

LEGISLATURE OF NEBRASKA

ONE HUNDREDTH LEGISLATURE

SECOND SESSION

**LEGISLATIVE BILL 889**

Introduced by Flood, 19.

Read first time January 11, 2008

Committee: Government, Military and Veterans Affairs

A BILL

1 FOR AN ACT relating to political subdivisions; to amend sections  
2 79-2001, 79-2002, 79-2003, 79-2004, 79-2005, 79-2006,  
3 79-2007, 79-2008, 79-2009, 79-2010, 79-2011, 79-2012,  
4 79-2013, and 79-2015, Reissue Revised Statutes of  
5 Nebraska; to transfer and rename the Nebraska Schools  
6 Construction Alternatives Act; to provide construction  
7 alternatives for political subdivisions; to eliminate  
8 limitations on contracts; to repeal the original  
9 sections; and to outright repeal section 79-2014, Reissue  
10 Revised Statutes of Nebraska.

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

1           Section 1. Section 79-2001, Reissue Revised Statutes of  
2 Nebraska, is amended to read:

3           ~~79-2001~~ Sections ~~79-2001 to 79-2015~~ 1 to 15 of this act  
4 shall be known and may be cited as the ~~Nebraska Schools~~ Political  
5 Subdivisions Construction Alternatives Act.

6           Sec. 2. Section 79-2002, Reissue Revised Statutes of  
7 Nebraska, is amended to read:

8           ~~79-2002~~ The purpose of the ~~Nebraska Schools~~ Political  
9 Subdivisions Construction Alternatives Act is to authorize a  
10 ~~school district~~ political subdivision to enter into a design-build  
11 contract which is subject to qualification-based selection or a  
12 construction management at risk contract for a public project if  
13 the ~~school district~~ political subdivision adheres to the procedures  
14 set forth in the act.

15           Sec. 3. Section 79-2003, Reissue Revised Statutes of  
16 Nebraska, is amended to read:

17           ~~79-2003~~ For purposes of the ~~Nebraska Schools~~ Political  
18 Subdivisions Construction Alternatives Act:

19           (1) Construction management at risk contract means  
20 a contract by which a construction manager (a) assumes the  
21 legal responsibility to deliver a construction project within a  
22 contracted price to the ~~school district~~, political subdivision, (b)  
23 acts as a construction consultant to the ~~school district~~ political  
24 subdivision during the design development phase of the project when  
25 the ~~school district's~~ political subdivision's architect or engineer

1 designs the project, and (c) is the builder during the construction  
2 phase of the project;

3 (2) Construction manager means the legal entity which  
4 proposes to enter into a construction management at risk contract  
5 pursuant to the act;

6 (3) Design-build contract means a contract which  
7 is subject to qualification-based selection between a ~~school~~  
8 district political subdivision and a design-builder to furnish  
9 (a) architectural, engineering, and related design services for a  
10 project pursuant to the act and (b) labor, materials, supplies,  
11 equipment, and construction services for a project pursuant to the  
12 act;

13 (4) Design-builder means the legal entity which proposes  
14 to enter into a design-build contract which is subject to  
15 qualification-based selection pursuant to the act;

16 (5) Letter of interest means a statement indicating  
17 interest to enter into a design-build contract or a construction  
18 management at risk contract for a project pursuant to the act;

19 (6) Performance-criteria developer means any person  
20 licensed or any organization issued a certificate of authorization  
21 to practice architecture or engineering pursuant to the Engineers  
22 and Architects Regulation Act who is selected by a ~~school district~~  
23 political subdivision to assist the ~~school district~~ political  
24 subdivision in the development of project performance criteria,  
25 requests for proposals, evaluation of proposals, evaluation of the

1 construction under a design-build contract to determine adherence  
 2 to the performance criteria, and any additional services requested  
 3 by the ~~school district~~ political subdivision to represent its  
 4 interests in relation to a project;

5 (7) Political subdivision means a city, village, county,  
 6 school district, community college, state college, public power  
 7 district, or natural resources district and any other unit of  
 8 government created by the state, including any entity created  
 9 pursuant to the Interlocal Cooperation Act or the Joint Public  
 10 Agency Act;

