

LEGISLATURE OF NEBRASKA
ONE HUNDRED THIRD LEGISLATURE
SECOND SESSION
LEGISLATIVE BILL 976

Introduced by Karpisek, 32.

Read first time January 17, 2014

Committee:

A BILL

1 FOR AN ACT relating to redistricting; to amend sections 49-1493 and
2 49-1499.03, Reissue Revised Statutes of Nebraska; to
3 adopt the Redistricting Act; to provide severability; and
4 to repeal the original sections.
5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Sections 1 to 26 of this act shall be known
2 and may be cited as the Redistricting Act.

3 Sec. 2. (1) It is the intent of the Legislature to
4 recognize that decennial redistricting is a significant part of the
5 legislative and political process and must be administered in an
6 equitable and transparent manner to ensure citizen confidence in
7 government.

8 (2) It is the intent of the Legislature to create and
9 approve districts that have an equal distribution of population, as
10 directed by Article I, section 2, of the Constitution of the United
11 States and the Constitution of Nebraska. It is the responsibility of
12 the Legislature to ensure that districts are composed of compact and
13 contiguous territory, to protect the existing boundaries of counties,
14 political subdivisions, core communities, and communities of interest
15 when practicable, to place precincts wholly within a single
16 legislative district and to place legislative districts wholly within
17 a single congressional district when practicable, and to ensure that
18 no single district dilutes, augments, fractures, or packs any voting
19 majority or minority based on race or language.

20 (3) It is the intent of the Legislature to create the
21 Independent Redistricting Advisory Commission for the purpose of
22 assisting the Legislature in the process of redistricting in 2021 and
23 thereafter.

24 Sec. 3. For purposes of the Redistricting Act, the
25 definitions in sections 4 to 15 of this act apply.

1 Sec. 4. Census data means the adopted official population
2 figures and maps from the Census Redistricting (Public Law 94-171)
3 TIGER/Line Shapefiles for the most recent federal census published by
4 the United States Department of Commerce, Bureau of the Census, or
5 the most recent official population figures and maps published by the
6 Bureau of the Census for the most recent federal census.

7 Sec. 5. Commission means the Independent Redistricting
8 Advisory Commission.

9 Sec. 6. Director means the Director of Research of the
10 office of Legislative Research or his or her designee.

11 Sec. 7. District means any United States House of
12 Representatives district, legislative district, State Board of
13 Education district, University of Nebraska Board of Regents district,
14 Supreme Court judicial district, or Public Service Commission
15 district.

16 Sec. 8. Executive board means the Executive Board of the
17 Legislative Council.

18 Sec. 9. Federal census means the decennial census
19 required by federal law to be conducted by the United States
20 Department of Commerce, Bureau of the Census, in every year ending in
21 zero.

22 Sec. 10. Political party office means an elective office
23 in the national or state organization of a political party.

24 Sec. 11. Public officeholder means a person holding an
25 office of this state or a county, city, village, or other political

1 subdivision of this state which is filled by an election process
2 involving nomination and election of candidates.

3 Sec. 12. Redistricting means dividing the State of
4 Nebraska into districts by designating boundary lines based on
5 population through legislative action.

6 Sec. 13. Registered lobbyist means an individual required
7 to register with the Clerk of the Legislature under section 49-1483.

8 Sec. 14. Relative means an individual who is related to
9 the person in question as father, mother, son, daughter, brother,
10 sister, uncle, aunt, first cousin, nephew, niece, husband, wife,
11 grandfather, grandmother, father-in-law, mother-in-law, son-in-law,
12 daughter-in-law, brother-in-law, sister-in-law, stepfather,
13 stepmother, stepson, stepdaughter, stepbrother, stepsister, half
14 brother, or half sister.

15 Sec. 15. Target population means the number derived by
16 dividing the total population of the state by the number of single
17 member districts to be created.

18 Sec. 16. (1) In preparation for drawing new district
19 boundaries on the basis of census data, the director shall acquire
20 and maintain temporary and permanent equipment, materials, supplies,
21 facilities, software, and staff as necessary to assist the commission
22 in the development of programs and procedures. The director shall
23 create and maintain a web site, in accordance with state
24 requirements, which shall include, but not be limited to, information
25 regarding members of the commission, census data for Nebraska, state

1 redistricting history, relevant maps, schedule for public comment,
2 and statutory redistricting authority. The Legislature shall
3 appropriate funds to the office of Legislative Research to be spent
4 for the purchase or lease of temporary or permanent equipment,
5 materials, supplies, facilities, software, or staff for the explicit
6 purpose of carrying out the Redistricting Act only and with prior
7 approval of the executive board.

