

LEGISLATURE OF NEBRASKA  
ONE HUNDRED THIRD LEGISLATURE  
FIRST SESSION  
**LEGISLATIVE BILL 504**

Introduced by Coash, 27.

Read first time January 23, 2013

Committee:

A BILL

1 FOR AN ACT relating to the Commission on Indian Affairs; to amend  
2 sections 81-2509, 81-2510, and 81-2513, Revised Statutes  
3 Cumulative Supplement, 2012; to change provisions  
4 relating to applications for state assistance to  
5 political subdivisions; to eliminate a hearing  
6 requirement; to redefine a term; to harmonize provisions;  
7 to repeal the original sections; and to outright repeal  
8 section 81-2512, Revised Statutes Cumulative Supplement,  
9 2012.  
10 Be it enacted by the people of the State of Nebraska,

1                   Section 1. Section 81-2509, Revised Statutes Cumulative  
2 Supplement, 2012, is amended to read:

3                   81-2509 For purposes of sections 81-2509 to 81-2515:

4                   ~~(1) Census designated place means a concentration of~~  
5 ~~population identified by the United States Department of Commerce,~~  
6 ~~Bureau of the Census, that lacks a separate municipal government but~~  
7 ~~otherwise physically resembles an incorporated city or village, that~~  
8 ~~is associated with an Indian reservation, and that is in a county~~  
9 ~~with fewer than six thousand four hundred inhabitants according to~~  
10 ~~the most recent federal decennial census;~~

11                   ~~(2)~~(1) Commission means the Commission on Indian  
12 Affairs;

13                   ~~(3)~~(2) Indian reservation means a tract of land set  
14 apart by the federal government for the use of the Native American  
15 people; and

16                   ~~(4)~~(3) Political subdivision means a city, village, or  
17 county within a ~~thirty-mile~~sixty-mile radius of a ~~census designated~~  
18 ~~place~~an Indian reservation or a tribal government that owns land  
19 within such ~~thirty-mile~~sixty-mile radius.

20                   Sec. 2. Section 81-2510, Revised Statutes Cumulative  
21 Supplement, 2012, is amended to read:

22                   81-2510 Any political subdivision may annually apply to  
23 the commission for state assistance under sections 81-2509 to  
24 81-2515. The state assistance shall be used for economic development,  
25 education, health care, and law enforcement needs in such political

1 subdivision.

2           Sec. 3. Section 81-2513, Revised Statutes Cumulative  
3 Supplement, 2012, is amended to read:

4           81-2513 (1) After consideration of the application, ~~and~~  
5 ~~the evidence,~~ the commission shall issue a finding of whether the use  
6 described in the application is eligible for state assistance.

7           (2) If the commission finds that the use described in the  
8 application is a legitimate use and that state assistance is in the  
9 best interest of the state, the application shall be approved.

10           (3) A majority of the commission members constitutes a  
11 quorum for the purpose of conducting business. All actions of the  
12 commission shall be made by a majority vote of the voting members.

13           Sec. 4. Original sections 81-2509, 81-2510, and 81-2513,  
14 Revised Statutes Cumulative Supplement, 2012, are repealed.

15           Sec. 5. The following section is outright repealed:  
16 Section 81-2512, Revised Statutes Cumulative Supplement, 2012.