11 ~~(7)~~ (8) Project performance criteria means the  
 12 performance requirements of the project suitable to allow the  
 13 design-builder to make a proposal. Performance requirements include  
 14 the following, if required by the project: Capacity, durability,  
 15 standards, ingress and egress requirements, description of the  
 16 site, surveys, soil and environmental information concerning the  
 17 site, interior space requirements, material quality standards,  
 18 design and construction schedules, site development requirements,  
 19 provisions for utilities, storm water retention and disposal,  
 20 parking requirements, applicable governmental code requirements,  
 21 and other criteria for the intended use of the project;

22 ~~(8)~~ (9) Proposal means an offer in response to a request  
 23 for proposals (a) by a design-builder to enter into a design-build  
 24 contract for a project pursuant to the ~~act~~ Political Subdivisions  
 25 Construction Alternatives Act or (b) by a construction manager to

1 enter into a construction management at risk contract for a project  
2 pursuant to the act;

3 ~~(9)~~ (10) Qualification-based selection process means  
4 a process of selecting a design-builder based first on  
5 the qualifications of the design-builder and then on the  
6 design-builder's proposed approach to the design and construction  
7 of the project;

8 ~~(10)~~ (11) Request for letters of interest means the  
9 documentation or publication by which a ~~school district~~ political  
10 subdivision solicits letters of interest; and

11 ~~(11)~~ (12) Request for proposals means the documentation  
12 by which a ~~school district~~ political subdivision solicits  
13 proposals. and

14 ~~(12)~~ School district means any school district classified  
15 under section 79-102.

16 Sec. 4. Section 79-2004, Reissue Revised Statutes of  
17 Nebraska, is amended to read:

18 ~~79-2004~~ (1) Notwithstanding the procedures for public  
19 lettings in sections 73-101 to 73-106 or any other statute relating  
20 to the letting of bids by a political subdivision, a ~~school~~  
21 ~~district~~ political subdivision which follows the ~~Nebraska Schools~~  
22 Political Subdivisions Construction Alternatives Act may solicit  
23 and execute a design-build contract or a construction management at  
24 risk contract.

25 (2) The ~~school board~~ governing body of the political

1 subdivision shall adopt a resolution selecting the design-build  
2 contract or construction management at risk contract delivery  
3 system provided under the act prior to proceeding with the  
4 provisions of sections ~~79-2005 to 79-2015~~, 5 to 15 of this  
5 act. The resolution shall require the affirmative vote of at least  
6 seventy-five percent of the ~~school board~~, governing body of the  
7 political subdivision.

8           Sec. 5. Section 79-2005, Reissue Revised Statutes of  
9 Nebraska, is amended to read:

10           ~~79-2005~~ The ~~school district~~ political subdivision shall  
11 adopt policies for entering into a design-build contract or  
12 construction management at risk contract. The policies shall  
13 require that such contracts include the following:

14           (1) Procedures for selecting and hiring on its behalf  
15 a performance-criteria developer when soliciting and executing a  
16 design-build contract. The procedures shall be consistent with the  
17 Nebraska Consultants' Competitive Negotiation Act and shall provide  
18 that the performance-criteria developer (a) is ineligible to be  
19 included as a provider of any services in a proposal for the  
20 project on which it has acted as performance-criteria developer  
21 and (b) is not employed by or does not have a financial or  
22 other interest in a design-builder or construction manager who will  
23 submit a proposal;

24           (2) Procedures for the preparation and content of  
25 requests for proposals;

1           (3) Procedures and standards to be used to prequalify  
2 design-builders and construction managers. The procedures and  
3 standards shall provide that the ~~school district~~ political  
4 subdivision will evaluate prospective design-builders and  
5 construction managers based on the information submitted to the  
6 ~~school district~~ political subdivision in response to a request for  
7 letters of interest and will select design-builders or construction  
8 managers who are prequalified and consequently eligible to respond  
9 to the request for proposals;

10           (4) Procedures for preparing and submitting proposals;

11           (5) Procedures for evaluating proposals in accordance  
12 with sections ~~79-2008, 79-2010, and 79-2011,~~ 8, 10, and 11 of this  
13 act;

14           (6) Procedures for negotiations between the ~~school~~  
15 ~~district~~ political subdivision and the design-builders or  
16 construction managers submitting proposals prior to the acceptance  
17 of a proposal if any such negotiations are contemplated;

18           (7) Procedures for filing and acting on formal protests  
19 relating to the solicitation or execution of design-build contracts  
20 or construction management at risk contracts; and

21           (8) Procedures for the evaluation of construction under  
22 a design-build contract by the performance-criteria developer to  
23 determine adherence to the performance criteria.

