

LEGISLATURE OF NEBRASKA

ONE HUNDRED FIRST LEGISLATURE

SECOND SESSION

LEGISLATIVE BILL 714

Introduced by Avery, 28.

Read first time January 06, 2010

Committee: Government, Military and Veterans Affairs

A BILL

1 FOR AN ACT relating to the Nebraska Political Accountability and
2 Disclosure Act; to amend section 49-1474.01, Reissue
3 Revised Statutes of Nebraska; to change requirements for
4 disclaimers on political material; and to repeal the
5 original section.

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

1 Section 1. Section 49-1474.01, Reissue Revised Statutes
2 of Nebraska, is amended to read:

3 49-1474.01 (1) The person, except an individual or
4 individuals acting independently utilizing their own personal
5 resources, who pays for the production, distribution, or posting
6 of a billboard, placard, poster, pamphlet, or other printed matter
7 relating to a candidate or ballot question shall cause a disclaimer
8 containing the name and street address of the person to appear on
9 such matter.

10 (2) The person who pays for a radio or television
11 advertisement relating to a candidate or ballot question shall
12 cause a disclaimer containing the name of such person to be
13 included in the advertisement, and the radio or television station
14 shall, for a period of at least six months, keep the street address
15 of such person on file and divulge it to any person upon request.

16 (3) Any disclaimer required under subsection (1) or (2)
17 of this section to be made by or on behalf of an independent
18 committee making an independent expenditure shall also include the
19 name of the committee treasurer.

20 (4) If the disclaimer under subsection (1) or (2) of
21 this section relates to a candidate and is made by or on behalf
22 of an independent committee making an independent expenditure, the
23 disclaimer shall also include language stating that the printed
24 matter or advertisement is not authorized by the candidate or the
25 candidate committee.

1 ~~(2)~~ (5) The size and placement of the disclaimer under
2 subsections (1) and (2) of this section shall be determined by
3 rules and regulations adopted and promulgated by the commission.
4 The rules and regulations shall exempt from the disclaimer required
5 by this section windshield stickers, yard signs, bumper stickers,
6 campaign buttons, and balloons and may also exempt other items
7 relating to a candidate or committee which are printed or
8 reproduced at the request of such candidate or committee.

9 ~~(3)~~ (6) Any person who knowingly violates the provisions
10 of this section shall be guilty of a Class IV misdemeanor.

11 Sec. 2. Original section 49-1474.01, Reissue Revised
12 Statutes of Nebraska, is repealed.