

CLIENT: PEC

**KISSEL/ E&S ASSOCIATES
LEGISLATIVE SESSION 2005**

Update: 2/4/05

LEGISLATIVE BILL	COMM/HEARING DATE	STATUS	COMMENTS
LB 9 (Landis) Change county zoning subdivision plats	Government 1/21	General File 1/27	PEC – No action taken to date 2/7/05.
LB 10 (Landis) Change the definition of employer for purposes of discriminatory wage practices based on sex	Business 1/24	General File 1/25	Decreases the number of employees from 25 to 15. PEC – No action taken to date 2/7/05.
LB 42 (Redfield) Change provisions relating to the Nebraska Construction Lien Act	Judiciary 1/21	Held in committee	Protect homeowners who have paid a contractor for the work that has been done on their homes when the contractor has failed to pay a subcontractor. Under the bill, the subcontractor is prohibited from filing a lien on the homeowners property. PEC – No action taken to date 2/7/05.
LB 43 (Redfield) Provide immunity for employers for disclosure of certain employment information	Judiciary		Provides civil immunity to an employer who discloses certain information to a prospective employer about a current or previous employee. PEC – No action taken to date 2/7/05.

LB 66 (D. Pederson) Provide for special valuation of historically significant real property	Revenue 1/19	Held in committee	Enabling legislation for a constitutional amendment that was passed in November. Allows for a property tax abatement when a historical property is renovated. PEC – No action taken to date 2/7/05.
LB 75 (Beutler) Authorize certain cities to make public improvements and assess the cost	Urban Affairs 1/18	General File w/ComAM22 1/27	Permits Omaha and Lincoln to make public improvements then assess the cost to the property improved. Watching because of the stormwater issue, LB 102. PEC – No action taken to date 2/7/05.
LB 77 (Baker) Change motor vehicle registration fee distribution	Transportation 1/18	Held in committee	PEC – No action taken to date 2/7/05.
LB 102 (Natural Resources Committee) Authorize natural resources districts, counties and certain cities to establish and fund storm water management areas	Natural Resources 1/19	Held in committee	Permits local authorities to create stormwater management areas and then assess those costs to the property owners. PEC – No action taken to date 2/7/05. PEC – Monitoring closely, soliciting input from members.
LB 122 (Cunningham) Provide an exemption and registry under the Boiler Inspection Act	Business 1/24	General File w/ComAM204 2/2	Amends the Boiler Inspection Act. PEC – No action taken to date 2/7/05.
LB 155 (Baker) Change distribution of certain sales tax proceeds	Revenue 1/27	Indefinitely Postponed (IPP'd) 1/31	PEC – testimony delivered in support in combination with fuel tax increase bills.
LB 166 (Synowiecki) Change provisions relating to contractor registration	Business 2/14		Changes provisions within the Contractors Registration Act, including increasing the fee for an application from \$25 to \$100. PEC – No action taken to date 2/7/05.

LB 184 (D. Pederson) Create a fund to implement the low-level radioactive waste settlement	Appropriations		PEC – No action taken to date 2/7/05.
LB 201 (Cudaback) Adopt the 2005 National Electrical Code	General Affairs		PEC – No action taken to date 2/7/05.
LB 248 (Baker) change motor vehicle tax calculations	Revenue 1/27	General File w/comAM147 1/31	PEC – No action taken to date 2/7/05.
LB 252 (Baker) Prohibit certain city taxes, change motor fuel tax rates ,and restrict use of certain tax revenue	Revenue 1/27	Held in committee	Raises the tax from 10 ½ cents to 12 ½ cents per gallon. Restricts how the money can be used and prohibits a city from levying an occupation tax on motor fuels. PEC – delivered general testimony in support of enhancing the revenue stream for transportation infrastructure. No position given regarding levying an occupation tax.
LB 253 (Baker) Prohibit certain city taxes, change motor fuel tax rates ,and restrict use of certain tax revenue	Revenue 1/27	IPP'd 1/31	Raises the city and county tax from 2 cents to 4 cents per gallon. Restricts how the money can be used and prohibits a city from levying an occupation tax on motor fuels. PEC – delivered testimony in support of enhancing the revenue stream. No position given regarding levying an occupation tax.
LB 255 (Redfield) Allow a bidding preference for resident bidders	Government 2/4		PEC – No action taken to date 2/7/05.
LB 280 (Thompson) Provide additional abuse and	Judiciary		Computer technicians would be mandatory

neglect reporting requirements			reporters of abuse. PEC – No action taken to date 2/7/05.
LB 293 (Schimek) Change application review procedures under the Livestock Waste Management Act	Natural Resources 2/16		Gives the counties 30 days to respond to the department about an application vs. the 20 days currently in statute. PEC – No action taken to date 2/7/05.
LB 342 (Baker) Eliminate an advisory committee relating to a soil and water resources data bank	Natural Resources 2/4		Repeals section 2-1570 that provides for a technical advisory committee. This committees was responsible for dissemination of the resources of the data bank including the “collection, interpretation and use of basic data. PEC – No action taken to date 2/7/05.
LB 351 (Preister) Change membership provisions on the Environmental Quality Council	Natural Resources 2/23		Adds a low income or minority person, an environmental health professional, and a biologist. PEC – No action taken to date 2/7/05.
LB 359 (Kremer) Change qualifications for the Director of Natural Resources	Natural Resources 1/26	Held in committee	No longer requires that the director be a professional engineer, but allow either the director, deputy director or the director of the water administration division to be one. PEC – submitted letter of opposition. Monitoring status in committee.
LB 390 (Smith) Change Livestock Waste Management Act permit conditions	Natural Resources 2/16		PEC – No action taken to date 2/7/05.
LB 394 (Redfield) Exempt certain business owners from the Employment Security Law	Business 1/31	Held in committee	PEC – No action taken to date 2/7/05.

