REVISED STATUTES OF NEBRASKA

2015 GENERAL INDEX

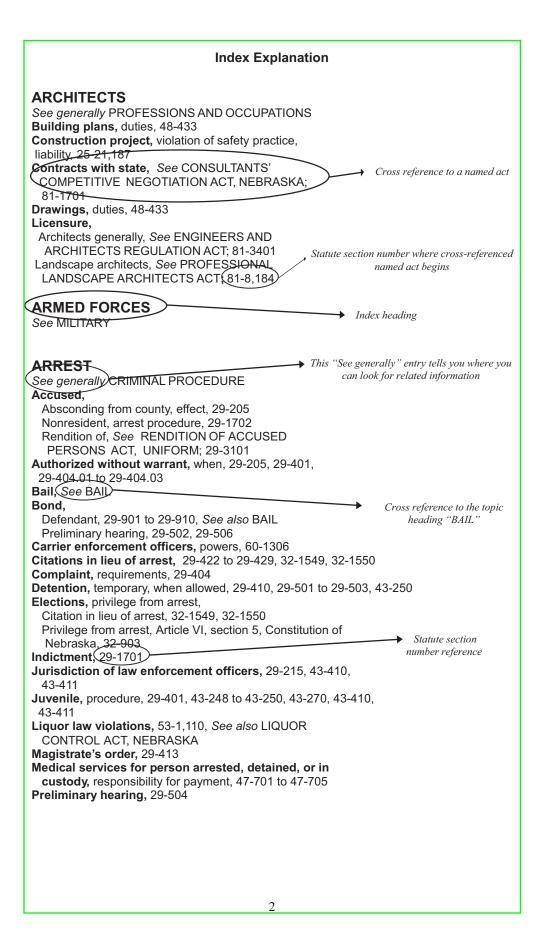
This index includes all legislative bills passed and approved and all ballot measures passed by voter approval through May 2015.



EDITORIAL STAFF

Joanne M. Pepperl	Revisor of Statutes
Marcia McClurg	Assistant Revisor of Statutes
Mary H. Fischer	Associate Revisor of Statutes
Neal P. Nelson	Associate Revisor of Statutes
Micah Uher	Associate Revisor of Statutes
Christine Abraham	Senior Legal Counsel
Mark Ludwig	Legal Counsel
Andrew Conroy	Legal Counsel
Jane Plettner-Nielson.	Statute Technician
Suzanne Tesina	Assistant Statute Technician
Brandi Thorn	Assistant Statute Technician
Marilee McPherson	Assistant Statute Technician
Megan Rothluebber	Assistant Statute Technician

This index has been compiled and edited by the staff of the Revisor of Statutes, Nebraska Legislature. Comments and suggestions from index users are welcome. Please address any comments or suggestions to Joanne Pepperl, Revisor of Statutes, Box 94604, Room 358, State Capitol, Lincoln, NE 68509-4604, call (402) 471-2225, or send an e-mail to jpepperl@leg.ne.gov.



Index Explanation

This index is a topical index for the Revised Statutes of Nebraska. The index is divided alphabetically into index headings.

A capitalized, bold-face entry is an index heading. There are three types of index headings:

- 1. Topic headings;
- 2. Named acts found in the statutes; and
- 3. Cross references to other index headings.

Every topic heading or named act heading is listed in the index under at least one and often many other topic headings. The topical framework for the index headings is the Topic Headings Outline that follows this explanation.

Topic headings and named act headings usually have a "See generally" entry immediately following the index heading. This entry is a topic heading in the topic headings outline which the given entry is under. The intent is to give the index user an idea of where the entry fits into the subject-matter scheme and where to look in the index for related information.

Topic Headings Outline		
BUSINESS AND COMMERCE	Economic Development	
Agriculture	Community Development	
Agricultural Lands	Development Districts	
Fertilizers	Municipal Development Funds	
Initiative 300	Tourism	
Irrigation	Hotels	
Soil	Athletics	
Agricultural Machinery and Equipment	Entertainment	
Agricultural Organizations	Fairs and Expositions	
Agricultural Products	State Fair, Nebraska	
Aquaculture	Fireworks	
Checkoff Boards	Gambling	
Food	Gift Enterprise	
Dairies and Dairy Products	Horseracing	
Organic Food	Raffles	
Potatoes	Movies	
Grain	Music	
Insect Pests and Plant Diseases	Recreation	
Livestock	Bicycles	
Nurseries and Nursery Stock	Boats	
Pesticides	Cabin Trailers	
Animals	Campers and Camping	
Wildlife	Interstate Conservation and	
Business Entities	Recreation Areas	
Charitable Organizations	Parks	
Cold Storage Plants	Trails	
Corporations	Restaurants	
Cooperative Corporations	Theater	
Nonprofit Corporations	Labor and Employment	
Franchises	Boycotts	
Holding Companies	Collective Bargaining	
Limited Cooperative Associations	Employment Agencies	
Limited Liability Companies	Holidays	
Milldams	Peer Review	
Partnerships	Picketing	
Limited Liability Partnerships	Professions and Occupations	
Consumers	Sheltered Workshops	
Consumer Credit	Wages and Wage Earners	
Consumer Information	Deferred Compensation	
Contracts	Drug and Alcohol Testing	
Annuity Contracts	Money	
Impairment of Contracts	Bankruptcy	
Insurance	Escrow	
Fire Insurance	Fiduciaries	
Fraternal Benefit Societies	Conservators	
Life Insurance	Guardians	
Mutual Associations	Receivers	
Property and Casualty Insurance	Trusts and Trustees	
Leases and Rental Agreements	Financial Institutions	
Service Contracts	Banks and Banking	
Statute of Frauds	Credit Unions	

Money, cont. Safety Deposit Boxes Savings and Loan Associations **Trust Companies Financial Transactions Commercial Paper** Checks **Debtors and Creditors Financial Transaction Devices** Credit Cards **Financing Statements Funds Transfers Electronic Fund Transfers** Interest Loans Mortgages Secured Transactions Indemnification Investments Securities Liens Judgment Liens Tax Liens Natural Resources Energy Electricity Electricity, Municipal Energy Conservation Geothermal Resources Radioactive Materials Solar Energy Wind Energy **Environmental Protection** Carbon Sequestration **Environmental Audits** Youth Conservation Corps Game Law Mines and Minerals Oil and Gas Motor Fuels Natural Gas Storage Tanks Solid Waste Junk Landfills Litter Recycling Trees Water Drainage

Natural Resources, cont. Lakes Public Water System Wells Patents Property Abandoned or Unclaimed Property **Boundaries** Buildings **Building Codes** Fire Equipment Smoke Detectors Contractors Housing Apartments Condominiums Manufactured Homes Mobile Homes and Mobile Home Parks Personal Property Real Estate Adverse Possession Conveyances **Curative Acts** Deeds Deeds of Trust **Eminent Domain** Fences Foreclosure Homesteads Shelley's Case Weeds Zoning and Planning **Telecommunications** Computers **Educational Telecommunications Electronic Transactions** News Media Radio **Telegraph Companies** Telephones Television Web Sites **Trade Practices** Advertisina Billboards Commercial Code, Uniform Foreign Trade Zones Monopolies and Unfair Trade Sale of Goods

Trade Practices, cont. Auctions and Auctioneers Liquor Beer Tobacco Cigarettes Vending Machines Warranties Trade Names Trademarks Warehouses Weights and Measures **Transportation** Airplanes Airports Bridges **Common Carriers** Buses Motor Carriers Trucks Railroads **Drunk Driving** Highways and Roads County Roads Municipal Viaducts and Subways **Ride Sharing** Sidewalks State Highway System Streets Weighing Stations Motor Vehicles All-terrain and Utility-type Vehicles and Minibikes Drivers' Licenses **Employment Driving Permits** Lemon Law Medical Hardship Driving Permits Mopeds Motorcycles Parking and Parking Lots Parking Meters Seat Belts Snowmobiles Tires Trailers GOVERNMENT Courts County Courts Court Costs Court of Appeals Courthouse

Courts, cont. District Courts Juvenile Courts Small Claims Courts Supreme Court Workers' Compensation Court, Nebraska Flags Government Officers and Employees County Officers and Employees Impeachment Nepotism Retirement and Pensions School Retirement State Officers and Employees Tenure Whistle Blowers Intergovernmental Cooperation Justice System **Correctional Facilities and Inmates** Jails Juvenile Justice System Law Enforcement Escape Informants Law Enforcement Training Missing Persons Peace Officers Constables Police Sheriffs Polygraphs Pursuit Radar Legal Procedure Acknowledgments Notary Public Actions Abatement of Actions Survival of Actions Appeals and Reviews Appearances Arbitration and Mediation Attorney's Fees, Statutory Authorization **Civil Procedure** Contempt Continuance Criminal Procedure Damages Discovery

Justice System, cont. Debtor Examination Depositions Interrogatories Endorsements Evidence **Judicial Notice** Presumptions Guardian ad Litem Immunity Sovereign Immunity In Forma Pauperis Judgments Confession of Judgment Default Judgments **Execution of Judgment** Attachment Garnishment **Exemptions from Execution** and Bankruptcy Summary Judgments Juries Grand Juries Jurisdiction Justification Defense Legal Aid Next Friend Oaths and Affirmations **Objections and Exceptions** Parties Joinder of Parties Pleadings Power of Attorney Protection Orders Questions of Law and Fact Receivers Receivers, Statutory Authorization for Appointment Remonstrance Restitution Self-defense Service of Process **Special Prosecutors** Statutes of Limitation Stays Subpoena Summons Trial Venue Warrants

Justice System, cont. Witnesses Witness Fees Pardons Parole and Probation Sex Offenders Victims Law Bill of Rights Common Law Compacts Constitution of Nebraska Constitution of the United States Crimes and Offenses Initiative and Referendum Signatures Statutes Acts, Names of **Guest Statutes** Popular Names **Uniform Acts** Veto Military Military Code National Guard, Nebraska Veterans **Political Process** Elections Apportionment Campaigns Congress Early Voting Electoral College Recounts Registration of Voters Political Parties Recall Term Limits **Political Subdivisions** Cities of the First Class Cities of the Metropolitan Class Cities of the Primary Class Cities of the Second Class Counties **Drainage Districts** Health Districts Irrigation Districts Local Hospital Districts Local Public Health Departments **Municipal Counties**

Political Subdivisions, cont. **Municipal Government Forms** City Manager Plan of Municipal Government Commission Form of Municipal Government Home Rule Charter Natural Resources Districts Sanitary and Improvement Districts Townships Utilities Metropolitan Utilities District Public Power Districts Public Utility Districts **Rural Power Districts** Sewers and Sewer Districts Villages **Public Buildings** Libraries Monuments and Memorials Museums Historical Society, Nebraska State State Capitol Hall of Fame, Nebraska **Public Funds** Bids and Bidding Bonds Cash Reserve Fund Fees Funds, Names of Official Bonds or Insurance **Purchasing Card Programs** State Aid Warrants, Government Payment Public Lands Public Meetings Public Records Audit Requirements **Criminal Records** Registries Social Security Numbers Vital Statistics Public Safety **Emergency Management** Floods Weather Control or Modification Fire Safety Hazardous Materials Ammonia **Explosives**

Public Safety, cont. Safety and Health Regulations Swimming Pools Safety Center, Nebraska Weapons Firearms Handguns State Government Boards Commissions Committees Councils **Executive Departments** Departments Legislature Offices, State Separation of Powers State Symbols Task Forces Taxation Assessment and Equalization County Board of Equalization Special Assessments **Distress Warrants Economic Forecasting** Estate and Generation-Skipping Transfer Tax Inheritance Tax Franchise Tax In lieu of Tax Payments Income Tax Lodging Tax Marijuana and Controlled Substances Tax Motor Fuel Taxes Occupation Tax Personal Property Tax **Car Line Companies Real Property Tax** Documentary Stamp Tax Sales and Use Tax Severance Tax Tax Sales Tax Stamps **HUMAN AFFAIRS Children and Minors** Adoption Child-placing Agency

Child-placing Agency Assistance for Certain Children Child Care

Education, cont.

Students

Teachers

School Finance

School Transportation

Postsecondary Education **Community Colleges**

> Private Colleges State Colleges

Special Education

Vocational Education

School District Bonds

Financial Aid for Postsecondary

Education Students

University of Nebraska

Children and Minors, cont.

Child Custody Child Support Foster Care Paternity **Termination of Parental Rights Civil Rights** Affirmative Action Age of Majority Aliens Discrimination Freedom of Expression Hate Crimes **Privacy Rights Public Accommodations** Racial Profiling Health Care Religion Churches Clergy **Religious Freedom Religious Organizations** Slaverv Women, Commissions on the Status of Death Autopsy Burial Cemeteries Dead Bodies **Decedents' Estates** Wills Suicide **Disabled Persons** Blind Persons Deaf Persons Intellectual Disability Interpreters Vocational Rehabilitation Education Early Childhood Education Elementary and Secondary Education Accreditation of Schools **Educational Service Units** Kindergarten **Private Schools** School Administrators School Boards School Curriculum School District Organization

School Districts

Alcoholism Birth Defects **Diseases and Injuries Drugs and Medicine** Anabolic Steroids **Controlled Substances** Poisons **Emergency Medical Services** Ambulances Eveglasses and Contact Lenses Genetic Testing Health Care Facilities Ambulatory Surgical Centers Assisted-Living Facilities Hospitals Laboratories Nursing Homes Pharmacies Health Care Plans Home Health Care Hospice Immunizations Living Wills Medical Records Mental Health Mental Illness Organ and Tissue Donation Blood and Plasma Power of Attorney for Health Care **Rural Health Care** Women's Health Maternal and Child Health Pregnancy

Indians Indigent Persons

Marriage

Annulment Bigamy Community Property Divorce Legal Separation Spousal Support <u>Senior Citizens</u> <u>Social Services</u>

Supplemental Nutrition Assistance Program Social Security

ABANDONED OR UNCLAIMED PROPERTY See generally PROPERTY Advertising sign, outdoor, removal by public body, 69-1701 Animal impounded, unclaimed, 71-4408 Bees, abandoned apiary, 81-2,171 Boats, 37-1299 to 37-12,110 Child support payments, considered abandoned, when, disposition, 43-3344 Decedents' estates, disposition of unclaimed assets, 30-24,112 Disposition of, Presumed abandoned, delivery to State Treasurer, See UNCLAIMED PROPERTY ACT, UNIFORM DISPOSITION OF; 69-1301 Property in possession of county sheriff, 69-1330 to 69-1332 Tenant abandoned property, See PERSONAL PROPERTY LANDLORD AND TENANT ACT, DISPOSITION OF; 69-2301 Funds, County court funds, disposition, 25-2714 to 25-2717 District court funds, disposition, 24-345 to 24-349 Insurance company, liquidation, unclaimed securities, 44-319.12 Militia, seizure of abandoned property, 55-468 Mobile home, removal, conditions, 60-1901 to 60-1911, 76-14,109 Motor vehicles, 60-1901 to 60-1911 Motorboats, 37-1299 to 37-12,110 Oil and gas, abandoned natural reservoir, reversion of land interest. 57-609 Pioneer cemeteries, abandoned or neglected. Access to, when, 12-808.01 Town meetings, powers, 23-224 Power districts, right-of-way, abandonment, 70-303

Presumed abandoned, delivery to State Treasurer, See UNCLAIMED PROPERTY ACT, UNIFORM DISPOSITION OF; 69-1301 Railroad right-of-way, State recreational trails, 37-910 to 37-914 Use for trails, See TRAIL DEVELOPMENT ASSISTANCE ACT; 37-1001 Real estate, abandoned, Acquisition by land bank, See MUNICIPAL LAND BANK ACT. NEBRASKA; 19-5201 Sale by cities of the second class and villages, 17-569 Real property abandoned by tenant, access, 76-1423 Seized property, disposition, 29-818, 29-820 Sheriffs, disposition or sale of unclaimed property, 69-1330 to 69-1332 Telecommunications companies, right-of-way, abandonment, 86-706 Tenant abandoned property, See PERSONAL PROPERTY LANDLORD AND TENANT ACT, DISPOSITION OF; 69-2301 Vehicles, 60-1901 to 60-1911 Witness fees, unclaimed, 33-140 to 33-140.03 ABATEMENT OF ACTIONS See generally ACTIONS Accused, plea in abatement of accused upheld, effect, 29-1811 Cessation of powers of representative, effect, 25-1415 Death of a party, effect, 25-322, 25-1402, 25-1415 Decedents' estates, Absence of administration, successors' rights, 30-2499 Order of abatement, 30-24,100 Demurrer to abatement plea, 29-1814 Indictment, method of exception, 29-1807

ABATEMENT OF ACTIONS –*Cont'd* Misnomer of accused, procedure, 29-1813 Plea, made when, 29-1809 Reply to abatement plea, 29-1814 Survival, See SURVIVAL OF ACTIONS Time-Share Act, Nebraska, violation, 76-1722 Trial time, exclusion from computation, 29-1207 Verification by accused required, 29-1818 Waived, when, 29-1812 Writing required, 29-1818

ABATEMENT OF NUISANCE

See NUISANCE

ABDUCTION

See generally CRIMES AND OFFENSES Abduct, defined, 28-312 Children, Missing, See MISSING CHILDREN

IDENTIFICATION ACT; 43-2001 Violation of custody, 28-316

False imprisonment, 28-314, 28-315, See also FALSE IMPRISONMENT

Kidnapping,

By inmate, 28-933 Custodial interrogation statement of suspect, electronic recordation required, use, 29-4501 to 29-4508, *See also* CRIMINAL PROCEDURE Penalties, 28-313

ABORTION

See generally CRIMES AND OFFENSES Aborted child, Acts prohibited, 28-342, 28-346 Care and treatment, 28-331 Civil cause of action, Attorney's fees award, 28-327.04, 28-327.07, 28-327.11 Authorized, 28-327.04, 28-327.05 Minor, burden of proof, 28-327.09 Willful failure to comply with informed, voluntary consent, Additional remedies, 28-327.11

Affirmative defense, 28-327.11 Noneconomic damages, 28-327.11 Professional negligence action, 25-222. 28-327.08 Statute of limitation, 44-2828 Tolled, when, 28-327.12 Rebuttable presumption, 28-327.11 Wrongful death cause of action for pregnant woman, 28-327.07 Criminal action or disciplinary action, restrictions, 28-327.12 Definitions. 28-326 Department, duties, 28-327.01, 28-327.03 **Discrimination against person** refusing to participate, 28-338 to 28-341 Emergency situation, physician duties, 28-327.02 Employment practices, benefits, 48-1111 Form, reporting, 28-343 to 28-345, 71-602, 71-602.01, See also VITAL STATISTICS ACT Genetic counselor, abortion counseling or referral, treatment, 38-3424 Hospital, health care facility, or clinic, rights of, 28-337 Informational materials and web site, 28-327.01, 28-327.03 Informed, voluntary consent, Preabortion screening, 28-327 Waiver, void, 28-327.06 Requirements, 28-327 Time requirement, 28-327.10 Insurance coverage, Abortion coverage in health plans, restrictions, See MANDATE OPT-OUT AND INSURANCE COVERAGE CLARIFICATION ACT: 44-8401 Public employees, limitations, 44-1615.01 Intent, 28-325 Medical procedures, requirements, penalty, 28-336 Minor pregnant woman, coercing to have an abortion, penalty, 71-6902.02, 71-6907

ABORTION –Cont'd Parental consent, Abuse or assault of minor resulting in waiver of parental consent, prosecution encouraged, 71-6908 Appeal, 71-6904 Civil action, 71-6907 Coercing pregnant woman to have an abortion, penalty, 71-6902.02, 71-6907 Confidentiality, 71-6903, 71-6904, 71-6911 Definitions, 71-6901 Fees and costs for court proceedings, not required, 71-6905 Guardian ad litem, 71-6903 Judicial procedure, 71-6903 Liability of physician, penalty, 71-6902.01, 71-6907 Notarized written consent, required, 71-6902 Exceptions, 71-6902, 71-6902.01, 71-6902.02. 71-6903. 71-6906 Provided by nonauthorized person, penalty, 71-6907 Parent not notified, not liable for abortion costs, 28-706 Pregnant woman victim of abuse or assault. Attending physician, duties, 71-6902.01 Consent by court authorization, 71-6903 Sections, how construed, intent, 71-6910 Waiver by court, 71-6903 Writ of mandamus, when, 71-6903 Partial-birth abortion, prohibited, 28-328 Performed, when, 28-329 Medical procedures, 28-330, 28-331, 28-336 Physician, license and physical presence required, 28-335 Violation, penalty, 28-332 Physician, Criminal abortion. license suspension, 28-328, 38-179

Criminal abortion, unprofessional conduct, 28-327.04 Emergency situations, 28-327.02 Monthly reports, contents, 71-6909 Pregnant woman, victim of abuse, attending physician, duties, Duties, 71-6902.01 Immunity, 28-327.02 Professional negligence action against, 25-222, 28-327.08 Public employees, insurance coverage, limitations, 44-1615.01 **Records**, 28-345 Refusal to perform or participate, 28-337 to 28-341 Reports. Number of consents and exceptions, 71-6909 Report required, 28-3,107, See also PAIN-CAPABLE UNBORN CHILD PROTECTION ACT Reporting form, Contents, 28-343 to 28-345 Standard form, 71-602 Restrictions, twenty or more weeks postfertilization age, 28-3,106, See also PAIN-CAPABLE UNBORN CHILD PROTECTION ACT Social services, family planning doesn't include, 68-1722 Violations, penalties, 28-328, 28-332, 28-335, 28-336, 28-339, 28-342, 28-344, 28-346, 71-6907, See also CRIMES AND OFFENSES Voluntary and informed consent, 28-327 **ABSENTEE VOTING** See EARLY VOTING ABSTRACTERS See generally PROFESSIONS AND OCCUPATIONS County officers, prohibited from

abstracting, 76-504, 76-505 Judges, prohibited from abstracting, 76-502, 76-505 Regulation and licensure, See ABSTRACTERS ACT; 76-535

See generally PROFESSIONS AND OCCUPATIONS Act. Compliance required, 76-538 Exemptions, 76-554 How cited. 76-535 Board of Examiners, Abstracters, 76-540, 76-541, 76-549 Appeal, 76-552 Attorney General, duties, 76-553 Business of abstracting, requirements, 76-538, 76-539, 76-545 Certificate of authority, Agent for service of process, 76-545 Application, 76-545 Censure, 76-551 Fees, 76-545, 76-547 Renewal, 76-547, 76-548 Revocation or suspension, 76-551 Certificate of registration, Application, 76-542 Duplicate certificate, when, 76-543 Examination, 76-543 Fees, 76-542, 76-547 Renewal, 76-547, 76-548 Suspension, 76-551 Temporary, 76-546 Definitions, 76-537 Disciplinary actions, 76-551, 76-552 Examination, 76-543 Exemptions from act, 76-554 Fees, 76-542, 76-545 Fund, Abstracters Board of Examiners Cash, 76-549 Intent. 76-536 Liability, 76-556 **Professional development** requirements, 76-544 Records. Access to, 76-555 Board, duties, 76-550 Roster of abstracters, 76-550 Rules and regulations, 76-541 Title standards, compliance, effect, 76-557 Unfair practices, 76-551 Violations, penalty, 76-558

ABSTRACTERS ACT

ABUSE See generally CRIMES AND OFFENSES Address confidentiality, See ADDRESS CONFIDENTIALITY ACT; 42-1201 Adult, vulnerable, See ADULT **PROTECTIVE SERVICES ACT: 28-348** Animals, cruelty to animals, See ANIMALS Assault and battery, See also ASSAULT AND BATTERY Domestic assault. 28-323 Children. See CHILD ABUSE Cities, powers, 14-102, 15-257, 16-229 Dating violence, education, See LINDSAY ANN BURKE ACT; 79-2,138 Domestic abuse. Conviction or protection order. notification regarding firearms required, 29-2291, 42-925 Criminal procedure, House arrest order prohibited, 29-4402 Special procedure in cases of abuse, 29-4401 Domestic assault, 28-323, See also ASSAULT AND BATTERY Foreign protection orders, enforcement, See ENFORCEMENT OF DOMESTIC VIOLENCE PROTECTION ORDERS ACT, UNIFORM INTERSTATE; 42-932 Law enforcement agencies, policies and procedures required, 29-4305 Protection orders. Procedure, See PROTECTION FROM DOMESTIC ABUSE ACT; 42-901 Use of child support referees, 43-1608 to 43-1613 Victims. See also VICTIMS Address confidentiality, See ADDRESS CONFIDENTIALITY ACT; 42-1201 Eighteen-year-old patient, parental consent or notification not required, 29-4306, 71-9001 Drug and alcohol abuse. See ALCOHOLISM; DRUGS AND MEDICINE

ABUSE –Cont'd Employment, leaving to escape abuse, effect on unemployment benefits, 48-628.01 Force, use by caretaker justified, when. 28-1413 Harassment protection order, 28-311.09, 28-311.10 Insurers, premium adjustments, requirements, 44-7509, See also UNFAIR DISCRIMINATION AGAINST SUBJECTS OF ABUSE IN INSURANCE ACT Mentally ill persons, mistreatment, liability, 83-356 Person in custody of department, sexual abuse of, penalty, 28-322.04 Prosecution for abuse or assault by family encouraged, 71-6908 Report of required, Child, 28-711, See also CHILD PROTECTION AND FAMILY SAFETY ACT Vulnerable adult, 28-372 Sexual abuse, See SEX OFFENDERS; SEXUAL ASSAULT Stalking, 28-311.02 to 28-311.05, See also STALKING Substance abuse, See ALCOHOLISM; DRUGS AND MEDICINE Threats, 28-311.01, See also TERRORISTIC THREATS Victims, See VICTIMS Women's Health Initiative of Nebraska, serve as information clearinghouse, 71-701 ACCESS COLLEGE EARLY SCHOLARSHIP PROGRAM ACT See generally POSTSECONDARY EDUCATION Act, how cited, 85-2101 Commission, powers and duties, 85-2105 Definitions, 85-2102 Program, Access College Early Scholarship. Established, 85-2103

Reports, 85-2105, 85-2106 Review of adverse decision, 85-2107 Rules and regulations, 85-2108 Student. Application, contents, 85-2105 Eligibility, 85-2104 ACCIDENT AND HEALTH INSURANCE See HEALTH CARE PLANS ACCIDENTS AND ACCIDENT REPORTING See MOTOR VEHICLES ACCOUNTABILITY AND DISCLOSURE COMMISSION, **NEBRASKA** See generally STATE GOVERNMENT Claims against, settlement, public access requirements, 84-713 Created, 49-14,105 Duties. See POLITICAL ACCOUNTABILITY AND DISCLOSURE ACT, NEBRASKA; 49-1401 Electronic postmark, use authorized, 86-644 ACCOUNTANTS See generally PROFESSIONS AND **OCCUPATIONS** Audit requirements, See AUDIT

Purpose, 85-2103

Audit requirements, See AUDIT REQUIREMENTS Business form, See PROFESSIONAL CORPORATION ACT, NEBRASKA; 21-2201 Certification, See PUBLIC ACCOUNTANCY ACT; 1-105 Insurance for errors and omissions, See PROFESSIONAL

ASSOCIATION MUTUAL INSURANCE COMPANY ACT, NEBRASKA; 44-3101 State government, See AUDITOR OF PUBLIC ACCOUNTS; 84-304

ACCREDITATION OF SCHOOLS

See generally ELEMENTARY AND SECONDARY EDUCATION

ACCREDITATION OF SCHOOLS -Cont'd **Approval**, 79-703 Biennial course offerings. authorized, when, 79-704 Board of Education, State, rules and regulations, duties, 79-318 Closure of building, storm or epidemic, effect, 79-213 Commissioner of Education, duties, 79-703 **Committee**, 79-703 Core curriculum standards, 79-703 Educational service units, State Board of Education, duties, 79-318 Election not to meet accreditation requirements, 79-318, 79-1601 to 79-1607, See also PRIVATE SCHOOLS Health education, failure to provide, effect, 79-714 Home school, election not to meet accreditation requirements, 79-318, 79-1601 to 79-1607, See also PRIVATE SCHOOLS Multicultural education program, failure to provide, effect, 79-721 Required, when, 79-703 **Review**, 79-703 Rules and regulations, 79-318, 79-703 Standards. Core curriculum, 79-703 Election, 79-318 Purpose, 79-703 Unified system, effect, 79-4,108 ACHIEVING A BETTER LIFE EXPERIENCE PROGRAM See generally DISABLED PERSONS Accounts. Contributions to, 77-1404 Deposit of funds, 77-1407

Investment options, 77-1406 Owner, 77-1403 Contributions, 77-1404 Definitions. 77-1401 **Designated beneficiary, residency**

requirement, 77-1403

Financial report, annual audited, 77-1408 Funds. ABLE Expense Fund, 77-1407 ABLE Program Fund, 77-1407 Treasury Management Cash Fund, 77-1407 Investment Council, Nebraska, powers and duties, 77-1406 Rules and regulations, 77-1406, 77-1409 State Treasurer. Establish program or contract with another state, 77-1402 Financial report, annual audited, 77-1408 Investment options, 77-1406 Operation of program, requirements, 77-1405 Powers, additional, 77-1409 Tax consequences, income tax, 77-2716 ACKNOWLEDGMENTS See generally LEGAL PROCEDURE Court clerks, powers, 24-403 Deeds, 76-216 to 76-236, See also DEEDS Election, registration, 32-311.01, 32-322, 32-324 Electronic authorized, See ELECTRONIC TRANSACTIONS ACT. UNIFORM; 86-612 Fees for taking acknowledgment, 33-101, 33-110, 33-133 Notaries. See NOTARY PUBLIC Paternity, acknowledgment, 43-1408.01, 43-1409 Support proceeding, effect, 42-729, 42-733 Power of attorney, 30-4005, 30-4019, 30-4020, See also POWER OF ATTORNEY ACT. NEBRASKA

Real property, private transfer fee obligation, notice requirements, 76-3112

UNIFORM

ACKNOWLEDGMENTS –Cont'd Recognition of, 64-107, See also **RECOGNITION OF** ACKNOWLEDGMENTS ACT, UNIFORM; 64-201 Register of deeds, 23-1505 Requirements, 64-206 Signature, electronic authorized, See ELECTRONIC TRANSACTIONS ACT, UNIFORM; 86-612 Trademark assignment, acknowledgment as evidence, 87-133 Written instruments, when valid if notary is an, Attorney, 64-211 Real estate broker or salesperson, 64-211 Shareholder, officer, or director of a, Bank, 64-214 Credit union, 64-212, 64-213 Insurance company, 64-212, 64-213 Savings and loan association, 64-215 ACTIONS See generally LEGAL PROCEDURE Abatement of, See ABATEMENT OF ACTIONS Abortion. Action for damages under the Paincapable Unborn Child Protection Act, 28-3,109 Civil cause of action, 28-327.04, 28-327.05 Adverse possession, See ADVERSE POSSESSION Alienation of affections, no cause of action, 25-21,188 Antitrust, See MONOPOLIES AND UNFAIR TRADE Assault, See ASSAULT AND BATTERY Attachment, See ATTACHMENT Battery, See ASSAULT AND BATTERY Bond, action on official bond, See OFFICIAL BONDS OR INSURANCE Chilling public participation in government, 25-21,241 to 25-21,246, See also ACTIONS

INVOLVING PUBLIC PETITION AND PARTICIPATION **Civil action**, 25-101 When commenced, 25-201 Amendment of pleading, effect, 25-201.02 Civil rights, See CIVIL RIGHTS Class actions. Authorized, 25-319 Unpaid residue, distribution, 25-319.01 Commencement of actions, 25-201. 25-217, 25-501 Amendment of pleading, effect, 25-201.02 **Condemnation, See EMINENT DOMAIN Conversion**, See THEFT **Corporations**, See CORPORATIONS Court procedure, See CIVIL PROCEDURE Court records, complete record requirements, 25-1319 to 25-1322, 43-3340 Crime victim, injunction action authorized, 25-21,279 Criminal, See CRIMES AND OFFENSES; CRIMINAL PROCEDURE Criminal conversation, action barred, 25-21,188 Damages, See DAMAGES Declaratory judgments, See DECLARATORY JUDGMENTS **Defamation, See DEFAMATION Discrimination-based offenses**, **civil action**, 28-114 Dismissal without prejudice, 25-601 to 25-603 Ejectment, See EJECTMENT Eminent domain, See EMINENT DOMAIN Employment, See LABOR AND EMPLOYMENT Forcible entry and detainer, See FORCIBLE ENTRY AND DETAINER Foreclosure, See FORECLOSURE Form of civil action, 25-101 **Frivolous,** See FRIVOLOUS ACTIONS AND PLEADINGS Garnishment. See GARNISHMENT Habeas corpus, See HABEAS CORPUS

ACTIONS -Cont'd In forma pauperis, procedure, 25-2301 to 25-2310, See also IN FORMA PAUPERIS Inmates, claims of, See CORRECTIONAL FACILITIES AND INMATES Libel, See DEFAMATION Liens, See LIENS Lis pendens, 25-531 to 25-533 Malicious prosecution, See MALICIOUS PROSECUTION Malpractice. See MALPRACTICE Mandamus, See MANDAMUS Minors, rules applicable, 25-307 to 25-310 Motor vehicle collision with livestock, rules applicable, 25-21.274 Negligence, See NEGLIGENCE Contributory negligence, See CONTRIBUTORY NEGLIGENCE Nonrecourse civil litigation funding contracts, requirements, See NONRECOURSE CIVIL LITIGATION ACT; 25-3301 Notice of pending action, where filed, 25-531 to 25-533 Nuisance, See NUISANCE Partition, See PARTITION Paternity, See PATERNITY Pornography involving children, action for damages, See EXPLOITED CHILDREN'S CIVIL REMEDY ACT; 25-21,290 Poverty affidavit, procedure, 25-2301 to 25-2310, See also IN FORMA PAUPERIS Procedure, court, See LEGAL PROCEDURE **Product liability, See PRODUCT** LIABILITY Public participation in government. action to chill, recourse, 25-21,241 to 25-21,246, See also ACTIONS INVOLVING PUBLIC PETITION AND PARTICIPATION Quiet title, See QUIET TITLE Quo warranto, procedure, 25-21,121 to 25-21,148

