

AMENDMENTS TO LB 366

Introduced by Natural Resources

1 1. Insert the following new section:

2 Sec. 2. Section 84-1409, Reissue Revised Statutes of
3 Nebraska, is amended to read:

4 84-1409 For purposes of the Open Meetings Act, unless the
5 context otherwise requires:

6 (1) (a) Public body means (i) governing bodies of
7 all political subdivisions of the State of Nebraska, (ii)
8 governing bodies of all agencies, created by the Constitution of
9 Nebraska, statute, or otherwise pursuant to law, of the executive
10 department of the State of Nebraska, (iii) all independent boards,
11 commissions, bureaus, committees, councils, subunits, or any other
12 bodies created by the Constitution of Nebraska, statute, or
13 otherwise pursuant to law, (iv) all study or advisory committees
14 of the executive department of the State of Nebraska whether
15 having continuing existence or appointed as special committees with
16 limited existence, (v) advisory committees of the bodies referred
17 to in subdivisions (i), (ii), and (iii) of this subdivision, and
18 (vi) instrumentalities exercising essentially public functions; and

19 (b) Public body does not include (i) subcommittees
20 of such bodies unless a quorum of the public body attends a
21 subcommittee meeting or unless such subcommittees are holding
22 hearings, making policy, or taking formal action on behalf of
23 their parent body, except that all meetings of any subcommittee

1 established under section 81-15,175 are subject to the Open
2 Meetings Act, and (ii) entities conducting judicial proceedings
3 unless a court or other judicial body is exercising rulemaking
4 authority, deliberating, or deciding upon the issuance of
5 administrative orders;

6 (2) Meeting means all regular, special, or called
7 meetings, formal or informal, of any public body for the purposes
8 of briefing, discussion of public business, formation of tentative
9 policy, or the taking of any action of the public body; and

10 (3) Videoconferencing means conducting a meeting
11 involving participants at two or more locations through the use of
12 audio-video equipment which allows participants at each location
13 to hear and see each meeting participant at each other location,
14 including public input. Interaction between meeting participants
15 shall be possible at all meeting locations.

16 2. On page 3, line 8, after the second "the" insert
17 "meetings of such subcommittee shall be subject to the Open
18 Meetings Act. The".

19 3. On page 4, line 3, after the period insert "Such rules
20 and regulations shall include, but not be limited to, rules and
21 regulations providing for a public hearing on the proposed projects
22 and funding and providing that the board shall make no decision on
23 the proposed projects and funding until at least thirty days after
24 such public hearing.".

25 4. Renumber the remaining section and amend the repealer
26 accordingly.