

LEGISLATIVE BILL 189

Approved by the Governor March 9, 1987

Introduced by Scofield, 49

AN ACT relating to rules of administrative agencies; to amend section 84-908, Revised Statutes Supplement, 1986; to provide additional considerations for approval; and to repeal the original section.

Be it enacted by the people of the State of Nebraska,

Section 1. That section 84-908, Revised Statutes Supplement, 1986, be amended to read as follows:

84-908. No adoption, amendment, or repeal of any rule or regulation shall become effective until the same shall have been approved by the Governor and filed with the Secretary of State after a hearing has been set on such rule or regulation pursuant to section 84-907. When determining whether to approve the adoption, amendment, or repeal of any rule or regulation relating to an issue of unique interest to a specific geographic area, the Governor's considerations shall include, but not be limited to: (1) whether adequate notice of hearing was provided in the geographic area affected by the rule or regulation. Adequate notice shall include, but not be limited to, the availability of copies of the rule or regulation at the time notice was given pursuant to section 84-907; and (2) whether reasonable and convenient opportunity for public comment was provided for the geographic area affected by the rule or regulation. If a public hearing was not held in the affected geographic area, reasons shall be provided by the agency to the Governor. Any rule or regulation properly adopted by any agency shall be filed with the Secretary of State.

Sec. 2. That original section 84-908, Revised Statutes Supplement, 1986, is repealed.