Real estate sale, cause of action against seller on disclosure statement, 76-2,120 Repeal of statutes, pending actions not affected, 49-301 **Replevin**, See REPLEVIN **Revivor of, See REVIVOR** Savings clause after statutes of limitation have run, conditions, 25-201.01 Shoplifting, 25-21,194, See also SHOPLIFTING Slander. See DEFAMATION Sovereign immunity, See SOVEREIGN IMMUNITY Statutes and administrative orders of the state, federal court actions to enforce, 25-21,165 to 25-21.167 Statutes of limitation, See STATUTES OF LIMITATION Survival of, See SURVIVAL OF ACTIONS Terroristic threats, civil action authorized, 25-21,248 Time to commence, See STATUTES OF LIMITATION Trademark registration, 87-138, 87-139.87-141 **Trespass**, See TRESPASS Utilities, diversion of service, 25-21,275 to 25-21,278 Victim of crime, injunction action authorized, 25-21,279 Wrongful conviction and imprisonment, See WRONGFUL CONVICTION AND IMPRISONMENT ACT. NEBRASKA CLAIMS FOR: 29-4601 Wrongful death, See WRONGFUL DEATH ACTIONS INVOLVING PUBLIC PETITION AND PARTICIPATION See generally ACTIONS Attorney's fees, 25-21,243, 25-21,244

Defendant, damages authorized, 25-21,243, 25-21,244 Definitions, 25-21,244 Intent, 25-21,241 Motion for summary judgment, 25-21,246

PETITION AND PARTICIPATION -Cont'd Motion to dismiss, 25-21,245 ACTS, NAMES OF See generally STATUTES Abstracters Act, 76-535 Access College Early Scholarship Program Act, 85-2101 Address Confidentiality Act, 42-1201 Administrative Procedure Act, 84-901 Adult Protective Services Act, 28-348 Advanced Practice Registered Nurse Practice Act, 38-201 Age Discrimination in Employment Act, 48-1001 Aging and Disability Resource **Center Demonstration Project** Act, 68-1111 **Agricultural Liming Materials Act, 2-**4301 **Agricultural Suppliers Lease** Protection Act, 2-5501 Air and Water Pollution Control Tax Refund Act, 77-27,149 Airport Zoning Act, 3-301 Alcohol and Drug Counseling Practice Act, 38-301 **Alzheimer's Special Care** Disclosure Act. 71-516.01 American Indian Arts and Crafts Sales Act, 69-1801 Angel Investment Tax Credit Act, 77-6301 Animal Importation Act, 54-784.01 Anthrax Control Act, 54-764 Arson Reporting Immunity Act, 81-5.115 Asbestos Control Act. 71-6301 Assault of an Unborn Child Act, 28-395 Assisted-Living Facility Act, 71-5901 Assistive Technology Regulation Act. 69-2601 **Assumption Reinsurance Act**, 44-6201

ACTIONS INVOLVING PUBLIC

Athletic Training Practice Act, 38-401 Audiology and Speech-Language Pathology Practice Act, 38-501 Autism Treatment Program Act, 68-962 **Automated Medication Systems** Act, 71-2444 Automatic Dialing-announcing **Devices Act**, 86-236 Barber Act, 71-201 **Beginning Farmer Tax Credit Act,** 77-5201 **Behavioral Health Workforce Act,** 71-828 **Black-Tailed Prairie Dog** Management Act, 23-3801 **Boiler Inspection Act**, 48-719 Bovine Tuberculosis Act. 54-706.01 Brain Injury Registry Act, 81-653 Buffer Strip Act, 2-5101 Build Nebraska Act, 39-2701 Building Construction Act, 71-6401 Burial Pre-Need Sale Act, 12-1101 **Business Development Partnership** Act, 81-1272 **Business Improvement District Act**, 19-4015 Business Innovation Act, 81-12,152 Cancer Drug Repository Program Act, 71-2422 Captive Insurers Act, 44-8201 Carbon Monoxide Safety Act, 76-601 Center for Student Leadership and Extended Learning Act, 79-772 **Certified Industrial Hygienist Title** Protection Act, 71-8001 **Certified Nurse Midwifery Practice Act**, 38-601 Certified Registered Nurse Anesthetist Practice Act, 38-701 Charitable Gift Annuity Act, 59-1801 Child and Maternal Death Review Act, 71-3404 Child Care Licensing Act, 71-1908 Child Pornography Prevention Act, 28-1463.01 Child Protection and Family Safety Act. 28-710

ACTS, NAMES OF –Cont'd **Childhood Lead Poisoning** Prevention Act, 71-2513 Childhood Vaccine Act, 71-526 Children and Family Behavioral Health Support Act, 71-821 **Children's Health and Treatment** Act, 68-2001 **Children's Residential Facilities** and Placing Licensure Act, 71-1924 Chiropractic Practice Act, 38-801 Cities Airport Authorities Act, 3-501 **Civic and Community Center** Financing Act, 13-2701 Civil Service Act, 19-1825 Class V School Employees **Retirement Act**, 79-978.01 **Clinical Nurse Specialist Practice** Act. 38-901 Collection Agency Act, 45-601 Combined Improvement Act, 19-2408 **Commercial Dog and Cat Operator** Inspection Act, 54-625 Commercial Feed Act, 54-847 **Commercial Real Estate Broker** Lien Act. 52-2101 Commission for the Blind and Visually Impaired Act, 71-8601 Commodity Code, 8-1701 Community College Aid Act, 85-2231 Community College Gap Assistance Program Act, 85-2001 Community Corrections Act, 47-619 **Community Development** Assistance Act, 13-201 Community Development Law, 18-2101 Community Gardens Act, 2-301 Competitive Livestock Markets Act. 54-2601 **Comprehensive Health Insurance Pool Act.** 44-4201 Compressed Fuel Tax Act, 66-697 Computer Crimes Act, 28-1341 Concealed Handgun Permit Act, 69-2427

Conciliation Court Law, 42-801 Concussion Awareness Act, 71-9101 Condominium Property Act, 76-801 **Conservation and Preservation** Easements Act. 76-2.111 **Conservation Corporation Act**, 2-4201 Consumer Protection Act, 59-1601 **Consumer Rental Purchase** Agreement Act, 69-2101 **Contractor Registration Act**, 48-2101 **Controlled Substances Animal** Welfare Act, 54-2501 **Convention Center Facility** Financing Assistance Act, 13-2601 Conveyance Safety Act, 48-2501 Convicted Sex Offender Act, 29-2922 Coordinating Commission for Postsecondary Education Act, 85-1401 Correctional System Overcrowding Emergency Act, 83-960 Cosmetology, Electrology, Esthetics, Nail Technology, and Body Art Practice Act, 38-1001 County Agricultural Society Act, 2-250 County Budget Act of 1937, 23-901 County Civil Service Act, 23-2517 County Drainage Act, 31-901 **County Employees Retirement Act,** 23-2301 **County Highway and City Street** Superintendents Act, 39-2301 **County Horseracing Facility Bond** Act, 23-389 **County Industrial Sewer** Construction Act, 23-3601 County Purchasing Act, 23-3101 County Revenue Assistance Act. 29-3919 Court Appointed Special Advocate Act. 43-3701 Credit Report Protection Act, 8-2601

ACTS. NAMES OF –Cont'd **Credit Services Organization Act,** 45-801 Credit Union Act, 21-1701 Cremation of Human Remains Act, 71-1355 **Criminal History Information Act.** Security, Privacy, and Dissemination of, 29-3501 **Critical Incident Stress** Management Act, 71-7101 **Dairy Industry Development Act**, 2-3948 Deferred Building Renewal Act, 81-173 Degradable Products Act, 69-2001 **Delayed Birth Registration Act**, 71-617.01 **Delayed Deposit Services** Licensing Act, 45-901 Dentistry Practice Act, 38-1101 **Developmental Disabilities Court-**Ordered Custody Act, 71-1101 **Developmental Disabilities** Services Act. 83-1201 Diploma of High School Equivalency Assistance Act, 79-2301 **Disabled Persons and Family** Support Act, 68-1501 **Disclosure of Material Insurance** Transactions Act, 44-6301 **Discount Medical Plan** Organization Act, 44-8301 **Disposition of Personal Property** Landlord and Tenant Act, 69-2301 **Dispute Resolution Act**, 25-2901 **DNA Identification Information Act,** 29-4101 DNA Testing Act, 29-4116 **Dog and Cat Purchase Protection** Act. 54-644 **Domesticated Cervine Animal Act,** 54-2302 **Drinking Water State Revolving** Fund Act, 71-5314 Dry Bean Resources Act, 2-3735 Early Intervention Act, 43-2501

Educational Service Units Act, 79-1201 Election Act, 32-101 **Electric Cooperative Corporation** Act, 70-701 Emergency Box Drug Act, 71-2410 **Emergency Management Act**, 81-829.36 **Emergency Medical Services** Practice Act, 38-1201 **Emergency Telephone Communications Systems Act,** 86-420 **Employee Classification Act**, 48-2901 **Employment and Investment** Growth Act, 77-4101 Employment Security Law, 48-601 **Engineers and Architects** Regulation Act, 81-3401 **Enhanced Wireless 911 Services** Act. 86-442 Enterprise Zone Act, 13-2101 **Environmental Health Specialists** Practice Act. 38-1301 Environmental Protection Act, 81-1501 **Equipment Business Regulation** Act, 87-701 **Erosion and Sediment Control Act.** 2 - 4601Ethanol Development Act, 66-1330 **Excellence in Teaching Act**, 79-8.132 **Exchange Transparency Act**, Nebraska, 44-8701 Exotic Animal Auction or Exchange Venue Act, 54-7,105 **Expanded Learning Opportunity** Grant Program Act, 79-2501 Exploited Children's Civil Remedy Act, 25-21,290 **Extraterritorial Airports Act**, 3-240 False Medicaid Claims Act, 68-934 Family Military Leave Act, 55-501 Farm Homestead Protection Act. 76-1901 Farm Labor Contractors Act, 48-1701 Farm Mediation Act, 2-4801

ACTS. NAMES OF –Cont'd **Financial Data Protection and Consumer Notification of Data** Security Breach Act of 2006, 87-801 First-Class City Merger Act, 16-1101 Food Supply Animal Veterinary Incentive Program Act, 54-501 Foster Care Review Act, 43-1301 Franchise Practices Act, 87-401 Free Flow of Information Act, 20-144 Funeral Directing and Embalming **Practice Act**, 38-1401 Game Law, 37-201 Genetic Counseling Practice Act, 38-3401 **Genetically Handicapped Persons** Act, 68-1401 Geologists Regulation Act, 81-3501 Grain Dealer Act, 75-901 Grain Sorghum Resources Act, 2-4001 Grain Warehouse Act, 88-525 Guaranteed Asset Protection Waiver Act, 45-1101 Health and Human Services, Office of Juvenile Services Act. 43-401 Health and Human Services Act, 81-3110 Health Care Facility Licensure Act, 71-401 Health Care Facility-Provider Cooperation Act, 71-7701 Health Care Professional Credentialing Verification Act, 44-7001 Health Care Prompt Payment Act, 44-8001 Health Care Purchasing Pool Act, 44-6701 **Health Care Quality Improvement Act.** 71-7904 Health Care Transparency Act, 71-9201 Health Carrier External Review Act, 44-1301 **Health Carrier Grievance Procedure** Act. 44-7301

Health Insurance Access Act, 44-5301 Health Insurance Exchange Navigator Registration Act, 44-8801 **Health Maintenance Organization** Act. 44-3292 Hearing Instrument Specialists Practice Act, 38-1501 Homeless Shelter Assistance Trust Fund Act, 68-1601 Homicide of the Unborn Child Act, 28-388 Hospital Authorities Act, 23-3579 Hospital Sinking Fund Act, 15-235.01 Human Trafficking Victims Civil Remedy Act, 25-21,297 **ICF/DD Reimbursement Protection** Act, 68-1801 Immunosuppressant Drug **Repository Program Act**, 71-2436 In the Line of Duty Dependent Education Act. 85-2301 Income Withholding for Child Support Act, 43-1701 Indoor Tanning Facility Act, 71-3901 Industrial Ground Water Regulatory Act, 46-675 Industrial Relations Act, 48-801 Infant Hearing Act, 71-4734 Information Technology Infrastructure Act, 86-501 Insurance Company Plan of Exchange Act, 44-248 Insurance Fraud Act, 44-6601 Insurance Holding Company System Act, 44-2120 Insurance Producers Licensing Act, 44-4047 Insured Homeowners Protection Act. 44-8601 **Insurers and Health Organizations** Risk-Based Capital Act, 44-600 **Insurers Demutualization Act**, 44-6101 Insurers Examination Act. 44-5901 Insurers Investment Act, 44-5101

ACTS. NAMES OF –Cont'd Integrated Solid Waste Management Act, 13-2001 Intergovernmental Data Services Program Act, 86-550 **Intergovernmental Risk** Management Act, 44-4301 Interlocal Cooperation Act, 13-801 International Fuel Tax Agreement Act. 66-1401 International Registration Plan Act, 60-3.192 Interstate Branching and Merger Act, 8-2101 Interstate Compact for Adult Offender Supervision, 29-2639 Interstate Trust Company Office Act, 8-2301 Intrastate Pay-Per-Call Regulation Act. 86-258 Invention Development Services Disclosure Act, 87-601 Invest Nebraska Act, 77-5501 Irrigation District Act, 46-101 Joint Airport Authorities Act, 3-701 Joint Public Agency Act, 13-2501 Joint Public Power Authority Act, 70-1401 Judges Retirement Act, 24-701 Juvenile Services Act, 43-2401 Kelsey Smith Act, 86-801 Land Reutilization Act, 77-3201 Land Surveyors Regulation Act, 81-8.108 Learning Community Reorganization Act, 79-4,117 Legal Education for Public Service and Rural Practice Loan Repayment Assistance Act, 7-201 Legislative Performance Audit Act, 50-1201 License Suspension Act. 43-3301 **Licensed Practical Nurse-Certified** Practice Act, 38-1601 Licensing of Truth and Deception Examiners Act, 81-1901 Limited Liability Company Act, Nebraska Uniform, 21-101 Lindsay Ann Burke Act, 79-2,138

Livestock Animal Welfare Act, 54-901 Livestock Auction Market Act, 54-1156 Livestock Brand Act, 54-170 Livestock Growth Act, 54-2801 Livestock Waste Management Act, 54-2416 Local Government Miscellaneous Expenditure Act, 13-2201 Local Option Municipal Economic Development Act, 18-2701 Local Option Revenue Act, 77-27,142 Local Option Tax Control Act, 77-3401 Long-Term Care Insurance Act, 44-4501 Long-Term Care Ombudsman Act, 81-2237 Long-Term Care Savings Plan Act, 77-6101 Low-Income Home Energy Conservation Act. 66-1012 Low-Level Radioactive Waste Disposal Act, 81-1578 Mail Order Contact Lens Act, 69-301 Mail Service Pharmacy Licensure Act, 71-2406 Major Oil Pipeline Siting Act, 57-1401 Managed Care Emergency Services **Act**, 44-6825 Managed Care Plan Network Adequacy Act, 44-7101 Managing General Agents Act, 44-4901 Mandate Opt-out and Insurance Coverage Clarification Act, 44-8401 Massage Therapy Practice Act, 38-1701 Master Teacher Program Act, 79-8.124 Mechanical Amusement Device Tax Act. 77-3001 Medicaid Prescription Drug Act, 68-950 Medical Assistance Act, 68-901

ACTS. NAMES OF –Cont'd Medical Home Pilot Program Act, 68-957 **Medical Nutrition Therapy Practice** Act, 38-1801 Medical Radiography Practice Act, 38-1901 **Medicare Supplement Insurance** Minimum Standards Act, 44-3601 Medication Aide Act, 71-6718 Medicine and Surgery Practice Act, 38-2001 Membership Campground Act, 76-2101 Mental Health Practice Act, 38-2101 Military Code, 55-101 **Minor Alcoholic Liquor Liability** Act, 53-401 Missing Children Identification Act, 43-2001 Mobile Home Landlord and Tenant Act, 76-1450 Model Act Regarding Use of Credit Information in Personal Insurance, 44-7701 Model Uniform Choice of Forum Act. 25-413 Money Transmitters Act, Nebraska, 8-2701 Motor Club Services Act, 44-3701 Motor Vehicle Certificate of Title **Act**, 60-101 Motor Vehicle Operator's License Act, 60-462 Motor Vehicle Registration Act, 60-301 Motor Vehicle Safety Responsibility Act, 60-501 Motor Vehicle Service Contract **Reimbursement Insurance Act**, 44-3520 Motorcycle Safety Education Act, 60-2120 Multiple Employer Welfare Arrangement Act, 44-7601 **Municipal and Rural Domestic** Ground Water Transfers Permit Act, 46-638

Municipal Cooperative Financing Act, 18-2401 Municipal Custodianship for **Dissolved Homeowners** Associations Act, 18-3101 Municipal Infrastructure Redevelopment Fund Act, 18-2601 Municipal Natural Gas System Condemnation Act, 19-4624 Municipal Proprietary Function Act. 18-2801 Museum Property Act, 51-701 Mutual Finance Assistance Act, 35-1201 Mutual Insurance Holding **Company Act**, 44-6122 Name Protection Act, 21-2501 Native American Public Health Act, 71-7615 Nebraska Administrative Code, 84-906.03 Nebraska Advantage Act, 77-5701 Nebraska Advantage Microenterprise Tax Credit Act, 77-5901 Nebraska Advantage Research and Development Act, 77-5801 Nebraska Advantage Rural **Development Act**, 77-27,187 Nebraska Advantage **Transformational Tourism and** Redevelopment Act, 77-1001 Nebraska Affordable Housing Act, 58-701 Nebraska Agricultural Products Marketing Act, 2-3801 Nebraska Agritourism Promotion Act, 82-601 Nebraska Amusement Ride Act, 48-1801 Nebraska Apiary Act, 81-2,165 Nebraska Appraisal Management Company Registration Act, 76-3201 Nebraska Archaeological **Resources Preservation Act**, 82-501 Nebraska Art Collection Act, 82-401

ACTS, NAMES OF –Cont'd Nebraska Bank Holding Company Act of 1995, 8-908 Nebraska Banking Act, 8-101 Nebraska Behavioral Health Services Act, 71-801 Nebraska Benefit Corporation Act, 21-401 Nebraska Bingo Act, 9-201 Nebraska Bovine Brucellosis Act, 54-1367 Nebraska Budget Act, 13-501 Nebraska Business Development Corporation Act, 21-2101 Nebraska Capital Expansion Act, 72-1261 Nebraska Center for Nursing Act, 71-1796 Nebraska Chemigation Act, 46-1101 Nebraska Claims for Wrongful **Conviction and Imprisonment** Act. 29-4601 Nebraska Clean Indoor Air Act, 71-5716 Nebraska Clean-burning Motor Fuel Development Act, 66-201 Nebraska Code of Military Justice, 55-401 Nebraska Collegiate Athletic Association Procedures Act. 85-1201 Nebraska Commercial Fertilizer and Soil Conditioner Act, 81-2.162.01 Nebraska Community Aging Services Act, 81-2201 Nebraska Condominium Act, 76-825 Nebraska Construction Lien Act, 52-125 Nebraska Construction Prompt Pay Act, 45-1201 Nebraska Consultants' Competitive Negotiation Act, 81-1701 Nebraska Corn Resources Act, 2-3601 Nebraska Correctional Health Care Services Act. 83-4,153 Nebraska County and City Lottery Act, 9-601

Nebraska County Juvenile Services Plan Act, 43-3501 Nebraska Crime Victim's Reparations Act, 81-1840 Nebraska Criminal Code, 28-101 Nebraska Drug Product Selection Act, 38-28,108 Nebraska Educational, Health, and **Social Services Finance** Authority Act, 58-801 Nebraska Educational **Telecommunications Act**, 79-1312 Nebraska Elementary and Secondary School Finance Authority Act, 79-1801 Nebraska Emergency Planning and Community Right to Know Act, 81-15.191 Nebraska Emergency Seat of Local Government Act, 13-701 Nebraska Emergency Seat of State Government Act, 72-701.01 Nebraska Environmental Trust Act, 81-15.167 Nebraska Equal Opportunity in **Education Act**, 79-2,114 Nebraska Equal Opportunity in Postsecondary Education Act, 85-9.166 Nebraska Evidence Rules. 27-101 Nebraska Fair Employment Practice Act, 48-1101 Nebraska Fair Housing Act, 20-301 Nebraska Foreclosure Protection Act, 76-2701 Nebraska General Emergency Succession Act, 84-1101 Nebraska Governmental Unit Credit Facility Act, 10-1201 Nebraska Governmental Unit Security Interest Act, 10-1101 Nebraska Graded Egg Act, 2-3525 **Nebraska Ground Water** Management and Protection Act. 46-701 Nebraska Health Care Certificate of Need Act, 71-5801 Nebraska Health Care Funding Act, 71-7605

ACTS. NAMES OF –Cont'd Nebraska Highway Bond Act, 39-2201 Nebraska Highway-Rail Grade **Crossing Safety and** Consolidation Act, 74-1329 Nebraska Hospital and Physicians Mutual Insurance Association Act, 44-2901 Nebraska Hospital-Medical Liability **Act**, 44-2801 Nebraska Housing Agency Act, 71-1572 Nebraska Indian Child Welfare Act, 43-1501 Nebraska Industrial Development Corporation Act, 21-2301 Nebraska Installment Loan Act, 45-1001 Nebraska Installment Sales Act, 45-334 Nebraska Insurers Supervision, Rehabilitation, and Liquidation Act. 44-4801 Nebraska Investment Finance Authority Act, 58-201 Nebraska Job Creation and Mainstreet Revitalization Act, 77-2901 Nebraska Juvenile Code, 43-245 Nebraska Life. Sickness and Accident Insurance Policy Readability Act, 44-3401 Nebraska Life and Health **Insurance Guaranty** Association Act. 44-2701 Nebraska Limited Cooperative Association Act, 21-2901 Nebraska Liquor Control Act, 53-101 Nebraska Litter Reduction and Recycling Act, 81-1534 Nebraska Livestock Dealer Licensing Act, 54-1701 Nebraska Livestock Sellers Protective Act, 54-1801 Nebraska Local Hospital District Act, 23-3528 Nebraska Lottery and Raffle Act, 9-401

Nebraska Meat and Poultry Inspection Law, 54-1901 Nebraska Mental Health Commitment Act. 71-901 Nebraska Mental Health First Aid Training Act, 71-3001 Nebraska Milk Act. 2-3965 Nebraska Model Business Corporation Act, 21-201 Nebraska Municipal Auditing Law, 19-2901 Nebraska Municipal Land Bank Act. 19-5201 Nebraska Natural Gas Pipeline Safety Act of 1969, 81-552 Nebraska Nonprofit Corporation Act, 21-1901 Nebraska Nursing Home Act, 71-6008 Nebraska Operational Assistance Act. 81-12,129 Nebraska Opportunity Grant Act, 85-1901 Nebraska Pickle Card Lottery Act, 9-301 Nebraska Plane Coordinate System Act, 76-2501 Nebraska Political Accountability and Disclosure Act, 49-1401 Nebraska Potato Development Act, 2 - 1801Nebraska Potato Inspection Act, 2-1813 Nebraska Poultry and Egg Resources Act, 2-3401 Nebraska Poultry Disease Control Act. 2-3001 Nebraska Probate Code, 30-2201 Nebraska Probation Administration Act. 29-2246 Nebraska Professional Association Mutual Insurance Company Act. 44-3101 Nebraska Professional Corporation Act, 21-2201 Nebraska Property and Liability Insurance Guaranty Association Act. 44-2401 Nebraska Prostitution Intervention and Treatment Act, 71-2301

ACTS, NAMES OF –Cont'd Nebraska Protection in Annuity Transactions Act, 44-8101 Nebraska Public Safety Communication System Act, 86-401 Nebraska Pure Food Act, 81-2,239 Nebraska Rangeland Grasshopper Control Act, 2-1066 Nebraska Read, Educate, And Develop Youth Act, 79-1901 Nebraska Real Estate License Act, 81-885 Nebraska Redevelopment Act, 58-501 Nebraska Regulation of Health Professions Act, 71-6201 Nebraska Revenue Act of 1967, 77-2701 Nebraska Right to Farm Act, 2-4401 Nebraska Rules of the Road, 60-601 Nebraska Safe Drinking Water Act, 71-5301 Nebraska Safety Code for Building Construction. 48-413 **Nebraska Security Instrument** Satisfaction Act, 76-2801 Nebraska Seed Law, 81-2,147 Nebraska Senior Companion Volunteer Program Act, 81-2273 Nebraska Shooting Range Protection Act, 37-1301 Nebraska Small Business Incubator Act, 72-1701 Nebraska Small Lottery and Raffle Act. 9-501 Nebraska Soil and Plant Analysis Laboratory Act, 2-3101 Nebraska Soil and Water Conservation Act. 2-1575 Nebraska State Capitol Environs Act, 90-301 Nebraska State Capitol **Preservation and Restoration** Act, 72-2201 Nebraska State Funds Investment Act, 72-1237 Nebraska State Patrol Retirement **Act**, 81-2014

Nebraska Swine Brucellosis Act, 54-1348 Nebraska Telecommunications Regulation Act, 86-101 Nebraska Telecommunications Universal Service Fund Act, 86-316 Nebraska Telehealth Act, 71-8501 Nebraska Time-Share Act, 76-1701 Nebraska Treatment and Corrections Act, 83-170 Nebraska Trust Company Act, 8-201 Nebraska Trust Deeds Act. 76-1001 Nebraska Uniform Adult Guardianship and Protective Proceedings Jurisdiction Act, 30-3901 Nebraska Uniform Athlete Agents Act. 48-2601 Nebraska Uniform Custodial Trust Act. 30-3501 Nebraska Uniform Enforcement of Foreign Judgments Act, 25-1587.01 Nebraska Uniform Limited Partnership Act, 67-233 Nebraska Uniform Power of Attorney Act, 30-4001 Nebraska Uniform Prudent Management of Institutional Funds Act, 58-610 Nebraska Uniform Real Property Transfer on Death Act, 76-3401 Nebraska Uniform Standards for Modular Housing Units Act, 71-1555 Nebraska Uniform Transfers to Minors Act, 43-2701 Nebraska Uniform Trust Code, 30-3801 Nebraska Visitors Development Act. 81-3701 Nebraska Wage Payment and Collection Act, 48-1228 Nebraska Wheat Resources Act, 2-2301 Nebraska Workers' Compensation Act. 48-101 Negotiated Rulemaking Act, 84-921 New Hire Reporting Act, 48-2301

ACTS. NAMES OF -Cont'd New Markets Job Growth Investment Act, 77-1101 **Newborn Critical Congenital Heart** Disease Screening Act, 71-553 Niobrara Scenic River Act, 72-2004.01 **Non-English-Speaking Workers** Protection Act, 48-2207 Nongame and Endangered Species Conservation Act, 37-801 Nonprofit Hospital Sale Act, 71-20.102 Nonrecourse Civil Litigation Act, 25-3301 Nonstock Cooperative Marketing Act, 21-1401 Noxious Weed Control Act, 2-945.01 Nurse Practice Act. 38-2201 Nurse Practitioner Practice Act, 38-2301 Nursing Facility Quality Assurance Assessment Act, 68-1901 Nursing Faculty Student Loan Act, 71-17.108 Nursing Home Administrator **Practice Act**, 38-2401 Nursing Student Loan Act, 71-17,101 **Occupational Therapy Practice Act,** 38-2501 Office of Inspector General of Nebraska Child Welfare Act, 43-4301 Office of Inspector General of the Nebraska Correctional System Act. 47-901 Offstreet Parking District Act, 19-3301 Oil and Gas Lien Act. 57-801 Oil Pipeline Reclamation Act, 76-3301 **One-Call Notification System Act,** 76-2301 Open Meetings Act, 84-1407 Optometry Practice Act, 38-2601 **Outpatient Surgical Procedures** Data Act, 81-6,111 Pain-Capable Unborn Child Protection Act, 28-3,102

Parenting Act. 43-2920 Parking Authority Law, 14-1701 Parkinson's Disease Registry Act, 81-697 Patient Safety Improvement Act, 71 8701 Perfusion Practice Act, 38-2701 Personal Property Tax Relief Act, 77-1237 Pesticide Act, 2-2622 Petroleum Products and Hazardous Substances Storage and Handling Act, 81-15,117 Petroleum Release Remedial Action Act. 66-1501 Pharmacy Practice Act, 38-2801 Physical Therapy Practice Act, 38-2901 Plant Protection and Plant Pest Act, 2-1072 Plastic Container Coding Act, 69-2501 Podiatry Practice Act, 38-3001 Poison Control Act. 71-2501 Police Officers Retirement Act, 16-1001 Political Subdivisions Construction Alternatives Act, 13-2901 Political Subdivisions Self-Funding Benefits Act, 13-1601 **Political Subdivisions Tort Claims** Act, 13-901 Popular or common names of act, See POPULAR NAMES Portable Electronics Insurance Act. 44-8501 Postsecondary Institution Act, 85-2401 **Prepaid Limited Health Service** Organization Act, 44-4701 Prepaid Wireless Surcharge Act, 86-901 Prescription Drug Safety Act, 71-2457 Primary Care Provider Act, 71-5210 Privacy of Insurance Consumer Information Act, 44-901

ACTS. NAMES OF –Cont'd Private Onsite Wastewater **Treatment System Contractors** Certification and System Registration Act, 81-15,236 **Private Postsecondary Career** School Act. 85-1601 Private Prison Contracting Act, 47-801 **Private Transfer Fee Obligation** Act, 76-3101 **Producer-Controlled Property and** Casualty Insurer Act, 44-5701 **Professional Employer Organization Registration Act,** 48-2701 **Professional Landscape Architects** Act. 81-8.183.01 Prompt Payment Act, 81-2401 **Propane Education and Research** Act, 66-1601 Property And Casualty Actuarial **Opinion Act**, 44-7901 **Property and Casualty Insurance** Rate and Form Act, 44-7501 Property Tax Credit Act, 77-4209 **Protection from Domestic Abuse** Act. 42-901 **Pseudorabies Control and** Eradication Act, 54-2235 Psychology Practice Act, 38-3101 Public Accountancy Act, 1-105 **Public Elementary and Secondary** Student Fee Authorization Act, 79-2,125 **Public Entities Mandated Project** Charges Act, 70-1801 **Public Facilities Construction And** Finance Act, 72-2301 Public Funds Deposit Security Act, 77-2386 Public Guardianship Act, 30-4101 **Public Power Infrastructure** Protection Act, 70-2101 Public Protection Act, 28-1352 **Quality Assessment and** Improvement Act, 44-7201 Quality Child Care Act, 43-2601 **Quality Education Accountability** Act, 79-757

Quality Jobs Act, 77-4901 Radiation Control Act, 71-3501 Real Property Appraiser Act, 76-2201 Reclamation Act, 46-501 Records Management Act, 84-1201 **Reduced Cigarette Ignition** Propensity Act, 69-501 **Reinsurance Intermediary Act**, 44-5601 Relocation Assistance Act, 76-1214 **Remedial Action Plan Monitoring** Act, 81-15,181 **Reorganization of School Districts** Act, 79-432 **Residential Lead-Based Paint** Professions Practice Act, 71-6318 **Residential Mortgage Licensing** Act, 45-701 **Respiratory Care Practice Act**, 38-3201 Revised Airports Act, 3-201 **Revised Uniform Anatomical Gift** Act. 71-4824 Rights of the Terminally III Act, 20-401 **Risk Management and Own Risk** and Solvency Assessment Act, 44-9001 Risk Retention Act. 44-4401 **Rural Behavioral Health Training** and Placement Program Act, 71-5680 Rural Community-Based Energy Development Act, 70-1901 **Rural Economic Opportunities Act,** 77-5401 **Rural Health Systems and** Professional Incentive Act, 71-5650 **Rural Road Improvement District** Act. 39-1638 Safety of Dams and Reservoirs Act, 46-1601 School Employees Retirement Act, 79-901 Scrapie Control and Eradication Act. 54-2701 Securities Act of Nebraska, 8-1101

ACTS, NAMES OF –Cont'd Security, Privacy, and **Dissemination of Criminal** History Information Act, 29-3501 Seller-Assisted Marketing Plan Act, 59-1701 Sex Offender Commitment Act, 71-1201 Sex Offender Registration Act, 29-4001 Sexual Predator Residency Restriction Act. 29-4015 Shareholders Protection Act, 21-2431 Site and Building Development Act, 81-12,144 Small Business Innovation Act, 81-12.136 Small Employer Health Insurance Availability Act, 44-5223 Special Education Act, 79-1110 Sports Arena Facility Financing Assistance Act, 13-3101 Spousal Pension Rights Act, 42-1101 Standard Nonforfeiture Law for Individual Deferred Annuities. 44-407.10 Standard Nonforfeiture Law for Life Insurance, 44-407 Standard Valuation Act, 44-8901 Standardized Health Claim Form Act. 44-524 State Aeronautics Department Act, 3-101 State Boat Act, 37-1201 State Contract Claims Act, 81-8,302 State Electrical Act, 81-2101 State Employees Collective Bargaining Act, 81-1369 State Employees Retirement Act, 84-1301 State Government Effectiveness Act, 81-2701 State Government Recycling Management Act, 81-1183 State Guard Act, 55-201 State Hospital Survey and Construction Act, 71-2001

