

AMENDMENTS TO LB 142

Introduced by Government, Military and Veterans Affairs

1 1. Strike the original sections and insert the following
2 new sections:

3 Section 1. Section 28-915.01, Reissue Revised Statutes of
4 Nebraska, is amended to read:

5 28-915.01 (1) A person who makes a false statement under
6 oath or equivalent affirmation, or swears or affirms the truth of
7 such a statement previously made, when he or she does not believe
8 the statement to be true, is guilty of a Class I misdemeanor if the
9 falsification:

10 (a) Occurs in an official proceeding; or

11 (b) Is intended to mislead a public servant in performing
12 his or her official function.

13 (2) A person who makes a false statement under oath or
14 equivalent affirmation, or swears or affirms the truth of such a
15 statement previously made, when he or she does not believe the
16 statement to be true, is guilty of a Class II misdemeanor if the
17 statement is one which is required by law to be sworn or affirmed
18 before a notary or other person authorized to administer oaths.

19 (3) Subsections (4) through (7) of section 28-915 shall
20 apply to subsections (1) and (2) of this section.

21 (4) This section shall not apply to reports, statements,
22 affidavits, or other documents made or filed pursuant to ~~the~~
23 ~~Campaign Finance Limitation Act~~ ~~or~~ the Nebraska Political

1 Accountability and Disclosure Act.

2 Sec. 2. Section 49-1446, Reissue Revised Statutes of
3 Nebraska, is amended to read:

4 49-1446 (1) Each committee shall have a treasurer who is
5 a qualified elector of this state. A candidate may appoint himself
6 or herself as the candidate committee treasurer.

7 (2) ~~Except for funds received as provided in the Campaign~~
8 ~~Finance Limitation Act,~~ each Each committee shall designate one
9 account in a financial institution in this state as an official
10 depository for the purpose of depositing all contributions which it
11 receives in the form of or which are converted to money, checks,
12 or other negotiable instruments and for the purpose of making all
13 expenditures. Secondary depositories shall be used for the sole
14 purpose of depositing contributions and promptly transferring the
15 deposits to the committee's official depository.

16 (3) No contribution shall be accepted and no expenditure
17 shall be made by a committee which has not filed a statement
18 of organization and which does not have a treasurer. When the
19 office of treasurer in a candidate committee is vacant, the
20 candidate shall be the treasurer until the candidate appoints a new
21 treasurer.

22 (4) No expenditure shall be made by a committee without
23 the authorization of the treasurer or the assistant treasurer. The
24 contributions received or expenditures made by a candidate or an
25 agent of a candidate shall be considered received or made by the
26 candidate committee.

27 (5) Contributions received by an individual acting in

1 behalf of a committee shall be reported promptly to the committee's
2 treasurer not later than five days before the closing date of
3 any campaign statement required to be filed by the committee and
4 shall be reported to the committee treasurer immediately if the
5 contribution is received less than five days before the closing
6 date.

7 (6) A contribution shall be considered received by a
8 committee when it is received by the committee treasurer or a
9 designated agent of the committee treasurer notwithstanding the
10 fact that the contribution is not deposited in the official
11 depository by the reporting deadline.

12 (7) Contributions received by a committee shall not be
13 commingled with any funds of an agent of the committee or of
14 any other person except for funds received or disbursed by a
15 separate segregated political fund for the purpose of supporting
16 or opposing candidates and committees in elections in states other
17 than Nebraska and candidates for federal office, as provided in
18 section 49-1469.06, including independent expenditures made in such
19 elections.

20 (8) Any person who violates this section shall be guilty
21 of a Class IV misdemeanor.

22 Sec. 3. Section 49-1446.04, Reissue Revised Statutes of
23 Nebraska, is amended to read:

24 49-1446.04 (1) A candidate committee shall not accept
25 more than fifteen thousand dollars in loans prior to or during the
26 first thirty days after formation of the candidate committee.