LB 417 (Stuthman) Exempt construction labor and services from sales tax	Revenue 2/24		PEC – No action taken to date 2/7/05.
LB 456 (Hudkins) Changes motor fuel tax rates and allocate funds for city, county, and municipal county roads	Revenue 1/27	IPP'd 1/31	Raises the city and county fuel tax from 2 cents to 4 cents per gallon. Allocates the money received with half by current formula and the other half by population PEC – delivered testimony in support of enhancing the revenue stream for transportation infrastructure. No position taken regarding formula allocation.
LB 459 (Beutler) Require political committees to pay registration fee	Government		FYI – political action committees will have a filing fee of \$100. PEC – No action taken to date 2/7/05.
LB 470 (Johnson) provide direction to the Department of Roads relating to state road projects	Transportation		PEC – No action taken to date 2/7/05.
LB 489 (Business and Labor) Change elevator inspection provisions	Business		PEC – No action taken to date 2/7/05.
LB 490 (Thompson) Regulate access to geographic computer data bases	Government		For security reasons a geographic computer data base does not have to be released to the public. PEC – No action taken to date 2/7/05.
LB 508 (Schrock) Change cost-share provisions for decommissioning illegal water wells	Natural Resources 1/26	General File 1/27	PEC – No action taken to date 2/7/05.

LB 526 (Connealy) Provide ethanol production incentives and funding	Revenue 2/2	Held in committee	PEC – No action taken to date 2/7/05.
LB 544 (Schrock) Eliminate a provision under the Geologists Regulation Act	Natural Resources 1/27		Repeals a section of law that requires a public official to only accept plans, specifications, geologic maps, and reports that have been prepared in accordance with the Geologist Regulation Act. PEC – No action taken to date 2/7/05.
LB 547 (Johnson) Provide additional members for the Board of Engineers and Architects as prescribed	Health 2/4		Increases the number of representatives on the Board of Engineering and Architecture. representation from a local code enforcement official, a building contractor, a home builder, a municipal official other than the local code enforcement official, and a real estate broker or salesperson. PEC – delivered testimony in opposition to increasing the number of representatives on the Board of Engineers and Architects. Solicited members of constituent organizations to contact senators of the HHS committee and senators from various districts to express concern/opposition.
LB 555 (Beutler) Increase motor fuel taxes and distribute the revenue for street and road purposes	Revenue 1/27	IPP'd 1/31	Adds an excise tax of 2 cents on all fuel. Allocates half to counties and half to cities which will then be distributed on a per-capita basis. PEC – delivered testimony in support of enhancing the revenue stream for transportation infrastructure. No position taken regarding formula

			allocation.
LB 564 (Janssen) Provide requirements relating to contracts dealing with payment of federal excise tax	BC&I 2/15		FYI – impact on an engineering firm doing business. PEC – No action taken to date 2/7/05.
LB 565 (Wehrbein) Adopt the Land Information System Program Act and provide funding	Government		Develop easy access to accurate public land records and road and street addresses. Land surveyors mentioned in bill as are county highway superintendents. PEC – No action taken to date 2/7/05.
LB 608 (Bourne) Adopt the Thermal System Insulation and Firestop Act	Business		Requires that anyone installing, renovating, maintaining a thermal system insulation or firestop product must be licensed under the act. Requires the committee to consult with engineers and other organizations interested in public safety and health related to firestop products and mold before adopting rules and regulations. PEC – No action taken to date 2/7/05.
LB 610 (Synowiecki) Exempt certain construction labor and materials from sales tax	Revenue 2/24		Exempts sales and use tax being applied to any restoration of an existing building located within an enterprise zone. PEC – No action taken to date 2/7/05.
LB 614 (Pahls) Authorize salary	Appropriations		PEC – No action taken to date 2/7/05.
LB 615 (Howard) Exempt sales tax on residential repairs	Revenue 2/24		Exempts the first \$5000 from sales and use tax of contractor labor for residential home repairs. PEC – No action taken to date 2/7/05.

LB 619 (Schrock) Adopt the Safety of Dams and Reservoirs Act	Natural Resources 2/4		PEC – No action taken to date 2/7/05.
LB 655 (Beutler) Create the Task Force on Small Employers Health Plans	Revenue 2/22		PEC – No action taken to date 2/7/05.
LB 656 (Preister) Change provisions of and provide funding for the Workplace Safety Consultation	Business		PEC – No action taken to date 2/7/05.
LB 657 (Preister) Change provisions relating to service contracts with state agencies	Government		PEC – No action taken to date 2/7/05.
LB 658 (Preister) Redefine permit under the Livestock Waste Management Act	Natural Resources 2/23		PEC – No action taken to date 2/7/05.
LB 660 (Beutler) Adopt the Home Inspector Licensing Act	Judiciary		PEC – No action taken to date 2/7/05.
LB 661 (Price) Change employment provisions and adopt the Advocacy Leave Act	Business		PEC – No action taken to date 2/7/05.
LB 679 (D. Pederson) Change amounts and procedures for proposing the issuance of highway bonds	Appropriations		PEC – No action taken to date 2/7/05.
LB 697 (Brown) Rename the Department of Roads	Transportation		PEC – No action taken to date 2/7/05.
LB 731 (Bourne) Provide requirements for rules and regulations under the Environmental Protection Act	Natural Resources 2/23		PEC – No action taken to date 2/7/05.
LB 736 (Brown) Adopt the Elevator Safety Act	Business		PEC – No action taken to date 2/7/05.
LB 753 (Bourne) Change a sales tax exemption for construction services	Revenue 2/24		PEC – No action taken to date 2/7/05.