

CLIENT: PEC

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

Update: 1/22/05

LEGISLATIVE BILL	COMM/HEARING DATE	STATUS	COMMENTS
LB 9 (Landis) Change county zoning subdivision plats	Government 1/21		
LB 10 (Landis) Change the definition of employer for purposes of discriminatory wage practices based on sex	Business 1/24		Decreases the number of employees from 25 to 15
LB 42 (Redfield) Change provisions relating to the Nebraska Construction Lien Act	Judiciary 1/21		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 home owners property.
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.
LB 66 (D. Pederson) Provide for special valuation of historically significant real property	Revenue 1/19		Enabling legislation for a constitutional amendment that was passed in November. Allows for a property tax abatement when a historical property is renovated
LB 75 (Beutler) Authorize certain cities to make public improvements and assess the cost	Urban Affairs 1/18		Permits Omaha and Lincoln to make public improvements then assess the cost to the property improved. Watching because of the stormwater issue, LB 102.
LB 77 (Baker) Change motor vehicle registration fee distribution	Transportation 1/18		

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		Permits local authorities to create stormwater management areas and then assess those costs to the property owners.
LB 122 (Cunningham) Provide an exemption and registry under the Boiler Inspection Act	Business 1/24		Amends the Boiler Inspection Act, but was unsure whether this impacted engineers
LB 166 (Synowiecki) Change provisions relating to contractor registration			Changes provisions within the Contractors Registration Act, including increasing the fee for an application from \$25 to \$100.
LB 184 (D. Pederson) Create a fund to implement the low-level radioactive waste settlement			FYI – creates the fund, but don't know how it will be funded.
LB 201 (Cudaback) Adopt the 2005 National Electrical Code			
LB 248 (Baker) change motor vehicle tax calculations	Revenue 1/27		
LB 252 (Baker) Prohibit certain city taxes, change motor fuel tax rates ,and restrict use of certain tax revenue	Revenue 1/27		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.
LB 253 (Baker) Prohibit certain city taxes, change motor fuel tax rates ,and restrict use of certain tax revenue	Revenue 1/27		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.
LB 255 (Redfield) Allow a bidding preference for resident bidders			
LB 280 (Thompson) Provide additional abuse and neglect reporting requirements			Computer technicians would be mandatory reporters of abuse
LB 293 (Schimek) Change application review procedures under the Livestock Waste Management Act			Gives the counties 30 days to respond to the department about an application vs. the 20 days currently in statute.
LB 342 (Baker) Eliminate an advisory committee relating to a soil and water resources data bank			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.
LB 351 (Preister) Change membership provisions on the Environmental Quality Council			Adds a low income or minority person, an environmental health professional, and a biologist.

LB 359 (Kremer) Change qualifications for the Director of Natural Resources	Natural Resources 1/26		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.
LB 390 (Smith) Change Livestock Waste Management Act permit conditions			?
LB 394 (Redfield) Exempt certain business owners from the Employment Security Law			FYI- may impact an engineering firm
LB 417 (Stuthman) Exempt construction labor and services from sales tax			
LB 456 (Hudkins) Changes motor fuel tax rates and allocate funds for city, county, and municipal county roads	Revenue 1/27		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
LB 459 (Beutler) Require political committees to pay registration fee			FYI – political action committees will have a filing fee of \$100.
LB 470 (Johnson) provide direction to the Department of Roads relating to state road projects			
LB 489 (Business and Labor) Change elevator inspection provisions			Engineers involved in this process?
LB 490 (Thompson) Regulate access to geographic computer data bases			For security reasons a geographic computer data base does not have to be released to the public.
LB 508 (Schrock) Change cost-share provisions for decommissioning illegal water wells	Natural Resources 1/26		
LB 526 (Connealy) Provide ethanol production incentives and funding			
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.
LB 547 (Johnson) Provide additional members for the Board of Engineers and Architects as prescribed			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.
LB 555 (Beutler) Increase motor fuel taxes and distribute the revenue for street and road purposes	Revenue 1/27		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.
LB 564 (Janssen) Provide requirements relating to contracts dealing with payment of federal excise tax			FYI – impact on an engineering firm doing business
LB 565 (Wehrbein) Adopt the Land Information System Program Act and provide funding			Develop easy access to accurate public land records and road and street addresses. Land surveyors mentioned in bill as are county highway superintendents
LB 608 (Bourne) Adopt the Thermal System Insulation and Firestop Act			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.
LB 610 (Synowiecki) Exempt certain construction labor and materials from sales tax			Exempts sales and use tax being applied to any restoration of an existing building located within an enterprise zone
LB 614 (Pahls) Authorize salary adjustments for employees of the State Electrical Division			
LB 615 (Howard) Exempt sales tax on residential repairs			Exempts the first \$5000 from sales and use tax of contractor labor for residential home repairs.
LB 655 (Beutler) Create the Task Force on Small Employers Health Plans			
LB 656 (Preister) Change provisions of and provide funding for the Workplace Safety Consultation			
LB 657 (Preister) Change provisions relating to service contracts with state agencies			
LB 658 (Preister) Redefine permit under the Livestock Waste Management Act			
LB 660 (Beutler) Adopt the Home Inspector Licensing Act			
LB 661 (Price) Change employment provisions and adopt the			

Advocacy Leave Act			
LB 679 (D. Pederson) Change amounts and procedures for proposing the issuance of highway bonds			
LB 697 (Brown) Rename the Department of Roads			
LB 731 (Bourne) Provide requirements for rules and regulations under the Environmental Protection Act			
LB 736 (Brown) Adopt the Elevator Safety Act			
LB 753 (Bourne) Change a sales tax exemption for construction services			