State Lottery Act, 9-801 State Miscellaneous Claims Act, 81-8.294 State Natural Gas Regulation Act, 66-1801 State Tort Claims Act, 81-8,209 State-Tribal Cooperative Agreements Act, 13-1501 Statewide Trauma System Act, 71-8201 Stem Cell Research Act, 71-8801 Step Up to Quality Child Care Act. 71-1952 **Structured Settlements Transfers** Protection Act, 25-3101 Student Discipline Act, 79-254 Student Diversity Scholarship Program Act, 85-9,177 Successor Asbestos-Related Liability Act, 25-21,283 Superintendent Pay Transparency Act. 79-2401 Surplus Lines Insurance Act, 44-5501 Tax Equalization and Review Commission Act, 77-5001 Tax Equity and Educational **Opportunities Support Act**, 79-1001 Tax Expenditure Reporting Act, 77-379 Tax Refund Setoff Act, 77-27,174 Taxpayer Transparency Act, 84-602.01 Telecommunications Relay System Act, 86-301 **Telemarketing and Prize** Promotions Act, 86-212 **Telephone Consumer Slamming** Prevention Act. 86-201 Teleworker Job Creation Act, 48-3001 The Interstate Bridge Act of 1959, 39-891 Third-Party Administrator Act, 44-5801 Title Insurance Agent Act, 44-19,106 Title Insurers Act. 44-1978 Tobacco Products Tax Act, 77-4001 Trade Secrets Act, 87-501

ACTS. NAMES OF –Cont'd Trademark Registration Act, 87-126 **Trail Development Assistance Act,** 37-1001 Transit Authority Law, 14-1801 **Transparency in Government** Procurement Act. 73-601 **Tuberculosis Detection and** Prevention Act, 71-3601 Unauthorized Insurers Act, 44-2001 **Unauthorized Insurers False** Advertising Process Act, 44-1806 **Unauthorized Insurers Process** Act, 44-2009 Unfair Cigarette Sales Act, 59-1501 **Unfair Discrimination Against** Subjects of Abuse in Insurance Act. 44-7401 **Unfair Insurance Claims Settlement** Practices Act, 44-1536 **Unfair Insurance Trade Practices** Act, 44-1521 Uniform Act on Fresh Pursuit, 29-416 **Uniform Act on Interstate** Arbitration and Compromise of Death Taxes. 77-3301 Uniform Act to Secure the Attendance of Witnesses from Without a State in Criminal Proceedings, 29-1906 Uniform Arbitration Act, 25-2601 **Uniform Child Abduction** Prevention Act, 43-3901 **Uniform Child Custody Jurisdiction** and Enforcement Act, 43-1226 Uniform Commercial Code, UCC 1-101 **Uniform Composite Reports as** Evidence Act, 25-12,115 Uniform Conflict of Laws Limitations Act. 25-3201 **Uniform Controlled Substances** Act, 28-401 Uniform Credentialing Act, 38-101 **Uniform Criminal Extradition Act,** 29-729 **Uniform Deceptive Trade Practices** Act, 87-301

- Uniform Declaratory Judgments Act, 25-21,149
- Uniform Deployed Parents Custody and Visitation Act, 43-4601
- Uniform Determination of Death Act, 71-7201
- Uniform Disposition of Unclaimed Property Act, 69-1301
- Uniform Divorce Recognition Act, 42-341
- Uniform Electronic Transactions Act, 86-612
- Uniform Environmental Covenants Act, 76-2601
- Uniform Federal Lien Registration Act, 52-1001
- Uniform Fraudulent Transfer Act, 36-701
- Uniform Interstate Enforcement of Domestic Violence Protection Orders Act, 42-932
- Uniform Interstate Family Support Act, 42-701
- Uniform Judicial Notice of Foreign Law Act, 25-12,101
- Uniform Mediation Act, 25-2930

Uniform Motor Vehicle Records Disclosure Act, 60-2901

- Uniform Partnership Act of 1998, 67-401
- Uniform Photographic Copies of Business and Public Records as Evidence Act, 25-12,112
- Uniform Premarital Agreement Act, 42-1001
- Uniform Principal and Income Act, 30-3116
- Uniform Property Act, 76-101 Uniform Reciprocal Transfer Tax Act, 77-2007.01
- Uniform Recognition of Acknowledgments Act, 64-201
- Uniform Rendition of Accused Persons Act, 29-3101
- Uniform Rendition of Prisoners as Witnesses in Criminal Proceedings Act, 29-3201
- Uniform Residential Landlord and Tenant Act, 76-1401

ACTS. NAMES OF –Cont'd **Uniform Simultaneous Death Act,** 30-121 Uniform Standard Code for **Manufactured Homes and** Recreational Vehicles, 71-4601 **Uniform Standard Code for Mobile** Home Parks, 71-4621 **Uniform State Tax Lien Registration and Enforcement** Act, 77-3901 **Uniform Statutory Rule Against** Perpetuities Act, 76-2001 **Uniform Testamentary Additions to** Trusts Act, 30-3601 Uninsured and Underinsured Motorist Insurance Coverage Act. 44-6401 Unmarked Human Burial Sites and Skeletal Remains Protection Act, 12-1201 Utilization Review Act, 44-5416 Veterinary Drug Distribution Licensing Act, 71-8901 Veterinary Medicine and Surgery Practice Act, 38-3301 Viatical Settlements Act, 44-1101 Vital Statistics Act, 71-601 Volunteer Emergency Responders Job Protection Act, 35-1401 **Volunteer Emergency Responders Recruitment and Retention** Act, 35-1301 Wage and Hour Act, 48-1201 Waste Reduction and Recycling Incentive Act, 81-15,158.01 Wastewater Treatment Facilities **Construction Assistance Act,** 81-15,147 Wastewater Treatment Operator Certification Act, 81-15,128 Water Service Regulation Act, 75-1001 Water Well Standards and Contractors' Practice Act, 46-1201 Weights and Measures Act, 89-182.01 Welfare Reform Act, 68-1708

Wellhead Protection Area Act, 46-1501 Wholesale Drug Distributor Licensing Act, 71-7427 Wildfire Control Act of 2013, 81-826 Young Adult Bridge to Independence Act, 43-4501 ACUPUNCTURISTS

See generally PROFESSIONS AND

OCCUPATIONS Licensure, See MEDICINE AND SURGERY PRACTICE ACT; 38-2001

ADC

See ASSISTANCE FOR CERTAIN CHILDREN

ADDRESS CONFIDENTIALITY ACT See generally VICTIMS Act, how cited, 42-1201 Definitions, 42-1203 **Findings**, 42-1202 Motor vehicle operator's license or commercial driver's license application, effect, 60-484 Prohibited acts, 42-1204 Rules and regulations, 42-1210 Secretary of State, duties, 42-1204, 42-1205, 42-1208, 42-1209, 42-1210 State identification card application, effect, 60-4,181 Substitute address, Application, certification, renewal, 42-1204 Application assistance, 42-1209 Forfeiture or cancellation, when, 42-1205 Use, when, 42-1206 Violation, penalty, 42-1204 Vote as early voter, authorized, 42-1207 ADJUTANT GENERAL See generally STATE OFFICERS AND **EMPLOYEES**

ADJUTANT GENERAL –Cont'd Agency, Nebraska Emergency Management, administer, 81-829.31, See also EMERGENCY MANAGEMENT AGENCY, NEBRASKA Appointment, 55-120, 55-121 Armories, acquisition of property, cities establish, 18-1002, 18-1003 Armories and rifle ranges, 55-132, 55-133 Assistants, 55-125, 55-126 Bond or insurance, 55-123, 55-126, 55-127, 81-111 Compensation, 55-121, 81-103 Conveyances, specific, 90-224, 90-227, 90-241, 90-245, 90-264 Court-martial, duties, See MILITARY JUSTICE, NEBRASKA CODE OF; 55-401 Department head, See MILITARY DEPARTMENT **Deputy**, 55-126 **Disbursing officer**, 55-123 **Emergency Management Act.** administer, 81-829.41 Federal duties, effect, 55-121, 55-124 Flag, provide when, 55-122.01 Fund, Military Department Cash, 55-131 Gifts, acceptance authorized, 55-131 Gratuities, acceptance by guard members, Adjutant General duties, 55-202, See also STATE GUARD ACT Military ceremonies, 55-122.01 Powers and duties, 55-102, 55-122, 55-122.01, 55-133, See also MILITARY CODE Property, trustee of, when, 55-131 Qualifications, 55-120, 55-121 **Reports**, 55-129 Seal, 55-128 State of emergency assistance programs, duties, 81-829.72 Term, 81-109 United States property and fiscal officer, 55-127

Veterans, discharge records, 23-1310

ADMINISTRATIVE PROCEDURE ACT See generally LEGAL PROCEDURE Act, how cited, 84-920 Contested cases. Agency record, 84-915.01 Appeal, 84-917 to 84-919 Cross-appeal, 84-917 Evidence, 84-914 Hearing, 84-913, 84-913.03 Hearing officer, restrictions on service, 84-913.04 Notice, 84-913 Orders. 84-915 Preconference hearing, 84-913.01 to 84-913.03 Procedure, 84-914 Transcript, 84-913 **Declaratory order, petition for, 84-**912.01 Definitions, 84-901 Ex parte communications, 84-914 Exemption, Tax Equalization and Review Commission, 84-912.03 Fund, Secretary of State Administration Cash, 84-907.03 Intent, 84-916 Intervention, petition for, 84-912.02 Rules and regulations, See also NEGOTIATED RULEMAKING ACT; 84-921 Adoption, time limitations and duties, 84-901.01 Not adopted within three years, Legislative standing committee, public hearing, 84-901.01 Adoption or amendment, procedure, 84-907, 84-907.09 Agency, utilization prior to approval, prohibited, 84-908 Investigation by Public Counsel, 81-8,245 Agency procedures, 84-905, 84-909 Agency record, 84-906.01 Agency status notification to Legislative Performance Audit

Committee, contents, 84-910

ADMINISTRATIVE PROCEDURE ACT -Cont'd Rules and regulations -Cont'd Approval by Governor, 84-908 Attorney General, duties, 84-205, 84-905.01 Declaratory judgment, 84-911 Distribution, 84-905 Docket of pending proceedings, 84-906.04 Effective, when, 84-908 Evidence, judicial notice of, 84-906.05 Explanatory statement and report, contents, 84-907.04 Filing with Secretary of State, 84-902 Hearing, when required, 84-907 Inspection, 84-902 Legislature, powers and duties. 84-901.01, 84-907.06, 84-907.07, 84-907.10 Model rules of procedure, preparation, 84-909.01 Negotiated Rulemaking Act, use, 84-919.01 Notice, 84-907.01 To Legislature, 84-907.06 Variance of rules from notice, 84-907.05 Presumption of validity, 84-906 Promulgation, time limitations and duties, 84-901.01 Public comments, solicitation, 84-906.02 Publication, 84-903 Repeal, 84-907, 84-907.09 Review by Attorney General, 84-905.01 Secretary of State, duties, 84-902, 84-906.03, 84-906.04, 84-907.02 Statute of limitation, contest of validity, 84-906 Updating requirements, 84-902 Validity, 84-906, 84-911 Variance from notice, 84-907.05

ADMINISTRATIVE SERVICES, DEPARTMENT OF

See generally STATE GOVERNMENT

Accounting division, Administrator, 81-1110, 81-1111 Assessment payments, procedure, 81-1110.05 Authorized, 81-1108 Bureaus, 81-1111 Fee schedule, 81-1110.03 Preaudits, 81-1111, 81-1111.01 Purpose, 81-1110.01 Actions between agencies, costs, 25-1808, 25-1809 Assessment payments, procedure, 81-1110.05 Bond or insurance, department officers, 81-111 Budget division, Administrator, 81-1112 Authorized, 81-1108 Powers and duties, 81-1113 to 81-1114, 81-1115 Purpose, 81-1112.01 Building division, state, Administrator, 81-1108.11 to 81-1108.14 Employees, 81-1108.20 Authorized, 81-1108.11 Centralization and coordination of real property, 81-1108.57 Conflict of interest, 81-1108.56 Definitions, 81-1108.10 Gifts and rebates prohibited. 81-1108.56 Powers and duties, 81-1108.15, 81-1108.16, 81-1108.20, 81-1108.22, 81-1114 Proposed real property gift to the state, review required, 81-1108.33 Purpose, 81-1108.54 Business hours, department, 81-113 Chief Negotiator, appointment, 81-1376 **Collection agency, contracts** authorized, 45-623 Compensation, 81-117 to 81-117.02 Contested cases, 84-917 to 84-919, See also ADMINISTRATIVE PROCEDURE ACT Contracts, See STATE GOVERNMENT

ADMINISTRATIVE SERVICES. **DEPARTMENT OF** –Cont'd Created, 81-101, 81-1103 Definitions, 81-1102 Deputies, appointment, 81-107 Director. Appointment, 81-102, 81-1103 Bond or insurance, 81-111 Compensation, 81-103, 81-1105 Financing agreements, approval, 81-1107 Powers and duties, 81-1107 to 81-1107.04.81-1109 Qualifications, 81-1104 Restrictions on office holding or employment, 81-108 Term, 81-109 **Director of Personnel**, appointment, 81-1303 Discount program, participation by state employees authorized, 81-1394 Divisions, Accounting division, this heading Administrators, 81-1108, 81-1108.01, 81-1110, 81-1111, 81-1303 Authorized, 81-1108 Budget division, this heading Building division, state, this heading Employee Relations, Division of, this heading Materiel division, this heading Personnel division, this heading Risk management and state claims division, this heading Transportation services bureau, this heading Duties, Consultants' Competitive Negotiation Act, Nebraska, 81-1702 Government health insurance programs and trust fund, plan required, 50-502 Information Technology Infrastructure Act, 86-501 State Employees Collective Bargaining Act, 81-1369

State Government Recvcling Management Act, 81-1183 Transparency In Government Procurement Act. 73-601 Web site of state contracts, 84-602.02 Electronic funds transfer, State employee wages, 81-1117.05 System, authorized, 77-2420, 81-1121 **Eminent domain, See EMINENT** DOMAIN Displaced persons, See RELOCATION ASSISTANCE ACT; 76-1214 Employee Relations, Division of, 81 1376, See also STATE EMPLOYEES COLLECTIVE BARGAINING ACT Employees, See also STATE OFFICERS AND EMPLOYEES Appointment, 81-107 Expenses, reimbursement from state, 81-1174 to 81-1182.01 Fees of state boards and agencies, issue warrants. 33-152 Ferguson House, sale prohibited, 90-271 Funds. Accounting Division Revolving Fund, 81-1110.04 Administrative creation, procedures, 81-1111.04 Capitol Buildings Parking Revolving Fund, 81-1108.17 Communications Revolving Fund, 81-1120.29 Data Systems Cash Fund, 86-566 Department of Administrative Services Revolving Fund, 81-1108.02 Expenditure, procedure, 81-104 Health and Life Benefit Administration Cash Fund, 84-1616 Imprest Payroll Distributive Fund, 81-1117.01 Information Management Revolving Fund, 81-1117 Interfund borrowing, 81-1107.05

ADMINISTRATIVE SERVICES. **DEPARTMENT OF** –Cont'd **Funds** –*Cont'd* Intergovernmental Data Services Program Revolving Fund, 86-567 Legal Services Fund, 25-1809 Master Lease Program Trust Fund, 81-1108.03 Materiel Division Revolving Fund, 81-1120 Personnel Division Revolving Fund, 81-1354.05 Petty cash fund, 81-104.01 **Public Safety Communication** System Revolving Fund, Nebraska, 81-11,105 Resource Recovery Fund, 81-1188 **Risk Management Administration** Cash Fund, 81-8,239.09 State Building Revolving Fund, 81-1108.22 State Emergency Capital Construction Contingency Fund, 81-1108.24, 81-1108.25 State Purchasing Card Distributive Fund, 81-1110.06 State Surplus Property Revolving Fund, 81-161.06 **Temporary Employee Pool** Revolving Fund, 81-1354.04 Training Revolving Fund, 81-1354.03 **Transportation Services Bureau** Revolving Fund, 81-1010 World Day on the Mall Cash Fund, 81-1327 Information, release of, 81-1117.02 to 81-1117.04 Intent, 81-1101 Investigatory powers, 81-119 Legal actions and proceedings between agencies, costs, 25-1808, 25-1809 Mailing requirements, Central mailing room, 81-164 to 81-171 Electronic postmark, 86-644

Materiel division. Bids, competitive, 81-161 to 81-161.02, See also BIDS AND BIDDING Branches, 81-1118 Central mailing room, 81-164 to 81-171 State purchasing bureau, Powers and duties, 81-1118.07 Purposes, 81-1118.06 Reverse auctions, authorized, 81-1118.07 Conflict of interest prohibited, 81-161.05 Contracts or leases, form, 81-162 Definitions, 81-145 Direct market purchases, establish criteria, 81-161.03 Established, 81-1118 Materiel administrator, 81-147 to 81-151 Powers and duties, 81-153, 81-1108, 81-1118 to 81-1118.07 Purposes. 81-1118.04 Requisitions, agencies present, 81-159 Standard specifications, 81-154 Meetings, open, See OPEN MEETINGS ACT; 84-1407 Mileage, reimbursement, 81-1176 Nepotism, prohibited, 49-1499.07 Oath, 81-110 Office of Chief Information Officer, Chief Information Officer, Appointment, 86-519 Duties. Division of communications and information management division, 81-1108, 81-1108.01, 81-1116, 81-1117 Network Nebraska, 86-5,100 Technology, See INFORMATION TECHNOLOGY **INFRASTRUCTURE ACT; 86-501** Communications, division of, 81-1120.03 Advisory boards, 81-1120.18 Applicability of law, 81-1120.24 Authorized, 81-1108

ADMINISTRATIVE SERVICES. **DEPARTMENT OF** –Cont'd **Office of Chief Information Officer** -Cont'd. Communications, division of -Cont'd Billing and charges system, 81-1120.22 Computer file data, release prohibited, when, 81-1117.02, 81-1117.03 Definitions, 81-1120.02 Director of Communications, 81-1120.03 Powers and duties, 81-1120.15, 81-1120.16, 81-1120.22 Emergency, Governor assume control, 81-1120.25 Established, 81-1120.03 Gifts, grants, or loans, accept, 81-1120.26 Intent, 81-1120.01 Investigations, 81-1120.16 Joint cooperation, 81-1120.20 Leases authorized, 81-1120.19 News agency function, prohibited, 81-1120.28 Powers and duties, 81-1120.17, 81-1120.19 Purchases authorized, 81-1120.19 Purpose, 81-1120.01 Use of communications system, 81-1120.27, 81-1120.28 Fund, Communications Revolving, 81-1120.29 Information management services division, 81-1116 to 81-1117 Administrator. Appointment, 81-1116 Salary, 81-1108.01 Authorized, 81-1108 Intergovernmental data services program, See INTERGOVERNMENTAL DATA SERVICES PROGRAM ACT; 86-550 Powers and duties, 81-1117 Purpose, 81-1116.02 Offices, location, 81-1106 Payments by electronic payment authorized, 81-118.01

Payments from the state, All payments, procedure, 81-1170.01 to 81-1171 Expense reimbursement, 81-1174 to 81-1182.01 Performance evaluation, noncode agency heads, 81-11,104 Personnel division, 81-1108, See also PERSONNEL SERVICE, STATE State employees, participation in employee discount program authorized. 81-1394 World Day on the Mall Cash Fund, 81-1327 Powers, administrative, 81-1311 Prison-made goods, 83-145, 83-148 to 83-150 Projects, procedures, 81-1711 Public records. Access, 84-712 to 84-712.09, See also PUBLIC RECORDS Settled claims, requirements, 84-713 Purchases, Materiel division, this heading Of goods and services, payment for, See PROMPT PAYMENT ACT; 81-2401 Of real property valued at \$10,000 or less, 81-1119 Receipts, treatment, 81-118 Records, Computer file data, release prohibited, when, 81-1117.02, 81-1117.03 Public records, this heading **Recycling program**, See STATE GOVERNMENT RECYCLING MANAGEMENT ACT; 81-1183 Reports. Financial, 81-1125.01 To the Legislature, electronic, requirements, 50-114.03 Requisitions, procedure, 81-159 **Risk management and state claims** division, 81-8,239.01, 81-1108 Rulemaking, See ADMINISTRATIVE PROCEDURE ACT; 84-901; NEGOTIATED RULEMAKING ACT; 84-921 Rules and regulations, 81-112

ADMINISTRATIVE SERVICES. **DEPARTMENT OF** –Cont'd Seal, 81-114 Securities, requirements for safekeeping, 81-120 Stone Office Building, rental rate, 81-1139.01 Subpoena power, civil investigations, 81-119 Surplus property sale, procedure, 81-161.04 Telecommunications system, use, 81-1120.27, 81-1120.28 Transportation services bureau, Chief, 81-1009, 81-1010 Created, 81-1008 Fund, Transportation Services Bureau Revolving, 81-1010 Motor vehicles, purchase and title, 81-1013 Passenger vehicles, purchase and title, 81-1018 Purposes, 81-1008.01 State vehicles, duties, 81-1011 to 81-1025 University of Nebraska, provide with purchase agreements, 81-154.01 Volunteers, payment authorized, 81-1182.01

ADOPTION

See generally CHILDREN AND MINORS Adopted children, health care coverage requirements, 44-799 Adoption agency, See CHILD-PLACING AGENCY Adoption records and information, Access, Heir of adopted person, when, 43-146.17 Restricted, exceptions. 43-113 Adopted person's rights, 43-130, 43-131 Agency or department, Assistance, 43-137, 43-146.10 Contact relatives, when, 43-140, 43-146.13 Fees, 43-141, 43-146.14

Information, acquire, 43-138, 43-146.11, 43-146.12 Reports required, 43-142, 43-146.15 Birth certificate, access, 43-129, 43-136, 43-146.03, 43-146.17 Death of biological parents, effect, 43-135, 43-146.09 Definitions, 43-119 to 43-123.01 Disclosures noted, 43-139, 43-146.12 Medical history records, 43-128, 43-146.02.43-146.17 Nebraska Industrial Home at Milford, 43-161 Nonconsent forms. Adoptive parents, 43-143 to 43-145 Biological parents, 43-106.02, 43-132 to 43-134, 43-146.06 to 43-146.08 Filing requirements, 43-146, 43-146.16 Relative consent forms, 43-124 to 43-127 Release of information, when, 43-146.05, 43-146.17 Request for information, form, 43-146.04, 43-146.17 Rules and regulations, 43-141, 43-146.14 Adoptive home study, when required, 43-102, 43-107 Adult child, eligible for adoption, when, 43-101 Agencies, licensing required, 43-701. See also CHILDREN'S RESIDENTIAL FACILITIES AND PLACING LICENSURE ACT; 71-1924 Appeal, 43-112 Appearance before judge, requirements, 43-108 Applicability of law for certain provisions, 43-146.01 Assistance, Interstate compact, 43-147 to 43-154 Juvenile in need of, placement with association or institution, effect, 43-297

ADOPTION –Cont'd Assistance -Cont'd Special needs children, Adoption expenses, reimbursement, 43-117.02 Assistance payments, Adoption assistance agreement, 43-118.02 Conditions, 43-118 Provided, when, 43-117, 43-1117.01 Terminate, when, 43-117.01, 43-117.03 State-subsidized guardianship for children, 43-117 Ward of state, adoption assistance payment, 43-118.01 Birth certificate, adoptive, 71-626 to 71-627.02, See also VITAL STATISTICS ACT Child born out of wedlock, Agency or attorney, duties, 43-104.10, 43-104.12, 43-104.14 Notice affidavit, 43-104.16 Appeal, 43-104.23 Biological father, Applicability of sections, 43-104.25 Consent required, when, 43-104.22 Identify and inform, 43-104.08, 43-104.12, 43-104.14 Notice to, 43-104.13 to 43-104.18 Pregnancy-related expenses, 43-104.01, 43-104.13 Registry, procedure, 43-104.02 Relinguishment and consent. when effective, 43-104.11 Biological father registry, Department, establish, 43-104.01 Notice of Objection to Adoption and Intent to Obtain Custody, 43-104.01 to 43-104.05 Adjudication of paternity, 43-104.05 Request for Notification of Intended Adoption, 43-104.01, 43-104.03 Biological mother, affidavit, 43-104.09, 43-104.10

Court. Jurisdiction, 43-104.05 Proceedings, priority, 43-104.24 Custody, determination, 43-104.22 Guardian ad litem, 43-104.05, 43-104.18 to 43-104.21 Hearing, 43-104.22 Order finalizing adoption without father's notification, 43-104.23 Petition, requirements, 43-104.17, 43-104.18 Child support, liability of parents discharged, 43-1404 **Communication or contact** agreements between birth and adoptive parents, Approval by court, 43-162 to 43-165 Attorney's fees, 43-165 Enforcement, 43-165 Failure to comply with court order, effect, 43-164 Guardian ad litem, 43-163 Compact, Interstate Compact for the Placement of Children, 43-1103 Consents to adoption, By association or institution, when, 43-297 By department, when, 43-906 Effect, 43-106.01 Required when, 43-104, 43-104.22, 43-105, 43-106 Substitute consents, 43-105 48-hour restriction, 43-104 Court jurisdiction, Child Custody Jurisdiction and Enforcement Act, Uniform, not applicable, 43-1228 Decree, Child born out of wedlock, 43-104.23 Conditions, content, 43-102, 43-109 to 43-111 Documents required before entry of decree, 43-107, 43-109 Eligibility, 43-101 Employment leave of absence for adoptive parent, 48-234 Fees, county court, 33-126.04 Filings made with clerk of the county court, 43-102

ADOPTION –Cont'd Foreign-born children, 43-104.07 **Foster care**, See FOSTER CARE **REVIEW ACT; 43-1301** Health care coverage requirements, 44-799 Hearing, 43-103 Child born out of wedlock, 43-104.22 Heir of adopted person, access to information, when, 43-146.17 Indian children, See INDIAN CHILD WELFARE ACT, NEBRASKA; 43-1501 Information between birth and adoptive parents, exchange contracts, 43-155 to 43-160 Inheritance, intestate succession, 30-2309, 43-106.01, 43-111 Investigation, 43-107 Jurisdiction, 24-517, 43-102, 43-295 Filings made with clerk of the county court, 43-102 Medical assessment of child, when, 43-117 Medical history, Contents, 43-107 Cultural history, 43-107 Requirements, 43-146.02 Military personnel, residency, 43-102.01 Nebraska Industrial Home at Milford, records, 43-161 Paternity claims, See also PATERNITY Action to establish, 42-733.01, 43-104.05, 43-512.02, 43-1411 to 43-1418 Effect on adoption, 43-104.01 to 43-104.05 Petition, Child born out of wedlock, 43-104.17, 43-104.18 Denial of, effect, 43-111.01 Foreign-born children, 43-104.07 Requirements, 43-102 Spouse required to join in, 43-101 Placement agency, See CHILD-PLACING AGENCY Placement of children, Department duties, 43-702 to 43-708 Employment leave of absence for adoptive parent, 48-234

Interstate compact, 43-1103 Requirements, 43-701, See also CHILD-PLACING AGENCY Violations, penalty, 43-709 Prior adoptions, validity, 43-115, 43-116 Relatives, contact, 43-140 Relinguishment of child, Effect, 43-106.01, 43-111 48-hour restriction, 43-104 Surrogate parenthood contracts, void, 25-21,200 Vital statistics, birth certificate, 71-626 to 71-627.02, See also VITAL STATISTICS ACT Ward of the state, adoption of, Assistance payment, 43-118.01 Consents to adoption by department, 43-906 Department case file, access by preadoptive and adoptive parents required, 43-107 Post-adoption case management and services, 71-824 ADULT GUARDIANSHIP AND **PROTECTIVE PROCEEDINGS** JURISDICTION ACT, NEBRASKA UNIFORM See generally FIDUCIARIES General provisions, Act. How cited, 30-3901 International application, 30-3903 Attorney's fees and witness fees, awarded, when, 30-3913 Courts. Communication between, 30-3904 Cooperation between, 30-3905 Taking testimony in another state, 30-3906 Definitions, 30-3902 Jurisdiction. Appropriate forum, 30-3912 Declined by reason of conduct, 30-3913

Definitions, 30-3907 Exclusive and continuing

jurisdiction, 30-3911 Exclusive basis, 30-3907 to 30-3915

ADULT GUARDIANSHIP AND PROTECTIVE PROCEEDINGS JURISDICTION ACT, NEBRASKA

UNIFORM –Cont'd Jurisdiction –Cont'd Notice of proceeding, 30-3914 Proceedings in more than one state, 30-3915 Requirements, 30-3909 Significant connection factors, 30-

3907 Special jurisdiction, 30-3910 Stay of proceedings, 30-3912, 30-3913, 30-3915

Miscellaneous provisions, Electronic Signatures in Global and National Commerce, effect, 30-3922

Transitional provision, 30-3923 Uniformity of application and construction, 30-3921

Registration and recognition of orders from other states,

Effect of registration, 30-3920 Registration of guardianship orders, filing required, 30-3918 Registration of protective orders, 30-

3919

Transfer of guardianship or conservatorship, Accepting transfer from another state, 30-3917

To another state, 30-3916

ADULT PROTECTIVE SERVICES ACT

See generally CRIMES AND OFFENSES Act, how cited, 28-348 Alleged abuse, neglect, or exploitation, Decision regarding entry into registry, 28-374.01 Notice, contents, 28-374.01 Right to amend or expunge, 28-374.01 Confidentiality, applicability of law, 28-382 Definitions, 28-350 to 28-371 Department, Powers and duties, 28-374

Transportation services for vulnerable adults, restrictions, 81-6,120 Information, release, penalty, 28-385 Intent, 28-349 Investigations, 28-373, 28-374 Law enforcement agencies, duties, 28-373 Liability, immunity under act, when, 28-375 Protective services, short-term, procedure, 28-387 Records. Access, 28-377 Amendment or expungement, Notice of rights, 28-374.01 Procedure, 28-380, 28-381 Name-change order, treatment, 28-376 Release, 28-378 **Registry, Adult Protective Services Central**, 28-376 Report of abuse, neglect, or exploitation. Failure to make, 28-384 Required, when, 28-372 Summary, 28-379 Toll-free number, 28-372 Treatment by spiritual means alone, not abuse, 28-383 Vulnerable adult, violations, penalties, Failure to report, 28-384 Knowing and intentional abuse, neglect, or exploitation, 28-386 Release of confidential information concerning, 28-385

ADVANCED DIRECTIVES

See generally HEALTH CARE Power of attorney, See POWER OF ATTORNEY FOR HEALTH CARE; 30-3401 Rights, See RIGHTS OF THE

TERMINALLY ILL ACT; 20-401

NURSE PRACTICE ACT

ADVANCED PRACTICE REGISTERED Occupant claiming title. NURSE PRACTICE ACT -Cont'd See generally PROFESSIONS AND **OCCUPATIONS** Act, how cited, 38-201 **Board of Advanced Practice** Registered Nurses, 38-167, See also CREDENTIALING ACT, UNIFORM Duties, 38-206 Members, qualifications, 38-205 Streets. Clinical nurse specialists, See CLINICAL NURSE SPECIALIST PRACTICE ACT: 38-901 Definitions, 38-203, 38-204 14-389 Department, powers and duties, 38-207 702.01 Fees, 38-211 Intent. 38-202 Licensure, See also CREDENTIALING ACT, UNIFORM; 38-101 Expiration, 38-210 Issuance, 38-207 ADVERTISING Qualifications, 38-208 Renewal, 38-209 Use of title, 38-212 Nurse anesthetists, See CERTIFIED REGISTERED NURSE ANESTHETIST PRACTICE ACT; 38-701 Nurse midwives, See MIDWIFERY PRACTICE ACT, CERTIFIED NURSE; 38-601 Nurse practitioners, See NURSE PRACTITIONER PRACTICE ACT; 38-2301 ADVERSE POSSESSION 69-2112 See generally REAL ESTATE Boundary compacts, effect on, Vol. 2 Appendix sections 1-114 and 1-123 87-301 Conveyance of property held adversely, 76-109 County property, valid against, when, 23-107 Highways and roads, acquisition **by**, 39-1327, 39-1702 Limitation of action, 25-202 Mortgage of property held adversely, 76-109 requirements, 9-831

Nebraska Statutes 2015 General Index

reimbursement for improvements and taxes, 76-301 to 76-311 Public grounds, acquisition prohibited by, 39-1404 Quiet title, 25-21,112 to 25-21,120, See also QUIET TITLE Statute of limitation, 25-202 Acquisition prohibited, 39-1404 Controlled-access. Cities of the metropolitan class, Cities of the primary class, 15-Tax deed, proof needed to defeat title, 77-1843 Testamentary disposition of property held adversely, 76-109 See generally TRADE PRACTICES **Billboards**, See BILLBOARDS Bingo, limitations, 9-241.08 Bridge or culvert, illegal posting, 39-807, 39-808 Campaign messages and materials, requirements, 49-1474.01, 49-1474.02 Career schools, authorized references, 85-1658 Condominiums, restrictions, 76-892 **Consumer Rental Purchase** Agreement Act, requirements, Deceptive or misleading, 28-1476 to 28-1478, See also DECEPTIVE TRADE PRACTICES ACT, UNIFORM; Employment practices, advertising limitations, 48-1115 False advertising, prohibited, 28-1476 to 28-1478 Food, false advertising prohibited, 81-2,285, See also PURE FOOD ACT, NEBRASKA Gambling, problem gambling prevention advertising,