27 (2) After the thirty-day period and until the end of

1 the term of the office to which the candidate sought nomination
2 or election, the candidate committee shall not accept loans, ~~other~~
3 ~~than loans allowed under subsection (2) of section 32-1608.03,~~ in
4 an aggregate amount of more than fifty percent of the contributions
5 of money, other than the proceeds of loans, which the candidate
6 committee has received during such period as of the date of the
7 receipt of the proceeds of the loan. Any loans which have been
8 repaid as of such date shall not be taken into account for purposes
9 of the aggregate loan limit.

10 (3) A candidate committee shall not pay interest, fees,
11 gratuities, or other sums in consideration of a loan, advance,
12 or other extension of credit to the candidate committee by the
13 candidate, a member of the candidate's immediate family, or any
14 business with which the candidate is associated.

15 (4) The penalty for violation of this section shall be a
16 civil penalty of not less than two hundred fifty dollars and not
17 more than the amount of money received by a candidate committee in
18 violation of this section if the candidate committee received more
19 than two hundred fifty dollars. The commission shall assess and
20 collect the civil penalty and shall remit the penalty to the State
21 Treasurer for distribution in accordance with Article VII, section
22 5, of the Constitution of Nebraska.

23 Sec. 4. Section 49-1447, Reissue Revised Statutes of
24 Nebraska, is amended to read:

25 49-1447 (1) The committee treasurer shall keep detailed
26 accounts, records, bills, and receipts necessary to substantiate
27 the information contained in a statement or report filed pursuant

1 to sections 49-1445 to 49-1479.02 or rules and regulations adopted
2 and promulgated under the Nebraska Political Accountability and
3 Disclosure Act.

4 (2) (a) For any committee other than a candidate
5 committee, the committee treasurer shall be responsible for filing
6 all statements and reports of the committee required to be filed
7 under the act and shall be personally liable subject to section
8 49-1461.01 for any late filing fees, civil penalties, and interest
9 that may be due under the act as a result of a failure to make
10 such filings.

11 (b) For candidate committees, the candidate shall be
12 responsible for filing all statements and reports required to
13 be filed by his or her candidate committee under the ~~Nebraska~~
14 ~~Political Accountability and Disclosure Act or the Campaign Finance~~
15 ~~Limitation Act.~~ act. The candidate shall be personally liable for
16 any late filing fees, civil penalties, and interest that may be due
17 under ~~either~~ the act as a result of a failure to make such filings
18 and may use funds of the candidate committee to pay such fees,
19 penalties, and interest.

20 (3) The committee treasurer shall record the name and
21 address of each person from whom a contribution is received except
22 for contributions of fifty dollars or less received pursuant to
23 subsection (2) of section 49-1472.

24 (4) The records of a committee shall be preserved for
25 five years and shall be made available for inspection as authorized
26 by the commission.

27 (5) Any person violating this section shall be guilty of

1 a Class III misdemeanor.

2 Sec. 5. Section 49-1455, Reissue Revised Statutes of
3 Nebraska, is amended to read:

4 49-1455 (1) The campaign statement of a committee, other
5 than a political party committee, shall contain the following
6 information:

7 (a) The filing committee's name, address, and telephone
8 number and the full name, residential and business addresses, and
9 telephone numbers of its committee treasurer;

10 (b) Under the heading RECEIPTS, the total amount of
11 contributions received during the period covered by the campaign
12 statement; under the heading EXPENDITURES, the total amount of
13 expenditures made during the period covered by the campaign
14 statement; and the cumulative amount of those totals for the
15 election period. If a loan was repaid during the period covered
16 by the campaign statement, the amount of the repayment shall
17 be subtracted from the total amount of contributions received.
18 Forgiveness of a loan shall not be included in the totals. Payment
19 of a loan by a third party shall be recorded and reported as a
20 contribution by the third party but shall not be included in the
21 totals. In-kind contributions or expenditures shall be listed at
22 fair market value and shall be reported as both contributions and
23 expenditures;

24 (c) The balance of cash and cash equivalents on hand at
25 the beginning and the end of the period covered by the campaign
26 statement;

27 (d) The full name of each individual from whom

1 contributions totaling more than two hundred fifty dollars are
2 received during the period covered by the report, together with
3 the individual's street address, the amount contributed, the date
4 on which each contribution was received, and the cumulative amount
5 contributed by that individual for the election period;

