



Hundredth Legislature - First Session - 2007
Committee Statement
LB 464

Hearing Date: February 8, 2007

Committee On: Government, Military and Veterans Affairs

Introducer(s): (Chambers)

Title: Change enforcement provisions relating to the Campaign Finance Limitation Act and Nebraska Political Accountability and Disclosure Act

Roll Call Vote – Final Committee Action:

- X Advanced to General File
 - Advanced to General File with Amendments
 - Indefinitely Postponed
-

Vote Results:

6	Yes	Senators Aguilar, Friend, Karpisek, Mines, Pahls, Rogert
0	No	
0	Present, not voting	
2	Absent	Senators Adams, Avery

Proponents:

Senator Ernie Chambers
Frank Daley

Roger Holmes

Representing:

Introducer
Nebraska Accountability & Disclosure
Commission
Common Cause Nebraska

Opponents:

Representing:

Neutral:

Representing:

Summary of purpose and/or changes:

LB 464 grants jurisdiction to the Attorney General to enforce the criminal provisions of the Campaign Finance Limitation Act (CFLA) and the Nebraska Political Accountability and Disclosure Act (NPADA). Current law provides that the Attorney General and the Nebraska Accountability and Disclosure Commission (commission) have concurrent jurisdiction over criminal provisions.

The bill also allows the county attorney of the county in which a violation of the CFLA or the NPADA occurs to have concurrent jurisdiction with the Attorney General.

Under LB 464, the commission may refer a possible criminal violation of either the CFLA or the NPADA to the Attorney General for consideration of criminal prosecution. When the Attorney

General determines whether the matter will be criminally prosecuted, he or she will advise the commission in writing of the determination. The fact of the referral or the declination to criminally prosecute will not be subject to confidentiality provisions.

Finally, the bill provides that reports, statements, affidavits, or other documents made or filed pursuant to the CFLA or the NPADA do not apply to the criminal statute relating to making false statements under oath.

Explanation of amendments, if any:

Senator Ray Aguilar, Chairperson