ADVERTISING –Cont'd Gift enterprise, advertising material, 9-701 Graded eggs, requirements, 2-3511 Insurance, Restrictions, See UNAUTHORIZED INSURERS FALSE ADVERTISING PROCESS ACT; 44-1801 Uniform standards, See INTERSTATE INSURANCE PRODUCT **REGULATION COMPACT; 44-7801** Loans, installment, restrictions, 45-1020 Motor vehicle dealer, unlawful acts, 60-1411.03 Newspapers, sales and use tax exemption, when, 77-2704.07 Political campaign messages and materials, requirements, 49-1474.01, 49-1474.02 Road signs. Informational signs, 39-204 to 39-206 Regulation, 39-201.01 to 39-226, See also HIGHWAYS AND ROADS Tourist-oriented directional sign panels, 39-207 to 39-211, See also BILLBOARDS Roads, illegal posting on, 39-215, 39-221 Seller-assisted marketing plans, See Seller-Assisted Marketing PLAN ACT; 59-1730 Third-party administrator, approval **required**, 44-5806 Trade names, 87-208 to 87-219.01, See also TRADE NAMES **Trademarks**, See TRADEMARKS Viatical settlements, guidelines and standards, 44-1111 Zoning and planning, removal of advertising signs, 69-1701, 69-1702 AERONAUTICS DEPARTMENT ACT, STATE See generally STATE GOVERNMENT Act, how cited, 3-154

Actions. Between agencies, costs, 25-1808, 25-1809 Civil, party to, 3-115 Administration, 3-106 Aeronautics regulation, powers and duties. Air navigation facility, Acquisition by department, 3-141 to 3-145 Certificate of approval, 3-134 to 3-140 Aircraft license, certificate, or permit requirements, 3-129 to 3-131 Airports, Exclusive use right, prohibited, 3-121 Joint activities authorized, 3-143 License, requirements, 3-133 Power to lease or sell, 3-145 Regulation of, 3-128 Site. 3-133 **Airplanes**, See AIRPLANES Airports, See AIRPORTS Airways system, establish, 3-112 Appeal of department order, 3-140 **Appropriations**, See APPROPRIATIONS **Collection agency, contracts** authorized, 45-623 Commission, Nebraska Aeronautics. 3-104 Promote aviation, powers, 3-104 Compensation, 81-117 to 81-117.02 Contested cases, 84-917 to 84-919, See also ADMINISTRATIVE PROCEDURE ACT **Contract with Department of** Roads, 3-116 Contracts, See also STATE GOVERNMENT Authorized, 3-120, 3-125 Cooperation with other entities, 3-108. 3-123 Created, 3-103 Definitions, 3-101 **Director**, 3-103 Bond or insurance, 3-103 Powers and duties. 3-127 Eminent domain, See also EMINENT DOMAIN

AERONAUTICS DEPARTMENT ACT. STATE -Cont'd Eminent domain -Cont'd Authorized, 3-141, 3-142, 3-144 Displaced persons, See RELOCATION ASSISTANCE ACT; 76-1214 **Employees**, See also STATE OFFICERS AND EMPLOYEES Appointment, 3-127 Enforcement, 3-116 Engineering and technical services, availability, 3-113 **Fees.** 3-146 Funds. Aircraft Fuel Tax Fund, 3-148 Department of Aeronautics Cash Fund, 3-126 Department of Aeronautics Trust Fund, 3-156 Expenditures, 3-107 Petty cash fund, 81-104.01 Gifts, conditions, 3-124 Grant funds, recovery, 3-107 Hearings, 3-117, 3-118 Investigations, 3-117 Legal actions and proceedings between agencies, costs, 25-1808, 25-1809 Legislation, draft and recommend, 3-114 Mailing requirements, Central mailing room, 81-164 to 81-171 Electronic postmark, 86-644 Meetings, open, See OPEN MEETINGS ACT: 84-1407 Mileage, reimbursement, 81-1176 Office, 3-106 Payments by electronic payment authorized, 81-118.01 Powers, 3-107, 3-109, 3-128, 81-1311 Property. Acquisition, 3-141 Disposition, Procedure, 3-155 Proceeds, 3-156 Lease, 3-157 Public records, Access. 84-712 to 84-712.09. See also PUBLIC RECORDS

Settled claims, requirements, 84-713 Purchase of goods and services, payment for, See PROMPT PAYMENT ACT; 81-2401 Purpose, 3-102 Receipts, treatment, 81-118 Records. Public records, this heading **Recycling program**, See STATE GOVERNMENT RECYCLING MANAGEMENT ACT; 81-1183 Reports. To federal government, 3-108 To the Legislature, electronic, requirements, 50-114.03 Requisitions, procedure, 81-159 Rulemaking, See ADMINISTRATIVE PROCEDURE ACT; 84-901; NEGOTIATED RULEMAKING ACT; 84-921 Rules and regulations, 3-105, 3-109 to 3-111 Seal, 3-105 Securities, requirements for safekeeping, 81-120 State aircraft. Purchase and sale authorized, 3-106. 3-159 Use, report, 3-106 Surplus property sale, procedure, 81-161.04 Violations, penalties, 3-152 Volunteers, payments authorized, 81-1182.01 AFFIRMATIONS AND OATHS See OATHS AND AFFIRMATIONS **AFFIRMATIVE ACTION** See generally CIVIL RIGHTS Affirmative action or discrimination prohibited in public employment, public education, or public contracting, Article I, section 30, Constitution of Nebraska Housing, required, 20-323, See also FAIR HOUSING ACT, NEBRASKA

AFFIRMATIVE ACTION –Cont'd Postsecondary education, student diversity scholarships, See STUDENT DIVERSITY SCHOLARSHIP PROGRAM ACT; 85-9,177 Schools, compliance with federal and state law, 79-849, 85-1533 State personnel, 81-1355 to 81-1368 AFFORDABLE HOUSING ACT, NEBRASKA See generally HOUSING Act. How cited, 58-701 Intent, 58-702 Assistance. Eligible activities, 58-706 Projects, selection, 58-708 Qualified recipients. 58-707 Recapture funds, when, 58-708 Committee, housing advisory, 58-704 Department, duties, 58-705, 58-708 to 58-711 Documentary stamp tax, use of proceeds, 76-903 Fund, Affordable Housing Trust, Created, 58-703 Information on fund in report, 58-711 Use. 58-703 Rules and regulations, 58-709 AFFORDABLE INSURANCE EXCHANGE See generally HEALTH CARE PLANS Navigators, regulation, See HEALTH INSURANCE EXCHANGE NAVIGATOR **REGISTRATION ACT; 44-8801** State-based recommendations and transparency for implementation and operation of the exchange, See EXCHANGE TRANSPARENCY ACT, NEBRASKA; 44-

8701

AGE DISCRIMINATION

See DISCRIMINATION

AGE DISCRIMINATION IN EMPLOYMENT ACT

See generally DISCRIMINATION Act, how cited, 48-1001 Acts prohibited, 48-1004 Applicability, 48-1003 Commission, Equal Opportunity, powers, 48-1007, 48-1008 Complaint, procedure, 48-1008 Definitions, 48-1002 Enforcement, 48-1007, 48-1008 **Exemptions.** 48-1003 Government, actions against, authorized, 48-1010 Inapplicable to Indian tribes, 48-1002 Intent. 48-1001 Investigation, 48-1008 **Remedies**, 48-1009 Violations, penalty, 48-1005 Written charge, procedure, 48-1008

AGE OF MAJORITY See generally CIVIL RIGHTS Abstracter, requirement for registration, 76-542 Alcohol purchases, minor defined, 53-103.23 Benefit contract prior to age of majority, effect, 44-1090 Children, See CHILDREN AND MINORS Contract, power to, when, 43-2101 Credentialing Act, Uniform, requirement for license, certificate, or registration, 38-120 Defined, general definition, 43-2101 Elections. Requirement for holding office, 32-602 Voting qualifications, Article VI, section 1, Constitution of Nebraska, 32-312 Emancipation of minor, when, 43-2101 Fingerprints, filing, 43-252 Foster care, age of majority, effect,

43-285 Handicapped persons, Special Education Act, standing to request hearing, 79-1162

AGE OF MAJORITY -Cont'd Health professions, requirement for license, certificate, or registration, 38-129 Insurance, Benefit contract prior to age of majority, effect, 44-1090 Consultant's license, requirement, 44-2621 Juvenile. Defined for Nebraska Juvenile Code, 43-245 Ward of the state, age of majority, effect, 43-285, 43-289 Lease, power to enter into, when, 43-2101 Legal custody of Department of Health and Human Services, effect. 43-905 Liquor Control Act, Nebraska, minor defined, 53-103.23 Marriage, effect, 43-2101 Medical treatment, minor's power to consent to, when, 30-2604 Minor. defined. Declaration of person as minor, 43-2101 Liquor, 53-103.23 Obscenity, 28-807 Shoplifting, 25-21, 194 Mobile home parks, adult resident, defined, 76-1494 Natural Resources Commission, Nebraska, requirement for membership, 2-1504 Obscenity, minor defined, 28-807 **Residential facilities. state** institutions, commitment to, Age of majority, effect on commitment. 83-388 Application for admission, 83-383 Cost of care, age of majority, effect, 83-367 Relative, defined, 83-363 Shoplifting, minor defined, 25-21.194 Social services, age of majority, effect on services, 43-285, 43-905

Eligibility for continued services, conditions, See YOUNG ADULT BRIDGE TO INDEPENDENCE ACT; 43-4501 Special Education Act, standing to request hearing, 79-1162 Voting, Aiding unlawful voting by minor, 32-1532 Challenge for underage, 32-931 Register to vote, Article VI, section 1, Constitution of Nebraska, 32-312 Underage voting, penalty, 32-1530 Workers' compensation dependent benefits. 48-124 AGENTS AND AGENCY **Insurance**, See INSURANCE Legal actions, See SERVICE OF PROCESS Power of attorney, See POWER OF ATTORNEY Real estate transactions, See REAL ESTATE BROKERS AND SALESPERSONS AGING AND DISABILITY RESOURCE CENTER DEMONSTRATION PROJECT ACT See generally SOCIAL SERVICES Act. How cited, 68-1111 Purpose, 68-1113 Area agency on aging, Reimbursement, 68-1119 Submit proposal, 68-1117 Definitions, 68-1114 Demonstration projects, Grants for, 68-1115 Proposals, 68-1117 Selection. 68-1118 Services provided, 68-1116 **Findings**, 68-1112 Grants, 68-1115 Reimbursement, 68-1119 **Report**, 68-1118 Services provided, 68-1116

AGING POPULATION See SENIOR CITIZENS

AGRICULTURAL LANDS

See generally AGRICULTURE Agritourism, promotion of, See AGRITOURISM PROMOTION ACT, NEBRASKA; 82-601 Aliens, right to hold property, 4-107 Cities and villages, Annexation, limitations, 15-106.02, 16-117.17-405.01 Improvement district, assessment deferral, 19-2428 to 19-2431 Condemnation, power lines, route, 76-710.03 Conservation measures, See ENVIRONMENTAL PROTECTION Drainage. See DRAINAGE **Eminent domain**, See EMINENT DOMAIN Entity interest, reports required, 76-1520 to 76-1524 Equipment, See AGRICULTURAL MACHINERY AND EQUIPMENT Farm operations, not a nuisance, when, See RIGHT TO FARM ACT, NEBRASKA; 2-4401 Fences, See FENCES Fertilizers, See FERTILIZERS Foreclosure, homestead redemption, when, See FARM HOMESTEAD PROTECTION ACT; 76-1901 **Global positioning**, See PLANE COORDINATE SYSTEM ACT, NEBRASKA; 76-2501 Grain warehouse, not a nuisance, when, See RIGHT TO FARM ACT. NEBRASKA; 2-4401 Greenbelt, special valuation for taxation, 77-1343 to 77-1347.01 Haying on highway right-of-way, permit, 39-1359.01 Hunting permit exemption, owner or operator, 37-403 Irrigation, See IRRIGATION Land-management burning, 81-520.02 to 81-520.05 Liens, See LIENS

Livestock, See LIVESTOCK Mediation, See FARM MEDIATION ACT; 2-4801 Migrant workers, See LABOR AND **EMPLOYMENT** Name, registration of, 23-1313 Nonstock cooperative marketing company, members, eligibility, 21-1406 Ownership of, Corporate restrictions in Article XII, section 8. Constitution of Nebraska, found unconstitutional in Jones v. Gale, 470 F. 3d 1261, 2006 Aliens, right to hold property, 4-107 Corporate farming and ranching, study in light of court rulings, 50-446 to 50-448 Entity interest, reports required, 76-1520 to 76-1524 Farm land companies. See COOPERATIVE CORPORATIONS School land. See SCHOOL FINANCE Trusts. See also TRUSTS AND TRUSTEES Reports required, 76-1520 to 76-1524 Restrictions, 76-1507 to 76-1516 Possession of, not notice to creditors and purchasers, when, 76-238 Predator destruction by farmer or rancher, 37-559 Mountain lion, actions authorized, 37-472 Production from, See AGRICULTURAL PRODUCTS Railroad lands, lease of, See AGRICULTURAL SUPPLIERS LEASE PROTECTION ACT; 2-5501 Rental information, 81-2,164 School land, See SCHOOL FINANCE Soil, See SOIL Taxation of, Assessment, See ASSESSMENT AND EQUALIZATION Procedure, See REAL PROPERTY TAX Special assessments, deferral, 19-2428 to 19-2431

AGRICULTURAL LANDS –Cont'd Water wells, landowner rights, 46-1227.01 Weeds, See WEEDS Zoning regulations, 19-903, 23-114 to 23-114.05

AGRICULTURAL LIMING

MATERIALS ACT See generally FERTILIZERS Act, how cited, 2-4301 Agricultural liming material, Delivery slip, 2-4320 Labeling requirements, 2-4320 Registration, application, 2-4322 Sale, 2-4321 Definitions, 2-4302 to 2-4318.01 Department of Agriculture, Director, powers and duties, 2-4323, 2-4325 Report, 2-4323 Distributor, license, 2-4322 Enforcement, 2-4325, 2-4326, 2-4327 Fees. Administrative, 2-4323 Disbursement, 2-4324 Inspection, 2-4323 License, 2-4322 Fund, Fertilizers and Soil **Conditioners Administrative,** 81-2.162.27 Inspections, 2-4325 Manufacturer, license, 2-4322 **Registration requirements**, 2-4322 Retailer. License, 2-4322 Tonnage report, 2-4323 Rules and regulations, 2-4319 Violations, penalty, 2-4327 AGRICULTURAL MACHINERY AND

EQUIPMENT See generally AGRICULTURE Agricultural floater-spreader

implement, weight limit exception, speed limit, 60-6,294.01 Binder twine, labeling, 69-1101, 69-

1102

Farm trucks and implements and covered farm vehicles, exempt from certain federal motor carrier regulations, when, 75-363 Height restrictions, 60-6,289 Length restrictions, 60-6,290 Exceptions, permit requirements, 60-6,297, 60-6,298 Motor fuel, agricultural use, exempt from taxes, claim for refund, 66-726, See also MOTOR FUEL TAXES **Registration requirements**, See MOTOR VEHICLE REGISTRATION ACT; 60-301 Retailers of equipment, Equipment hauler, act as dealer representative, conditions, 60-6.382 Regulation, See EQUIPMENT **BUSINESS REGULATION ACT; 87-**701 Retail farm implements, 69-1501 to 69-1504 Sales and use tax exemption, Purchase or rental, 77-2704.36 Repair or replacement parts, 77-2704.64 Refund of tax paid prior to exemption, 77-27008.01 Tractor tests, Application, 2-2701 Board of Regents, powers and duties, 2-2702 Claims, limitations of action, 2-2701. 2-2710 Definitions. 2-2701.01 Department of Agriculture, 2-2711 Enforcement, 2-2711 Fees, 2-2705, 2-2705.01 Funds. Tractor Permit Cash Fund, 2-2705.01 University of Nebraska Tractor Test Cash Fund, 2-2705 Order of testing, 2-2709 Penalties, 2-2708, 2-2710 Permits, Sales, 2-2701.02, 2-2706 Supplemental, 2-2703.01

AGRICULTURAL MACHINERY AND **EQUIPMENT** –*Cont'd* **Tractor tests** –*Cont'd*. Permits –*Cont'd* Temporary, 2-2701 Report, publication, 2-2707 Repurchase of tractor required, when, 2-2701 Results, 2-2703, 2-2708 Sales and use tax exemption, eligibility, 2-2701 Specifications, failure to meet, effect. 2-2706 Traffic regulations, See RULES OF THE ROAD, NEBRASKA; 60-601 Trailers, farm, certificate of title, not required, 60-137 Weight restrictions, 60-6,294 to 60-6.301 Exceptions, 60-6,294.01, 60-6,301 Overweight, permit conditions, 60-6,298, 60-6,300 Width restrictions, 60-6,288 Exceptions, permit requirements, 60-

AGRICULTURAL ORGANIZATIONS

6,297, 60-6,298

See generally AGRICULTURE Organizations, Appropriations, 2-2812 Associations, agricultural, Audit by Auditor of Public Accounts, when, 84-304 Fees, waived, 2-2004 Formation, 2-2001 Statement, annual, 2-2002, 2-2003 Attorney General, duties, 2-2802 Checkoff boards, See CHECKOFF BOARDS Crop Improvement Association, Nebraska, 2-2808 Dairymen's Association, Nebraska, 2-2804 Filings, 2-2802 Home Economics Association of Organized Agriculture, Nebraska, 2-2807 List of gualifying organizations, 2-2803

Livestock Feeders and Breeders Association, Nebraska, 2-2806 Nebraska Rural Rehabilitation Corporation, dissolved, 2-2101 Potato Council, Nebraska, 2-2811 Poultry Improvement Association, Nebraska, 2-2810 Purpose, 2-2801 Western Nebraska Organized Agriculture Association, 2-2809 Societies, County, See COUNTY AGRICULTURAL SOCIETY ACT: 2-250 State Horticultural Society, Appropriation, 2-2812 Organizational requirements, 2-2802 Purpose of society, 2-2801, 2-2805 AGRICULTURAL PRODUCTS See generally AGRICULTURE Beans, See GRAIN Bees, See APIARY ACT, NEBRASKA; 81-2.165 Biodiesel facility investment credit, 77-27,236 Business development, See ECONOMIC DEVELOPMENT Investment incentive, See NEBRASKA ADVANTAGE RURAL DEVELOPMENT ACT; 77-27,187 Tax credit, See NEBRASKA ADVANTAGE MICROENTERPRISE TAX CREDIT ACT; 77-5901 **Checkoffs,** See CHECKOFF BOARDS Cooperative marketing associations. See NONSTOCK COOPERATIVE MARKETING ACT; 21-1401 Dairy, See DAIRIES AND DAIRY PRODUCTS Eggs, See GRADED EGG ACT, NEBRASKA: 2-3501 Ethanol, See ETHANOL DEVELOPMENT ACT; 66-1330 Feed. Manufacture regulations, See COMMERCIAL FEED ACT; 54-847 Sales and use tax exemption, 77-2704.41

AGRICULTURAL PRODUCTS –Cont'd Fertilizers, See FERTILIZERS Fish production, See AQUACULTURE Food, See FOOD Inspection, See MEAT AND POULTRY INSPECTION LAW, NEBRASKA; 54-1901; POTATO INSPECTION ACT, NEBRASKA; 2-1813 Organic, See ORGANIC FOOD **Gasohol**, See MOTOR FUELS Grain, See GRAIN Grapes. Wine, this heading Industrial hemp, pilot program, 2-5701 Insect pests, See INSECT PESTS AND PLANT DISEASES Irrigation, See IRRIGATION Labor, See AGRICULTURE Liens, See LIENS Livestock, See LIVESTOCK Marketing, Checkoffs, See CHECKOFF BOARDS Commodities, See COMMODITY CODE; 8-1701 Cooperative marketing associations, See NONSTOCK COOPERATIVE MARKETING ACT; 21-1401 Coops, See COOPERATIVE CORPORATIONS Department of Agriculture activities, See AGRICULTURAL PRODUCTS MARKETING ACT, NEBRASKA; 2-3801 Grain, See GRAIN Livestock, See LIVESTOCK Organic food, See ORGANIC FOOD Price and market conditions, information, 81-2,164.01 Nurseries and nursery stock, See NURSERIES AND NURSERY STOCK Pesticides, See PESTICIDES Plants. Diseases, See INSECT PESTS AND PLANT DISEASES Nurseries, See NURSERIES AND NURSERY STOCK; PLANT PROTECTION AND PLANT PEST ACT: 2-1072 Potatoes, See POTATOES

Poultry, See LIVESTOCK Price and market conditions, information, 81-2,164.01 Production inputs, See LIENS Promotion and development program, 2-3815 Sale of, regulation, See COMMODITY CODE; 8-1701 Secured transactions, 52-1301 to 52-1322, See also SECURED TRANSACTIONS Seeds. Corn, hybrid, 81-2,155 to 81-2,157 Liens, 52-1201 to 52-1205 Financing statement, continuation statement required, when, 52-2201 Potatoes, 2-1812, 2-1815 Sale, regulation, See SEED LAW, NEBRASKA; 81-2,147 State-certified, 81-2,149 to 81-2,154 Potatoes, Nebraska Certified, 2-1815 Taxation, constitutional provisions, Article VIII. section 10. Constitution of Nebraska Soil, See SOIL Taxation of grain and seed, Article VIII, section 10, Constitution of Nebraska Veterinarians, See VETERINARIANS Wine, See also LIQUOR CONTROL ACT, NEBRASKA; 53-101 Farm wineries, 53-123.10 to 53-123.13, 53-171 Grapes, excise tax, 2-5601 to 2-5604 Violation, penalty, 2-5605 Promotion of, See GRAPE AND WINERY BOARD, NEBRASKA; 53-30 Sampling, 53-123.02, 53-123.04 Wineries, promotional payments required, 53-304 AGRICULTURAL PRODUCTS MARKETING ACT, NEBRASKA See generally AGRICULTURAL PRODUCTS

Act, How cited, 2-3801

AGRICULTURAL PRODUCTS MARKETING ACT, NEBRASKA

-Cont'd Act -Cont'd How construed, 2-3809 Contracts, authorized, 2-3810 Definitions, 2-3803 to 2-3807 Department of Agriculture, powers and duties, 2-3808 Fund, Nebraska Agricultural Products Marketing Cash, 2-3812 Intent, 2-3802

AGRICULTURAL SUPPLIERS LEASE PROTECTION ACT

See generally AGRICULTURAL LANDS Act. Applicability, 2-5507 How cited, 2-5501 Appeal, 2-5504, 2-5505 Definitions, 2-5503 Department of Agriculture, duties, 2-5504 to 2-5506 Fund, Agricultural Suppliers Lease Protection Cash, 2-5508 Hearings, 2-5504, 2-5505 Intent, 2-5502 Railroad land, Agricultural tenant, rights, 2-5504 Right of first refusal, 2-5505 Lease renewal, 2-5504 Substantial improvements, 2-5505 Right of first refusal, statute of limitation, 2-5507

AGRICULTURE

See generally BUSINESS AND COMMERCE

Associations, agricultural, See AGRICULTURAL ORGANIZATIONS

Carbon sequestration, See CARBON SEQUESTRATION: 2-5301

Career in farming, incentives, See BEGINNING FARMER TAX CREDIT ACT; 77-5201

Checkoff boards, See CHECKOFF BOARDS **Climate Assessment Response** Committee. Created, 2-4901 Duties, 2-4902 Meetings, 2-4901 Report, 2-4902 Community gardens, See COMMUNITY GARDENS ACT; 2-301 **Conservation, See ENVIRONMENTAL** PROTECTION Cooperative companies, Authorized, Article XII, section 1, Constitution of Nebraska Cooperative farm land companies, 21-1333 to 21-1339, See also COOPERATIVE CORPORATIONS Cooperative marketing associations See NONSTOCK COOPERATIVE MARKETING ACT: 21-1401 Corporations, See COOPERATIVE CORPORATIONS Corporations, nonprofit, refunding debentures, 2-1301, 2-1302 Department, See AGRICULTURE, DEPARTMENT OF Economic development, See ECONOMIC DEVELOPMENT Emissions trading programs, 81-1505, 81-1505.04 Entomologist, State, 2-1090 Environmental protection, See ENVIRONMENTAL PROTECTION Equipment, See AGRICULTURAL MACHINERY AND EQUIPMENT Experiment stations, 85-145, 85-146 Extension, county, Appropriation referendum, 2-1604 Authorization, 2-1601, 2-1602 Budget, 2-1606 Farm operator, defined, 2-1605 Joint board, 2-1607, 2-1608 Joint organizations, membership in county retirement system, 2-1608 Society, Formation, 2-1603 Report, 2-1606 Fairs, See FAIRS AND EXPOSITIONS Fences. See FENCES Fertilizers, See FERTILIZERS

AGRICULTURE –Cont'd Foreclosure of farm, homestead redemption, when, See FARM HOMESTEAD PROTECTION ACT; 76-1901 Horseracing, See HORSERACING Irrigation, See IRRIGATION Labor, Contractors, See FARM LABOR CONTRACTORS ACT; 48-1701 Generally, See LABOR AND EMPLOYMENT Migrant workers, See LABOR AND EMPLOYMENT Workers' compensation insurance required, when, 48-106 Laboratories, Performance of laboratory services by department. 81-2.293 Regulation of, See SOIL AND PLANT ANALYSIS LABORATORY ACT, NEBRASKA; 2-3101 Land, See AGRICULTURAL LANDS Liens. See LIENS Livestock, See LIVESTOCK Loans, See INVESTMENT FINANCE AUTHORITY ACT, NEBRASKA; LOANS: 58-201 Machinery, See AGRICULTURAL MACHINERY AND EQUIPMENT Mediation, See FARM MEDIATION ACT; 2-4801 Natural resources, See NATURAL RESOURCES **Organizations**, See AGRICULTURAL ORGANIZATIONS **Products, See AGRICULTURAL** PRODUCTS Promotion and development, See ECONOMIC DEVELOPMENT Research and extension centers, Employees, 85-214 Funds, use of, 85-213, 85-215 Agricultural Products Research Fund, Nebraska, 81-1278 to 81-1280 Industrial hemp, pilot program, 2-5701 Location, 85-201 to 85-208

Right to farm, See RIGHT TO FARM ACT, NEBRASKA; 2-4401 **Rural Rehabilitation Corporation**, Nebraska, dissolution, Director of Agriculture, duties, 2-2102 to 2-2107 Duties, transferred from state rural rehabilitation corporations, 2-2101 Societies, agricultural, See AGRICULTURAL ORGANIZATIONS Soil. See SOIL Soil and water conservation. See ENVIRONMENTAL PROTECTION State Fair, Nebraska, See STATE FAIR, NEBRASKA Taxation of grain and seed, Article VIII, section 10, Constitution of Nebraska Testing centers for crops and soil, 85-216 to 85-220 **Veterinarians**, See VETERINARIANS Weeds, See WEEDS AGRICULTURE. DEPARTMENT OF See generally STATE GOVERNMENT Actions between agencies, costs, 25-1808, 25-1809 Animal disease prevention, powers and duties, 54-701 to 54-705 Assessment matrix for county zoning decisions, 81-2,294 Bureau of Animal Industry, 81-202 Business hours, 81-113 Collection agencies, contracts authorized, 45-623 Compensation, 81-117 to 81-117.02 Contested cases, 84-917, 84-918, See also ADMINISTRATIVE PROCEDURE ACT Contracts, See STATE GOVERNMENT Created, 81-101 Deputies, appointment, 81-107 Director. Appointment, 81-102 Bond or insurance, 81-111 Compensation, 81-103 Restrictions on office holding or employment, 81-108 Term, 81-109

AGRICULTURE, DEPARTMENT OF -Cont'd Divisions, Division of Potato Development, 2-1802 Division of Poultry and Egg Development, Utilization, and Marketing, 2-3402 Division of Weights and Measures, 89-1,102.01 Duties. Agricultural Liming Materials Act, 2-4301 Agricultural Products Marketing Act, Nebraska, 2-3801 Agricultural Suppliers Lease Protection Act, 2-5501 Animal Importation Act, 54-784.01 Anthrax Control Act, 54-764 Apiary Act, Nebraska, 81-2,165 Bovine Brucellosis Act, Nebraska, 54-1367 Bovine Tuberculosis Act, 54-706.01 Buffer Strip Act. 2-5101 Commercial Dog and Cat Operator Inspection Act, 54-625 Commercial Feed Act, 54-847 Commercial Fertilizer and Soil Conditioner Act, Nebraska, 81-2.162.22 Competitive Livestock Markets Act, 54-2601 Dog and Cat Purchase Protection Act. 54-644 Domesticated Cervine Animal Act, 54-2302 Farm Mediation Act. 2-4801 Food Supply Animal Veterinary Incentive Program Act, 54-501 Graded Egg Act, Nebraska, 2-3525 Livestock Auction Market Act, 54-1156 Livestock Dealer Licensing Act, Nebraska, 54-1701 Livestock Growth Act, 54-2801 Livestock Sellers Protective Act. Nebraska, 54-1801 Meat and Poultry Inspection Law, Nebraska, 54-1901 Milk Act, Nebraska, 2-3965

Noxious Weed Control Act, 2-945.01 Pesticide Act. 2-2622 Plant Protection and Plant Pest Act, 2-1072 Potato Development Act, Nebraska, 2-1801 Potato Inspection Act, Nebraska, 2-1813 Poultry and Egg Resources Act, Nebraska, 2-3401 Pseudorabies Control and Eradication Act. 54-2235 Pure Food Act, Nebraska, 81-2.239 Rangeland Grasshopper Control Act, Nebraska, 2-1066 Scrapie Control and Eradication Act. 54-2701 Seed Law, Nebraska, 81-2,147 Soil and Plant Analysis Laboratory Act, Nebraska, 2-3101 Swine Brucellosis Act, Nebraska, 54-1348 Weights and Measures Act, 89-182.01 Eminent domain, See EMINENT DOMAIN Displaced persons, See RELOCATION ASSISTANCE ACT; 76-1214 **Employees,** See STATE OFFICERS AND **EMPLOYEES** Entomologist, State, 2-1090 Funds. Agricultural Laboratory Testing Services Cash Fund, 81-2,293 Agricultural Products Marketing Information Cash Fund, 81-2.164.03 Animal Damage Control Cash Fund, 81-2,237 Expenditure, procedure, 81-104 Management Services Expense Revolving Fund, 81-201.04 Petty cash fund, 81-104.01 Weed Book Cash Fund, 81-201.05 Gifts used for agricultural marketing activities, 81-2,164.03 Information, provide, 81-2,163 Bureau, 81-2,164.02

AGRICULTURE, DEPARTMENT OF -Cont'd Information, provide -Cont'd Price and market conditions. 81-2.164.01 Rental information, 81-2,164 Investigations, Powers, 81-119 Undercover drivers' licenses, 60-480.01 Undercover license plates, 60-3,135 Laboratories. Performance of laboratory services by department, 81-2,293 Regulation of, See SOIL AND PLANT ANALYSIS LABORATORY ACT, NEBRASKA; 2-3101 Legal actions and proceedings between agencies, costs, 25-1808, 25-1809 Mailing requirements, electronic postmark, 86-644 Meetings, open, See OPEN MEETINGS ACT; 84-1407 Mileage, reimbursement, 81-1176 Nepotism, prohibited, 49-1499.07 Oath, 81-110 Office services, powers, 81-201.03, 81-201.04 Payments by electronic payment authorized, 81-118.01 **Powers**, 81-201, 81-1311 Public records, Access, 84-712 to 84-712.09, See also PUBLIC RECORDS Settled claims, requirements, 84-713 **Publications, fees,** 81-2,164.03 Purchase of goods and services, payment for, See PROMPT PAYMENT ACT; 81-2401 Receipts, treatment, 81-118 Records. Public records, this heading **Recycling program**, See STATE GOVERNMENT RECYCLING MANAGEMENT ACT; 81-1183 Reports to the Legislature, electronic, requirements, 50-114.03 Requisitions, procedure, 81-159

Rulemaking, See ADMINISTRATIVE PROCEDURE ACT; 84-901; NEGOTIATED RULEMAKING ACT; 84-921 Rules and regulations, 81-112, 81-201 Seal. 81-114 Securities, requirements for safekeeping, 81-120 State Entomologist, 2-1090 State resources and industries, publicity, 81-2,163 State Veterinarian, 81-202 to 81-202.02 Subpoena power, civil investigations, 81-119 Surplus property sale, procedure, 81-161.04 Veterinarian, State, 81-202 to 81-202.02 Volunteers, payments authorized, 81-1182.01 AGRITOURISM PROMOTION ACT, **NEBRASKA** See generally ECONOMIC DEVELOPMENT Act. How cited, 82-601 Purpose, 82-602 Definitions, 82-603 Landowner not liable for injury, death, or property damage, when. 82-604 Limitation on landowner liability, not applicable, when, 82-605, 82-606 Participant in activity, duty to exercise due care, 82-607 Warning notice, contents, 82-606 AID FOR DEPENDENT CHILDREN See ASSISTANCE FOR CERTAIN CHILDREN AIDS

See HIV

AIR AND WATER POLLUTION CONTROL TAX REFUND ACT

See generally ENVIRONMENTAL PROTECTION Act, how cited, 77-27,155 Appeals, 77-27,153 Definitions, 77-27,149 Refund, 77-27,150 to 77-27,152 Rules and regulations, 77-27,154