6 (e) The full name of each person, except those
7 individuals reported under subdivision (1)(d) of this section,
8 which contributed a total of more than two hundred fifty dollars
9 during the period covered by the report together with the person's
10 street address, the amount contributed, the date on which each
11 contribution was received, and the cumulative amount contributed by
12 the person for the election period;

13 (f) The name of each committee which is listed as
14 a contributor shall include the full name of the committee's
15 treasurer;

16 (g) Except as otherwise provided in subsection (3) of
17 this section: The full name and street address of each person
18 to whom expenditures totaling more than two hundred fifty dollars
19 were made, together with the date and amount of each separate
20 expenditure to each such person during the period covered by the
21 campaign statement; the purpose of the expenditure; and the full
22 name and street address of the person providing the consideration
23 for which any expenditure was made if different from the payee;

24 (h) The amount and the date of expenditures for or
25 against a candidate or ballot question during the period covered
26 by the campaign statement and the cumulative amount of expenditures
27 for or against that candidate or ballot question for the election

1 period. An expenditure made in support of more than one candidate
2 or ballot question, or both, shall be apportioned reasonably among
3 the candidates or ballot questions, or both; and

4 (i) The total amount of funds disbursed by a separate
5 segregated political fund, by state, for the purpose of supporting
6 or opposing candidates and committees in elections in states
7 other than Nebraska and candidates for federal office, including
8 independent expenditures made in such elections.

9 (2) For purposes of this section, election period means
10 ~~(a) the period beginning January 1 of the calendar year prior~~
11 ~~to the year of the election in which the candidate is seeking~~
12 ~~office through the end of the calendar year of such election for~~
13 ~~candidate committees of candidates seeking covered elective offices~~
14 ~~as defined in subdivision (1)(a) of section 32-1603, (b) the period~~
15 ~~beginning July 1 of the calendar year prior to the year of the~~
16 ~~election in which the candidate is seeking office through the end~~
17 ~~of the calendar year of such election for candidate committees~~
18 ~~of candidates seeking covered elective offices so defined in~~
19 ~~subdivision (1)(b) of section 32-1603, and (c) the calendar year of~~
20 ~~the election, for all other committees.~~

21 (3) A campaign statement shall include the total amount
22 paid to individual petition circulators during the reporting
23 period, if any, but shall not include the name, address, or
24 telephone number of any individual petition circulator if the only
25 payment made to such individual was for services as a petition
26 circulator.

27 Sec. 6. Section 49-1463, Reissue Revised Statutes of

1 Nebraska, is amended to read:

2 49-1463 (1) Any person who fails to file a campaign
3 statement with the commission under sections 49-1459 to 49-1463
4 shall pay to the commission a late filing fee of twenty-five
5 dollars for each day the campaign statement remains not filed
6 in violation of this section, not to exceed seven hundred fifty
7 dollars. In addition, if a candidate who files an affidavit under
8 subdivision ~~(5)(a)~~ of section 32-1604 fails to file a campaign
9 statement as required by sections 49-1459 to 49-1463 within the
10 prescribed time resulting in any abiding candidate not receiving
11 public funds as described in subsection ~~(6)~~ of section 32-1604 or
12 resulting in a delay in the receipt of such funds, the commission
13 shall assess a civil penalty of not less than two thousand dollars
14 and not more than three times ~~(a)~~ the amount of public funds
15 the abiding candidate received after the delay or ~~(b)~~ the amount
16 of public funds the abiding candidate would have received if the
17 campaign statement had been filed within the prescribed time.

18 (2) Any committee which fails to file a statement of
19 exemption with the commission under subsection (2) of section
20 49-1459 shall pay to the commission a late filing fee of
21 twenty-five dollars for each day the statement of exemption remains
22 not filed in violation of this section, not to exceed two hundred
23 twenty-five dollars.