8 (2) The director shall act as a liaison between the
9 commission, the Legislature, the executive board, and the Secretary
10 of State.

11 (3) As soon as possible after January 1 of each year
12 ending in one, the director shall obtain from the United States
13 Department of Commerce, Bureau of the Census, the census data needed
14 for redistricting which the bureau is required to provide to this
15 state and shall use the census data to assign a target population to
16 each district based upon the census data.

17 (4) Upon delivery by the director to the executive board
18 of the six bills embodying redistricting plans for the districts
19 pursuant to section 26 of this act, the director shall, at the
20 earliest possible time, make available to the public the following
21 information:

22 (a) Copies of each of the six legislative bills approved
23 by the commission;

24 (b) Copies of maps illustrating each of the six
25 legislative bills approved by the commission; and

1 (c) Copies of the target population and total population
2 of each district included in each of the six legislative bills and
3 the relative deviation of the population of each district from the
4 target population for the district.

5 Sec. 17. Not later than January 30 of each year ending in
6 one, a six-member, Independent Redistricting Advisory Commission
7 shall be established as provided by the Redistricting Act. Each of
8 the three legislative caucuses shall certify to the Secretary of
9 State and the Speaker of the Legislature the appointment of two
10 persons who do not have the same political party affiliation to serve
11 on the commission. The commission's only functions shall be those
12 prescribed by the act. The commission shall be reconstituted if the
13 Governor or Legislature, as authorized by Article IV, section 8, of
14 the Constitution of Nebraska, calls for a special session of the
15 Legislature on any redistricting plan or in the event of a successful
16 legal challenge to any part of any redistricting plan for the purpose
17 of reformulating the challenged redistricting plan. The members of
18 the commission shall be reimbursed for per diem, travel, and actual
19 expenditures as authorized under sections 81-1174 to 81-1177. The
20 commission shall receive necessary equipment, materials, supplies,
21 facilities, software, and staff from the office of Legislative
22 Research.

23 Sec. 18. The Redistricting Fund is created. The
24 Legislature shall appropriate, from the General Fund, an amount
25 prescribed by the executive board to the Redistricting Fund for

1 temporary or permanent equipment, materials, supplies, facilities,
2 software, and staff for the office of Legislative Research for
3 purposes of assisting the commission and for per diems and travel and
4 actual expenses of the members of the commission. Any money in the
5 fund following the termination of the commission shall revert to the
6 General Fund. Any money in the Redistricting Fund available for
7 investment shall be invested by the state investment officer pursuant
8 to the Nebraska Capital Expansion Act and the Nebraska State Funds
9 Investment Act.

10 Sec. 19. The commission shall cease to exist and suspend
11 all official action following the final legislative approval and
12 Governor's signature, or judicial approval if applicable, on all six
13 redistricting plans. Following such suspension, the director shall
14 prepare and submit electronically a detailed report and financial
15 statement to the Legislature disclosing all expenditures made by the
16 office of Legislative Research on behalf of the commission. The
17 director shall transmit original copies of all information developed
18 by the commission pursuant to carrying out its duties under the
19 Redistricting Act to the Secretary of State, including maps, census
20 data collected, meetings of minutes, written communications, digital
21 or electronic video, tapes, emails, and other information of similar
22 nature. The Secretary of State shall be the custodian for the
23 permanent preservation of such information which shall constitute the
24 official record.

25 Sec. 20. To be eligible to serve on the commission, a

1 person shall:

2 (1) Be a Nebraska resident;

3 (2) Be a registered voter who, at the time of
4 appointment, has not changed political party affiliation within the
5 previous twelve months;

6 (3) Not be a registered lobbyist and, at the time of
7 appointment, not have been a registered lobbyist within the previous
8 twelve months;

9 (4) Not be a public officeholder in Nebraska nor a
10 political party officeholder in Nebraska or the United States;

11 (5) Not be a relative of or employed by (a) a member of
12 the United States Congress or the Legislature, (b) a constitutional
13 officer, or (c) a person employed by the University of Nebraska; and

14 (6) Not be employed by the University of Nebraska.

