

LEGISLATURE OF NEBRASKA

ONE HUNDRED SECOND LEGISLATURE

FIRST SESSION

LEGISLATIVE BILL 305

Final Reading

Introduced by Larson, 40; Avery, 28; Brasch, 16; Carlson, 38;
Christensen, 44; Dubas, 34; Hansen, 42; Louden, 49;
Schilz, 47; Schumacher, 22; Wallman, 30; Bloomfield,
17.

Read first time January 12, 2011

Committee: Agriculture

A BILL

1 FOR AN ACT relating to agriculture; to amend section 54-857, Reissue
2 Revised Statutes of Nebraska; to change permitted uses of
3 the Commercial Feed Administration Cash Fund; to require
4 the Director of Agriculture to report regarding
5 implementation of a state program of meat and poultry
6 inspection; and to repeal the original section.
7 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 54-857, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 54-857 All money received pursuant to the Commercial Feed
4 Act shall be remitted by the director to the State Treasurer for
5 credit to the Commercial Feed Administration Cash Fund which is
6 hereby created. Such fund shall be used by the department to aid in
7 defraying the expenses of administering the act, ~~except that~~
8 ~~transfers~~ to aid in defraying the expenses related to a cooperative
9 agreement with the United States Department of Agriculture Market
10 News reporting program, and to provide resources to conduct the
11 investigation and feasibility study for implementing a state meat and
12 poultry inspection program as identified in section 2 of this act.
13 Transfers may be made from the fund to the General Fund at the
14 direction of the Legislature. Any money in the Commercial Feed
15 Administration Cash Fund available for investment shall be invested
16 by the state investment officer pursuant to the Nebraska Capital
17 Expansion Act and the Nebraska State Funds Investment Act.

18 Sec. 2. On or before November 15, 2011, the Director of
19 Agriculture shall provide a report to the Legislature which
20 enumerates and describes any actions necessary to implement a state
21 program of meat and poultry inspection at establishments which
22 process meat, poultry, or meat and poultry products for human
23 consumption that qualifies as a cooperative state inspection program
24 under the Federal Meat Inspection Act, 21 U.S.C. 661, and the Poultry
25 Products Inspection Act, 21 U.S.C. 454. The report shall identify

1 necessary revisions of the Nebraska Meat and Poultry Inspection Law,
2 other revisions to statutory authority of the Department of
3 Agriculture, and any rules and regulations promulgated thereto in
4 order to effect the purposes of this section. The report shall
5 include a detailed description of anticipated resources required to
6 develop and maintain such program of meat and poultry inspection. The
7 report shall recommend a fee schedule that ensures revenue produced
8 from the licensure and inspection of establishments which process
9 meat, poultry, or meat and poultry products for human consumption
10 sufficient to fund the state program of meat and poultry inspection,
11 including the implementation of a fee-for-service system in
12 conducting inspections.

13 Sec. 3. Original section 54-857, Reissue Revised Statutes
14 of Nebraska, is repealed.