

AMENDMENTS TO LB 498

Introduced by Coash, 27.

1 1. Insert the following new section:

2 Sec. 2. Section 49-1499.02, Revised Statutes Cumulative
3 Supplement, 2008, is amended to read:

4 49-1499.02 (1) An official or employee of the executive
5 branch of state government or a member of the board of trustees of
6 Wyuka Cemetery who would be required to take any action or make
7 any decision in the discharge of his or her official duties that
8 may cause financial benefit or detriment to him or her, a member
9 of his or her immediate family, or a business with which he or she
10 is associated, which is distinguishable from the effects of such
11 action on the public generally or a broad segment of the public,
12 shall take the following actions as soon as he or she is aware
13 of such potential conflict or should reasonably be aware of such
14 potential conflict, whichever is sooner:

15 (a) Prepare a written statement describing the matter
16 requiring action or decision and the nature of the potential
17 conflict; and

18 (b) Deliver a copy of the statement to the commission
19 and to his or her immediate superior, if any, who shall assign
20 the matter to another. If the immediate superior does not assign
21 the matter to another or if there is no immediate superior, the
22 official, ~~or~~ employee, or member of the board of trustees of Wyuka
23 Cemetery shall take such action as the commission shall advise

1 or prescribe to remove himself or herself from influence over the
2 action or decision on the matter.

3 (2) This section does not prevent such a person from (a)
4 making or participating in the making of a governmental decision to
5 the extent that the individual's participation is legally required
6 for the action or decision to be made, (b) making or participating
7 in the making of a decision to the extent that the individual's
8 participation is legally required for the action or decision to
9 be made, or ~~(b)~~ (c) making or participating in the making of
10 a governmental decision if the potential conflict of interest is
11 based upon a business association and the business association
12 exists only as the result of his or her position on a commodity
13 board. A person acting pursuant to subdivision (a) or (b) of this
14 subsection shall report the occurrence to the commission.

15 (3) For purposes of this section, commodity board means
16 only the following:

17 (a) Corn Development, Utilization, and Marketing Board;

18 (b) Nebraska Dairy Industry Development Board;

19 (c) Grain Sorghum Development, Utilization, and Marketing
20 Board;

21 (d) Nebraska Wheat Development, Utilization, and
22 Marketing Board;

23 (e) Dry Bean Commission;

24 (f) Nebraska Potato Development Committee; and

25 (g) Nebraska Poultry and Egg Development, Utilization,
26 and Marketing Committee.

27 2. On page 3, line 10, after the period insert "At

1 least two of the five trustees shall have prior experience in
2 funeral directing, managing a funeral establishment, or managing a
3 cemetery.".

4 3. On page 5, line 21, strike "is" and insert "and
5 section 49-1499.02, Revised Statutes Cumulative Supplement, 2008,
6 are".

7 4. Renumber the remaining sections accordingly.