AIR CONDITIONING See HOUSING

AIR CONDITIONING AIR DISTRIBUTION CONTRACTORS

See generally PROFESSIONS AND OCCUPATIONS

Certification, See MUNICIPAL AIR CONDITIONING AIR DISTRIBUTION BOARDS; 18-2301

AIRPLANES

See generally TRANSPORTATION Air navigation, structures, regulation, 3-401 to 3-409 Air tanker for fighting wildfires, 81-827. 81-828. See also WILDFIRE CONTROL ACT OF 2013 Airports, See AIRPORTS Aviation, promotion of by commission, 3-104 Common carrier, exemption from regulation, 75-201 **Department, See AERONAUTICS** DEPARTMENT ACT, STATE; 3-101 Discharge of firearms at, prohibited, penalty, 28-1212.02, 28-1212.04 Drugs and alcohol, flying under the influence, 28-1465 to 28-1474 Hunting violations involving, 37-515 to 37-521, 37-535 Insurance, information required when renting aircraft, 3-158 Obstructions to air travel. regulation, 3-401 to 3-409 Propelled vehicle, unauthorized use. 28-516 Regulation, exempt from common carrier regulation, 75-201

Taxation. Air carriers. 77-1244 to 77-1250.05 Fuel, 3-148, 3-149, See also MOTOR FUEL TAXES Personal property tax exemption, See PERSONAL PROPERTY TAX RELIEF ACT; 77-1237 Sales and use tax exemption, when, 77-2704.26 Unauthorized use, 28-516 AIRPORT ZONING ACT See generally AIRPORTS Act. how cited. 3-333 Airport hazard. Acquisition by purchase, grant, or condemnation, when, 3-331 Joint airport zoning board, Created, when, 3-304 File zoning regulation, 3-304 Members, term, 3-304.01 Public nuisance, prevention, 3-302 Zoning regulations, 3-303 Modifications and exceptions, 3-

303 Appeal, District court review, 3-324, 3-328, 3-329 Zoning regulations, 3-319.01 Board of adjustment, Created, 3-320 Meetings, 3-323 Members, terms, 3-320 Powers, 3-320 Rules, 3-323 Commission, airport zoning, 3-308 Definitions, 3-301 **Department of Aeronautics**, assistance. 3-332 Eminent domain, use by political subdivision, when, 3-331 Injunction, 3-330 Intent, 3-302 Violation, penalty, 3-330 Zoning regulations. Administration and enforcement, 3-

319 Adoption, procedure, 3-307, 3-308 Conflict, resolution, 3-306

AIRPORT ZONING ACT -Cont'd

Zoning regulations –*Cont'd* Hazard marking or lighting, when, 3-313 Incorporate into comprehensive zoning plan, when, 3-305 Nonconforming use, exception, 3-310 Permits, 3-311, 3-313 Requirements, 3-309 Variances, 3-312, 3-313

AIRPORTS

See generally TRANSPORTATION Acquisition of land, purpose, 3-147 Air navigation, regulation of structures, 3-401 to 3-409 Airplanes, See AIRPLANES Authorities. Cities, See also CITIES AIRPORT AUTHORITIES ACT; 3-501 Members, election, 32-547 County, 3-601 to 3-622 County airport authority, this heading Joint, See JOINT AIRPORT AUTHORITIES ACT; 3-701 Purchases by, sales tax exemption, 77-2704.15 Aviation, promotion of by commission, 3-104 Budget limitations, not applicable to certain restricted funds, 13-520 Cities and villages, powers, 18-1501 to 18-1509, 18-1715, See also AIRPORTS ACT. REVISED: 3-201 Metropolitan class, 14-107 Cooperation authorized, Political subdivisions, See JOINT AIRPORT AUTHORITIES ACT; 3-701 Territory outside state, See **EXTRATERRITORIAL AIRPORTS** ACT; 3-240 **Counties, powers**, See AIRPORTS ACT, REVISED; 3-201 County airport authority, Audit by Auditor of Public Accounts, when. 84-304

Authorized, 3-622

Bonds. Bondholders' rights, 3-618 Enforcement of security interest, See GOVERNMENTAL UNIT SECURITY INTEREST ACT, **NEBRASKA**; 10-1101 General provisions, 10-127, 10-131, 10-133, 10-142 Investment in, 3-620 Issuance, 3-602, 3-617 Liability limitation, 3-619 Refunding, 10-142 Tax exempt. 3-621 Budget, See BUDGET ACT, NEBRASKA; 13-501 Commercial aviation, promote, 3-614 Compensation, 3-611 County board, powers, 3-608, 3-609 Created, 3-611 Election, 32-548 Eminent domain, 3-601 Employees. Expense reimbursement, See LOCAL GOVERNMENT MISCELLANEOUS EXPENDITURE ACT; 13-2201 Transfer of, effect, 3-615 Funds, 3-616 Additional expenditures authorized, See LOCAL GOVERNMENT MISCELLANEOUS EXPENDITURE ACT; 13-2201 Federal, requirements, 3-239 Lease, 3-604 Liability, limitation, 3-619 Membership, 3-611 Powers, 3-613 Project, defined, 3-610 Property, Acquire, 3-601, 3-604 Federal approval, when required, 3-607 Tax exempt, when, 3-621 Title, 3-612 Use, 3-612 Tax levy, Authorized, 3-603, 3-605 Limitations, 77-3442 to 77-3446

AIRPORTS –Cont'd Department, See AERONAUTICS DEPARTMENT ACT, STATE; 3-101 Electric lines, construction near airport, 75-713 to 75-717 Eminent domain powers, 3-203, 3-601, 17-559, 18-1501 Employees, Benefit plans, joint procurement, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Expense reimbursement, See LOCAL GOVERNMENT MISCELLANEOUS EXPENDITURE ACT; 13-2201 Financing, Bonds, 3-211, 3-212, 3-602, 3-617, 3-710, 18-1502, 18-1803 General provisions, 10-127, 10-131, 10-133, 10-142, See also BONDS Federal funds, requirements, 3-239 Property tax levy, Authorized, 3-213, 3-603, 3-605, 18-1503, 18-1505 Limitations, 77-3442 to 77-3446 Insurance, joint procurement, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Liquor license, 53-124.14, 53-186, See also LIQUOR CONTROL ACT, **NEBRASKA** Maintenance, contracts with **Department of Roads** authorized, 3-116 Obstructions to air travel. regulation, 3-401 to 3-409 Pipeline or overhead wire, construction near airport, 75-713 to 75-717 Property, Leased, lessee subject to taxation, when, 3-227, 3-504, 3-511, 3-613, 3-621, 3-707 Tax exempt, when, 3-621, 3-714, 13-824 Regulation by department, 3-119 to 3-147, 3-239, See also AERONAUTICS DEPARTMENT ACT. STATE

Structures, regulation, 3-401 to 3-409 Taxation of air carriers, 77-1244 to 77-1250.05 Telephone line, construction near airport, 75-713 to 75-717 Territory outside state, See EXTRATERRITORIAL AIRPORTS ACT; 3-240 **Zoning, See AIRPORT ZONING ACT; 3-**301 **AIRPORTS ACT, REVISED** See generally AIRPORTS Act. How cited, 3-238 How construed, 3-237 Purpose, 3-234 Applicability of law, 3-236 Audit by Auditor of Public Accounts, when, 84-304 Bonds, 3-211, 3-212, See also BONDS Contracts, 3-218 Costs, how paid, 3-210 Counties, powers authorized, 3-234, 3-235 Definitions, 3-201, 3-222 Eminent domain, 3-203, 3-204, 3-229 Encroachments, prohibited, 3-205 Funds, how raised, 3-213 Gifts, acceptance by city for airport purposes, 3-216 Joint agreements, Authorized, 3-221, 3-223 Board, 3-225 to 3-227 Condemnation proceedings, 3-229 Contents, 3-224 Enforcement, 3-232 Funds, 3-230, 3-231 Ordinances, effect, 3-228 Tax levy, Authorized, 3-230 Limitations, 77-3442 to 77-3446 Jurisdiction, 3-236 Municipality, Acquisition of facilities and structures, 3-202 Assistance, intermunicipality, 3-233 Eminent domain, 3-203, 3-204 Powers, 3-215, 3-219 to 3-221

AIRPORTS ACT, REVISED – Cont'd Permits, temporary, 3-201.01 Powers, joint exercise, 3-221 Property acquired, public property, conditions, 3-206 Property tax levy, Authorized, 3-213 Limitations, 77-3442 to 77-3446 **Revenue**, disposition, 3-214 Rules and regulations, 3-215 Taxation, exemption, 3-209 Validity of prior acts, 3-208 ALCOHOL AND DRUG COUNSELING **PRACTICE ACT** See generally PROFESSIONS AND OCCUPATIONS Act, See also ALCOHOL AND DRUG COUNSELORS How cited, 38-301 Act, how cited, 38-301 Board of Alcohol and Drug Counseling, 38-167, See also CREDENTIALING ACT, UNIFORM Membership, qualifications, 38-310 **Definitions**, 38-302 to 38-309 Fees, 38-320 Licensure, See also CREDENTIALING ACT, UNIFORM; 38-101 Application, 38-313 Clinical supervisor, 38-317 Practical training supervisor, 38-315 Provisional license, 38-313, 38-314 Reciprocity, 38-319 Required, when, 38-312 Requirements, 38-316 Substitute requirements, 38-318 Rules and regulations, 38-321 Scope of practice, 38-311 ALCOHOL AND DRUG COUNSELORS See generally **PROFESSIONS** AND OCCUPATIONS Licensure, See ALCOHOL AND DRUG COUNSELING PRACTICE ACT; 38-301 Peer review authorized, See PEER REVIEW

ALCOHOLISM

See generally HEALTH CARE

Alcohol sale, regulation, See LIQUOR CONTROL ACT, NEBRASKA; 53-101 Behavioral health services, See BEHAVIORAL HEALTH SERVICES ACT. NEBRASKA; 71-801 Mental health first aid programs, See MENTAL HEALTH FIRST AID TRAINING ACT, NEBRASKA; 71-3001 Commission, Nebraska Liquor **Control**, See LIQUOR CONTROL ACT, NEBRASKA; 53-101 Commitment to state hospital, See MENTAL HEALTH COMMITMENT ACT, NEBRASKA; 71-901 Committee, State Advisory **Committee on Substance** Abuse Services, 71-815 Counselors, See ALCOHOL AND DRUG COUNSELING PRACTICE ACT; 38-301 Drunk driving, See DRUNK DRIVING Indians. Educational services, See NATIVE AMERICAN PUBLIC HEALTH ACT: 71-7615 Indian Affairs, Commission on, participation in alcohol treatment programs, 81-2505 Insurance coverage for treatment, 44-769 to 44-781 Intoxicated person is criminally responsible, 29-122 Jail inmate, permission to leave for alcohol treatment, 47-401 Juror, habitual drunkard, challenge for cause, 29-2006 Liquor license, See LIQUOR CONTROL ACT, NEBRASKA; 53-101 Military exemption of alcoholics, 55-106 Poisons, sale or delivery to intoxicated persons **prohibited**, 71-2508 Treatment programs, See also BEHAVIORAL HEALTH SERVICES ACT NEBRASKA; 71-801 Audits. 84-304 Commission on Indian Affairs, participation in, 81-2505

ALCOHOLISM –Cont'd

Treatment programs –*Cont'd* Deaf or hard of hearing persons, access services, 71-4728.01 Prostitutes, *See* PROSTITUTION INTERVENTION AND TREATMENT ACT, NEBRASKA; 71-2301 Workplace testing, 48-1901 to 48-

1910, See also DRUG AND ALCOHOL TESTING

ALIENATION OF AFFECTIONS

See generally ACTIONS Action barred, 25-21,188

ALIENS

See generally CIVIL RIGHTS Credential under Uniform Credentialing Act, qualifications, 38-129 Criminal plea of nolo contendere, advisement required, 29-1819.02, 29-1819.03 Election law, voter challenge, 32-928

Employment, public employers and contractors, determine work eligibility status of new employees, 4-114

Employment security benefits, 48-628

Foreign consular representative, notice to, when, 30-333

Foreign national minors and minors having multiple nationalities, determination, 43-3801 to 43-3812

Guardianship, notice requirements, 30-333

Illegal, employment of, tax benefits, none granted and recoup any given, 77-3,112

Liens, enforcement, 76-411

Migrant workers, See LABOR AND EMPLOYMENT

Militia, subject to service, 55-106 Motor vehicle operator's license, Evidence of lawful status.

requirements, 60-484.04 Temporary, when issued, 60-484.05 Oil and gas leases, permitted, 76-404 Organizations, eligibility for office, 4-106, 76-406 Property. Inheritance, 4-107, 30-2312, 76-402 to 76-415 Notice requirements, 30-333 Ownership, 4-107, 76-402 to 76-415 Rights, Article I, section 25, Constitution of Nebraska Public assistance benefits. verification of lawful presence, required, when, 4-108 to 4-110 Attestation required, 4-111 State agency annual report, 4-113 Unborn children have no immigration status, 4-110 Verification process, 4-112 Public deferred compensation plans, eligibility restriction, 84-1504 Public retirement systems, restrictions. Eligibility, 4-108 Judges, 24-703.01 School employees, 79-915 Class V school employees, 79-9.118 State employees, 84-1307 State Patrol, 81-2016 State identification card, Evidence of lawful status, requirements, 60-484.04 Temporary, when issued, 60-484.05 State postsecondary educational institution, residency requirements, 85-502 Workers' compensation, 48-115, 48-122, 48-144

ALIMONY

See SPOUSAL SUPPORT

ALL-TERRAIN AND UTILITY-TYPE VEHICLES AND MINIBIKES See generally MOTOR VEHICLES Abandoned, procedures, 60-1901 to 60-1911

ALL-TERRAIN AND UTILITY-TYPE VEHICLES AND MINIBIKES

-Cont'd All-terrain and utility-type vehicles, Accident reports, 60-6,361 Certificate of title required. See MOTOR VEHICLE CERTIFICATE OF TITLE ACT; 60-101 Competition, use authorized, 60-6,360 Defined, 60-6,355 Equipment, requirements, 60-6,357 to 60-6.359 Operation restrictions, 60-6,356 County or city authority, 60-6,356 Operator's license, not required, 60-471 Parades, use, 60-6,356 Street use, restrictions, 60-6,356 Emergencies, use, 60-6,348 Financing of, waiver of payments upon loss or destruction of vehicle, See guaranteed asset PROTECTION WAIVER ACT; 45-1101 Minibikes. Applicability of laws, 60-6,347 Certificate of title required. See MOTOR VEHICLE CERTIFICATE OF TITLE ACT; 60-101 Defined, 60-636 Intent. 60-6.351 Motor Vehicle Safety Responsibility Act, not applicable, 60-501 Operator's license, not required, 60-471 Sale, notice required, 60-6,349 Street use, restrictions, 60-6,349 to 60-6,353 Proof of financial responsibility, exemption, 60-501 Registration, exempt from, 60-339 Rules and regulations, 60-678 Utility-type vehicles, All-terrain and utility-type vehicles, this heading

Violations, penalties, 60-678, 60-6,352, 60-6,353, 60-6,362

ALL-TERRAIN VEHICLES See ALL-TERRAIN AND UTILITY-TYPE VEHICLES AND MINIBIKES

ALZHEIMER'S SPECIAL CARE DISCLOSURE ACT

See generally DISEASES AND INJURIES Act, how cited, 71-516.01 Care requirements, 71-516.04 Definition, 71-516.03 Intent, 71-516.02 Special care unit, Defined, 71-516.03 Disclosures required, 71-516.04 Staff training and continuing education, 71-516.04

AMBULANCES

See generally EMERGENCY MEDICAL SERVICES

- Cities, service authorized, 13-303 Counties, service authorized, 13-303
- Diseases, exposure of ambulance personnel, procedures, 71-507 to 71-513
- Drivers, privileges presumed, 38-1227
- Emergency vehicles, See RULES OF THE ROAD, NEBRASKA; 60-601
- Fire protection districts, powers, 35-514.02
- Hospital authority, power to provide, 23-3594
- Hospital district, power to provide, 23-3547
- Licensure of service, See EMERGENCY MEDICAL SERVICES PRACTICE ACT
- Light requirements, 60-6,229 to 60-6,234
- Motor vehicle registration fee, 60-6,152
- Negligence of provider, liability insurance, payment of judgment, 13-1801
- Personnel, Disease exposure procedures, 71-506 to 71-513

AMBULANCES –Cont'd **Personnel** –Cont'd Licensure, See EMERGENCY MEDICAL SERVICES PRACTICE ACT; 38-1201 Stress management program for, See CRITICAL INCIDENT STRESS MANAGEMENT ACT: 71-7101 Public safety system, See PUBLIC SAFETY COMMUNICATION SYSTEM ACT, NEBRASKA; 86-401 **Regulation**, See EMERGENCY MEDICAL SERVICES PRACTICE ACT; 38-1201 Service by county, city, or village, authorized, 13-303 Vehicles, Emergency vehicles, 60-610, 60-6,114 Following emergency vehicles, limitation. 60-6.183 Lights, requirements, 60-6,229 to 60-6,233 Sirens, requirements, 60-6,285 Villages, service authorized, 13-303 Volunteer department, Trust fund, authorized, 35-901 Public funds, restrictions, 35-901 Volunteer incentives, Job protection, See VOLUNTEER EMERGENCY RESPONDERS JOB PROTECTION ACT; 35-1401 Recruitment and retention, See VOLUNTEER EMERGENCY RESPONDERS RECRUITMENT AND RETENTION ACT; 35-1301 Warning lights, 60-6,229 to 60-6,234 AMBULATORY SURGICAL CENTERS See generally HEALTH CARE FACILITIES Billing, itemized statement, duty to provide, 71-464 Claim form, 44-529, See also

STANDARDIZED HEALTH CLAIM FORM ACT Defined, 71-5803.02

Diagnostic related groups, list required, 71-2076 Disease exposure of staff,

procedures, 71-506 to 71-514.05

Licensure, See HEALTH CARE FACILITY LICENSURE ACT; 71-401

Outpatient surgical procedures, report required, 81-6,114, See also OUTPATIENT SURGICAL PROCEDURES DATA ACT

Patient expenses, estimate, written, upon demand, 71-2075 Peer review authorized, See PEER

AMERICAN INDIAN ARTS AND CRAFTS SALES ACT

REVIEW

See generally SALE OF GOODS Act, how cited, 69-1801 Acts prohibited, 69-1807 Definitions, 69-1803 Intent, 69-1802 Manufacturer, duties, 69-1804 Seller, duties, 69-1806 Turquoise, supplier, 69-1805 Violations, penalties, 69-1808

AMERICAN INDIAN DAY

See HOLIDAYS

AMMONIA

See generally HAZARDOUS MATERIALS **Anhydrous.**

- Federal regulation provisions adopted, 75-362 to 75-364
- Possess with intent to manufacture controlled substance, penalty, 28-451
- Tampering with, effect on liability, 25-21,281

Unlawful transportation or use, 28-1240

Pipeline carrier, regulation of, 75-501 to 75-503

AMUSEMENT RIDE ACT, NEBRASKA

See generally SAFETY AND HEALTH REGULATIONS Accident, report, 48-1808 Act, How cited, 48-1801 How construed, 48-1818 When effective, 48-1820 Administration, 48-1803

AMUSEMENT RIDE ACT, NEBRASKA –Cont'd **Definitions**, 48-1802 Fairs, See FAIRS AND EXPOSITIONS Fees. Inspection, 48-1812 Permit. 48-1809 Fund, Mechanical Safety Inspection, 81-405 **Injunction**, 48-1817 Inspection, 48-1804, 48-1807, 48-1808 Waiver, 48-1805 Inspectors, certification, 48-1811 Insurance, required, 48-1806 Local standards, 48-1819 Operator, requirements, 48-1815 Permit, 48-1804, 48-1805 Suspension, 48-1807, 48-1808 **Records**, 48-1813 Reverse bungee jumping, prohibited, 48-1804.01 Rules and regulations, 48-1803 Schedule of events, duty to **provide**, 48-1814 Violations, penalty, 48-1816

ANABOLIC STEROIDS

See generally DRUGS AND MEDICINE Acts prohibited, Employees, 48-233 Students, 79-296 Controlled substances, See CONTROLLED SUBSTANCES ACT, UNIFORM; 28-401 Definition, 28-401, 48-232 Drug schedules, controlled substances, 28-405

ANATOMICAL GIFT ACT, REVISED UNIFORM

See generally ORGAN AND TISSUE DONATION Act, Applicability, 71-4826, 71-4844

How cited, 71-4824 Relation to Electronic Signatures in Global and National Commerce Act, 71-4845 Uniformity of construction, 71-4844

Blood donors. 71-4808 Conflict between anatomical gift and advance health care directive, resolution, 71-4843 Definitions, 71-4825 Document of gift, After donor's death. Amending or revoking, 71-4833 Who may make, 71-4832, 71-4833 Before donor's death, Amending or revoking, 71-4829, 71-4831 Effect. 71-4831 Refusal to make, effect, 71-4830 Who may make, 71-4827, 71-4828 Delivery not required, 71-4836 Unauthorized change, 71-4840 Validity, 71-4842 Donor, Designation on driver's license, 60-493, 60-494 Identification as, 71-4835, 71-4836 **Immunity**, 71-4841 Procurement and use, Coordination, 71-4838 Recipients, conditions and purpose, 71-4834 Rights and duties, 71-4837 Prohibited acts, penalties, Sale or purchase of parts, 71-4839 Unauthorized change to document of gift, 71-4840 ANATOMICAL GIFTS See ORGAN AND TISSUE DONATION **ANESTHETISTS** See generally PROFESSIONS AND OCCUPATIONS Dental hygienists, local anesthesia, requirements, 38-1132 Dentist. permit required. 38-1137 Medication administration, See AUTOMATED MEDICATION SYSTEMS ACT; 71-2444 Nurse anesthetist, See CERTIFIED REGISTERED NURSE ANESTHETIST PRACTICE ACT; 38-701

ANGEL INVESTMENT TAX CREDIT ACT See generally ECONOMIC DEVELOPMENT Act. How cited, 77-6301 Intent, 77-6301.01 Definitions, 77-6302 **Department of Economic** Development, Director, powers and duties, 77-6303 to 77-6306, 77-6308 Report. Confidentiality of certain information, 77-6309 Contents, 77-6309 Rules and regulations, 77-6310 Income tax credits, Allocation and reallocation, when, 77-6306 Amount, 77-6306 Holding period, 77-6306 Limitations, 77-6306 Recaptured, when, 77-6308 Refundable tax credit, 77-2715.07, 77-2717 Tax credit certificates, issued, 77-6306 Qualified fund, Annual report, contents, 77-6307 Failure to file, fine or revocation of certification, 77-6307 Certification, application, 77-6304 Qualifications, 77-6304 Tax credits, 77-6304 Qualified investor. Annual report, contents, 77-6307 Failure to file, fine or revocation of certification, 77-6307 Certification, application, 77-6305 Qualifications, 77-6305 Tax credits. 77-6305 Qualified small business. Annual report, contents, 77-6307 Failure to file, fine or revocation of certification, 77-6307 Certification, application, 77-6303 Qualifications. 77-6303 Tax credits, 77-6303

ANIMAL IMPORTATION ACT See generally LIVESTOCK Act, how cited, 54-784.01 Attorney General, duties, 54-796 Cattle, individual identification, Import orders, additional requirements, 54-789 Not required when registered brand requirements are met, 54-789 Required, when, 54-789 Certificate of veterinary inspection, Importation without, prohibited, 54-790 Required, when, 54-788 Definitions, 54-786 Diseased animals, prohibited acts, 54-787 Diverting animal from destination, prohibited, 54-791 Enforcement, 54-796 Importing bovine calf, restrictions, 54-792 Intent, 54-785 Prior entry permit, 54-788 Quarantine, powers, 54-793 to 54-796 Rules and regulations, 54-793 Violations, penalty, 54-796 ANIMALS See generally BUSINESS AND COMMERCE Abuse, *Cruelty to animals*, this heading Animal shelter, license required, 54-627 Bees, See APIARY ACT, NEBRASKA; 81-2,165 Birds, nests or eggs, restrictions, 37-539, 37-540 Branding livestock, See LIVESTOCK Carcass, disposal of, 54-742 to 54-753 Cats, City or village regulation, 54-603 Commercial breeders, dealers, kennels, and pet shops, requirements, See COMMERCIAL DOG AND CAT OPERATOR **INSPECTION ACT; 54-625**

ANIMALS – Cont'd Cats -Cont'd County regulation, 54-603 Sale, See DOG AND CAT PURCHASE PROTECTION ACT; 54-644 Sale of kitten under eight weeks, prohibited, penalty, 28-1018 Cockfighting, 28-1005, 28-1019 Crimes relating to, See CRIMES AND **OFFENSES** Cruelty to animals, Abandonment, 28-1009, 28-1019 Applicability of sections, 28-1013, 28-1015, 28-1016 Bovine, prohibited acts, 54-912 Child owner, 28-1015 Conviction, penalty, 28-1019 Cruel neglect, 28-1009, 28-1019 Definitions, 28-1008 Equine, prohibited acts, 54-911 Expenses, liability, reimbursement, 28-1006, 28-1011 Fighting and fighting paraphernalia prohibited, 28-1004 to 28-1007, 28-1019 Indecency, 28-1010, 28-1019 Law enforcement officer, powers and immunities, 28-1006, 28-1012 Livestock, See LIVESTOCK ANIMAL WELFARE ACT; 54-901 Local regulation, 28-1014 Order prohibiting possession of an animal, when, 28-1019 Penalty, 28-1009, 28-1019 Ownership by child, effect, 28-1015 Police animals, 28-906, 28-1009, 28-1013, 28-1019 Report of cruelty required, when, 28-1017, 28-1020 Livestock, 54-908, 54-910 Seizure, disposition, 28-1006, 28-1012, 28-1012.01, 28-1019, 29-820 Service animals, 28-1009.01 Damage control, Cooperative federal program, 81-2,236 to 81-2,238

County programs, Cooperative federal, 23-358 to 23-361 Prairie dogs, See BLACK-TAILED PRAIRIE DOG MANAGEMENT ACT; 23-3801 Damage caused by, See PROPERTY DAMAGE Dead animals. Abandonment or waste of game, 37-507 Disposal of, 54-742 to 54-753 Liquefied remains, prohibited acts, penalty, 28-1304.01 Placing in water, street, field, or market, 28-1304, 28-1305, 37-556 Deer and elk, domestic production of, See DOMESTICATED CERVINE ANIMAL ACT; 54-2302 Diseases, Anthrax, eradication and control, See ANTHRAX CONTROL ACT: 54-764 Avian, See POULTRY DISEASE CONTROL ACT, NEBRASKA; 2-3001 Disposal of carcass, 54-742 to 54-753 Duty to report, 54-742 Import control, See ANIMAL IMPORTATION ACT; 54-784.01 Livestock disease, See LIVESTOCK Movement from county, permit required, when, 54-746 Prevention, department, powers, 54-701 to 54-753 Rabies, 71-4401 to 71-4412, See also RABIES Dog guide, See DISABLED PERSONS Dogs, City or village regulation, 54-603 Collars, requirements, 54-605 to 54-607 Commercial breeders, dealers, kennels, and pet shops, requirements, See COMMERCIAL DOG AND CAT OPERATOR **INSPECTION ACT; 54-625** County animal control authority, designation required, 54-623.01

ANIMALS – Cont'd Dogs –Cont'd County regulation, 54-603, 54-614 to 54-616 Dangerous dogs, regulation authorized, violations, penalties, 54-617 to 54-624 Dogfighting and paraphernalia prohibited, 28-1004 to 28-1007, 28-1019 Killing, authorized, when, 54-604 License, tax, authorized, 54-603, 54-614 Ownership, Determination, 54-606 Responsibilities and exceptions. 54-601, 54-602, 54-608 Sale, See DOG AND CAT PURCHASE **PROTECTION ACT: 54-644** Sale of puppy under eight weeks, prohibited, penalty, 28-1018 Service animals, See DISABLED PERSONS Violations. Complaint, 54-610 Penalties, 54-607, 54-613 Euthanizing by animal welfare organization, requirements, See CONTROLLED SUBSTANCES ANIMAL WELFARE ACT; 54-2501 Exotic animals, auctions or exchange venue, See EXOTIC ANIMAL AUCTION OR EXCHANGE VENUE ACT; 54-7,105 Feed for, See COMMERCIAL FEED ACT; 54-847 Ferrets, unlawful use or possession in hunting, 37-526, 37-611, 37-623 Fish, See GAME LAW; 37-201 Fur harvesting, See GAME LAW; 37-201 Garbage, feeding prohibited, 54-753.01, 54-753.04 Grasshopper control, See RANGELAND GRASSHOPPER CONTROL ACT, NEBRASKA; 2-1066 Health, protection of, department powers, 54-701 to 54-796 Hearing aid dog, See DISABLED PERSONS

Horses. See LIVESTOCK Hunting, See GAME LAW; 37-201 Hybrid animal, subject to rabies laws, 71-4401 to 71-4412, See also RABIES Importation of animals, regulation, See ANIMAL IMPORTATION ACT; 54-784.01 Licensing and regulation, local, All cities and villages, Dangerous dogs, 54-617 to 54-624 License tax, 54-603 Cities of the first class, 16-206, 16-210, 16-235 to 16-237, 16-240, 16-901, 54-611 Cities of the metropolitan class, 14-102 Cities of the primary class, 15-208, 15-218 to 15-220, 15-237 Cities of the second class and villages, 17-121, 17-138, 17-526, 17-547, 17-548, 17-557, 17-1001 Counties, 54-603, 54-608 to 54-624 Legal status as personal property, political subdivision cannot change, 13-405 Livestock. See LIVESTOCK Motor vehicle collision with animal, civil action, rules applicable, 25-21.274 Mountain lion, actions authorized, 37-472, 37-559 Pet shop, license required, 54-627, See also COMMERCIAL DOG AND CAT OPERATOR INSPECTION ACT Pets, unauthorized presence in recreation areas, 2-3294 Pigeons, homing, protection, 37-541 Police animals, harassment, 28-906, 28-1009, 28-1013, 28-1019 Prairie dogs. Counties, powers, 23-358 to 23-361 County management program, See **BLACK-TAILED PRAIRIE DOG** MANAGEMENT ACT; 23-3801 Predator, destruction by farmer or rancher, when, 37-472, 37-559

ANIMALS – Cont'd Predatory and nuisance animals, damage control, 81-2,236 to 81-2.238 Property damage caused by, See PROPERTY DAMAGE Quarantine of animals, 54-793 to 54-796 Rabies, 71-4401 to 71-4412, See also RABIES Recreation areas, Requirements under Game Law, 37-307 Unauthorized animals, 2-3294 Release of animal held for science, research, or agriculture, liability, 25-21,236 Sales, Article 2, UCC, See also COMMERCIAL CODE. UNIFORM Service animals, See DISABLED PERSONS Service of stud, lien for, 52-1501 to 52-1506 Trust for care of animal, 30-3834, See also TRUST CODE. NEBRASKA UNIFORM Veterinarians, See VETERINARIANS Wildlife, See WILDLIFE ANNEXATION Cities of the first class, See CITIES OF THE FIRST CLASS Cities of the metropolitan class, See CITIES OF THE METROPOLITAN CLASS Cities of the primary class, See CITIES OF THE PRIMARY CLASS Cities of the second class, See CITIES OF THE SECOND CLASS Sanitary and improvement districts, See SANITARY AND IMPROVEMENT DISTRICTS Villages, See VILLAGES

ANNUITY CONTRACTS

See generally CONTRACTS Applicant restrictions, 44-704 Charitable gift annuity, treatment, 59-1803, See also CHARITABLE GIFT ANNUITY ACT Deferred annuity, nonpayment of premiums, effect, 44-372 Exemption of proceeds from creditor claims, when, 44-371, 44-1089 Form, approval, 44-511, 44-512 Fraternal benefit society, annuity benefits, 44-1087, See also FRATERNAL BENEFIT SOCIETIES Guaranty association, See LIFE AND HEALTH INSURANCE GUARANTY ASSOCIATION ACT, NEBRASKA; 44-2701 Minor, Competency, 44-705 Rights, 44-706.01 Transfers to, See TRANSFERS TO MINORS ACT, NEBRASKA UNIFORM: 43-2701 Pensions, See RETIREMENT AND PENSIONS Policy provisions, Form approval required, 44-511, 44-512 Fraternal benefit society contract, contents, 44-1090 Loans, 44-502.03 Nonforfeiture, See NONFORFEITURE LAW FOR INDIVIDUAL DEFERRED ANNUITIES, STANDARD; 44-407.10 Required, 44-502 Right of return, notice, 44-502.05 Uniform standards, See INTERSTATE INSURANCE PRODUCT **REGULATION COMPACT; 44-7801** Premiums, nonpayment, effect, 44-372 Proceeds, exempt from creditor claims, when, 44-371, 44-1089 Product regulation, See INTERSTATE INSURANCE PRODUCT REGULATION COMPACT; 44-7801 Protective proceedings, purchase authorized, 30-2638 Purchase, exchange, or replace, recommendations, regulation of, See PROTECTION IN ANNUITY TRANSACTIONS ACT, NEBRASKA; 44-8101