24 Sec. 7. Section 49-1463.01, Reissue Revised Statutes of
25 Nebraska, is amended to read:

26 49-1463.01 (1) A person required to pay a late filing
27 fee imposed under section ~~32-1604, 32-1604.01, 32-1606.01,~~ 49-1449,

1 49-1458, 49-1463, 49-1467, 49-1469.08, 49-1478.01, or 49-1479.01
2 may apply to the commission for relief. The commission by order may
3 reduce the amount of a late filing fee imposed and waive any or
4 all of the interest due on the fee upon a showing by such person
5 that (a) the circumstances indicate no intent to file late, (b)
6 the person has not been required to pay late filing fees for two
7 years prior to the time the filing was due, (c) the late filing
8 shows that less than five thousand dollars was raised, received, or
9 expended during the reporting period, and (d) a reduction of the
10 late fees and waiver of interest would not frustrate the purposes
11 of the Nebraska Political Accountability and Disclosure Act.

12 (2) A person required to pay a late filing fee imposed
13 for failure to file a statement of exemption under subsection (2)
14 of section 49-1459 may apply to the commission for relief. The
15 commission by order may reduce or waive the late filing fee and
16 waive any or all of the interest due on the fee, and the person
17 shall not be required to make a showing as provided by subsection
18 (1) of this section.

19 Sec. 8. Section 49-14,122, Reissue Revised Statutes of
20 Nebraska, is amended to read:

21 49-14,122 The commission shall make random field
22 investigations and audits with respect to campaign statements and
23 activity reports filed with the commission under ~~the Campaign~~
24 ~~Finance Limitation Act~~ and the Nebraska Political Accountability
25 and Disclosure Act. ~~Except for audits conducted pursuant to the~~
26 ~~Campaign Finance Limitation Act,~~ any Any audit or investigation
27 conducted of a candidate's campaign statements during a campaign

1 shall include an audit or investigation of the statements of his or
2 her opponent or opponents as well. The commission may also carry
3 out field investigations or audits with respect to any campaign
4 statement, registration, report, or other statement filed under the
5 ~~Nebraska Political Accountability and Disclosure Act~~ act if the
6 commission or the executive director deems such investigations or
7 audits necessary to carry out the purposes of the act.

8 Sec. 9. Section 49-14,123, Reissue Revised Statutes of
9 Nebraska, is amended to read:

10 49-14,123 In addition to any other duties prescribed by
11 law, the commission shall:

12 (1) Prescribe and publish, after notice and opportunity
13 for public comment, rules and regulations to carry out ~~the Campaign~~
14 ~~Finance Limitation Act~~ and the Nebraska Political Accountability
15 and Disclosure Act pursuant to the Administrative Procedure Act;

16 (2) Prescribe forms for statements and reports required
17 to be filed pursuant to ~~the Campaign Finance Limitation Act~~ and the
18 Nebraska Political Accountability and Disclosure Act and furnish
19 such forms to persons required to file such statements and reports;

20 (3) Prepare and publish one or more manuals explaining
21 the duties of all persons and other entities required to
22 file statements and reports by the ~~aets~~ act and setting forth
23 recommended uniform methods of accounting and reporting for such
24 filings;

25 (4) Accept and file any reasonable amount of information
26 voluntarily supplied that exceeds the requirements of the ~~aets~~
27 act;

1 (5) Make statements and reports filed with the commission
2 available for public inspection and copying during regular office
3 hours and make copying facilities available at a cost of not more
4 than fifty cents per page;

5 (6) Compile and maintain an index of all reports and
6 statements filed with the commission to facilitate public access to
7 such reports and statements;

8 (7) Prepare and publish summaries of statements and
9 reports filed with the commission and special reports and technical
10 studies to further the purposes of the ~~aets~~ act;

11 (8) Review all statements and reports filed with the
12 commission in order to ascertain whether any person has failed to
13 file a required statement or has filed a deficient statement;

14 (9) Preserve statements and reports filed with the
15 commission for a period of not less than five years from the
16 date of receipt;