15 Sec. 21. No member of the commission shall:

16 (1) Campaign for elective office while a member of the
17 commission;

18 (2) Actively participate in or contribute to any
19 political campaign of any candidate for state or federal elective
20 office while a member of the commission; or

21 (3) Hold or campaign for a seat in the United States
22 Congress, Legislature, Public Service Commission, Supreme Court,
23 State Board of Education, or Board of Regents of the University of
24 Nebraska for two years after the latest effective date of any
25 legislative bill passed pursuant to the Redistricting Act.

1 Sec. 22. (1) Each legislative caucus shall place each
2 person selected by the caucus up for approval by the Legislature. The
3 Legislature shall vote on each person separately. If an appointment
4 is not approved, the legislative caucus shall select another person
5 for approval by the Legislature.

6 (2) Prior to legislative approval, each member of the
7 commission shall file a statement of financial interests and conflict
8 of interest with the Nebraska Accountability and Disclosure
9 Commission pursuant to sections 49-1493 to 49-14,104.

10 (3) Within ten days after the Legislature has approved
11 the members for the commission, the members shall by majority vote
12 select from among the members of the commission a chairperson and a
13 vice-chairperson of different political party affiliation and report
14 such selection to the Secretary of State and the Speaker of the
15 Legislature. The chairperson or vice-chairperson when presiding shall
16 not have voting rights with respect to decisions by the commission.

17 (4) Three voting members shall constitute a quorum for
18 decisions by the commission. The commission shall meet at the call of
19 the chairperson. All meetings shall be subject to the Open Meetings
20 Act. The commission shall be subject to the Records Management Act.

21 (5) Any member of the commission who violates the
22 Redistricting Act, who becomes ineligible for the office pursuant to
23 section 20 of this act, or who has a known or discovered conflict of
24 interest may be removed by a majority vote of the Legislature.

25 (6) Any vacancy on the commission shall be filled by the

1 legislative caucus which selected the member whose position is vacant
2 within five legislative days after the vacancy occurs, and such
3 replacement member shall hold the same political party affiliation as
4 the member whose position is vacant.

5 Sec. 23. (1) The commission shall review redistricting
6 guidelines used by the Legislature in the previous year ending in one
7 and any subsequent controlling United States Supreme Court legal
8 opinions. The commission shall adopt substantive and procedural
9 guidelines, consistent with the Redistricting Act, that will guide
10 the commission's redistricting process. During the legislative
11 session of each year ending in one, the substantive guidelines
12 adopted by the commission shall be presented to the Legislature. The
13 commission shall, at the earliest feasible time, make available to
14 the public the guidelines prepared under this section.

15 (2) Prior to delivering any redistricting plan and the
16 corresponding legislative bill, maps, and census data to the
17 executive board in accordance with the Redistricting Act, the office
18 of Legislative Research shall not provide to persons outside the
19 office any information regarding any plan unless explicitly approved
20 by the commission. This prohibition does not apply to census data.

21 (3) Upon delivery by the director to the executive board
22 of a bill embodying the first plan for each district, as required by
23 the act, the commission shall, not later than April 1 of the year
24 ending in one, properly provide notice and schedule and conduct at
25 least four public hearings in different geographic regions of the

1 state on each of the six redistricting plans embodied in the bills
2 delivered to the Legislature. Following completion of all hearings,
3 the commission shall promptly prepare and submit electronically to
4 the executive board a report summarizing information and testimony
5 received by the commission in the course of the hearings. The
6 commission's report shall include any written or oral public comments
7 and conclusions which the members of the commission deem appropriate
8 on the information and testimony received at the hearings or
9 otherwise presented to the commission. The report shall be submitted
10 no later than fourteen calendar days after the date of the completion
11 of the final hearing on all six redistricting bills. The commission
12 shall formulate additional redistricting plans for respective
13 districts, not to exceed four, as necessary by Legislative
14 Resolution, and shall consider instructions provided therein.

15 Sec. 24. (1) In the preparation of the redistricting
16 plans, neither the director nor the commission shall consider
17 political party affiliation of registered voters, previous election
18 results, demographic data, incumbent addresses, or other individual
19 or group addresses. The director and commission shall prepare and
20 approve boundaries that are compact and contiguous and protect the
21 boundaries of existing county, city, and core communities, whenever
22 practicable. The director and commission shall not draw district
23 boundary lines to favor any one individual, group, political party,
24 or incumbent officeholder and shall not have access to:

25 (a) Addresses of incumbent legislators, members of

1 Congress, or other public officeholders;

2 (b) Political party affiliations of registered voters;

3 (c) Previous elections results; or

4 (d) Demographic information, other than population head
5 counts, except as required by the Constitution and laws of the United
6 States.