24           Sec. 6. Section 79-2006, Reissue Revised Statutes of  
25 Nebraska, is amended to read:

1           ~~79-2006~~ (1) A ~~school district~~ political subdivision  
 2 shall prepare a request for letters of interest for design-build  
 3 proposals and shall prequalify design-builders in accordance with  
 4 this section. The request for letters of interest shall describe  
 5 the project in sufficient detail to permit a design-builder to  
 6 submit a letter of interest.

7           (2) The request for letters of interest shall be (a)  
 8 published in a newspaper of general circulation within the ~~school~~  
 9 ~~district~~ political subdivision at least thirty days prior to  
 10 the deadline for receiving letters of interest and (b) sent by  
 11 first-class mail to any design-builder upon request.

12           (3) Letters of interest shall be reviewed by the  
 13 ~~school district~~ political subdivision in consultation with the  
 14 performance-criteria developer. The ~~school district~~ political  
 15 subdivision shall select prospective design-builders in accordance  
 16 with the procedures and standards adopted by the ~~school district~~  
 17 political subdivision pursuant to section ~~79-2005~~, 5 of this  
 18 act. The ~~school district~~ political subdivision shall select at  
 19 least three prospective design-builders, except that if only  
 20 two design-builders have submitted letters of interest, the  
 21 ~~school district~~ political subdivision shall select at least two  
 22 prospective design-builders. The selected design-builders shall  
 23 then be considered prequalified and eligible to receive requests  
 24 for proposals.

25           Sec. 7. Section 79-2007, Reissue Revised Statutes of



1 Nebraska, is amended to read:

2           ~~79-2007~~ A ~~school district~~ political subdivision shall  
3 prepare a request for proposals for each design-build contract in  
4 accordance with this section. Notice of the request for proposals  
5 shall be published in a newspaper of general circulation within the  
6 ~~school district and filed with the State Department of Education~~  
7 political subdivision at least thirty days prior to the deadline  
8 for receiving and opening proposals. A notice of the request for  
9 proposals by a school district shall be filed with the State  
10 Department of Education at least thirty days prior to the deadline  
11 for receiving and opening proposals. The request for proposals  
12 shall contain, at a minimum, the following elements:

13           (1) The identity of the ~~school district~~ political  
14 subdivision for which the project will be built and the ~~school~~  
15 ~~district~~ political subdivision that will execute the design-build  
16 contract;

17           (2) Policies adopted by the ~~school district~~ political  
18 subdivision in accordance with section ~~79-2005~~, 5 of this act;

19           (3) The proposed terms and conditions of the design-build  
20 contract, including any terms and conditions which are subject  
21 to further negotiation. The proposed general terms and conditions  
22 shall be consistent with nationally recognized model general terms  
23 and conditions which are standard in the design and construction  
24 industry in Nebraska. The proposed terms and conditions may  
25 set forth an initial determination of the manner by which the

1 design-builder selects any subcontractor and may require that any  
2 work subcontracted be awarded by competitive bidding;

3 (4) A project statement which contains information about  
4 the scope and nature of the project;

5 (5) Project performance criteria;

6 (6) Budget parameters for the project;

7 (7) Any bonds and insurance required by law or as  
8 may be additionally required by the ~~school district~~, political  
9 subdivision;

10 (8) The criteria for evaluation of proposals and the  
11 relative weight of each criterion;

12 (9) A requirement that the design-builder provide a  
13 written statement of the design-builder's proposed approach to  
14 the design and construction of the project, which may include  
15 graphic materials illustrating the proposed approach to design and  
16 construction but shall not include price proposals;

17 (10) A requirement that the design-builder agree to the  
18 following conditions:

19 (a) An architect or engineer licensed to practice in  
20 Nebraska will participate substantially in those aspects of the  
21 offering which involve architectural or engineering services;

22 (b) At the time of the design-build offering, the  
23 design-builder will furnish to the ~~school board~~ governing body  
24 of the political subdivision a written statement identifying  
25 the architect or engineer who will perform the architectural

1 or engineering work for the design-build project;