17 (10) Issue and publish advisory opinions on the
18 requirements of the ~~aets~~ act upon the request of a person or
19 government body directly covered or affected by the ~~aets~~ act. Any
20 such opinion rendered by the commission, until amended or revoked,
21 shall be binding on the commission in any subsequent charges
22 concerning the person or government body who requested the opinion
23 and who acted in reliance on it in good faith unless material facts
24 were omitted or misstated by the person or government body in the
25 request for the opinion;

26 (11) Act as the primary civil enforcement agency for
27 violations of the Nebraska Political Accountability and Disclosure

1 Act and the rules or regulations promulgated thereunder; and act as
2 the primary civil enforcement agency for violations of the Campaign
3 Finance Limitation Act and the rules or regulations promulgated
4 thereunder;

5 (12) Receive all late filing fees, civil penalties, and
6 interest imposed pursuant to the Campaign Finance Limitation Act
7 or the Nebraska Political Accountability and Disclosure Act, seek
8 the return of any amount as provided in section 32-1606, and seek
9 the repayment of any amount as provided in section 32-1607 and
10 remit all such funds to the State Treasurer for credit to the
11 Campaign Finance Limitation Cash Fund; distribution in accordance
12 with Article VII, section 5, of the Constitution of Nebraska; and

13 (13) Prepare and distribute to the appropriate local
14 officials statements of financial interest, campaign committee
15 organization forms, filing instructions and forms, and such other
16 forms as the commission may deem appropriate.

17 Sec. 10. Section 49-14,124, Reissue Revised Statutes of
18 Nebraska, is amended to read:

19 49-14,124 (1) The commission shall, by way of preliminary
20 investigation, investigate any alleged violation of the Nebraska
21 Political Accountability and Disclosure Act, or any rule or
22 regulation adopted and promulgated thereunder, upon:

23 (a) The receipt of a complaint signed under oath which
24 contains at least a reasonable belief that a violation has
25 occurred;

26 (b) The recommendation of the executive director; or

27 (c) The commission's own motion.

1 ~~(2)~~ The commission shall, by way of preliminary
2 investigation, investigate any alleged violation of the Campaign
3 Finance Limitation Act, or any rule or regulation promulgated
4 thereunder, upon:

5 ~~(a)~~ The recommendation of the executive director; or

6 ~~(b)~~ The commission's own motion.

7 ~~(3)~~ (2) For purposes of conducting preliminary
8 investigations under either the Campaign Finance Limitation Act
9 or the Nebraska Political Accountability and Disclosure Act,
10 the commission shall have the powers possessed by the courts of
11 this state to issue subpoenas, and the district court shall have
12 jurisdiction to enforce such subpoenas.

13 ~~(4)~~ (3) The executive director shall notify any person
14 under investigation by the commission of the investigation and of
15 the nature of the alleged violation within five days after the
16 commencement of the investigation.

17 ~~(5)~~ (4) Within fifteen days after the filing of a sworn
18 complaint by a person alleging a violation, and every thirty days
19 thereafter until the matter is terminated, the executive director
20 shall notify the complainant and the alleged violator of the action
21 taken to date by the commission together with the reasons for such
22 action or for nonaction.

23 ~~(6)~~ (5) Each governing body shall cooperate with the
24 commission in the conduct of its investigations.

25 Sec. 11. Section 49-14,124.01, Reissue Revised Statutes
26 of Nebraska, is amended to read:

27 49-14,124.01 All commission proceedings and records

1 relating to preliminary investigations shall be confidential until
2 a final determination is made by the commission unless the person
3 alleged to be in violation of the Nebraska Political Accountability
4 and Disclosure Act ~~or the Campaign Finance Limitation Act~~ requests
5 that the proceedings be public. If the commission determines that
6 there was no violation of ~~either~~ the act or any rule or regulation
7 adopted and promulgated under ~~either~~ the act, the records and
8 actions relative to the investigation and determination shall
9 remain confidential unless the alleged violator requests that the
10 records and actions be made public. If the commission determines
11 that there was a violation, the records and actions shall be made
12 public as soon as practicable after the determination is made.