7 (2) The director and commission shall not draw any
8 district boundary that dilutes, augments, fractures, or packs any
9 voting majority or minority based on race or language.

10 Sec. 25. The following criteria shall be specifically
11 applicable to the public bodies for which the Legislature will review
12 and approve new district boundaries in years ending in one:

13 (1) United States House of Representatives:

14 (a) Three single-member districts;

15 (b) Population among districts shall be as nearly equal
16 as practicable, that is, with an overall range of deviation at or
17 approaching zero percent; and

18 (c) No plan will be considered which results in an
19 overall range of deviation in excess of one percent or a relative
20 deviation in excess of plus or minus one-half percent, based on the
21 ideal district population. Any deviation from absolute equality of
22 population must be necessary to the achievement of a legitimate state
23 objective as that concept has been articulated by the United States
24 Supreme Court.

25 To the extent that such objectives are relied on, they

1 shall be applied consistently and shall include, but not be limited
2 to, the creation of compact districts, the preservation of municipal
3 boundaries, and the preservation of the cores of prior districts. If
4 more than one plan is presented to the Legislature that will
5 substantially vindicate such objectives, preference will be given to
6 the plan that provides the greatest degree of population equality;

7 (2) Legislature:

8 (a) Forty-nine single-member districts;

9 (b) In establishing new legislative district boundaries,
10 the Legislature shall create districts that are as nearly equal in
11 population as may be. No plan will be considered which results in an
12 overall range of deviation in excess of ten percent or a relative
13 deviation in excess of plus or minus five percent, based on the
14 target population;

15 (c) Any deviation in excess of the deviation set forth in
16 subdivision (b) of this subdivision must be justifiable as necessary
17 for the realization of a rational state policy as that concept has
18 been articulated by the United States Supreme Court; and

19 (d) If the population of any county falls within the
20 relative deviation set forth in subdivision (b) of this subdivision,
21 the boundaries of that county shall define a legislative district;

22 (3) Supreme Court:

23 (a) Six single-member districts; and

24 (b) Equality of population shall be achieved in
25 accordance with the standards established for redistricting the

1 Legislature;

2 (4) Board of Regents of the University of Nebraska:

3 (a) Eight single-member districts; and

4 (b) Equality of population shall be achieved in
5 accordance with the standards established for redistricting the
6 Legislature;

7 (5) Public Service Commission:

8 (a) Five-single member districts; and

9 (b) Equality of population shall be achieved in
10 accordance with the standards established for redistricting the
11 Legislature; and

12 (6) State Board of Education:

13 (a) Eight single-member districts; and

14 (b) Equality of population shall be achieved in
15 accordance with the standards established for redistricting the
16 Legislature.

17 Sec. 26. (1) Not later than April 1 of each year ending
18 in one, the director shall deliver to the executive board and the
19 Clerk of the Legislature the six commission-approved legislative
20 bills embodying a plan of redistricting and corresponding public
21 hearing reports as prepared in accordance with the Redistricting Act.
22 The reports shall be submitted electronically. Following at least
23 four statewide public hearings on each of the six redistricting
24 bills, the Legislature shall bring each bill to a vote expeditiously,
25 but not less than three days after the bill and the report of the

1 commission required in the act is received and made available to the
2 members of the Legislature. There shall be no amendments to the
3 redistricting bills, except amendments by the Enrollment and Review
4 Committee of the Legislature. If the redistricting bills embodying
5 the six plans submitted by the director fail to be approved by a
6 majority of the Legislature, the Speaker of the Legislature shall,
7 not more than three legislative days after failure to be approved,
8 introduce a Legislative Resolution detailing why the plan was not
9 approved and transmit such to the director.