2 (c) The architect or engineer engaged by the  
3 design-builder to perform the architectural or engineering work  
4 with respect to the design-build project will have direct  
5 supervision of such work and may not be removed by the  
6 design-builder prior to the completion of the project without  
7 the written consent of the ~~school board~~; governing body of the  
8 political subdivision;

9 (d) A design-builder offering design-build services with  
10 its own employees who are design professionals licensed to practice  
11 in Nebraska will (i) comply with the Engineers and Architects  
12 Regulation Act by procuring a certificate of authorization to  
13 practice architecture or engineering and (ii) submit proof of  
14 sufficient professional liability insurance; and

15 (e) The rendering of architectural or engineering  
16 services by a licensed architect or engineer employed by the  
17 design-builder will conform to the Engineers and Architects  
18 Regulation Act and rules and regulations adopted under the act; and

19 (11) Other information which the ~~school district~~  
20 political subdivision chooses to require.

21 Sec. 8. Section 79-2008, Reissue Revised Statutes of  
22 Nebraska, is amended to read:

23 ~~79-2008~~ (1) A ~~school district~~ political subdivision shall  
24 evaluate proposals for a design-build contract in accordance with  
25 this section.

1           (2) The request for proposals shall be sent only to the  
2 prequalified design-builders selected pursuant to section ~~79-2006-~~  
3 6 of this act.

4           (3) Design-builders shall submit proposals as required  
5 by the request for proposals. The ~~school district~~ political  
6 subdivision may only proceed to negotiate and enter into a  
7 design-build contract if there are at least two proposals from  
8 prequalified design-builders.

9           (4) Proposals shall be sealed and shall not be opened  
10 until expiration of the time established for making proposals as  
11 set forth in the request for proposals.

12           (5) Proposals may be withdrawn at any time prior to  
13 acceptance. The ~~school district~~ political subdivision shall have  
14 the right to reject any and all proposals except for the purpose  
15 of evading the provisions and policies of the Nebraska Schools  
16 Political Subdivisions Construction Alternatives Act. The ~~school~~  
17 district political subdivision may thereafter solicit new proposals  
18 using the same or a different project performance criteria.

19           (6) The ~~school district~~ political subdivision shall rank  
20 in order of preference the design-builders pursuant to the criteria  
21 in the request for proposals and taking into consideration the  
22 recommendation of the selection committee pursuant to section  
23 ~~79-2011.~~ 11 of this act.

24           (7) The ~~school district~~ political subdivision may  
25 attempt to negotiate a design-build contract with the highest

1 ranked design-builder selected by the ~~school district~~ political  
2 subdivision and may enter into a design-build contract after  
3 negotiations. The negotiations shall include a final determination  
4 of the manner by which the design-builder selects a subcontractor.  
5 If the ~~school district~~ political subdivision is unable to  
6 negotiate a satisfactory design-build contract with the highest  
7 ranked design-builder, the ~~school district~~ political subdivision  
8 may terminate negotiations with that design-builder. The ~~school~~  
9 ~~district~~ political subdivision may then undertake negotiations with  
10 the second highest ranked design-builder and may enter into a  
11 design-build contract after negotiations. If the ~~school district~~  
12 political subdivision is unable to negotiate a satisfactory  
13 contract with the second highest ranked design-builder, the ~~school~~  
14 ~~district~~ political subdivision may undertake negotiations with the  
15 third highest ranked design-builder, if any, and may enter into a  
16 design-build contract after negotiations.

17 (8) The A school district shall file a copy of all  
18 design-build contract documents with the State Department of  
19 Education within thirty days after their full execution. Within  
20 thirty days after completion of the project, the design-builder  
21 shall file a copy of all contract modifications and change orders  
22 with the department.

23 (9) If the ~~school district~~ political subdivision is  
24 unable to negotiate a satisfactory contract with any of the ranked  
25 design-builders, the ~~school district~~ political subdivision may

1 either revise the request for proposals and solicit new proposals  
2 or cancel the design-build process under the act.