13 Sec. 12. Section 49-14,124.02, Reissue Revised Statutes
14 of Nebraska, is amended to read:

15 49-14,124.02 At any time after the commencement of a
16 preliminary investigation, the commission may refer the matter of
17 a possible criminal violation of ~~the Campaign Finance Limitation~~
18 ~~Act or~~ the Nebraska Political Accountability and Disclosure Act to
19 the Attorney General for consideration of criminal prosecution. The
20 fact of the referral shall not be subject to the confidentiality
21 provisions of section 49-14,124.01. The Attorney General shall
22 determine if a matter referred by the commission will be criminally
23 prosecuted. If the Attorney General determines that a matter will
24 be criminally prosecuted, he or she shall advise the commission in
25 writing of the determination. If the Attorney General determines
26 that a matter will not be criminally prosecuted, he or she shall
27 advise the commission in writing of the determination. The fact of

1 the declination to criminally prosecute shall not be subject to the
2 confidentiality provisions of section 49-14,124.01.

3 Sec. 13. Section 49-14,125, Reissue Revised Statutes of
4 Nebraska, is amended to read:

5 49-14,125 (1) If, after a preliminary investigation, it
6 is determined by a majority vote of the commission that there
7 is no probable cause for belief that a person has violated
8 the Nebraska Political Accountability and Disclosure Act ~~or the~~
9 ~~Campaign Finance Limitation Act~~ or any rule or regulation adopted
10 and promulgated thereunder or if the commission determines that
11 there is insufficient evidence to reasonably believe that the
12 person could be found to have violated ~~either~~ the act, the
13 commission shall terminate the investigation and so notify the
14 complainant and the person who had been under investigation.

15 (2) If, after a preliminary investigation, it is
16 determined by a majority vote of the commission that there
17 is probable cause for belief that the Nebraska Political
18 Accountability and Disclosure Act ~~or the Campaign Finance~~
19 ~~Limitation Act~~ or a rule or regulation adopted and promulgated
20 thereunder has been violated and if the commission determines that
21 there is sufficient evidence to reasonably believe that the person
22 could be found to have violated ~~either~~ the act, the commission
23 shall initiate appropriate proceedings to determine whether there
24 has in fact been a violation. The commission may appoint a hearing
25 officer to preside over the proceedings.

26 (3) All proceedings of the commission pursuant to this
27 section shall be by closed session attended only by those persons

1 necessary to the investigation of the alleged violation, unless the
2 person alleged to be in violation of ~~either~~ the act or any rule
3 or regulation adopted and promulgated thereunder requests an open
4 session.

5 (4) The commission shall have the powers possessed by
6 the courts of this state to issue subpoenas in connection with
7 proceedings under this section, and the district court shall have
8 jurisdiction to enforce such subpoenas.

9 (5) All testimony shall be under oath which shall be
10 administered by a member of the commission, the hearing officer,
11 or any other person authorized by law to administer oaths and
12 affirmations.

13 (6) Any person who appears before the commission
14 shall have all of the due process rights, privileges, and
15 responsibilities of a witness appearing before the courts of this
16 state.

17 (7) All witnesses summoned before the commission shall
18 receive reimbursement as paid in like circumstances in the district
19 court.

20 (8) Any person whose name is mentioned during a
21 proceeding of the commission and who may be adversely affected
22 thereby shall be notified and may appear personally before the
23 commission on that person's own behalf or file a written statement
24 for incorporation into the record of the proceeding.

25 (9) The commission shall cause a record to be made of all
26 proceedings pursuant to this section.

27 (10) At the conclusion of proceedings concerning an

1 alleged violation, the commission shall deliberate on the evidence
2 and determine whether there has been a violation of ~~the Campaign~~
3 ~~Finance Limitation Act~~ ~~or~~ the Nebraska Political Accountability and
4 Disclosure Act.

5 Sec. 14. Section 49-14,126, Reissue Revised Statutes of
6 Nebraska, is amended to read:

7 49-14,126 ~~(1)~~ The commission, upon finding that there
8 has been a violation of the Nebraska Political Accountability and
9 Disclosure Act or any rule or regulation promulgated thereunder,
10 may issue an order requiring the violator to do one or more of the
11 following:

12 ~~(a)~~ (1) Cease and desist from the violation;

13 ~~(b)~~ (2) File any report, statement, or other information
14 as required; or

15 ~~(c)~~ (3) Pay a civil penalty of not more than two thousand
16 dollars for each violation of the act, rule, or regulation.