10 (2) If any of the legislative bills embodying the plans
11 approved by the commission and submitted by the director under
12 subsection (1) of this section fail to be enacted, the director shall
13 prepare a bill embodying a second plan of redistricting for the bill
14 or bills which failed. The bill or bills shall be prepared in
15 accordance with the act and, insofar as it is possible to do so
16 within the requirements of the act, with the reasons cited by the
17 Speaker and Legislature by Legislative Resolution, or the Governor by
18 veto message, for the failure to approve the plan. If a second plan
19 is required under this subsection, the legislative bill embodying it
20 shall be delivered to the executive board not later than ten calendar
21 days after the date of the vote by which the Legislature fails to
22 approve the bill submitted under subsection (1) of this section or
23 the date the Governor vetoes or fails to approve the bill. If it is
24 necessary to submit a bill under this subsection, the bill shall be
25 brought to a vote not less than seven calendar days after the bill is

1 submitted and made available to the members of the Legislature, under
2 a procedure or rule permitting no amendments except amendments by the
3 Enrollment and Review Committee. If the second bill embodying the
4 plan submitted by the director fails to be approved by a majority of
5 the Legislature, the Speaker shall at once, but in no event later
6 than three legislative days after the date the bill failed to be
7 approved, transmit to the director, by Legislative Resolution,
8 reasons why the plan was not approved.

9 (3) If the bill embodying the plan approved by the
10 commission and submitted by the director under subsection (2) of this
11 section fails to be enacted, the director shall prepare a bill
12 embodying a third plan of redistricting. The bill shall be prepared
13 in accordance with the act and, insofar as it is possible to do so
14 within the requirements of the act, with the reasons cited by the
15 Speaker and Legislature by Legislative Resolution, or the Governor by
16 veto message, for the failure to approve the plan. If a second plan
17 is required under this subsection, the bill embodying it shall be
18 delivered to the executive board not later than ten calendar days
19 after the date of the vote by which the Legislature fails to approve
20 the bill submitted under subsection (2) of this section or the date
21 the Governor vetoes or fails to approve the bill. If it is necessary
22 to submit a bill under this subsection, the bill shall be brought to
23 a vote not less than seven calendar days after the bill is submitted
24 and made available to the members of the Legislature under a
25 procedure or rule permitting no amendments except amendments by the

1 Enrollment and Review Committee. If the third bill embodying the plan
2 submitted by the director fails to be approved by a majority of the
3 Legislature, the Speaker shall at once, but in no event later than
4 three legislative days after the date the bill failed to be approved,
5 transmit to the director, by Legislative Resolution, regarding
6 reasons why the plan was not approved.

7 (4) If the bill embodying the plan submitted by the
8 director under subsection (3) of this section fails to be enacted,
9 the director shall prepare a bill embodying a fourth and final plan
10 of redistricting. The bill shall be prepared in accordance with the
11 act and, insofar as it is possible to do so within the requirements
12 of the act, with the reasons cited by the Speaker and Legislature by
13 Legislative Resolution, or the Governor by veto message, for the
14 failure to approve the plan.

15 (5) Upon rejection of first three plans, all three plans
16 and Legislative Resolutions explaining reasons each were unacceptable
17 as well as the fourth corrective plan shall be transmitted to the
18 Supreme Court for review. The Supreme Court shall make final
19 selection of the four developed maps based on the criteria set forth
20 in the act, corresponding Legislative Resolutions, guiding principles
21 developed by the commission, the Constitution of Nebraska, and the
22 Constitution of the United States. The findings of the Supreme Court
23 shall be binding and final and shall not require Legislative approval
24 nor the Governor's signature.

25 Sec. 27. Section 49-1493, Reissue Revised Statutes of

1 Nebraska, is amended to read:

2 49-1493 The individuals listed in subdivisions (1)
3 through ~~(13)~~-(14) of this section shall file with the commission a
4 statement of financial interests as provided in sections 49-1496 and
5 49-1497 for the preceding calendar year on or before April 1 of each
6 year in which such individual holds such a position. An individual
7 who leaves office shall, within thirty days after leaving office,
8 file a statement covering the period since the previous statement was
9 filed. Disclosure of the interest named in sections 49-1496 to
10 49-1498 shall be made by:

11 (1) An individual holding a state executive office as
12 provided in Article IV of the Constitution of Nebraska, including the
13 Governor, Lieutenant Governor, Secretary of State, Auditor of Public
14 Accounts, State Treasurer, Attorney General, Tax Commissioner, and
15 heads of such other executive departments as set forth in the
16 Constitution or as may be established by law;

17 (2) An individual holding the office of Commissioner of
18 Education, member of the State Board of Education, member of the
19 Board of Regents of the University of Nebraska with the exception of
20 student members, or member of the Coordinating Commission for
21 Postsecondary Education;

22 (3) A member of the Board of Parole;

23 (4) A member of the Public Service Commission;

24 (5) A member of the Legislature;

