

LEGISLATURE OF NEBRASKA  
ONE HUNDRED EIGHTH LEGISLATURE  
SECOND SESSION

**LEGISLATIVE BILL 909**

Introduced by Aguilar, 35.

Read first time January 04, 2024

Committee: Executive Board

- 1 A BILL FOR AN ACT relating to the Administrative Procedure Act; to amend
- 2 section 84-910, Revised Statutes Cumulative Supplement, 2022; to
- 3 change a requirement relating to agency notice to the Executive
- 4 Board of the Legislative Council; and to repeal the original
- 5 section.
- 6 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 84-910, Revised Statutes Cumulative Supplement,  
2 2022, is amended to read:

3 84-910 (1) On or before July 1 of each year, each agency shall  
4 notify the Legislative Performance Audit Committee of the status of all  
5 rules and regulations pending before the agency ~~that which~~ are required  
6 by law and ~~that which~~ have not been adopted and promulgated. If such  
7 rules and regulations have not been adopted and promulgated within the  
8 time required pursuant to section 84-901.01, the agency shall provide an  
9 explanation to the committee stating why the agency has not adopted and  
10 promulgated such rules and regulations. If an additional appropriation  
11 was made with respect to legislation enacted to provide funding for or  
12 additional staff to implement a program for which rules and regulations  
13 are required to be adopted, the notification shall include what the  
14 funding has been used for and what functions the staff have been  
15 performing while such rules and regulations are pending. The format of  
16 the notification shall be established by the committee and shall be  
17 updated periodically.

18 (2) On or before July 1 of each year, each agency shall, ~~for~~  
19 ~~purposes of the Occupational Board Reform Act,~~ notify the Executive Board  
20 of the Legislative Council of the status of any rule or regulation ~~all~~  
21 ~~rules and regulations~~ pending before the agency that constitutes an  
22 occupational regulation as defined in section 84-940 and that has ~~which~~  
23 ~~have not been adopted and promulgated.~~ The executive board shall forward  
24 any notification received pursuant to this subsection to the standing  
25 committee of the Legislature with jurisdiction over such rule or  
26 regulation ~~the rules and regulations.~~

27 Sec. 2. Original section 84-910, Revised Statutes Cumulative  
28 Supplement, 2022, is repealed.