

LEGISLATURE OF NEBRASKA  
ONE HUNDRED THIRD LEGISLATURE  
SECOND SESSION

**LEGISLATIVE BILL 1016**

Introduced by Krist, 10.

Read first time January 22, 2014

Committee: Executive Board

A BILL

1 FOR AN ACT relating to state aircraft; to amend section 3-106,  
2 Reissue Revised Statutes of Nebraska; to direct the  
3 purchase and sale of certain aircraft for state  
4 government; to provide for operation, maintenance, and  
5 hangaring; to repeal the original section; and to declare  
6 an emergency.

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

1           Section 1. The Executive Board of the Legislative Council  
2 pursuant to the authority granted in Laws 2012, LB194, section 9,  
3 commissioned an independent study to enable the Legislature to  
4 determine whether the state should purchase an aircraft for state  
5 purposes and what type of aircraft should be purchased, if any. After  
6 completion and review of the study, the Legislature authorizes the  
7 Department of Aeronautics to purchase a new aircraft. It is the  
8 intent of the Legislature to fund the purchase with General Funds and  
9 other funds. The Legislature also directs the department to sell the  
10 state's 1982 Piper Cheyenne aircraft, with the proceeds retained by  
11 the department for use for preventive maintenance funding for the new  
12 aircraft.

13           Sec. 2. The Nebraska Emergency Management Agency shall  
14 operate, maintain, and hangar the state aircraft purchased by the  
15 Department of Aeronautics pursuant to section 1 of this act pursuant  
16 to an agreement between the agency and department. The state aircraft  
17 shall be subject at all times to the written orders of the Governor  
18 for use and service in any branch of the state government.

19           Sec. 3. Section 3-106, Reissue Revised Statutes of  
20 Nebraska, is amended to read:

21           3-106 (1) Suitable offices shall be provided for the  
22 department in the State Capitol. It may maintain offices at such  
23 other places in the state as it may designate and may incur the  
24 necessary expense for office furniture, stationery, printing, and  
25 other incidental or necessary expenses for the enforcement of

1 ~~sections 3-101 to 3-154 the State Aeronautics Department Act~~ and the  
2 general promotion of aeronautics within the state.

3           (2) The department may purchase aircraft for the use of  
4 ~~the department. Such state government and may sell any state aircraft~~  
5 ~~that is not needed or suitable for state uses. State aircraft shall~~  
6 be subject at all times to the written orders of the Governor for use  
7 and service in any branch of the state government. The state aircraft  
8 purchased pursuant to section 1 of this act shall be maintained,  
9 operated, and hangared by the Nebraska Emergency Management Agency  
10 pursuant to an agreement between the department and agency. The  
11 department shall establish an hourly rate for use of a state aircraft  
12 by a state official or agency. The hourly rate shall not include an  
13 amount to recover the initial cost of the state aircraft, but shall  
14 include amounts for items such as variable fuel and oil costs,  
15 routine maintenance costs, landing fees, and preventive maintenance  
16 reserves. with the expense thereof to be paid by the department. It

17           (3) The department may employ such clerical and other  
18 employees and assistants as it may deem necessary for the proper  
19 transaction of its business.

20           Sec. 4. Original section 3-106, Reissue Revised Statutes  
21 of Nebraska, is repealed.

22           Sec. 5. Since an emergency exists, this act takes effect  
23 when passed and approved according to law.