3 Sec. 9. Section 79-2009, Reissue Revised Statutes of  
4 Nebraska, is amended to read:

5 ~~79-2009~~ A ~~school district~~ political subdivision shall  
6 prepare a request for proposals for each construction management at  
7 risk contract in accordance with this section. At least thirty days  
8 prior to the deadline for receiving and opening proposals, notice  
9 of the request for proposals shall be published in a newspaper of  
10 general circulation within the ~~school district~~ and filed with the  
11 ~~State Department of Education~~, political subdivision. A notice of  
12 the request for proposals by a school district shall be filed with  
13 the State Department of Education at least thirty days prior to  
14 the deadline for receiving and opening proposals. The request for  
15 proposals shall contain, at a minimum, the following elements:

16 (1) The identity of the ~~school district~~ political  
17 subdivision for which the project will be built and the ~~school~~  
18 ~~district~~ political subdivision that will execute the contract;

19 (2) Policies adopted by the ~~school district~~ political  
20 subdivision in accordance with section ~~79-2005~~, 5 of this act;

21 (3) The proposed terms and conditions of the contract,  
22 including any terms and conditions which are subject to further  
23 negotiation. The proposed general terms and conditions shall be  
24 consistent with nationally recognized model general terms and  
25 conditions which are standard in the design and construction

1 industry in Nebraska. The proposed terms and conditions may  
2 set forth an initial determination of the manner by which the  
3 construction manager selects any subcontractor and may require that  
4 any work subcontracted be awarded by competitive bidding;

5 (4) Any bonds and insurance required by law or as  
6 may be additionally required by the ~~school district~~, political  
7 subdivision;

8 (5) General information about the project which will  
9 assist the ~~school district~~ political subdivision in its selection  
10 of the construction manager, including a project statement which  
11 contains information about the scope and nature of the project, the  
12 project site, the schedule, and the estimated budget;

13 (6) The criteria for evaluation of proposals and the  
14 relative weight of each criterion; and

15 (7) A description of any other information which the  
16 ~~school district~~ political subdivision chooses to require.

17 Sec. 10. Section 79-2010, Reissue Revised Statutes of  
18 Nebraska, is amended to read:

19 ~~79-2010~~ (1) A ~~school district~~ political subdivision shall  
20 evaluate proposals for a construction management at risk contract  
21 in accordance with this section.

22 (2) The ~~school district~~ political subdivision shall  
23 evaluate and rank each proposal on the basis of best meeting the  
24 criteria in the request for proposals and taking into consideration  
25 the recommendation of the selection committee pursuant to section

1 ~~79-2011, 11 of this act.~~

2           (3) The ~~school district~~ political subdivision shall  
3 attempt to negotiate a construction management at risk contract  
4 with the highest ranked construction manager and may enter into a  
5 construction management at risk contract after negotiations. The  
6 negotiations shall include a final determination of the manner  
7 by which the construction manager selects a subcontractor. If  
8 the ~~school district~~ political subdivision is unable to negotiate  
9 a satisfactory contract with the highest ranked construction  
10 manager, the ~~school district~~ political subdivision may terminate  
11 negotiations with that construction manager. The ~~school district~~  
12 political subdivision may then undertake negotiations with the  
13 second highest ranked construction manager and may enter into a  
14 construction management at risk contract after negotiations. If  
15 the ~~school district~~ political subdivision is unable to negotiate a  
16 satisfactory contract with the second highest ranked construction  
17 manager, the ~~school district~~ political subdivision may undertake  
18 negotiations with the third highest ranked construction manager, if  
19 any, and may enter into a construction management at risk contract  
20 after negotiations.

21           (4) The A school district shall file a copy of all  
22 construction management at risk contract documents with the State  
23 Department of Education within thirty days after their full  
24 execution. Within thirty days after completion of the project,  
25 the construction manager shall file a copy of all contract



1 modifications and change orders with the department.

2 (5) If the ~~school district~~ political subdivision is  
3 unable to negotiate a satisfactory contract with any of the ranked  
4 construction managers, the ~~school district~~ political subdivision  
5 may either revise the request for proposals and solicit new  
6 proposals or cancel the construction management at risk process  
7 under the ~~act~~, Political Subdivisions Construction Alternatives  
8 Act.

