedures for appeal. This Rule is based on the Nebraska Attorney General's Model Rules of Procedure. This Rule will require updates upon the completion of the Regulatory Review process to update several citations and correct outdated information.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

☒ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 84-909; Neb. Rev. Stat. 84-909.01

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ☒ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ☒ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ■ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

■ Yes ☐ No

4. Has a less restrictive alternative been considered?

■ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☑ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

Neb. Rev. Stat. 84-909

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:56:48 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:56:57 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

N/A

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

49 NAC 3

Rule and Regulation Title & Description:

Proof Requirements for Granting of Applications

Brief explanation of the reason for the Rule / Regulation:

This Rule establishes the criteria for the granting of specified applications submitted to the Department. This Rule establishes appropriate burden of proof requirements, as well as the standards for proving the satisfaction of statutory requirements, such as safety and soundness, public necessity, and convenience and advantage of the community.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

▣ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 84-909

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ▣ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ▣ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?
■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?
☐ Yes ■ No
If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?
■ Yes ☐ No

4. Has a less restrictive alternative been considered?
■ Yes ☐ No
If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:
☐ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):
Neb. Rev. Stat. 84-909

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:57:11 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:57:19 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

N/A

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

49 NAC 4

Rule and Regulation Title & Description:

Rule of Practice and Procedure for Hearings in Contested Cases

Brief explanation of the reason for the Rule / Regulation:

This Rule provides the scope, processes, and procedures for contested hearings before the Department. This Rule includes information regarding the selection of hearing officers, prehearing matters, prohibitions against ex parte communications, minimum requirements for the contents of a decision and order, and the procedure for appeals of a decision. This Rule is based on the Nebraska Attorney General's Model Rules of Procedure. This Rule will require updates upon the completion of the Regulatory Review to update several citations and correct outdated information.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

▣ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 84-909; Neb. Rev. Stat. 84-909.01; Neb. Rev. Stat. 84-913

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ▣ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ▣ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ■ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

■ Yes ☐ No

4. Has a less restrictive alternative been considered?

■ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☑ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

Neb. Rev. Stat. 84-909; Neb. Rev. Stat. 84-913

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:57:30 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:57:38 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

N/A

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

49 NAC 5

Rule and Regulation Title & Description:

Rule of Procedure for Declaratory Actions

Brief explanation of the reason for the Rule / Regulation:

This Rule provides the procedures for those seeking issuance of a declaratory order by the Department. This Rule follows the Nebraska Attorney General's Model Rules of Procedure.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

☒ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 84-909; Neb. Rev. Stat. 84-909.01; 84-912.01

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ☒ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ☒ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ■ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

■ Yes ☐ No

4. Has a less restrictive alternative been considered?

■ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☑ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

Neb. Rev. Stat. 84-909; Neb. Rev. Stat. 84-912.01

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:58:07 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:58:15 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

N/A

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

49 NAC 6

Rule and Regulation Title & Description:

Rule of Procedure for Negotiated Rulemaking

Brief explanation of the reason for the Rule / Regulation:

This Rule provides the framework for conducting negotiated rulemaking, including details regarding definitions, the establishment of a committee, the petition process, expenses and grants, and the termination of any established negotiated rulemaking committee. This Rule is based on the Nebraska Attorney General's Model Rules of Procedure.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

▣ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 84-909; Neb. Rev. Stat. 84-919.01

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ▣ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ▣ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ■ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

■ Yes ☐ No

4. Has a less restrictive alternative been considered?

■ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☑ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

Neb. Rev. Stat. 84-909; Neb. Rev. Stat. 84-919.01

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:58:24 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:58:32 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

N/A

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

49 NAC 7

Rule and Regulation Title & Description:

Rule of Procedure for Petitioning for Rule Making

Brief explanation of the reason for the Rule / Regulation:

This Rule provides the process for the public to petition the Department to request, amend, or repeal a rule or regulation. This Rule follows the Nebraska Attorney General's Model Rules of Procedure.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?

▣ Yes ☐ No

If yes, provide citation(s):

Neb. Rev. Stat. 84-909; Neb. Rev. Stat. 84-909.01.

Federal Statute/Mandate — Requires/Authorizes Regulation?

☐ Yes ▣ No

If yes, provide citation(s):

Would changes require federal review/approval?

☐ Yes ▣ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

■ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ■ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

■ Yes ☐ No

4. Has a less restrictive alternative been considered?

■ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☑ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

Neb. Rev. Stat. 84-909

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:58:43 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:58:51 -05'00'

Regulation Review Form

(Pursuant to Neb. Rev. Stat. § 84-904)

Agency Name:

Nebraska Department of Banking and Finance

Responsible Division or Board (if applicable):

Securities Bureau

Citation of Rule / Regulation (i.e., 22 NAC Chapter 3):

50 NAC 1

Rule and Regulation Title & Description:

Disclosure Requirements for Consumer Rental Purchase Agreements

Brief explanation of the reason for the Rule / Regulation:

This Rule details the required disclosures to be used in rental purchase agreements that are subject to the Consumer Rental Purchase Agreement Act. Attached to this Rule are Nebraska Model Forms, which include these disclosures.

Statutory Authority

Nebraska Statute — Requires/Authorizes Regulation?
☒ Yes ☐ No

If yes, provide citation(s):
Neb. Rev. Stat. 69-2105; Neb. Rev. Stat. 69-2116

Federal Statute/Mandate — Requires/Authorizes Regulation?
☐ Yes ☒ No

If yes, provide citation(s):

Would changes require federal review/approval?
☐ Yes ☒ No

Review Questions (Statutory Criteria)

1. Is the rule or regulation essential to the health, safety, or welfare of the public?

☒ Yes ☐ No

2. Do the costs of the rule or regulation outweigh the benefits?

☐ Yes ☒ No

If yes, provide explanation:

3. Does the agency have a process in place to measure the effectiveness of the rule or regulation?

☒ Yes ☐ No

4. Has a less restrictive alternative been considered?

☒ Yes ☐ No

If NO, provide explanation as to why a less restrictive alternative was not considered:

5. Was the rule or regulation promulgated as a result of:

☑ State Statutory Requirements ☐ Federal Statute/Mandate ☐ Court Decision

Provide citation(s):

Neb. Rev. Stat. 69-2105

Name of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:59:30 -05'00'

Signature of Agency Review Designee: Lawrence, William Digitally signed by Lawrence, William Date: 2026.07.30 10:59:37 -05'00'