ANNUITY CONTRACTS -Cont'd Reserve requirements, 44-8907, See also STANDARD VALUATION ACT Surrender of policy, See NONFORFEITURE LAW FOR INDIVIDUAL DEFERRED ANNUITIES. STANDARD; 44-407.10 Taxation, Legislature may exempt from, Article VIII, section 2, Constitution of Nebraska Unfair trade practices, See UNFAIR INSURANCE TRADE PRACTICES ACT: 44-1521 Variable annuities, Accounting statement, required, 44-2210 Agents, license required, 44-2216 Applicability of law, 44-2217, 44-2221 Benefits, illustrations, restrictions, 44-2208 Capital requirements of issuer, 44-2202 Certificate of authority, required, 44-2201 Denial, when, 44-2206 Disciplinary actions, 44-2218, 44-2219 Compensation, restrictions, 44-2217 Contracts, approval required, 44-2207, 44-2209 Definitions, 44-2204, 44-2205 Investment accounts, treatment, 44-2212, 44-2214 Investments, sales, transfers, treatment, 44-2213 Qualifications of company, 44-2203 Reserve liability requirements, 44-2211 Rules and regulations, 44-2220 Statements to holders, annual, 44-2215 ANNULMENT See generally MARRIAGE Certificate, certified copies, 71-612

Certificate, certified copies, 71-612 Children, effect, 42-377, 42-381 Parenting Act applicable, See PARENTING ACT; 43-2920 Clerk of the district court, reports required, 71-615, See also VITAL STATISTICS ACT Complaint, 42-376 Conditions, 42-374, 42-375 Costs, 42-378 Court jurisdiction, 25-2740 Former name, restoration, 42-380 Procedure, 42-373 Reports, Required when, 71-615, See also VITAL STATISTICS ACT Standard form, 71-602 Rights of parents, 42-381 Support, 42-378

ANSWER

See generally PLEADINGS Counterclaims, 25-331 Injunction, 25-1077 Ejectment, 25-2125 Filing, failure to, effect, 25-1308 Forcible entry and detainer, answer day, 25-21,233 Frivolous answer. 25-824 Garnishment, 25-1010 to 25-1212.02, 25-1026 to 25-1030 **Injunction**, 25-1077 Issue of fact, how formed, 25-1102 Judgment on constructive service, how opened, 25-525 Judgments or orders, failure to answer, effect, 25-1308 Mandamus, 25-2162, 25-2163 Partition, 25-2174 Quo warranto, 25-21,126 Third-party action, procedure, 25-331 Time to file, county court, civil actions, 25-2704 Workers' compensation action, 48-176 ANTELOPE VALLEY PROJECT See MUNICIPAL DEVELOPMENT FUNDS

ANTENUPTIAL AGREEMENT See MARRIAGE

ANTHRAX See LIVESTOCK

ANTHRAX CONTROL ACT

See generally LIVESTOCK Act. How cited, 54-764 Purpose, 54-765 Anthrax, Affected herd. Duties, 54-772, 54-774 Quarantine, 54-770 Responsibility for costs, 54-778 Confirmation, approved laboratory, 54-777 Exposed or infected animal, prohibited acts, 54-769 Infected herd. Disposition of carcass. limitations. 54-771 Herd plan required, 54-771 Report of cases required, 54-768 Suspected cause of death, carcass transport and use restrictions, 54-775 Anthrax vaccine, sale and use, procedures, 54-773 Attorney General or county attorney, duties, 54-779 Definitions, 54-766 Department. Liability for costs, when, 54-780 Powers and duties, 54-767, 54-776 Enforcement. 54-767 Injunctions, 54-779 Fund, Anthrax Control Act Cash, 54-778 Herd plan, 54-771 Laboratory, approved, 54-777 Quarantine, prohibited acts, 54-770 Rules and regulations, 54-767 State Veterinarian, duties, 54-768, 54-770 Violations, penalties, 54-771, 54-778, 54-781

ANTITRUST LAW

See MONOPOLIES AND UNFAIR TRADE

APARTMENTS See generally HOUSING Carbon monoxide alarms, requirements, See CARBON MONOXIDE SAFETY ACT; 76-601 Condominiums. Property regimes, See CONDOMINIUM PROPERTY ACT; 76-801 Regulations, See CONDOMINIUM ACT, NEBRASKA; 76-825 Discrimination. By real estate professionals. prohibited, 81-885.24 Prohibited, See FAIR HOUSING ACT, NEBRASKA; 20-301 Fire safety requirements, 81-534, 81-538 Liability of operator, 41-208 to 41-214 Definitions, 41-201 to 41-207 Law, display copy, 41-211 to 41-214 Regulations. Carbon monoxide alarms, requirements. See CARBON MONOXIDE SAFETY ACT: 76-601 Fire safety requirements, 81-534, 81-538 Rental regulations, See LANDLORD AND TENANT ACT, UNIFORM RESIDENTIAL; 76-1401 Smoke detectors, requirements, 81-5,142 to 81-5,144 Tenant's abandoned property, See PERSONAL PROPERTY LANDLORD AND TENANT ACT, DISPOSITION OF: 69-2301 Retirement communities, 76-1301 to 76-1315, See also SENIOR CITIZENS Smoke detectors, requirements, 81-5,142 to 81-5,144 Swimming pools, regulation, 71-4301 to 71-4307, See also SWIMMING POOLS APIARY ACT, NEBRASKA See generally AGRICULTURAL PRODUCTS Abandoned apiary, seizure, notice, 81-2,171

APIARY ACT. NEBRASKA –Cont'd Act, how cited, 81-2,165.01 Acts prohibited, 81-2,176 Administration, 81-2,165 Agents, liability of principal, 81-2.180Contagious disease, guarantine, 81-2,170 **Definitions**, 81-2,166 Destruction of bees, when, 81-2,169 Educational responsibilities, intent, 81-2.165.02 Enforcement. 81-2.179 Fund, State Apiary Cash, 81-2,174 Injunction, 81-2,179 Inspections, 81-2,165, 81-2,167, 81-2,168 Fees, 81-2,174 Inspection certificate, 81-2,173 Unlawful use of certificate, 81-2,176 Notice of disease, parasite, or pest, 81-2.168 Quarantine, 81-2,170 Rules and regulations, 81-2,165 University of Nebraska, duties, 81-2,168 Violations, penalty, 81-2,179 APPEALS AND REVIEWS See generally LEGAL PROCEDURE Abortion, denial of, 71-6904 Abstracters Act, violation of act, 76-552 Accountants, disciplinary actions, 1 - 149Administrative Procedure Act, contested cases, procedure, 84-914, 84-917 to 84-919 Adoption, 43-104.23, 43-112 Adult Protective Services Act. expunge information from record, 28-380 Aeronautics. Airport zoning regulations, procedure, 3-319.01, 3-328, 3-405 License, granting or denying, 3-140 Aged persons, denial of assistance, 68-1016

Agency actions, contested cases, 84-917 to 84-919, See also ADMINISTRATIVE PROCEDURE ACT Agriculture. Agricultural Liming Materials Act. department actions, 2-4327 Apiary Act, Nebraska, violation of act or rules and regulations, 81-2,179 Chemigation Act, Nebraska, department actions, 46-1146 Dairy products, 2-3965 *Livestock*, this heading Pure Food Act, Nebraska, stop-sale stop-use, or removal order, 81-2.287 Railroad lease of ag land, 2-5505 Seed Law, Nebraska, stop-sale order, 81-2,147.06 Soil erosion, complaints, 2-4611, 2-4613 Animals. Commercial Dog and Cat Operator Inspection Act, 54-630, 54-632 Dogs running at large, county regulation, 54-614 Trespassing, arbitrators award of damages, 54-406 Appellate court, Constitutional provision, Article 1, section 23, Constitution of Nebraska Jurisdiction, 25-1901, 25-1911 Opinion, certificate, 25-1935 Procedure, 25-1912 to 25-1929 Proceedings in error, 25-1903 to 25-1908 Time, 25-1301, 25-1912 Arbitration Act, Uniform, appeals procedure, 25-2618.01, 25-2620 Asbestos Control Act, 71-6314 Athletic Association Procedures Act, Nebraska Collegiate, penalty, 85-1209 Attachment, order of discharge, 25-1047 Attorneys at law, powers, 7-107 Banks. Insolvency, 8-196 Acquisition or merger, 8-1506

APPEALS AND REVIEWS -Cont'd Banks – Cont'd Violation of banking law, 8-1,134, 8-1.135 Bill of exceptions, Abortion, 71-6904 Boards and tribunals, appeals from, 25-1140.08 Costs, 25-2732 County court, appeal from, 25-2733 Criminal cases, 29-2020 District court, appeals from, 25-1140.25-1140.09 Divorce, 42-356 Elections, contest of, 32-1104 Motion to suppress, 29-825 Power districts, arbitration board, 70-1311.70-1328 Preparation, 25-1140.09, 25-2732 Prosecuting attorney, procedure, 29-2315.01, 29-2317 Recording and preservation, 24-1003 Return to appellate court for rehearing, 25-1924 Return to district court, 25-1923 What constitutes, 25-2732 Workers' Compensation Court, Nebraska, final order or judgment, 48-182, 48-185 Bingo Act, Nebraska, 9-229 Birth certificate, delayed, issuance refused, 71-617.07 to 71-617.09 Blind, denial of assistance, 68-1016 Bond for appeal, Exemptions. Cities and villages, 14-817, 15-842.01, 16-729, 18-2463, 19-4901 Counties. 25-1717 Natural resources districts, 2-3281 Public utilities, 14-2151, 70-680 State, 25-21,213, 25-21,216 Money contracts, security, 25-1934 Requirements, 25-1914 to 25-1918 Supersedeas, 25-1916 to 25-1918 Briefs, requirements, 25-1919 Budget Act, Nebraska, statement, taxpayer contest, 13-512

Building construction, Nebraska Energy Code appeals, 81-1616 Capital punishment cases, Article 1, section 23, Constitution of Nebraska Car line companies, tax, appeal, 77-684 Cemeteries, Abandonment sale, 12-528 Burial pre-need seller or agent, disciplinary actions, 12-1116 Human skeletal remains. disposition. 12-1211 Certificate of public advantage, denial, 71-7705 Check-cashing services license, 45-909, 45-923 Children. Abuse, expunging record of subject of report, 28-723 Assistance for dependent child, amount, 43-512 Child care provider license, disciplinary action, 71-1916 Child support order, Title IV-D, 43-512.12 to 43-512.18 Custody enforcement, 43-1261, See also CHILD CUSTODY JURISDICTION AND ENFORCEMENT ACT. UNIFORM Department, issuance and revocation of licenses, 43-707 Licensure of child-placing and residential child-caring agencies, 71-1946 Special education placement, 79-1152.79-1167 Cigarette Sales Act, Unfair, license, suspension or revocation, 59-1516 Cities of the first class, Bond for appeal, not required, when, 16-729, 18-2463, 19-4901 Building Board of Review, plumbing board, 18-1906 Claims against the city, 16-727 to 16-729 Eminent domain, award, 19-704 to 19-706, 19-710

APPEALS AND REVIEWS –Cont'd Cities of the first class -Cont'd Mobile Home Parks, Uniform Standard Code for, certificate, 71-4630 Officers or servants, prohibited as security on appeal bond, 16-219 Offstreet parking, costs, 19-3314 Platting error, 19-2204 Power projects, 18-2432 Special assessments, 19-2422 to 19-2425, 19-4030 Utilities, district court, appeal, 19-4635, 19-4636 Viaduct over or subway under railroad tracks, 18-622 Zoning, Appeal to board of adjustment, 19-909. 19-910 Appeal to district court, 19-912, 19-929 Cities of the metropolitan class, Board of appeals, zoning, 14-408 to 14-414 Bond for appeal, not required, when, 14-817, 14-2151, 18-2463 Building Board of Review, plumbing board, 18-1906 Buildings, regulations, 14-401 Business Improvement District Act. special assessments, 19-4030 City planning board, 14-375 Claims against city, 14-804 Improvement districts, petitions, protest, 14-3,121 Indebtedness, deductions of sums owed city, 14-513 Mobile Home Parks, Uniform Standard Code for, certificate, 71-4630 Power projects, 18-2432 Procedure for appeal, 14-813 Property damage assessments, 14-807 Special assessments, 14-547, 14-548. 19-4030 Streets, change of grade, damages, 14-3.101 Viaduct over or subway under

railroad tracks, 18-622

Building Board of Review, plumbing board, 18-1906 Business Improvement District Act, special assessments, 19-4030 Claims against city, 15-841, 15-842.01 Eminent domain, award, 19-704 to 19-706, 19-710 Indigent appellant, 15-1202 Mobile Home Parks, Uniform Standard Code for, certificate, 71-4630 Officer or employees, prohibited as surety on appeal bond, 15-251 Planning department decision, 15-106, 15-901 Power projects, 18-2432 Sanitary drainage district, assessments for improvements, 31-516 Special assessments, 19-4030 Utilities, district court, appeal, 19-4635, 19-4636 Viaduct over or subway under railroad tracks, 18-622 Zoning, board of appeals, 15-1106, 15-1201 to 15-1205 Cities of the second class, Bond for appeal, not required, when 18-2463, 19-4901 Building Board of Review, plumbing board, 18-1906 Business Improvement District Act. special assessments, 19-4030 Disconnection of land within corporate limits. 17-414 Eminent domain, award, 19-704 to 19-706, 19-710 Mobile Home Parks, Uniform Standard Code for, certificate, 71-4630 Offstreet parking, costs, 19-3314 Platting error, 19-2204

Zoning, board of appeals, 14-408 to

Board of appeals, zoning, 15-1106,

14-414

Cities of the primary class,

15-1201 to 15-1205 Bond for appeal, not required, when

15-842.01, 18-2463

APPEALS AND REVIEWS -Cont'd Cities of the second class -Cont'd Power projects, 18-2432 Special assessments, 19-2422 to 19-2425, 19-4030 Streets, improvements, 17-513 Utilities, district court, appeal, 19-4635, 19-4636 Viaduct over or subway under railroad tracks, 18-622 Zoning, Appeal to board of adjustment, 19-909. 19-910 Appeal to district court, 19-912, 19-929 Civil rights, 20-142, 20-339 Civil Service Act, Demotion or discharge of employee, 19-1833 Removal of member of commission, 19-1827 **Civil Service Commission**, District court, appeal to, 23-2515 Employees, disciplinary actions, 23-2510, 23-2511 Collection agencies, licenses, 45-605, 45-611, 45-616, 45-617 Commodity Code, appeal from final order, 8-1736 Constitution. Issues, 25-21,213 Right of appeal, Article 1, section 23, Constitution of Nebraska **Consumer Rental Purchase** Agreement Act, 69-2117 Contested cases, agency actions, 84-917 to 84-919, See also ADMINISTRATIVE PROCEDURE ACT Controlled substances, Department, decisions, 28-433 Registrant to manufacture and distribute, disciplinary action, 28-409 Corporations, Business Corporation Act, Nebraska Model. Filings, refusal, 21-209 Nonprofit Corporation Act, Nebraska, Filings, refusal, 21-1909 Foreign corporation, 21-19,160

Occupation tax. Claim for a refund of fees, 21-328 Denial of reinstatement, 21-323.02, 21-325.02 Costs, See COURT COSTS Counties. Appeal bond, exempt, 25-1717 Claims against county, 23-131, 23-135 to 23-138 Deputy sheriff, removal, demotion, or suspension, 23-1734 Disabled officers. Discrimination, 23-2531 Removal, 23-2012 Drainage improvements, Act of 1949, 31-740.01, 31-749, 31-751 County Drainage Act, Damages, 31-918, 31-922 Objections to plan, 31-911 District court, organized by, Engineers report, objections, 31-329 Refunding bonds, objections, 31-373 Time, 31-433 Improvements initiated before June 30, 1972, 31-115 to 31-117 Landowners. Individual Assessments, 31-216 Certificate of exemption for county, 71-4630 Multiple counties, damages, 31-131 Multiple Enlarging district, 31-438 Objections to plan, 31-412 Reapportionment, 31-449 Employees, disciplinary actions, 23-2510 Hedges and trees, trimming, lien, 39-1813 Levees, appeal of assessment, 23-320 Personnel policy board, 23-2522 Removal of disabled officers, 23-2012

APPEALS AND REVIEWS -Cont'd **Counties** –Cont'd Roads, public access to, damages, 39-1719 Zoning, Board of adjustment, 23-168.02 to 23-168.04 Board of zoning, 23-174.09 Planning commission, 23-114.01 County assessor, Assessment function, suspension of. 77-1330 Disciplinary actions, 77-422 County attorney, appeals of criminal cases, 29-2315 to 29-2326 County courts, appeals from, Bond, 25-2730 Liability on, 25-2735 Confession of judgment, effect, 25-2738 Costs. 25-2737 Dismissal, effect, 25-2736 District court, powers, 25-2733 Divorce, this heading Domestic relations matters, 25-2739 Motions, effect on time for appeal, 25-2729 New trial, appeal, 25-1315.03 No oral argument, when, 29-2326 Parties, 25-2728 Procedure, 25-2729 Record of proceedings, 25-2731, 25-2732 Supersedeas, 25-2730 Time limitations, 25-2729 Court of Appeals, Appeals to, 25-1911 to 25-1929 Bond for costs, 25-1914 Costs, unpaid, 25-1915 New trial, appeal, 25-1315.03 Opinions, certified to lower court, 25-1935 Title, case docketed under, 25-1913 Court records, complete record requirements, 25-1319 to 25-1322, 43-3340 Credit Union Act, 21-1733 Cremation of Human Remains Act, 71-1369

Crime Victim's Reparations Committee, decisions and awards, 81-1832 Criminal actions. Affirmance, Court cost assessment, 29-2327 Effect, 29-2305 Appeals, 29-611 Bail, 29-2301 to 29-2303 Capital cases, Article I, section 23, Constitution of Nebraska County court appeal to district court. 29-2317 to 29-2319 No oral argument, when, 29-2326 Credit for time served, 29-2305 Dismissal, effect, 29-2305 Docket fee, 29-2306 Affirmance assessment, 29-2327 Effect of appeal, 29-2301 to 29-2303 In forma pauperis, 25-2301 to 25-2310, 29-2306 Indigent defendant, appointed counsel, leave of court required, when, 29-3903 Insanity, person found not responsible by reason of, annual review, 29-3703 Misdemeanor, 29-611 Notice of appeal, effect, 29-2301 to 29-2308 Prosecuting attorney or Attorney General, appeal by, 29-2315 to 29-2326 Release of defendant, conditions, 29-901.03 Seized property, motion to return, 29-824 Suppression, Evidence seized, 29-824 Statement of defendant, 29-116 to 29-118 Victim notification required of appeal by defendant, 81-1848.01 De novo review, when, 25-1925 Decedents' estates, appeal procedure, 30-1601, 30-2217 Decrees, date of entry for purposes of appeal, 25-1301

Departmental actions, contested cases, 84-917 to 84-919, See also ADMINISTRATIVE PROCEDURE ACT Detectives, private, license, suspended, revoked, or denied, 71-3211 Detention facility, order to close, 83-4.133 **Developmental Disabilities** Services Act, complaints, 83-1224 Directed verdict, appealable order, 25-1315.03 Disabled person, denial of assistance, 68-1016 District courts. Appeals from district court, 25-1911 to 25-1929 Appeals to district court, County court, appeal from, 24-313, 25-2728 to 25-2739, 29-2317 to 29-2319, 29-2326 Directed verdict, appealable order, 25-1315.03 Divorce, this heading Execution. Appeal, prohibited after stay, 25-1509 How stayed, 25-1507 Frivolous actions, 25-1711 Inferior courts, powers over, 24-313 Inferior tribunal, board, or officer, 24-313, 25-1903 to 25-1908 Judge, district, appointed as county judge, appellate restriction, 24-516 Jurisdiction, 25-1901 New trial, appeal, 25-1315.03 Procedure, 25-1301, 25-1912 Bill of exceptions, 25-1923, 25-1924 Civil and criminal actions, 25-1301, 25-1912 Divorce. Decree, 42-372 Domestic relations judgment or order, 25-2739

APPEALS AND REVIEWS -Cont'd

Final orders pending appeal, contents, 42-351 Minor child, support, 42-368 Retention of jurisdiction, 42-351 Docket fees, See COURT COSTS Domestic relations judgment or order. 25-2739 Drugs and medicine, Health care, this heading Drunk driving, administrative license revocation, 60-498.04 Education. Access College Early Scholarship Program Act, 85-2107 Private Postsecondary Career School Act, 85-1632 Elections, Contested elections. 32-1117 Initiative and referendum measures. 32-1412 Electricity, Arbitration board, appeal from decision of, 70-1325, 70-1326, 70-1328 Denial or discontinuance of domestic subscriber service, 70-1612 to 70-1614 Electrical Act, State, condemnation or disconnection order, 81-2141, 81-2142 Power districts, conflict of interest of board member, 70-642.02 Power Review Board, Nebraska, appeals from, 70-604.06, 70-806, 70-807, 70-1016 Retail customer, challenge mandated project charges, 70-1812 Emergency responders, service award benefit program, 35-1310 Eminent domain, appeal procedure, 76-715 to 76-723 Employment Security Law, Administrative appeals, 48-634 to 48-637 District court appeal, procedure, 48-638 Employee, false statements, 48-663.01

APPEALS AND REVIEWS –Cont'd Employment Security Law –Cont'd Employers, combined tax determination, 48-650, 48-660.01 Encumbrances, report of referee, 25-2187 Environmental protection, **Environmental Protection Act** violations, 81-1507, 81-1509, 81-1513 Hazardous waste management facility, decisions of local governing bodies, 81-1521.17, 81-1521.18 Integrated Solid Waste Management Act violations, 81-1507, 81-1509, 81-1513 Livestock Waste Management Act violations, 81-1507, 81-1509, 81-1513 Low-Level Radioactive Waste Disposal Act. Landowner within three-mile radius aggrieved, 81-15,102.01 License application, hearing, 81-15.107 Violation of act, 81-15,112 Equity, de novo review, 25-1925 Federal court, actions for interlocutory injunctions, procedure, 25-21,165 Fees, See COURT COSTS Final order, 25-1902, 25-1936 **Financial institutions**, Failing, acquisition or merger, 8-1506 Money transmitters, denial of licensure, 8-2733 Fire Marshal, State, Orders, appeal procedure, 81-502.04 Overrule of decision, act, or policy of local fire prevention personnel, 81-502 Fireworks, licensed distributor or jobber, disciplinary action, 28-1250

Flood plain management, 31-1022

Forcible entry and detainer, 25-21,233 to 25-21,235 General appeal, procedure, 25-1937 Governor, disability findings, 84-130 Grand jury, witness held in contempt for refusal to testify, 29-1412 Ground water, Water, this heading Habeas corpus, 29-2823 Handguns, Certificate to purchase denied or revoked, 69-2406 Denial of concealed handgun permit, 69-2430 Health care, Credentials and permits, Barber license, suspension or revocation, 71-235 Credential of health professional, disciplinary action against, 38 1,102, 38-1,113 Disciplinary actions, 38-1,102 Health Care Certificate of Need Act, Nebraska, 71-5848.01, 71-5859, 71-5865 Health care facilities, disciplinary measures, 71-446, 71-455 Pharmacy, 38-2864 Temporary educational permit, 38-2864 Utilization review agent decision, 44-5422 Hospitals, Nonprofit Hospital Sale Act, 71-20,107 Medicines and drugs. Delegated dispensing permit, 38-2879 Emergency box drug violations, 71-2416 Medication aide, disciplinary actions, 71-6732, See also MEDICATION AIDE ACT Nursing home, refusal of access to, 71-6021 Tuberculosis, communicable, Commitment, 71-3605 Discharge from commitment, 71-3607

APPEALS AND REVIEWS -Cont'd Housing, modular, seal denied or suspended, 71-1567 In forma pauperis, 25-2301 to 25-2310, 29-2306 **Injunctions**, 25-1920 Installment loans, suspension or revocation of license, 45-1036 Installment sales, suspension or revocation of license. 45-350 Institutions, state, Commitment, detention, transfer, or placement, grievances, 83-109 Cost of patient care, ability to pay, hearing, 83-374 Insurance. Credit accident and health insurance, violations of sections, 44-1713 Credit life insurance, violation of sections, 44-1713 Demutualization. Anti-takeover provision, 44-6115 Final order, 44-6111 **Discount Medical Plan Organization** Act violations, 44-8315 Domestic company, certificate of authority, disciplinary actions, 44-133 Domestic stock company, change to mutual company, hearings, 44-237, 44-238 Employee benefit plans, disapproval by director, 44-213.06 Examinations, 44-5906 Foreign or alien company, certificate of authority, revocation, 44-134 Form approval required, effect, sickness and accident, 44-711, 44-766 Fraternal insurance, decisions of Director of Insurance, 44-10,107 Health maintenance organizations, Cease and desist orders, appeal procedure, 44-32,166 Health care review committee. information used on appeal, 44-32,174, 44-4110.03

Suspension or revocation of certificate of authority, 44-32,157 Hearings in contested cases, appeal procedure, 44-10,107, 44-2312 Hospital-Medical Liability Act, Nebraska, 44-2833 Insurance Holding Company System Act, action of director, 44-2151 Insurance Producers Licensing Act, denial of license by director, 44-4059 Insurers Supervision, Rehabilitation, and Liquidation Act, Nebraska, 44-4810, 44-4818, 44-4833 Life or annuity policy, form approval requirements, 44-511, 44-512 Maximum risks, violations, suspension, 44-222.02 Medicaid, coordination of benefits, 68-932 Medical review panels, review claims, 44-2840 to 44-2847 Merger, approval or disapproval of director, 44-224.09 Motor Club Services Act, hearings, appeal procedure, 44-3720 Mutual associations, cease and desist order, 44-386.07 Mutual insurance associations. nonpayment of administrative fee, 44-2913 Mutual insurance holding company, reorganization, 44-6131 Name, use by other company, disciplinary action, 44-352 Prepaid Limited Health Service Organization Act, license, 44-4721 Property and casualty insurance, rates and forms, 44-7533 Property and Liability Insurance Guaranty Association, Nebraska, grievances, 44-2408, 44-2710 Rates, agreement to control, disciplinary actions, 44-360 Rebates, disciplinary actions, 44-367

APPEALS AND REVIEWS –Cont'd **Insurance** –*Cont'd* Reciprocal insurance, attorneys, certificate of authority, 44-1212 Sickness and accident insurance, form approval, effect, 44-711, 44-766 Taxation of insurance company, 77-911, 77-915 Unauthorized insurer, cease and desist order, 44-2003 Unfair competition and trade practices, disciplinary actions, 44-1530, 44-1531 Utilization review agent decision, 44-5422 Irrigation districts, Assessments, hearings, appeals from. 46-133 Bonds, refunding, objections, 46-1,110 Organization, appeal from county board, 46-107 Judgments, court, Date of entry for purposes of appeal, 25-1301 Judgment lien, Dissolution of lien, 25-1306 Lien, lost when, 25-1542 Pendency of appeal, effect, 25-1587.05 Juvenile, Child support order, Title IV-D, review of order, 43-512.12 to 43-512.17 Child support referee, findings, 43-1613 Foster care review of children in foster care placement, 43-1303, 43-1308, 43-1313 to 43-1316 Hearings, right of appeal, 43-279 Juvenile court, 43-2,106, 43-2,106.01 Parental rights terminated, 43-293, 43-294 Labor. Commission of Industrial Relations. 48-812, 48-825, 81-1376, 81-1383, 81-1387

Commissioner of Labor. Safety codes, 48-415, 48-416 Veterans preference determination, 48-229 Employment Security Law, this heading Fair Employment Practice Act, Nebraska, unlawful practices, 48-1119, 48-1120 Negotiations, prohibited practices, 48-825 Workers' Compensation Act. Nebraska, 48-182, 48-185 Lakes, natural, application to drain or divert water, 46-805 Landlord and Tenant Act, Uniform Residential, violation of act, 76-1447 Landscape Architects. State Board of, disciplinary measures, 81-8,202 Lead abatement project, 71-6331 Legislature, appeal from exercise of powers, 50-406 Lie detector examiners licensing. 81-1931 Liens, Judgments, court, this heading When lost, 25-1542 Liquor Control Act, Nebraska, 53-134.04, 53-168.05, 53-1,116 Livestock, Commercial Feed Act, violations, 54-861 Domesticated Cervine Animal Act, 54-2311 Livestock auction market license, 54-1170 Livestock Dealer Licensing Act. Nebraska, violations, 54-1706, 54-1707 Meat and Poultry Inspection Law, Nebraska, violations, 54-1905 Seizure, disposition and costs, 54-913 Loan brokers, 45-191.09 Loans, installment, license, revocation or suspension of, 45-1036

APPEALS AND REVIEWS -Cont'd Lotteries, 9-325, 9-419, 9-421, 9-624, 9-821 Proceedings, 9-421 Magistrate, commit witness to assure appearance, 29-508.01 Mandate on reversal of judgment, procedure, 25-1926 Manufactured homes and recreational vehicles, issuance of seals, 71-4609 Medical assistance, denied, 68-1016 Mental health board, order, 71-930, 71-949, 71-963 Militia, Code of Military Justice, Nebraska, Court of Military Review, appeal procedure, 55-441 to 55-445, 55-447 Nonjudicial punishment, 55-416 Military Code, officers and employees of state, service in military, 55-161.01 Mineral interests, application to county assessor for separate listing, 57-238 Misdemeanors, procedure, 29-611 Mistake or error of clerk, effect, 25-1928, 25-1932 Mobile Home Parks, Uniform Standard Code for. 71-4626. 71-4630, 71-4631 Modular housing, seal denied or suspended, 71-1567 Mortgage banker, denial of license, 45-706 Mortgage loan originator, denial of license, 45-729, 45-732 Motion for new trial, required, when, 25-1912.01 Motor carriers, safety regulation violations, 75-369.05 Motor vehicles. Commercial driver training schools, license issuance, 60-4,178 Commercial driver's license, Alcoholic liquor disgualification, 60-4.167.02 Refusal of application, 60-4,160 Revocation of license, 60-4,170

Denial of license, 60-4,114 Drunk driving, administrative license revocation, 60-498.04 Employment driving permit, issuance refused, 60-4,130 Interiurisdiction fleet vehicles. registration, 60-3,198, 60-3,205 Medical hardship driving permit, issuance refused, 60-4,130.02 Medical review of applicant or licensee, 60-4,118.03 Motor Vehicle Industry Licensing Board. Franchise, denied or terminated, order, 60-1435 License, denied, revoked, or suspended, 60-1415 Motor Vehicle Safety Responsibility Act, act of department, 60-503, 60-507 Nonresident owner of recreational vehicle, avoidance of proper registration, 60-366 Operator's license, 60-4,105, 60-4.106 Points, revocation of license by accumulation of, 60-4,184 Taxation, exemption, 60-3,189 Valuation, objection, 60-3,188 Natural gas, underground storage certificate, 57-605, 57-607 Natural Resources Commission, Nebraska, Bond, appeal bond not required, 2-3281 Improvement project, apportionment of benefits. 2-3255 Nebraska Emergency Management Agency, prevention measures, 81-829.43 Negotiated rules, judicial review, 84-932 New trial order, appealable, 25-1315.03 **Oil and Gas Conservation** Commission, Nebraska, orders, 57-905, 57-913, 57-916.01 Orders, final, date of entry for purposes of appeal, 25-1301 Parental rights terminated, 43-293

APPEALS AND REVIEWS –Cont'd Parties, how designated, 25-1913 Penal institutions, criminal detention facility, closed, 83-4,133 Pendency of appeal, effect, 25-1587.05 Perfection of appeals, civil, 25-1911 to 25-1937 Pesticide Act, 2-2654 Petition in error, 25-1903 Petroleum Products and Hazardous Substance Storage and Handling Act, permit, 81-15,122 Pickle Card Lottery Act, Nebraska, 9-325 Pipelines. Eminent domain, appeal procedure, 57-1104, 57-1105 Major oil pipeline siting, 57-1409 Plain error, 25-1919 Plant Protection and Plant Pest Act, violations, 2-10,115 Pleadings. Bill of exceptions, 25-1140 Briefs, 25-1919 Exceptions, deemed to be taken, 25-1139 Frivolous actions, effect, 25-824 Poisons, added by department to list of defined poisons, 71-2506 **Political Accountability and** Disclosure Act, Nebraska, decisions of the commission, 49-14.131 Political subdivisions. Budget, taxation, 13-512 Political Subdivisions Self-Funding Benefits Act, 13-1623, 13-1625 Political Subdivisions Tort Claims Act. 13-907 Poor persons, assistance denied, terminated or reduced, 68-142 **Postsecondary Education**, Coordinating Commission for, capital construction project. restrictions. 85-1418 **Postsecondary Institution Act,** Complaint hearing, 85-2419

Denial of authorization to operate a postsecondary institution, 85-2417 Potato Inspection Act, Nebraska, grade established, 2-1822 Power Review Board, Nebraska, manner of appeal from. 70-604.06 Private detective, license, suspended, revoked, or denied, 71-3211 Probate, appeal procedure, 30-1601, 30-2217 Procedures, applicability of law, 25-1937 Proceedings in error, 25-1903 to 25-1908 Property tax, Agricultural and horticultural land, special valuation, 77-1345.01, 77-1347.01 County board of equalization, 77-1345.01, 77-1510, 77-1510.01, 77-1606 to 77-1610 Documentary stamp tax, refund denied, 76-908 Historically significant real property, rehabilitation valuation, protests, 77-1394 Homestead exemption, rejection of application, 77-3519 Judicial review, 77-5019 Omitted land and improvements, interest and penalties, 77-1318 Personal property, protests, procedure, 77-1233.06 Public property, taxation status, 77-202.12 Public service entity, 77-802.02 Refunds, 77-1775, 77-1775.01, 77-1781 Tax Equalization and Review Commission, 77-1345.01, 77-1347.01, 77-5007, 77-5007.01, 77-5013 to 77-5019 Tax-exempt status, 77-202.04 Tobacco Products Tax Act, 77-4020 Veterans, exemption, 77-202.25