17 ~~(2)~~ If the commission finds a violation of the Campaign
18 Finance Limitation Act, ~~the commission shall assess a civil penalty~~
19 ~~as required under section 32-1604, 32-1606.01, or 32-1612.~~

20 Sec. 15. Section 49-14,129, Reissue Revised Statutes of
21 Nebraska, is amended to read:

22 49-14,129 The commission, by order, may suspend or
23 modify any of the reporting requirements of ~~the Campaign Finance~~
24 ~~Limitation Act~~ ~~or~~ the Nebraska Political Accountability and
25 Disclosure Act, in a particular case, for good cause shown, or if
26 it finds that literal application of ~~such acts~~ the act works a
27 manifestly unreasonable hardship and if it also finds that such

1 suspension or modification will not frustrate the purposes of ~~such~~
2 ~~acts.~~ the act. Any such suspension or modification shall be only
3 to the extent necessary to substantially relieve the hardship. The
4 commission shall suspend or modify any reporting requirements only
5 if it determines that facts exist that are clear and convincing
6 proof of the findings required by this section.

7 Sec. 16. Section 49-14,133, Reissue Revised Statutes of
8 Nebraska, is amended to read:

9 49-14,133 The Attorney General has jurisdiction to
10 enforce the criminal provisions of ~~the Campaign Finance Limitation~~
11 ~~Act and~~ the Nebraska Political Accountability and Disclosure
12 Act. The county attorney of the county in which a violation of
13 ~~the Campaign Finance Limitation Act or~~ the Nebraska Political
14 Accountability and Disclosure Act occurs shall have concurrent
15 jurisdiction.

16 Sec. 17. Section 49-14,140, Reissue Revised Statutes of
17 Nebraska, is amended to read:

18 49-14,140 The Nebraska Accountability and Disclosure
19 Commission Cash Fund is hereby created. The fund shall consist of
20 funds received by the commission pursuant to sections 49-1449.01,
21 49-1470, 49-1480.01, 49-1482, 49-1495, 49-14,123, and 49-14,123.01.
22 The fund shall not include late filing fees or civil penalties
23 assessed and collected by the commission. The fund shall be
24 used by the commission in administering the Nebraska Political
25 Accountability and Disclosure Act, except that transfers may be
26 made from the fund to the General Fund at the direction of the
27 Legislature through June 30, 2011. Any money in the Nebraska

1 Accountability and Disclosure Commission Cash Fund available for
2 investment shall be invested by the state investment officer
3 pursuant to the Nebraska Capital Expansion Act and the Nebraska
4 State Funds Investment Act.

5 On the effective date of this act, the State Treasurer
6 shall transfer any money in the Campaign Finance Limitation Cash
7 Fund that is attributable to late filing fees, civil penalties,
8 and interest for distribution in accordance with Article VII,
9 section 5, of the Constitution of Nebraska, and shall transfer
10 the remaining money in the fund to the Nebraska Accountability and
11 Disclosure Commission Cash Fund.

12 Sec. 18. Original sections 28-915.01, 49-1446,
13 49-1446.04, 49-1447, 49-1455, 49-1463, 49-1463.01, 49-14,122,
14 49-14,123, 49-14,124, 49-14,124.01, 49-14,124.02, 49-14,125,
15 49-14,126, 49-14,129, 49-14,133, and 49-14,140, Reissue Revised
16 Statutes of Nebraska, are repealed.

17 Sec. 19. The following sections are outright repealed:
18 Sections 32-1601, 32-1602, 32-1603, 32-1604, 32-1604.01, 32-1605,
19 32-1606, 32-1606.01, 32-1607, 32-1608, 32-1608.01, 32-1608.02,
20 32-1608.03, 32-1609, 32-1610, 32-1611, 32-1612, 32-1613, and
21 77-27,119.04, Reissue Revised Statutes of Nebraska.