25 (6) A member of the board of directors or an officer of a

1 district organized under the provisions of Chapter 70;

2 (7) A member of any board or commission of the state or
3 any county which examines or licenses a business or which determines
4 rates for or otherwise regulates a business;

5 (8) A member of a land-use planning commission, zoning
6 commission, or authority of the state or any county with a population
7 of more than one hundred thousand inhabitants;

8 (9) An elected official of a city of the primary or
9 metropolitan class;

10 (10) An elected county official;

11 (11) A member of the Nebraska Environmental Trust Board;

12 (12) An individual employed at the University of
13 Nebraska-Lincoln in the position of Head Football Coach, Men's
14 Basketball Coach, or Women's Basketball Coach; ~~and~~

15 (13) An official or employee of the state designated by
16 rules and regulations of the commission who is responsible for taking
17 or recommending official action of a nonministerial nature with
18 regard to:

19 (a) Contracting or procurement;

20 (b) Administering or monitoring grants or subsidies;

21 (c) Land-use planning or zoning;

22 (d) Inspecting, licensing, regulating, or auditing any
23 person; or

24 (e) Any similar action; and -

25 (14) A member of the Independent Redistricting Advisory

1 Commission.

2 Sec. 28. Section 49-1499.03, Reissue Revised Statutes of
3 Nebraska, is amended to read:

4 49-1499.03 (1)(a) An official of a political subdivision
5 designated in section 49-1493 who would be required to take any
6 action or make any decision in the discharge of his or her official
7 duties that may cause financial benefit or detriment to him or her, a
8 member of his or her immediate family, or a business with which he or
9 she is associated, which is distinguishable from the effects of such
10 action on the public generally or a broad segment of the public,
11 shall take the following actions as soon as he or she is aware of
12 such potential conflict or should reasonably be aware of such
13 potential conflict, whichever is sooner:

14 (i) Prepare a written statement describing the matter
15 requiring action or decision and the nature of the potential
16 conflict; and

17 (ii) Deliver a copy of the statement to the commission
18 and to the person in charge of keeping records for the political
19 subdivision who shall enter the statement onto the public records of
20 the subdivision.

21 (b) The official shall take such action as the commission
22 shall advise or prescribe to remove himself or herself from influence
23 over the action or decision on the matter.

24 (c) This subsection does not prevent such a person from
25 making or participating in the making of a governmental decision to

1 the extent that the individual's participation is legally required
2 for the action or decision to be made. A person acting pursuant to
3 this subdivision shall report the occurrence to the commission.

4 (2)(a) Any person holding an elective office of a city or
5 village not designated in section 49-1493, ~~and~~ any person holding an
6 elective office of a school district, and any member appointed to the
7 Independent Redistricting Advisory Commission who would be required
8 to take any action or make any decision in the discharge of his or
9 her official duties that may cause financial benefit or detriment to
10 him or her, a member of his or her immediate family, or a business
11 with which he or she is associated, which is distinguishable from the
12 effects of such action on the public generally or a broad segment of
13 the public, shall take the following actions as soon as he or she is
14 aware of such potential conflict or should reasonably be aware of
15 such potential conflict, whichever is sooner:

16 (i) Prepare a written statement describing the matter
17 requiring action or decision and the nature of the potential
18 conflict;

19 (ii) Deliver a copy of the statement to the person in
20 charge of keeping records for the city, village, ~~or~~ school district,
21 or commission who shall enter the statement onto the public records
22 of the city, village, ~~or~~ school district, or commission; and

23 (iii) Abstain from participating or voting on the matter
24 in which the person holding elective office or appointive office has
25 a conflict of interest.

1 (b) The person holding elective office or appointive
2 office may apply to the commission for an opinion as to whether the
3 person has a conflict of interest.

4 (3) Matters involving an interest in a contract are
5 governed either by sections 49-14,102 and 49-14,103 or by sections
6 49-14,103.01 to 49-14,103.06. Matters involving the hiring of an
7 immediate family member are governed by section 49-1499.04. Matters
8 involving nepotism or the supervision of a family member by an
9 official or employee in the executive branch of state government are
10 governed by section 49-1499.07.

11 Sec. 29. If any section in this act or any part of any
12 section is declared invalid or unconstitutional, the declaration
13 shall not affect the validity or constitutionality of the remaining
14 portions.

15 Sec. 30. Original sections 49-1493 and 49-1499.03,
16 Reissue Revised Statutes of Nebraska, are repealed.