APPEALS AND REVIEWS -Cont'd Prosecuting attorney, appeals of criminal cases, 29-2315 to 29-2326 Public assistance, Assistance denied, terminated, or reduced. 68-142 Denial of aid, 68-1016 Emergency assistance denied, 68-1016 Employable recipients, ineligible when, 68-155 Public safety mutual finance organization, fund distribution, 35-1207 Public Service Commission, Automatic dialing-announcing devices. 86-255 Intrastate Pay-Per-Call Regulation Act, decision, 86-269 Order of commission, 75-136 to 75-139, 75-143 Telecommunication companies, 75-132.01, 75-722 Rates. 86-158 Telecommunication regulation, 86-123, 86-158 Transmission lines, 75-722 Racing Commission, State, fines, 2-1203 Radiation Control Act, 71-3505, 71-3513, 71-3516.01, 71-3517 Railroads, Ag land leases, 2-5504, 2-5505 Complaints about crossings, 74-1336 Taxation, valuation of property, 77-612 Real estate, Abstracters Act, violation of act, 76-552 Appraisers, license, disciplinary measures, 76-2240 Corners, disputed, 34-301 Documentary stamp tax, refund denied, 76-908 Eminent domain, appeal procedure, 76-715 to 76-723

Landlord and Tenant Act. Uniform Residential, violation of act, 76-1447 Mineral interests, application for separate listing, 57-238 Property tax, this heading Quiet title action, 25-21,120 Railroad leases of ag land, 2-5504 Real Estate Commission, State, disciplinary actions, 81-885.30 Receivers, appointment, directions, and disposal of property, 25-1090 **Reclamation districts**, Assessments, owner of land, 46-544.46-554 Board of directors, examination by court of the board, 46-568 Exclusion of land from district by petition, 46-562 Organization, decisions of department, 46-528 Relocation Assistance Act, eligibility for payment disputed, 76-1241 Remittitur, effect, 25-1929, 25-1936 **Residential Mortgage Licensing** Act, department orders, 45-742.01, 45-744, 45-745 Restraint of trade, action brought by state, 59-823 Reversal of judgment, effect, 25-1926, 25-1933 Roads. Functional classification, 39-2111, 39-2112 Reports, false, penalty, 39-2121 Rules, negotiated, judicial review of, 84-932 Sales, Nebraska Installment Sales Act, license, 45-350 Sanitary and improvement districts Issuance of new bonds or warrants. 31-778 Order of district court appointing an administrator, 31-780 School lands, Award for land condemned by public body, 72-224.03

APPEALS AND REVIEWS –Cont'd School lands -Cont'd Valuation set by board of appraisers, 72-240.19 Schools, Attendance of a Class VI high school student outside of state. 79-5,108 Boundary changes of school districts, 79-413, 79-418 Dissolution of depopulated districts, 79-498 Enrollment option program, application to participate rejected, 79-239 Hearings, 79-282 to 79-292 Judicial reviews, 79-288 to 79-292 New school districts created, 79-413.79-418 **Reorganization of School Districts** Act, 79-455 Retirement, Public Employees Retirement Board, acts and decisions, 79-950 Sale of school site. Class V school district, 79-10,134 Special education placement, 79-1152 Suspension, expulsion, or reassignment of student, 79-285 to 79-292 Tract of land set off, 79-458 Search and seizure, state right to appeal, procedure, 29-824 to 29-826 Securities Act of Nebraska. violations. 8-1108.01. 8-1119 Seller-assisted marketing plans, violation, 59-1725.01 Senior citizens. denial of assistance, 68-1016 Sentence, appeal, 29-2315 to 29-2326 Setoff, unemployment debt, setoff against income tax, 77-27,204 Sex offender. Mental health board proceedings, 71-1214 Mentally disordered, procedure, 29-2926

Sex offender. lifetime community supervision conditions, 83-1.103.04 Small Claims Court. Arbitration agreements, 25-2618.01 Generally, 25-2807 Social services. Assistance denied, 68-1016 County general assistance program, 68-138 to 68-142 Soil and plant analysis laboratory, revocation or suspension of registration, 2-3107 Solid waste disposal, Construction site, 13-1712 to 13-1714 Public hearing, 13-1706 State, Appeal bond, exempt, 25-21,213, 25-21,216 Claim upon treasury, appeal, Article VIII, section 9, Constitution of Nebraska Personnel Board, State, grievance, appeal, 81-1319 State Government Effectiveness Act, 81-2707 State Tort Claims Act, procedure, 81-8,216 **State Capitol Environs** Commission. Nebraska. decision, 90-307 Statement of defendant, suppression, 29-116 to 29-118 Stays, See STAYS Summary jury trials, 25-1154 to 25-1157 Support order, Bank match system, 43-3333, 43-3335, 43-3336, 43-3338 Title IV-D, 43-512.12 to 43-512.17 Support order violation, 43-3317, See also LICENSE SUSPENSION ACT Suppression of statement of defendant, 29-116 to 29-118 Supreme Court, Abortion, denial of, 71-6904 Appeals to, procedure, 25-1911 to 25-1929 Bond for costs, 25-1914

APPEALS AND REVIEWS -Cont'd Supreme Court –Cont'd Constitutional provisions, Article 1, section 23, Constitution of Nebraska Costs, unpaid, 25-1915 Justice or judge, disciplinary action, 24-723 Mistake of clerk, effect, 25-1928 New trial appeal, 25-1315.03 Records, 25-1927 Title case docketed under, 25-1913 Surveyor, State, public lands, grievances with surveys, 84-408 Taxation. Air and Water Pollution Control Tax Refund Act, refund denied, 77-27.153 Air carriers, 77-1249 Appeal, Nebraska Revenue Act of 1967, general provisions, 77-27,127 Beginning Farmer Tax Credit Act, 77-5209.02.77-5212 Car line companies, tax, appeal, 77-684 Child support debt, set off against income tax refund, 77-27,170 Delinguent tax, action to collect, 77-3905 Documentary stamp tax, refund denied, 76-908 Federal tax liability, refund of state tax used as setoff, 77-27,182 Final action of Tax Commissioner. 77-27.127 to 77-27.130 Franchise tax, appeal procedure, 77-3806 Income tax, additional tax due to mathematical error, no appeal, 77-2783 Inheritance tax determination, 77-2023 Insurance company, Constitutionality of tax challenged, 77-915 Failure to pay tax, license rescinded or reissue refused, 77-911

Motor fuel taxes, default, setoff action, 77-27,217 Nebraska Advantage Act, 77-5726 Personal property, protests, procedure, 77-1233.06 Property tax, this heading Railroad property, valuation, 77-612 Sales and use tax, seller permit, revoked or suspended, 77-2705 Telecommunications. Automatic dialing-announcing devices, 86-255 Companies, 75-132.01, 75-722 Rates, 86-158 Fiber optic cable, dark fiber, 86-578 Intrastate Pay-Per-Call Regulation Act, decision, 86-269 Telephone slamming, 86-209 Wiretap, motion to suppress, 86-293 Time limitations, 25-1931, 29-1207 Date of entry of judgment, decree, or final order, 25-1301 Determining time for appeal, 25-1301 Effect of mailing and nonjudicial days, 49-1201 to 49-1203 Trade names, 87-219.01 Transcript, 25-1905, 25-1906 Trauma and rehabilitation centers, designation, 71-8244 Trespass, animals, arbitration award, 54-406 Trial, real estate, rights of reversioners, 25-21,120 Trusts, Nebraska Uniform Trust Code. 30-1601. 30-3821 Unclaimed property, claim, decision of State Treasurer, 69-1320 Veterans, tax exemptions, 77-202.25 Veterans Advisory Commission, act as appeal board, 80-401.09 Villages, Bond, for appeal, not required, when, 18-2463 Bond for appeal, not required, when, 19-4901 Building Board of Review, plumbing board, 18-1906

APPEALS AND REVIEWS -Cont'd Villages -Cont'd Disconnection of land within corporate limits. 17-414 Eminent domain, award, 19-704 to 19-706, 19-710 Mobile Home Parks, Uniform Standard Code for, certificate, 71-4630 Platting error, 19-2204 Power projects, 18-2432 Special assessments, 19-2422 to 19-2425 Streets, improvements, 17-513 Utilities, district court, appeal, 19-4635, 19-4636 Viaduct over or subway under railroad tracks, 18-622 Zoning, Appeal to board of adjustment, 19-909, 19-910 Appeal to district court, 19-912, 19-929 Vital statistics, delayed birth certificate, refusal to issue, 71-617.07 to 71-617.09 Water, Adjudication of rights, Department of Natural Resources, decisions of, 46-229.05, 46-2.105.61-207 Application, extension, 46-238 Chemigation Act, Nebraska, orders or decisions of department, 46-1146 Ground water. Ground Water Management and Protection Act, Nebraska, orders, 46-750 Industrial Ground Water Regulatory Act, issuance, of permits, 46-685 Permits, issuance or denial, 46-646 Small transfers, 46-686.01 Lakes, natural, application to drain or divert water, 46-805 Safe Drinking Water Act, Nebraska, 71-5303, 71-5304.01

Safety of Dams and Reservoirs Act. 46-1669 Wastewater Treatment Operator Certification Act, violation of act, 81-15,142 Water Service Regulation Act, 75-1008 Weeds, noxious, 2-960 Witness, committed to assure appearance, 29-508.01 Workers' Compensation Act, Nebraska. Final order or judgment, 48-182, 48-185 Notice of appeal, 48-182 Writs of error, abolished, 25-1930 Zoning regulations, review by Niobrara Council, when, 72-2010, 72-2012 **APPEARANCES** See generally LEGAL PROCEDURE Abatement, plea in, motion adjudged in favor of accused, 29-1811 Accused, presence required at trial, Article I, section 11, Constitution of Nebraska, 29-2001 Appearance bond, Cities of the metropolitan class, 14-603 Extradition, 29-744, 29-745 Felonies, recognizance, 29-1705, 29-1707 Felony witness, 29-507 Misdemeanor, recognizance, 29-1703 Person charged, 29-506, 29-901, See also BAIL Rules of the road, 60-686, 60-1307 Appearance docket, 25-2209, 25-2210, 29-1418 Arraignment, written waiver of preliminary hearing and plea accepted, when, requirements, 29-4206 Arrest of judgment, effect, 29-2106

APPEARANCES –Cont'd Audiovisual appearances in criminal court by detainee or prisoner, procedures, requirements, 29-4201 to 29-4207 Citation in lieu of arrest, 29-422 to 29-430, 32-1549 Corporations, indictment or information, 29-1608 Court of condemnation, corporate **appearance**, 19-4632 Debtor, execution on property, 25-1565 Defendant, presence required, when, Article I, section 11, Constitution of Nebraska, 29-2001 Detention of accused to assure appearance, 29-427 Election Act violations. 32-1550 Grand jury, 25-1607, 29-1410.01, 29-1411 Hearing. Civil procedure, 25-2606, 25-2702 Criminal procedure, 29-3102 Probate, 25-2709 Judgment debtor, order to appear, 25-1565 Jurors. Appearance for jury service, 25-1607, 25-1629.02, 25-1629.04, 25-1634.01 Failure to appear, 25-1611 Juvenile court, 43-262, 43-267 Record of, 43-2,108 Misdemeanor, recognizance for appearance, 29-1703 Petit jury, 25-1607, 25-1611, 25-1629.02, 25-1629.04, 25-1634.01 Recognizance, personal, 29-901, 29-1201, 29-1419, 29-1605, 29-2806 Felonies, 29-1705, 29-1707 Misdemeanors, 29-1703 Surety, discharge of, when, 29-905, 29-907 Special appearance, Not used after January 1, 2003, 25-801.01 Replevin actions, 25-10,104 Taxation. Assessor, right to compel, 77-1236

Income tax examination, 77-27,119 Inheritance tax, county attorney, voluntary appearance, 77-2018.02, 77-2018.03, 77-2018.07, 77-2039 Voluntary appearance, City attorney, city of metropolitan class, 14-809 Constitutional officer, status determination, 84-719, 84-720 County attorney, inheritance tax, 77-2018.02, 77-2018.03, 77-2018.07, 77-2039 Equivalent to service, 25-516.01 Juveniles, 43-262 Notice not necessary, 25-520.01 Workers' Compensation Court, Nebraska, 48-174, 48-190 Witnesses, 25-1227, 25-1230 **APPORTIONMENT** See generally ELECTIONS Board of Regents, districts, Article VII. section 10. Constitution of Nebraska, 85-103.01, 85-103.02 Community college areas, 85-1504 Congressional districts, 32-504, 32-505 **Coordinating Commission for** Postsecondary Education, districts. Article VII. section 14. Constitution of Nebraska County judge districts, 24-503 District court judicial districts, Article V, sections 10 and 11, Constitution of Nebraska, 24-301.02 Juvenile court judicial districts, Article V, section 27, Constitution of Nebraska Legislative districts, Article III, section 5, Constitution of Nebraska, 50-1153, 50-1154 Maps establish district boundaries, Congressional districts, 32-504, 32-505 Legislative districts, 50-1153, 50-1154 Public Service Commission, 75-101.01, 75-101.02

APPORTIONMENT –Cont'd Maps establish district boundaries –Cont'd State Board of Education, 79-311, 79-312 Supreme Court judicial districts, 24-201.02, 24-201.04 University of Nebraska Board of Regents, 85-103.01, 85-103.02 Political subdivisions, redistricting procedure, 32-553 to 32-555.01 Public Service Commission. districts. Article IV. section 20. Constitution of Nebraska, 75-101.01, 75-101.02 State Board of Education, districts, Article VII, section 3, Constitution of Nebraska, 79-311, 79-312 Supreme Court judicial districts, Article V, section 5, Constitution of Nebraska, 24-201.02 to 24-201.04 APPRAISAL MANAGEMENT COMPANY REGISTRATION ACT. NEBRASKA See generally REAL ESTATE Act. Exemptions, 76-3204 How cited. 76-3201 Appraisal management company, Application, 76-3203 Criminal history record check, cost, 76-3207 Fingerprint submission, 76-3207 Appraisal report, completed, limit on change, 76-3213 Appraisers, Payment of fees to, 76-3215 Referral to board for material noncompliance, 76-3220 Removal from appraiser panel, Complaint, 76-3215 Procedure, 76-3215 Requirements, 76-3203, 76-3208, 76-3210 Verification of license or certification, 76-3209, 76-3211 Prohibited acts, 76-3208

Record retention requirements, 76-3212 Registration, Exemptions, 76-3204 Renewal, 76-3203 Requirements, 76-3203, 76-3207 Service of process, consent required, 76-3203, 76-3205 Surety bond, 76-3203 Board, Real Property Appraiser, Appraiser removal complaint hearing, 76-3215 Certifications, receive from management companies, 76-3211, 76-3212 Costs of criminal history record check, 76-3207 Disciplinary hearings, procedure, 76-3217 Enforcement actions, fine, considerations, 76-3216 Registration numbers and list, 76-3214 Rules and regulations, 76-3218 Services provided under act, fees, 76-3206 Definitions, 76-3202 Fund, Appraisal Management **Company**, 76-3219 Violations. Disciplinary hearings, 76-3217 Enforcement actions, 76-3216 Fine, considerations, 76-3216 **APPRAISERS** See REAL PROPERTY APPRAISERS **APPROPRIATIONS** See generally STATE GOVERNMENT Budget, preparation, 81-125 to 81-126 **Correctional Services, Department** of, estimate and report, 83-908 Fiscal Analyst, Legislative, 50-418 to 50-420 Fiscal year, 84-701 Governor. Budget bill, Article IV, section 7, Constitution of Nebraska

APPROPRIATIONS –Cont'd Governor -Cont'd Line-item appropriation veto, Article IV, section 15, Constitution of Nebraska Legislative requirements, Article III, sections 22 and 25. Constitution of Nebraska, 49-805 Legislature, duty to make, 50-128 Public buildings, 72-801, 72-802 Revenue forecasting, effect, 77-4601 to 77-4603. See also ECONOMIC FORECASTING Schools, restrictions on use, Article VII, sections 9 and 11, Constitution of Nebraska Specific, 90-535 to 90-541, 90-559 Specific sums requirement, 49-805.01 Statutory requirements, 49-804 to 49-805.01, 81-104 AQUACULTURE See generally AGRICULTURAL PRODUCTS Aquaculturists and aquaculture facilities, requirements, 37-465 to 37-475, See also GAME LAW Aquatic organisms, sale of, permit required, 37-471 Board, Nebraska Aquaculture, Created, 2-5003 Definitions, 2-5002 Duties, 2-5006 Expenses, 2-5003 Intent, 2-5001 Legislation, 2-5005 Membership, 2-5003 Defined, 2-3804.01 Promotion and development program, department establish, 2-3815 ARBITRATION ACT, UNIFORM See generally ARBITRATION AND MEDIATION Act. How cited. 25-2601 How construed, 25-2618, 25-2622 Actions or proceedings, 25-2603

Arbitrators. Appointment, 25-2604 Disgualification, 25-2604.01 Majority, exercise of powers, 25-2605, 25-2606 Attorney, right to, 25-2607 Awards. Change, 25-2610, 25-2614 Confirmation, 25-2612 Expenses, 25-2611 Judgment, 25-2615, 25-2616 Requirements, 25-2609 Vacating, grounds, 25-2613 Contract, statement required, 25-2602.02 Court proceedings, Appeal, 25-2618.01, 25-2620 Application, 25-2617 Jurisdiction, 25-2618 Venue, 25-2606, 25-2619 **Deposition**, 25-2608 Effect, subsequent agreements, 25-2621 Hearing, procedure, 25-2606 Retroactive, no effect, 25-2621 Small claims court, jurisdiction, when, 25-2618.01 Stay of arbitration, 25-2603 Subpoenas, 25-2608 Validity, 25-2602.01 Venue, 25-2606, 25-2619 Witnesses, 25-2608 ARBITRATION AND MEDIATION See generally LEGAL PROCEDURE Animals, trespassing, award of damages, 54-406 Arbitration, See ARBITRATION ACT, UNIFORM; 25-2601 Arbitrators, duty of fidelity, violations, 28-613

Binding, when, Article I, section 13, Constitution of Nebraska

- Bridges, joint commission, disagreements as to property, 14-1246
- Child custody, See PARENTING ACT; 43-2920
- Civil cases, court referral to mediation, 25-2943

ARBITRATION AND MEDIATION -Cont'd

Constitutional provisions, Article I, section 13, Constitution of Nebraska

Counties, newly formed, division of property, 22-215 Divorce actions, See CONCILIATION COURT LAW; 42-801 Child custody, See PARENTING ACT;

43-2920 Employment, unlawful employment practice, procedure, 48-1117, See also FAIR EMPLOYMENT PRACTICE ACT, NEBRASKA

Enforcement by courts, authorized, Article I, section 13, Constitution of Nebraska

Estate taxes involving multiple states, See DEATH TAXES, UNIFORM ACT ON INTERSTATE ARBITRATION AND COMPROMISE OF; 77-3301

Family and domestic conflicts, See CONCILIATION COURT LAW; 42-801

Farm mediation, See FARM MEDIATION ACT; 2-4801

Industrial disputes, mediation authorized, 48-816, See also INDUSTRIAL RELATIONS ACT

Insurance, assessment associations, claims, arbitration when, 44-811

Juvenile diversion program, use in, 43-260.06

Mediation,

Court referral in civil cases, 25-2943 Mediation centers, See DISPUTE RESOLUTION ACT; 25-2901 Procedure, See MEDIATION ACT,

UNIFORM; 25-2930 Types of cases, 25-2911

Motor vehicle dealers, franchises, disputes, 60-1440

Motor vehicles, defective, 60-2705, See also LEMON LAW Municipal cooperative utilities,

arbitration provisions applicable, 18-2485, See also

MUNICIPAL COOPERATIVE FINANCING ACT Power districts, arbitration of disputes, 70-1301 to 70-1329 Public employment, labor negotiations, See INDUSTRIAL RELATIONS ACT; 48-801, STATE EMPLOYEES COLLECTIVE BARGAINING ACT; 81-1369 Surveyors, disputes, arbitration procedure, 84-410 University of Nebraska, costs of heat and power, submit to arbitration, when, 81-1108.26 Water, instream appropriation, 46-2.117 Workers' compensation, Informal dispute resolution, 48-168 Medical services, dispute resolution procedures, 48-120, 48-120.02 ARCADES See FAIRS AND EXPOSITIONS ARCHAEOLOGICAL RESOURCES PRESERVATION ACT, **NEBRASKA** See generally NATURAL RESOURCES Act. How cited, 82-501 How construed. 82-505 Archaeological resource or site, prohibited acts, 82-507, 82-508 Definitions, 82-503 Exemption, Department of Roads, 82-505 Funds. Accept, 82-507 Matching funds authorized, 82-509 State Archaeology Cash Fund, 82-510 **Injunction**, 82-508 Intent. 82-502

Nebraska State Historical Society, powers and duties, 82-509 Public land, prohibited acts, 82-507

State Archaeologist, 82-504 State Archaeology Office, 82-504,

82-506

ARCHAEOLOGICAL RESOURCES PRESERVATION ACT, **NEBRASKA** – Cont'd State or state-funded undertaking, requirements, 82-505

Violation, penalties, 82-507, 82-508

ARCHITECTS

See generally PROFESSIONS AND OCCUPATIONS

- Building plans, duties, 48-433 Construction project, violation of safety practice, liability, 25-21,187
- Contracts with state, See CONSULTANTS' COMPETITIVE NEGOTIATION ACT, NEBRASKA; 81-1701
- Drawings, duties, 48-433 Licensure,
 - Architects generally, See ENGINEERS AND ARCHITECTS REGULATION ACT; 81-3401 Landscape architects, See
 - PROFESSIONAL LANDSCAPE **ARCHITECTS ACT; 81-8,183.01**

ARMED FORCES

See MILITARY

ARMORIES

See MILITARY

ARREST

See generally CRIMINAL PROCEDURE Accused. Absconding from county, effect, 29-205 Nonresident, arrest procedure, 29-1702 Rendition of, See RENDITION OF ACCUSED PERSONS ACT, UNIFORM: 29-3101 Authorized without warrant, when, 29-205, 29-401, 29-404.01 to 29-404.03 Bail, See BAIL

Bond.

Defendant, 29-901 to 29-910, See also BAIL

Preliminary hearing, 29-506 Carrier enforcement officers, powers, 60-1306 Citations in lieu of arrest. 29-422 to 29-430, 32-1549, 32-1550 Complaint, requirements, 29-404 Detention based on racial profiling, prohibited, 20-501 to 20-506, See also RACIAL PROFILING Domestic assault, See also ASSAULT AND BATTERY Arrest conditions. 29-439 Weapons, seizure, 29-440 Electors. Citation in lieu of arrest, 32-1549, 32-1550 Privilege from arrest, Article VI, section 5, Constitution of Nebraska, 32-923 Indictment, 29-1701 Jurisdiction of law enforcement officers, 29-215, 43-410, 43-411 Interstate fresh pursuit, See FRESH PURSUIT, UNIFORM ACT ON; 29-416 Juvenile. Absconding, 43-410, 43-411 Intake services, 29-2260.01 Juvenile probation intake officers, 29-2260.01, 43-260 Law violators, procedure, 29-401 Pursuant to a warrant, 43-270 Temporary custody without warrant, 43-248 to 43-250 Liquor law violations, 53-1,110, See also LIQUOR CONTROL ACT. NEBRASKA Magistrate's order. 29-413 Medical services for person arrested, detained, or in custody, responsibility for payment, 47-701 to 47-705 Preliminary hearing, 29-504 Premises, entry authorized, when, 29-411 Rendition of accused persons, See RENDITION OF ACCUSED PERSONS ACT, UNIFORM; 29-3101 Resisting, 28-904, 28-905 Rewards. 29-414. 29-415 Shoplifters, 29-402.01 to 29-402.03

ARREST -Cont'd Speeding, violations, 60-6,192 Traffic violations, 60-683, 60-687 Voting, privilege from arrest, Article VI, section 5, Constitution of Nebraska Warrant. Accused, fleeing from county, effect, 29-408, 29-409 Contents, 29-406 Detainers for apprehension and detention, juveniles, 43-411 Execution, 29-407, 29-411 Issuance, 29-403 Juvenile Code, Nebraska, 43-270 Rendition, See RENDITION OF ACCUSED PERSONS ACT, UNIFORM: 29-3101 Return. 29-412 Security for costs, 29-405 Sex offender registration violation, 29-4006

ARSON

See generally CRIMES AND OFFENSES Affirmative defense, 28-503 Building, defined, 28-501 Cities of the metropolitan class, arson investigator, 14-709 Deadly force, use against perpetrator, 28-1411 First degree, 28-502 Insurer, burning to defraud, 28-505 Investigation, information provided, effect, See ARSON **REPORTING IMMUNITY ACT; 81-5,115** Investigator, authorized, 14-709 Lawful burning, 28-506 Second degree, 28-503 State Fire Marshal, 81-502 Investigations, evidence, 81-508 Statute of limitations, 29-110 Third degree, 28-504

ARSON REPORTING IMMUNITY ACT

See generally CRIMES AND OFFENSES **Act, how cited,** 81-5,115 **Confidentiality,** 81-5,127, 81-5,130 **Definitions,** 81-5,116 to 81-5,120

Immunity, insurance company, when, 81-5,126 Information from insurance companies, 81-5,121 to 81-5,127 Refusal, prohibited, 81-5,128, 81-5.129 Investigations, request by insurance company, 81-5,123 Violations, penalty, 81-5,131 ART COLLECTION ACT, NEBRASKA See generally PUBLIC BUILDINGS Act. how cited. 82-401 Art Collection, Nebraska, Administration, 82-404 Composition, 82-405 Display, 82-406

Definitions, 82-403 Donations or loans, 82-407 Grants or aid, 82-408 Intent, 82-402

ARTS COUNCIL, NEBRASKA

See generally STATE GOVERNMENT Claims against, settlement, public access requirements, 84-713 Created, 82-309 Employees. 82-311 Federal funds, receive and disburse, 82-314 Funds. Nebraska Arts and Humanities Cash Fund, 82-332 Report, 82-333 Nebraska Arts Council Cash Fund, 82-316 Nebraska Arts Council Trust Fund. 82-315 Nebraska Cultural Preservation Endowment Fund, 82-331 Transfers to, 90-550, 90-551 Intent, cultural preservation, 82-330 Membership, 82-309, 82-310 Museums, See MUSEUMS Powers and duties, 82-312 to 82-314 Public buildings, artwork, 82-317 to 82-329

ASBESTOS CONTROL ACT See generally HAZARDOUS MATERIALS

ASBESTOS CONTROL ACT –Cont'd Act. Existing rules, forms, proceedings, how treated, 71-6315 How cited, 71-6317 Contract by governmental body, licensee required, 71-6311 Definitions, 71-6301 Department, duties, 71-6303 Enforcement, 71-6314 **Exemptions**, 71-6316 Fees, 71-6303, 71-6310.04 **Injunction**, 71-6313 Instructors, qualifications, 71-6310 License, business entity, Application, 71-6305 Disciplinary actions, 71-6314 Qualifications, 71-6304 Renewal, 71-6306 Required, when, 71-6302, 71-6311 Waiver, 71-6309 License, individual worker, Continuing competency requirements, 71-6310.02 Current certificate holder, how treated, 71-6310 Disciplinary actions, 71-6310, 71-6314 Limited license, 71-6310 Qualifications, 71-6310 Renewal, 71-6310.02 Project designer or monitor, duties, 71-6310.03 **Records**, 71-6307 Rules and regulations, 71-2610.01, 71-6303, 71-6310.02, 71-6315 Training courses, approval, Asbestos occupations, 71-6310.01 Business entity, 71-6302 Instructors, gualifications, 71-6310 Violations, penalties, 71-6312, 71-6314 Waivers, 71-6309

ASSAULT AND BATTERY See generally CRIMES AND OFFENSES Abatement of action, 25-1402 Assault on an officer, emergency responder, certain employees, or health care professional, 28-929 to 28-931.01, 28-934 Civil action, justification defense available, 28-1416 Domestic abuse, See also ABUSE Domestic assault, this heading Domestic assault, Arrest. Conditions, 29-439 Report required, 29-439 Weapons, seizure and disposition, 29-440 Without warrant, when, 29-404.02 Degrees, first, second, and third, 28-323 Law enforcement agencies, policies and procedures required, 29-4305 Sentencing considerations, 29-4401 House arrest, prohibited, 29-4402 Emergency responder, assault on, 28-929 to 28-931.01 Fire fighter, 28-934 First degree assault, 28-308 Hazing, 28-311.06, 28-311.07 Health care professional, assault on, 28-929 to 28-931.01 Hospital or health clinic, sign required, 28-929.02 Inmate, offenses committed by, 28-309, 28-932, 28-933 Out-of-hospital emergency care provider, assault on, 28-929 to 28-931.01. 28-934 Peace officer, probation officer, or certain employees, assault on, 28-929 to 28-931.01 First degree, 28-929 Political subdivisions, immune to such actions, 13-910 Pregnant woman, assault against, enhanced penalty, 28-115 Probation, conditions, 29-2262 Second degree assault, 28-309 Sexual assault, See SEXUAL ASSAULT

ASSAULT AND BATTERY –*Cont'd* Sexual assault, eighteen-year-old patient, parental consent or notification not required, 71-9001

State, immune to such actions, 81-8,219

Statute of limitation, For actions accruing before

7/13/2000, 25-208 For actions accruing on or after 7/13/2000, 25-212

Strangulation,

Custodial interrogation statement of suspect, electronic recordation required, use, 29-4501 to 29-4508, *See also* CRIMINAL PROCEDURE

Penalty, 28-310.01

Third degree assault, 28-310 Unborn child, See also ASSAULT OF AN UNBORN CHILD ACT; 28-395 First degree, 28-397 Second degree, 28-398 Third degree, 28-399

ASSAULT OF AN UNBORN CHILD ACT

See generally CRIMES AND OFFENSES Act, Applicability, 28-3,100 How cited, 28-395 Definition, 28-396 First degree, penalty, 28-397 Prosecution of separate acts, 28-3,101 Second degree, penalty, 28-398 Third degree, penalty, 28-399

ASSEMBLY

See CIVIL RIGHTS

ASSESSMENT AND EQUALIZATION

See generally TAXATION Agricultural and horticultural land, Classes and subclasses, 77-1363 Distinct class of property, Article VIII, section 2, Constitution of Nebraska

Special valuation, greenbelt, 77-1343 to 77-1347.01 Uniformity, Article VIII, section 1, Constitution of Nebraska Valuation procedure, 77-201, 77-1359 to 77-1371 Appraisals, 77-1301.01 Commercial or industrial property, assistance, 77-1332 Assessment ratios, 77-1315, 77-1327 Assessment rolls, Abstract. County assessor, prepare and file, 77-1514 Filing deadline, extension, when, 77-1514 Recertification, when, 77-1504.01, 77-5029 Correction, 77-1317, 77-1613.02, 77-1613.04 How prepared, 77-1303 Loss or destruction, 77-1767 Publication, 77-1315 Assessor, county, See COUNTY ASSESSORS Board of equalization, See COUNTY BOARD OF EQUALIZATION Classifications of property, 77-201 Agricultural and horticultural land, 77-1363 **Commission**, See TAX EQUALIZATION AND REVIEW COMMISSION ACT; 77-5001 Definitions, 77-101 to 77-132 Equalization. Abstract of property assessment rolls, 77-1514 Adjustments to class or subclass, 77-1504.01, 77-5023 Appeals, 77-1510 to 77-1519, 77-5007, 77-5007.01, 77-5013 to 77-5019 Board, county, See COUNTY BOARD OF EQUALIZATION Commission. Created, Article IV, section 28, Constitution of Nebraska

ASSESSMENT AND EQUALIZATION -Cont'd Equalization –Cont'd. Commission -Cont'd Powers and duties, See TAX EQUALIZATION AND REVIEW COMMISSION ACT; 77-5001 Confession of judgment, 77-1510.01 Exempt property, 77-1503.01 Municipalities, 77-27,139.01 to 77-27,139.04 Notice, waived when, 77-1506.01 Omitted property, 77-1507 Overvaluation or undervaluation, report, 77-1315.01 Protests, 77-1502, 77-1504, 77-1507 Records, subpoena, 77-1508, 77-1509 Referees. 77-1502.01 Uniformity, Article VIII, section 1, Constitution of Nebraska Witnesses, 77-1508, 77-1509 Errors, Clerical, protest, 77-1507 Lists required, 77-1742 Property Tax Administrator, authority to correct, 77-1335 Exempt property, 77-202 to 77-202.25, 77-1503.01, See also REAL PROPERTY TAX Filing date, effect of mailing and nonjudicial days, 49-1201 to 49-1203 Greenbelt special valuation, 77-1343 to 77-1347.01 Guides for assessors, 77-1330 Historic rehabilitation valuation. Classification, Article VIII, section 2, Constitution of Nebraska, 77-201 Procedure, 77-1385 to 77-1388 Improvements. Historical property, rehabilitation valuation, Article VIII, section 2, Constitution of Nebraska, 77-201, 77-1385 to 77-1388 Leased public lands, Change of ownership, filing required, 77-1374

How assessed, 77-1374 to 77-1376 Public, certification required, 77-1323, 77-1324 Report required, when, 77-1318, 77-1318.01 Joint assessments by counties, 77-1339 Liens, See TAX LIENS Omitted lands, treatment, 77-1317, 77-1318 Personal property, See PERSONAL PROPERTY TAX Public property, Leased public lands, improvements on. Change of ownership, filing required, 77-1374 How assessed, 77-1374 to 77-1376 Taxation status, 77-202.11, 77-202.12 Public service entities, duties, 77-801 to 77-804 Real estate, See also REAL PROPERTY TAX Assessment date, 77-1301 Assessment ratio, 77-1315, 77-1327 Certificate of assessment, 77-1305 Notice of preliminary valuation, 77-1301 Records, Assessment rolls, this heading Certificate of assessment, 77-1305 Property Tax Administrator, duties, 77-1331 Total tax assessed, 77-1710 Warrant book, 77-1740 Rivers and streams, land adjacent, survey, 77-1306.01 Rounding of numbers, 77-1311.01 Sales file, real property sales, 77-1327, 77-1377 Special assessments, See SPECIAL ASSESSMENTS Tax lists. Clerical errors, correction, 77-1613.04 Commission, final order, correction of list, 77-5018