9 Sec. 11. Section 79-2011, Reissue Revised Statutes of  
10 Nebraska, is amended to read:

11 ~~79-2011~~ (1) In evaluating proposals in accordance with  
12 sections ~~79-2008 and 79-2010~~, 8 and 10 of this act, the ~~school~~  
13 ~~district~~ political subdivision shall refer the proposals for  
14 recommendation to a selection committee. The selection committee  
15 shall be a group of at least five persons designated by the ~~school~~  
16 ~~district~~, political subdivision. Members of the selection committee  
17 shall include (a) members of the ~~school board~~, governing body of  
18 the political subdivision, (b) members of the ~~school~~ administration  
19 or staff of the political subdivision, (c) the performance-criteria  
20 developer when evaluating proposals from design-builders under  
21 section ~~79-2008~~ 8 of this act or the ~~school's~~ political  
22 subdivision's architect or engineer when evaluating proposals from  
23 construction managers under section ~~79-2010~~, 10 of this act, (d)  
24 any person having special expertise relevant to selection of a  
25 design-builder or construction manager under the ~~Nebraska Schools~~

1 Political Subdivisions Construction Alternatives Act, and (e) a  
2 resident of the ~~school district~~ political subdivision other than  
3 an individual included in subdivisions (a) through (d) of this  
4 subsection. A member of the selection committee designated under  
5 subdivision (d) or (e) of this subsection shall not be employed  
6 by or have a financial or other interest in a design-builder or  
7 construction manager who has a proposal being evaluated and shall  
8 not be employed by the ~~school district~~ political subdivision or the  
9 performance-criteria developer.

10 (2) The selection committee and the ~~school district~~  
11 political subdivision shall evaluate proposals taking into  
12 consideration the criteria enumerated in subdivisions (a) through  
13 (g) of this subsection with the maximum percentage of total points  
14 for evaluation which may be assigned to each criterion set forth  
15 following the criterion. The following criteria shall be evaluated,  
16 when applicable:

17 (a) The financial resources of the design-builder or  
18 construction manager to complete the project, ten percent;

19 (b) The ability of the proposed personnel of the  
20 design-builder or construction manager to perform, thirty percent;

21 (c) The character, integrity, reputation, judgment,  
22 experience, and efficiency of the design-builder or construction  
23 manager, thirty percent;

24 (d) The quality of performance on previous projects,  
25 thirty percent;

1           (e) The ability of the design-builder or construction  
2 manager to perform within the time specified, thirty percent;

3           (f) The previous and existing compliance of the  
4 design-builder or construction manager with laws relating to the  
5 contract, ten percent; and

6           (g) Such other information as may be secured having a  
7 bearing on the selection, twenty percent.

8           (3) The records of the selection committee in evaluating  
9 proposals and making recommendations shall be considered public  
10 records for purposes of section 84-712.01.

11           Sec. 12. Section 79-2012, Reissue Revised Statutes of  
12 Nebraska, is amended to read:

13           ~~79-2012~~ A design-build contract and a construction  
14 management at risk contract may be conditioned upon later  
15 refinements in scope and price and may permit the ~~school district~~  
16 political subdivision in agreement with the design-builder or  
17 construction manager to make changes in the project without  
18 invalidating the contract. Later refinements under this section  
19 shall not exceed the scope of the project statement contained in  
20 the request for proposals pursuant to section ~~79-2007 or 79-2009.~~  
21 7 or 9 of this act.

22           Sec. 13. Section 79-2013, Reissue Revised Statutes of  
23 Nebraska, is amended to read:

24           ~~79-2013~~ Nothing in the ~~Nebraska Schools~~ Political  
25 Subdivisions Construction Alternatives Act shall limit or

1 reduce statutory or regulatory requirements regarding bonding or  
2 insurance.

3 Sec. 14. Section 79-2015, Reissue Revised Statutes of  
4 Nebraska, is amended to read:

5 ~~79-2015~~ (1) A ~~school district~~ political subdivision shall  
6 not use a design-build contract or construction management at risk  
7 contract for a construction project with locations on parcels of  
8 land which are not contiguous except for specialty maintenance  
9 projects.

10 (2) For purposes of this section, (a) a specialty  
11 maintenance project is a construction project for the maintenance  
12 of an existing facility with a specialty contractor, such as an  
13 electrical contractor or plumbing contractor, and (b) parcels are  
14 considered contiguous if they would be contiguous but for the  
15 existence of a public road.

16 Sec. 15. Original sections 79-2001, 79-2002, 79-2003,  
17 79-2004, 79-2005, 79-2006, 79-2007, 79-2008, 79-2009, 79-2010,  
18 79-2011, 79-2012, 79-2013, and 79-2015, Reissue Revised Statutes of  
19 Nebraska, are repealed.

20 Sec. 16. The following section is outright repealed:  
21 Section 79-2014, Reissue Revised Statutes of Nebraska.