

E AND R AMENDMENTS TO LB 1057

Introduced by Larson, 40, Chairman Enrollment and Review

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

3           Section 1. Section 2-3602, Reissue Revised Statutes of  
4 Nebraska, is amended to read:

5           2-3602 It is declared to be the public policy of the  
6 State of Nebraska to protect and foster the health, prosperity,  
7 and general welfare of its people by protecting and stabilizing  
8 the corn industry and the economy of the areas producing corn.  
9 The Corn Development, Utilization, and Marketing Board shall be the  
10 agency of the State of Nebraska for such purpose. In connection  
11 with and in furtherance of such purpose, it is declared to be in  
12 the interest of the public welfare of the state that the producers  
13 of corn be permitted and encouraged to develop, carry out, and  
14 participate in programs of research, education, market development,  
15 and promotion. It is the purpose of ~~sections 2-3601 to 2-3635~~ the  
16 Nebraska Corn Resources Act to provide the authorization and to  
17 prescribe the necessary procedures whereby corn producers in this  
18 state may finance programs to achieve the activities expressed in  
19 ~~sections 2-3601 to 2-3635.~~ the act.

20           Sec. 2. Section 2-3623, Reissue Revised Statutes of  
21 Nebraska, is amended to read:

22           2-3623 There is hereby levied a fee of ~~not to exceed~~  
23 ~~four-tenths~~ five-tenths of a cent per bushel upon all corn sold

1 through commercial channels in Nebraska or delivered in Nebraska.  
2 The fee shall be paid by the grower at the time of sale or delivery  
3 and shall be collected by the first purchaser. Under the Nebraska  
4 Corn Resources Act, no corn shall be subject to the fee more than  
5 once.

6 Sec. 3. Section 2-3632, Reissue Revised Statutes of  
7 Nebraska, is amended to read:

8 2-3632 The board shall ~~make and publish~~ prepare and make  
9 available an annual report on or before January 1 of each year,  
10 which report shall set forth in detail the income received from the  
11 corn assessment for the previous year and shall include:

12 (1) The expenditure of all funds by the board during the  
13 previous year for the administration of ~~sections 2-3601 to 2-3635;~~  
14 the Nebraska Corn Resources Act;

15 (2) The action taken by the board on all contracts  
16 requiring the expenditure of funds by the board;

17 (3) ~~Copies~~ A description of all such contracts;

18 (4) ~~Detailed~~ A detailed explanation of all programs  
19 relating to the discovery, promotion, and development of markets  
20 and industries for the utilization of corn, the direct expense  
21 associated with each program, and copies of such programs if in  
22 writing; and

23 (5) The name and address of each member of the board and  
24 a copy of all rules and regulations promulgated by the board.

25 Such report and a copy of all contracts requiring  
26 expenditure of funds by the board shall be available to the  
27 public upon request.

1           Sec. 4. Section 2-3633, Reissue Revised Statutes of  
2 Nebraska, is amended to read:

3           2-3633 ~~The State Treasurer is hereby directed to~~  
4 ~~establish and set up in the treasury of the State of Nebraska a~~  
5 ~~fund to be known as the The Nebraska Corn Development, Utilization,~~  
6 ~~and Marketing Fund,~~ to which fund is created. All fees collected  
7 pursuant to the Nebraska Corn Resources Act and any repayments  
8 relating to the fund, including license fees or royalties, shall be  
9 ~~credited,~~ to the fund for the uses and purposes of the ~~Nebraska~~  
10 ~~Corn Resources Act~~ act and its enforcement. ~~all taxes collected~~  
11 ~~by the board pursuant to the act.~~ Such fund shall be expended  
12 solely for the administration of the act. Any money in the fund  
13 available for investment shall be invested by the state investment  
14 officer pursuant to the Nebraska Capital Expansion Act and the  
15 Nebraska State Funds Investment Act.

16           Sec. 5. Sections 2 and 6 of this act become operative on  
17 October 1, 2012. The other sections of this act become operative on  
18 their effective date.

19           Sec. 6. Original section 2-3623, Reissue Revised Statutes  
20 of Nebraska, is repealed.

21           Sec. 7. Original sections 2-3602, 2-3632, and 2-3633,  
22 Reissue Revised Statutes of Nebraska, are repealed.

23           2. On page 1, strike lines 3 through 6 and insert "to  
24 restate intent; to change a fee, reporting requirements, and the  
25 source and use of a fund under the Nebraska Corn Resources Act; to  
26 provide operative dates; and to repeal the original sections."