

LEGISLATURE OF NEBRASKA
ONE HUNDRED FOURTH LEGISLATURE
SECOND SESSION

LEGISLATIVE BILL 1024

Introduced by Larson, 40.

Read first time January 19, 2016

Committee: Government, Military and Veterans Affairs

- 1 A BILL FOR AN ACT relating to conflicts of interest; to amend section
- 2 49-14,102, Revised Statutes Cumulative Supplement, 2014; to change a
- 3 provision relating to the value of a contract with a government body
- 4 as prescribed; and to repeal the original section.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 49-14,102, Revised Statutes Cumulative
2 Supplement, 2014, is amended to read:

3 49-14,102 (1) Except as otherwise provided by law, no public
4 official or public employee, a member of that individual's immediate
5 family, or business with which the individual is associated shall enter
6 into a contract valued at ten ~~two~~ thousand dollars or more, in any one
7 year, with a government body unless the contract is awarded through an
8 open and public process. Beginning on January 1, 2017, and each year
9 thereafter, the contract value amount shall be adjusted for inflation
10 based on an amount equal to the percentage change in the Consumer Price
11 Index for All Urban Consumers as published by the Federal Bureau of Labor
12 Statistics for the one-year period ending on the previous September 30.
13 Such amount shall be rounded to the next highest one-thousand-dollar
14 amount.

15 (2) For purposes of this section, an open and public process
16 includes prior public notice and subsequent availability for public
17 inspection during the regular office hours of the contracting government
18 body of the proposals considered and the contract awarded.

19 (3) No contract may be divided for the purpose of evading the
20 requirements of this section.

21 (4) This section shall not apply to a contract when the public
22 official or public employee does not in any way represent either party in
23 the transaction.

24 (5) Notwithstanding any other provision of this section, any city of
25 the metropolitan, primary, or first class may prohibit contracts over a
26 specific dollar amount in which a public official or a public employee of
27 such city may have an interest.

28 (6) This section prohibits public officials and public employees
29 from engaging in certain activities under circumstances creating a
30 substantial conflict of interest. This section is not intended to
31 penalize innocent persons, and a contract shall not be absolutely void by

1 reason of this section.

2 (7) This section does not apply to contracts covered by sections
3 49-14,103.01 to 49-14,103.06.

4 Sec. 2. Original section 49-14,102, Revised Statutes Cumulative
5 Supplement, 2014, is repealed.