ASSESSMENT AND EQUALIZATION -Cont'd Tax lists –Cont'd Loss or destruction, 77-1767 Property stricken from, when, 77-1738 Valuation, 77-201, 77-1338 Acceptable range, 77-5023 Adjustments to class or subclass of property, 77-1504.01, 77-5023 Assessment rolls, this heading Certify distributed taxable value, 77-5030 Recertification, when, 77-1504.01, 77-5029 Commercial or industrial property, appraisal assistance, when, 77-1332 Comparable sales, use, 77-1371 Equalization, this heading Historic rehabilitation valuation, this heading Income-approach calculation, Certain parcels, 77-1314 Committee, Rent-Restricted Housing Projects Valuation, 77-1333 Rent-restricted housing project, 77-1333 Overvaluation or undervaluation, report, 77-1315.01 Property assessment division, Duties, 77-5029 Report, annual, 77-709 Report, 77-709, 77-1315.01 Review of county valuations, 77-5024.01 to 77-5029 Standards, 77-1330 Uniformity, Article VIII, section 1, Constitution of Nebraska Valuation change, notice, 77-1315

ASSESSOR, COUNTY

See COUNTY ASSESSORS

ASSISTANCE FOR CERTAIN CHILDREN

See generally CHILDREN AND MINORS

Aid to dependent children. Amount, department determines, 43-512 Application, 43-512 Approval or disapproval notice, 43-515 Maximum monthly allowance, 43-512 Payments, to whom made, 43-514, 43-529 Guardian or conservator, 68-1014 Recipients. Asset assessment, 68-1201, 68-1718 Eligibility criteria, See WELFARE **REFORM ACT; 68-1708** Work and education program, 43-512, 43-512.11 Work experience program, See SUBSIDIZED EMPLOYMENT PILOT PROGRAM; 48-3101 Standard of need, 43-513 Transitional benefits, 43-512 Child, spousal, and medical support, collection, 43-512 to 43-512.10 Child care reimbursement, rate, 43-536 Coordination of programs, 43-503 Definitions, 43-504, 43-512 Department of Health and Human Services, Collect data, annual report, 43-516, 43-517 Duties, 43-507 to 43-511 Disgualification, administrative, Department powers, 68-720 Intentional violation, disqualification period, 68-720 Eligibility, 43-504.01, 68-1718 Intergenerational Poverty Task Force, 50-429 to 50-433 Intervention by authorities, 43-512.03 Medically handicapped children, state assistance, 43-522 Paternity determination services, 43-512.02 to 43-512.10 Recipients, opportunity to register to vote, 32-310

ASSISTANCE FOR CERTAIN CHILDREN –Cont'd

Sections, how construed, 43-501 Social services, 68-1203, See also SOCIAL SERVICES Title IV-D support orders,

Additional docket fee waived, 33-107.02 Review, 43-512.12 to 43-512.18

ASSISTED-LIVING FACILITIES

See generally HEALTH CARE FACILITIES Billing, itemized statement, duty to provide, 71-464

Dental preventive services, dental hygienist authorized to perform, 38-1130

Licensure, See HEALTH CARE FACILITY LICENSURE ACT; 71-401

Requirements, See ASSISTED-LIVING FACILITY ACT; 71-5901

Sales and use tax exemption for nonprofit, 77-2704.12

ASSISTED-LIVING FACILITY ACT

See generally HEALTH CARE FACILITIES Accreditation, 71-5908 Act. How cited, 71-5901 Purposes, 71-5902 Administrator, requirements, 71-5908 Admission or retention of residents, Conditions, 71-5905 Health aids, list, requirements, 71-5906 Information for applicants, 71-5905 Requirements, 71-5904 Definitions, 71-5903 Direct care staff, criminal background check, 71-5908 Life Safety Code classification, 71-5907 Restraints, prohibited, 71-5908 Rules and regulations, 71-5908

ASSISTIVE TECHNOLOGY REGULATION ACT

See generally DISABLED PERSONS

Act. Applicability, 69-2619 How cited, 69-2601 Consumer, duties, 69-2615 Definitions, 69-2602 to 69-2613 Devices, registry, 79-1159.01 Lease, enforcement, 69-2616 Lessor, duties, 69-2615 Manufacturer, Duties, 69-2615 Express warranty, requirements, 69-2614 Nonconforming device, 69-2615 Registry, assistive technology devices, 79-1159.01 Rental reimbursement, when, 69-2618 Resale or subsequent lease, requirements, 69-2616 Rights and remedies, 69-2617 ASSUMPTION OF RISK See generally LEGAL PROCEDURE Affirmative defense, 25-21,185.12 Bridges, entering barricaded area, 39-8,114, 39-1801 Construction management at risk contract, 13-2903 Contract, limitations for special purpose financial captive insurer, 44-8216

Health and safety regulations, violations, employee held not to assume risk, 48-423, 48-435 Private prison contractors, 47-803

Railroads,

Employee held not to assume risk, 25-21,184

Violation of order of Interstate Commerce Commission, defense not available, 75-403 Workers' compensation, defense

denied, when, 48-102 to 48-105

ASSUMPTION REINSURANCE ACT

See generally INSURANCE Act, Applicability, 44-6203, 44-6210

Applicability, 44-6203, 44-6210 How cited, 44-6201

ASSUMPTION REINSURANCE ACT –Cont'd Assumption reinsurance

transaction, prior approval required, 44-6206 Definitions, 44-6204 Effective, when, 44-6210 **Exemptions**, 44-6203 Director, discretion, 44-6209 Foreign insurer, duties, 44-6206 Intent, 44-6202 Notice requirements, 44-6205 Novation, 44-6208 Policyholder, Consent, effect, 44-6208 Rejection of transfer, 44-6207 Premium payment, effect, 44-6207 Prohibited acts, 44-6206 Rules and regulations, 44-6211 Transferring insurer, duty to notify policyholder, 44-6205

ATHLETE AGENTS

See generally PROFESSIONS AND OCCUPATIONS

Registration, See ATHLETE AGENTS ACT, NEBRASKA UNIFORM; 48-2601

ATHLETE AGENTS ACT, NEBRASKA UNIFORM

See generally PROFESSIONS AND OCCUPATIONS

Act,

Application and construction of, 48-2618 Conforms to the Electronic Signatures in Global and National Commerce Act, 48-

2619 How cited, 48-2601

Agency contract,

Required form, 48-2610 Student-athlete's right to cancel, 48-2612

Void, when, 48-2604

Athlete agent,

Notice to educational institution, 48-2611 Prohibited conduct, 48-2614

Registration. Certificate of registration, 48-2606 Disciplinary actions, 48-2607 Fees. 48-2609 Required, 48-2604 Requirements, 48-2605 Temporary, 48-2608 Required records, 48-2613 Definitions, 48-2602 Fees. 48-2609 Secretary of State, Agent for service of process for nonresident athlete agents, 48-2603 Records, power to inspect, 48-2613 Registration of athlete agents, 48-2605 to 48-2609 Subpoena power, 48-2603 Violations. Administrative penalty, 48-2617 Civil remedies, 48-2616 Civil action, attorney's fees, 48-2616 Criminal penalty, 48-2615 ATHLETIC TRAINERS See generally PROFESSIONS AND OCCUPATIONS

Licensure, See ATHLETIC TRAINING PRACTICE ACT; 38-401

Peer review authorized, See PEER REVIEW

ATHLETIC TRAINING PRACTICE ACT

See generally PROFESSIONS AND OCCUPATIONS Act, See also ATHLETIC TRAINERS How cited, 38-401 Authorized physical modalities, 38-408

Board of Athletic Training, 38-167, See also CREDENTIALING ACT, UNIFORM

Continuing competency requirements, 38-412, 38-413 Definitions, 38-402 to 38-407 Fees, 38-414

Licensure, See also CREDENTIALING ACT, UNIFORM; 38-101 Examination, 38-411

ATHLETIC TRAINING PRACTICE ACT -Cont'd Licensure –Cont'd Exemptions, 38-410 Qualifications, 38-411 Reciprocity, 38-413 Required when, 38-409 Treatment methods authorized, 38-408 ATHLETICS See generally ENTERTAINMENT Athletic Commissioner. See STATE ATHLETIC COMMISSIONER **Baseball organization, acquisition** by city, 9-629.01, 19-4701 Boxing, State Athletic Commissioner, this heading Collegiate, Athlete agents, requirements and restrictions, See ATHLETE AGENTS ACT, NEBRASKA UNIFORM: 48-2601 Financial aid, withholding prohibited, 85-9,133 to 85-9,139 NCAA, See COLLEGIATE ATHLETIC ASSOCIATION PROCEDURES ACT, NEBRASKA; 85-1201 University of Nebraska, studentathletes, insurance coverage, 85-106.05 University of Nebraska-Lincoln, Coaches, financial interests reporting required, when, 49-1493 Student athletes, stipend or restricted athletic hours, authorized, when, 85-1,131 to 85-1.137 Mixed martial arts, State Athletic Commissioner, this heading Sports arena facility financing, See CONVENTION CENTER FACILITY FINANCING ASSISTANCE ACT; 13-2601; SPORTS ARENA FACILITY FINANCING ASSISTANCE ACT; 13-3101

State Athletic Commissioner. duties, See also STATE ATHLETIC COMMISSIONER Definition, mixed martial arts, 81-8.131 Matches and exhibitions, Amateur mixed martial arts, 81-8,129 Exceptions, 81-8,129 Licensee. Bond required, 81-8,132 Gross receipts tax Amounts, 81-8,135 Failure to pay, effect, 81-8,141 Reports Contents, 81-8,135 Failure to make, 81-8,141 Licenses. Amateur mixed martial arts, 81-8,130 Contestants, 81-8,133.01 Compensation, when payable, 81-8,138 Fake contests, effect, 81-8,138 Fees, 81-8,130, 81-8,130.01, 81-8,133, 81-8,133.01 Professional matches, promoters, 81-8,130.01 Qualified physicians, managers, matchmakers, judges, 81-8.133.01 Referees, duties, 81-8,133 Required, when, 81-8,129, 81-8.133.01 Revocation or suspension, grounds, 81-8,137 Timekeepers, 81-8,133.01 Professional: mixed martial arts, boxing, sparring, 81-8,129 Rules governing, 81-8,134 Tickets, sale, 81-8,136 Rules and regulations, 81-8,139 Violations, penalty, 81-8,142 **Trainers**, See ATHLETIC TRAINERS Wrestling, State Athletic Commissioner, this heading Youth athletics, Concussions, See CONCUSSION AWARENESS ACT; 71-9101

Sports event or league, sales tax exemption, 77-2704.63 ATTACHMENT See generally JUDGMENTS Affidavit, contents, 25-1002, 25-1010 Annuity proceeds, treatment, 44-371, 44-1089 Appeal, 25-1047, 25-1048 Appraisers, compensation, 33-122 Bank, insolvent, 8-186 to 8-188, 8-1,102, 8-220 Barber Examiners, Board of, witness, compel to testify by attachment proceedings, 71-230 Bond requirements, Amount, 25-1003 Discharge, 25-1024, 25-1025 Exemptions. Cities and villages, 14-817, 15-842.01, 18-2463, 19-4901 Counties. 25-1717 Metropolitan utilities district, 14-2151 Natural resources district, 2-3281 Public power district, 70-680 State, 25-21,213, 25-21,216 Receiver, appointment, 25-1018 Redelivery, 25-1004 Security, additional, 25-1039 Statute of limitation, 25-209 Child support, priority, 42-364.09, 43-1718 Commercial transactions. See COMMERCIAL CODE, UNIFORM Construction liens, See CONSTRUCTION LIEN ACT. NEBRASKA; 52-125 Costs, 25-1017 County courts, procedure, 25-1042 Creditor, claims not due, rights, 25-1049 to 25-1055 Deferred compensation, generally exempt, 48-1401, 84-1505 Delivery of property, 25-1034 Discharge, 25-1024, 25-1025 Certification, 25-1045

ATHLETICS -Cont'd

Youth athletics -Cont'd

Effect, original action, 25-1048 Motion, 25-1040 to 25-1042 Records, 25-1045 Superseded, when, 25-1047 Employee benefits, treatment, 25-1563.01 **Employment security benefits**, 48-647 **Execution**, 25-1582 **Exemptions,** See EXEMPTIONS FROM EXECUTION AND BANKRUPTCY Falsification of answers. 25-1010 Fees. 25-1031.02. 33-117. 33-121 Filing in other county, 25-1043, 25-1044 District court judgment, procedure, 25-1501.01 Fraudulent transfers, remedies of creditors, 36-708 Grounds, 25-1001 Injunction, disobedience of, 25-1072 Insurance proceeds, treatment, 44-371, 44-1089 Interrogatories, 25-1010 Intervening claimants, 25-1036 Judgment, District court judgment, attachment in any county authorized, procedure, 25-1501.01 Effect, 25-1032, 25-1033 Other than for recovery of money or real property, 25-1582 Leases, 57-205 Liquor license, exempt, 53-149 Minerals, oil and gas, 57-304 Mortgage banker or loan originator licensure violations. 45-743 Multiple attachments, 25-1007, 25-1014, 25-1037 Natural resources district, bond not required, 2-3281 Orders, 25-1003 to 25-1008 Appeal of, 25-1047, 25-1048 Claims not due, 25-1052 Costs, 25-1017, 25-1046 Effect, 25-1017 Execution, 25-1008 Return. 25-1016 Several orders, 25-1005, 25-1007

ATTACHMENT –Cont'd Person. Board of Barber Examiners, 71-230 Confinement, where, 29-1001 Public Service Commission, order, 75-144 Witness subpoena, failure to obey, 25-1230 to 25-1232 Procedure, pleadings, 25-1010 Property. Bond in lieu of delivery, 25-1009 Claims not due, action brought, when, 25-1049 to 25-1055 Court compel delivery, 25-1034 Delivery of, 25-1009 Sheriff, enforcement by, 25-1034 Multiple attachments, 25-1007, 25-1014, 25-1037 Orders, subsequent, procedure, 25-1015 Repossession, 25-1035 Returned, when, 25-1032 Rights, 25-1017 Sale. 25-1023 Surplus returned, 25-1033 Public Service Commission, common carriers, 75-144 Real estate, other county, procedure, 25-533, 25-1043, 25-1044, 25-1501.01 Receiver, powers and duties, 25-1018 to 25-1021 **Repossession of attached** property, 25-1035 Restitution, 25-1024 Retirement funds, generally exempt, Counties, 23-2322 Firefighters, cities of the first class, 16-1038 Judges, 24-710.02 Metropolitan utilities district, 14-2111 Police, cities of the first class, 16-1019 Schools, 79-948, 79-9,104 State, 84-1324 State Patrol, 81-2032 Return, 25-1006, 25-1010, 25-1016 Satisfaction of judgment, 25-1033 Security, 25-1039

Settlements, treatment, 25-1563.02, 48-149 Several orders, 25-1005, 25-1007 Sheriff. Delivery of property, 25-1034 Encumbrance book, 25-533 Endorsement, 23-1701.05 Fees, 33-117, 33-121 Powers, 25-1022 Small claims court, no jurisdiction, 25-2804 Statute of limitation, action upon attachment bond, 25-209 Subpoena, failure to obey, 25-1230 to 25-1232, 71-230 Subsequent orders, property, 25-1015 Support order, priority, 43-1718 Surplus property returned, 25-1033 Taxation, Personal property, 77-1214 State, lien, 77-202.11, 77-3905 Transcript, docketing, costs, 25-1031.02 Trust company, insolvent, 8-220 Trusts, creditor attachment of beneficiary's interest, 30-3846 **Unemployment benefits**, 48-647 Villages, project agency, bond not required, 18-2463 Witness, subpoena, refusal to obey, 25-1230 to 25-1232 Workers' compensation payments, treatment, 48-149 ATTORNEY GENERAL See generally STATE OFFICERS AND **EMPLOYEES** Actions between agencies, costs, 25-1808. 25-1809 Business hours, department, 81-113 **Collection agency, contracts** authorized, 45-623 Compensation, Article IV, section 25, Constitution of Nebraska, 84-201.01 Restrictions. Article III. section 19. Constitution of Nebraska

ATTORNEY GENERAL -Cont'd Conflict of interest, Article III, section 16, Constitution of Nebraska Constitutionality of statute, notice of challenge, 25-21,159 Contested cases, 84-917 to 84-919, See also ADMINISTRATIVE PROCEDURE ACT Contracts, See STATE GOVERNMENT County attorney, Concurrent jurisdiction, when, 84-204 Services performed by request, 23-1201 Created, Article IV, section 1, Constitution of Nebraska, 84-201 Declaratory relief, notice of constitutional challenge to statute, 25-21,159 Department of Justice, created, 84-201 Deputies, appointment, 81-107, 84-206 **Director, Department of Justice**, 84-201 Divisions, Antitrust division, 84-211 to 84-214 Child Protection Division, 84-205 Claims Division, 81-8,222 State medicaid fraud control unit. 68-943 Dual office holding, prohibited, 32-604 **Election,** Article IV, section 1, Constitution of Nebraska, 32-507 Contest, Article IV, section 4. Constitution of Nebraska, 32-1102 State funds, limitation, 84-733 Electronic postmark, use authorized, 86-644 **Employees,** See STATE OFFICERS AND **EMPLOYEES** Established, Article IV, section 1, Constitution of Nebraska Funds. Department of Justice Natural Resources Enforcement Fund. 46-745

Department of Justice Revolving Fund, 84-219 Expenditure, procedure, 81-104 Petty cash fund, 81-104.01 Investigatory powers, 86-2,112 Legal actions. Interagency, costs, 25-1808, 25-1809 To establish official status, 84-718 to 84-720 Legislature, Acts of. Constitutionality, determination of, 84-215 Implementation, 84-216, 84-731, 84-732 Members, actions against, duty to defend, 84-209, 84-210 Mailing requirements, Central mailing room, 81-164 to 81-171 Electronic postmark, 86-644 Meetings, open, See OPEN MEETINGS ACT: 84-1407 Mileage, reimbursement, 81-1176 Model rules of procedure, purpose, 84-205, 84-909.01 Oath, Article XV, section 1, Constitution of Nebraska, 81-110 Pardons, duties, Article IV, section 13. Constitution of Nebraska Payments by electronic payment authorized, 81-118.01 Powers, administrative, 81-1311 Powers and duties, 84-202 to 84-205, 84-206.01 Actions under the Exploited Children's Civil Remedy Act, 25-21,296 Criminal appeals, 29-2320 to 29-2326 Private practice of law, prohibited, 84-201.02 Public records, Access, 84-712 to 84-712.09, See also PUBLIC RECORDS Settled claims, requirements, 84-713 **Public Service Commission.** consult and advise, 75-108

ATTORNEY GENERAL -Cont'd Purchase of goods and services, payment for, See PROMPT PAYMENT ACT; 81-2401 Receipts, treatment, 81-118 Records. Public records, this heading **Recycling program**, See STATE GOVERNMENT RECYCLING MANAGEMENT ACT: 81-1183 Requisitions, procedure, 81-159 Restriction on private practice of law, 84-201.02 Rulemaking, See ADMINISTRATIVE PROCEDURE ACT; 84-901; NEGOTIATED RULEMAKING ACT; 84-921 Rules and regulations, 81-112 Model rules of procedure, prepare, 84-205, 84-909.01 Seal, 81-114 Securities, requirements for safekeeping, 81-120 Subpoena power, 86-2,112 Surplus property sale, procedure, 81-161.04 Term of office, when commenced, Article XVII, section 5, Constitution of Nebraska Vacancy in office, Article IV, section 11, Constitution of Nebraska Volunteers, payment authorized, 81-1182.01 Wiretaps, report required, 86-294 ATTORNEYS See generally PROFESSIONS AND OCCUPATIONS Acts prohibited, 7-101, 7-106, 7-111, 23-1206.02, 24-811, 28-613 Admission to bar, Bar commission, 7-102 Criminal history record information check, 7-102 Fingerprinting requirements, 7-102 Oath, 7-104 Requirements, 7-102 Bribe, solicit or accept, 28-613 **Business form,** See also BUSINESS ENTITIES

Limited liability companies, applicability to attorneys, 21-191, See also LIMITED LIABILITY COMPANY ACT. NEBRASKA UNIFORM Limited liability partnerships, requirements for attorneys, 67-454, 67-456, 67-458, See also PARTNERSHIP ACT OF 1998, UNIFORM Clients' funds, 7-107 Confession of judgment, when, 25-1312 Counsel for Discipline of the Supreme Court, Confidential business or financial records, access to, when, 8-1401. 8-1402 Counsel for Discipline Cash Fund, 24-229 County attorney, See COUNTY **ATTORNEYS** Court officials, unauthorized practice, 7-111 Discipline, Counsel for Discipline of the Supreme Court, this heading Disbarment, costs, 7-114 to 7-116 Revocation of license for nonpayment of child support, 43-3318, See also LICENSE SUSPENSION ACT Duties, 7-105 Educational loan forgiveness program, See LEGAL EDUCATION FOR PUBLIC SERVICE AND RURAL PRACTICE LOAN REPAYMENT ASSISTANCE ACT; 7-201 Execute writs and other papers, 7-107 Fees, See also ATTORNEY'S FEES. STATUTORY AUTHORIZATION Legal expense insurance, 44-3301 to 44-3327, See also INSURANCE Fees and expenses, award against state, 25-1802 to 25-1807 Guardianship, duties, 7-113 Indigent persons, Appointment of counsel by court, 29-3902 to 29-3906

ATTORNEYS –Cont'd Indigent persons -Cont'd Civil commitment proceedings, 71-945 to 71-948, See also MENTAL HEALTH COMMITMENT ACT. NEBRASKA Legal services, aid in attaining, 25-3001 to 25-3010, See also LEGAL AID Insurance. Legal expense insurance, 44-3301 to 44-3327, See also INSURANCE Malpractice insurance. See MALPRACTICE Judicial nominating commission, attempt to influence, 24-811 Juveniles, right to counsel, 43-248.01, 43-272, 43-273 Legal services, aid in attaining, 25-3001 to 25-3010, See also LEGAL AID License. Discipline, this heading Required to practice law, 7-101 Liens. 7-108 Power of attorney, See POWER OF ATTORNEY Powers. 7-107 Prosecuting attorney, defined, 29-104 Public defenders, See PUBLIC DEFENDERS Reciprocity, 7-103, 7-109 Right to counsel, Article I, section 11, Constitution of Nebraska Self-representation, 7-110 Signature required, 7-112 Student practice authorized, 7-101.01 Unauthorized practice of law, By judges and officials, prohibited, 7-111 By notary public, prohibited, 64-105.03 License required to practice, 7-101 Penalty, 7-101 Written instruments, when valid if notary is an attorney, 64-211

ATTORNEY'S FEES, STATUTORY AUTHORIZATION

See generally LEGAL PROCEDURE Court costs, See COURT COSTS Abatement of nuisance, Nebraska Liquor Control Act, 53-199 Abortion, 28-327.04, 28-327.07, 28-327.11, 28-340 Action for damages under Paincapable Unborn Child Protection Act, 28-3,109 Access roads, appeal of damages awarded by county board, 39-1719 Accountability and Disclosure Act, Nebraska Political, 49-14,128 Actions. Frivolous, 25-824 to 25-824.03 To chill public participation in government, 25-21,243, 25-21,244, See also ACTIONS INVOLVING PUBLIC PETITION AND PARTICIPATION Adoption, Child with special needs, 43-117.02 Employment leave of absence for adoptive parent, 48-234 Enforcement of communication or contact agreement, 43-165 Adulterated or misbranded livestock, fees and expenses, 54-1912 Agency of state, failure to implement statute, 84-216 Annulment of marriage, 42-378 Appeals, Access roads, appeal of damages awarded by county board, 39-1719 Condemnation, 76-720, 76-720,01 Court of condemnation, appeal, 19-706 County board of equalization, 77-1510.01 County drainage plan, 31-911 Criminal procedure, appointment of counsel for defendant, 29-2315.02. 29-2318 Employment Security Law, 48-641 Frivolous appeal, 25-1711

ATTORNEY'S FEES. STATUTORY **AUTHORIZATION** –Cont'd Appeals –Cont'd Labor and employment, 48-641 Landlords and tenants, 76-1447 Public Service Commission order. 75-143 Special assessments, city of the metropolitan class, 14-548 State Tort Claims Act, 81-8,216 Workers' compensation, 48-185 Zoning and planning, city of the metropolitan class. 14-414 Armed forces, action or proceeding against member, 55-169 Armories, condemnation, payment of costs, 18-1003 Assessments, city of the metropolitan class, appeal to district court, 14-548 Assistive Technology Regulation Act, 69-2617 Attorney General, Payment of fees from State Real Estate Commission's Fund, 81-885.09 Special counsel, appointment by Attorney General, payment of fees, 81-885.23 Banks, Insolvent banks, 8-1,100, 8-1,113, 8-1,118 Loans by unregistered banks, 8-819.8-823 Beer distribution, civil actions authorized, 53-223 Benefit plans, political subdivisions self-funding employee plans, 13-1625 Bingo Act, Nebraska, 9-264 Boycott, labor, secondary, 48-905 Burial sites, unmarked, 12-1212 Business and commerce. monopolies and unlawful combinations, 59-831, 59-1608 **Business Corporation Act,** Nebraska Model, Derivative proceedings, 21-281 Dissolution, judicial, 21-2,198 Shareholder's actions, 21-283

Business equipment regulations, 87-707, 87-709 Campgrounds, membership campground contracts, 76-2112, 76-2113 Cemeteries. Abandoned grounds, sale, costs, 12-527 Unmarked human burial sites, 12-1212 Child custody. Attorney appointed for child, 42-358 Award authorized, 42-351 Enforcement, 43-1259, See also CHILD CUSTODY JURISDICTION AND ENFORCEMENT ACT. UNIFORM Interstate Compact for the Placement of Children, 43-1103 Military parent in proceeding, 43-4603 Parenting time, enforcement of order, 42-364.15 Visitation of child, enforcement, 42-364.12 Child support, Attorney appointed for child, 42-358 Award authorized, 42-364 Foreign support order, 42-718, 42-726, 43-1742 Lien subordination, release, or partial release, attorney's fees and costs assessed, when, 42-371 Parenting time, enforcement of order, 42-364.15 Paternity, 43-1412 Withholding of earnings, 42-364.06, 42-364.07, 42-364.12, 43-1742 Children, exploited, civil remedy, 25-21,292 Cigarettes. Reduced ignition propensity, 69-506 Sale of. 59-1515 Cities of the first class, Audits, failure to conduct, 19-2907 Court of condemnation, 19-4634 Elections, failure to redistrict, 32-555 State armory site, condemnation, 18-1003

ATTORNEY'S FEES, STATUTORY AUTHORIZATION –*Cont'd* Cities of the metropolitan class,

Action by taxpayer, security for costs, 14-509 Claims against city, defense by taxpayer, 14-810 Elections, failure to redistrict, 32-555 Special assessments, appeal to district court, 14-548

State armory site, condemnation, 18-1003

Zoning and planning, appeal decision of board of appeals, 14-414

Cities of the primary class,

Claims against, 15-841, 15-842.01 Court of condemnation, 19-4634 Elections, failure to redistrict, 32-555 Police powers, 15-263 State armory site, condemnation, 18-1003

Cities of the second class, Audits, failure to conduct, 19-2907 Court of condemnation, 19-4634 Elections, failure to redistrict, 32-555 State armory site, condemnation, 18-1003

Civil rights,

Housing practices, 20-341 to 20-343 Public accommodations, 20-142 **Civil Service Act**, 19-1833, 19-1846 **Claims**,

Against city of primary class, 15-841, 15-842.01 Against county, costs, 23-137

Against state, 25-1802 to 25-1807 Fraud in statement or proof, 25-21,209

Tort claims, 81-8,216, 81-8,228 False medicaid claims, 68-936, 68-939, 68-940

Forfeited drug property, 28-431 Four thousand dollars or less, 25-1801

Colleges and universities, Athlete agents, 48-2616

Collegiate Athletic Association Procedures Act, Nebraska, 85-1207, 85-1208

Financial aid. 85-9.137 Commercial Code, Uniform, See COMMERCIAL CODE, UNIFORM Commodity Code, 8-1721.01 **Compact enforcement, Interstate Compact for Adult Offender** Supervision, 29-2640 **Condemnation by** telecommunications companies, 86-706 Condominiums, 76-869, 76-874, 76-891.01 Conservatorship, Proceedings, 30-2643 Violation of ex parte order, 30-2602.01 Constitutionality of legislative acts. 24-204.01 Construction lien, 52-141, 52-157 Consumers, Consumer Protection Act, 59-1608 to 59-1609 Consumer rental purchase agreements, 69-2113 **Telemarketing And Prize** Promotions Act, 86-233 Court costs, See COURT COSTS Credit services organizations, actions against, 45-810 Crime Victim's Reparations Act, Nebraska. 81-1812 Decedent's estates, personal representative, compensation review proceedings, 30-2482 **Deceptive trade practices**, 87-303 Discrimination. Abortion, person refusing to participate in, 28-340 Housing practices, 20-341 to 20-343 Public accommodations, 20-142 Sex, 48-1223 Dissolution of marriage, 42-351, 42-367, 42-370 DNA, Samples or records, unlawful disclosure, 29-4111 Testing, appointed counsel fees, 29-4122 Dog and cat purchase protection, 54-649

ATTORNEY'S FEES. STATUTORY AUTHORIZATION -Cont'd Door-to-door sales, 69-1607 Drainage, District, hearing contesting engineer's report, 31-328 Plan, appeal, 31-911 Elections, Contests, 32-1116 Failure to redistrict, 32-555 Recounts, 32-1116 Electronic communications, civil actions, authorized, 86-297, 86-2,110 **Emergency Planning and** Community Right to Know Act, Nebraska, 81-15,233 Employee benefit plans, 13-1625 Employment. Appeals, Employment Security Law, 48-641 Civil Service Act, 19-1833, 19-1846 Claim for wages, 48-1231 Fair Employment Practice Act, Nebraska, 48-1119, 48-1120 Minimum wages, 48-1206 Political Subdivisions Self-Funding Benefits Act, 13-1625 Volunteer Emergency Responders Job Protection Act, 35-1408 Equipment Business Regulation Act, 87-707, 87-709 Exploited Children's Civil Remedy Act. 25-21.292 Fair Employment Practice Act, Nebraska, 48-1120 Fair Housing Act, Nebraska, 20-341 to 20-343 Farm Homestead Protection Act, 76-1903 Fire protection districts, annexation, 31-764 Flood plain management, mandamus action, 31-1021 Forcible entry and detainer, 25-21,226, 25-21,235 Foreclosure actions and proceedings, 77-1909, 77-1917, 77-1928

Included in redemption amount, 77-1917 Franchises. Franchise Practices Act, 87-409 Motor vehicle franchises, 60-1423, 60-1440 Frivolous actions and pleadings, 25-824 to 25-824.03 Gambling, Bingo Act, Nebraska, civil actions, 9-264 Lottery and Raffle Act, Nebraska, civil actions. 9-436 Pickle Card Lottery Act, Nebraska, civil actions, 9-354 Gas leases, forfeited, 57-205 Geologists, disciplinary actions, 81-3537 Guardianship. Adult Guardianship and Protective Proceedings Jurisdiction Act, Nebraska Uniform, unjustifiable conduct of party, 30-3913 Proceedings, 30-2211.01, 30-2620.01 Violation of ex parte order, 30-2602.01 Health care. False Medicaid Claims Act, 68-936, 68-939. 68-940 Malpractice or professional negligence, 44-2834, 44-2835 Mental health commitments, 71-947 Home solicitation sales, action against seller, 69-1607 Homeowners' association lien for unpaid assessments. 52-2001 Homestead, farm homestead redemption, 76-1903, See also FARM HOMESTEAD PROTECTION ACT Hotels, violation of civil rights, 20-142 Housing practices, discriminatory, 20-341 to 20-343 Human trafficking victims, 25-21.299 Indemnification, School districts, school board member, officer, employee, or agent, 79-516

ATTORNEY'S FEES. STATUTORY **AUTHORIZATION** –Cont'd Indemnification –Cont'd State officials and employees, 81-8,239.05 Indian burial sites, 12-1212 Indigent defense, county expenses, See COUNTY REVENUE ASSISTANCE ACT; 29-3919 Inheritance tax proceedings, 77-2018.04 Installment loans, 45-1024, 45-1025, 45-1039, 45-1058 Insurance, Beneficiary, action by, 44-359 Examiners of insurers, actions for libel, 44-5909 Hospital-Medical Liability Act, Nebraska, malpractice or professional negligence, 44-2834, 44-2835 Insurers Supervision, Rehabilitation, and Liquidation Act, Nebraska, 44-4831, 44-4842, 44-4846 Medical malpractice claims, 44-2834, 44-2835 Unauthorized Insurers Process Act, failure of company to make payment, 44-2012 Viatical Settlements Act, civil action, 44-1107 Juveniles, Counsel appointed for, 43-273 Interstate Compact for Juveniles, 43-1011 Landlords and tenants. Landlord, recover fees and costs, 76-1428, 76-1431, 76-1435, 76-1437, 76-1438 Mobile homes, 76-1477, 76-1489, 76-14,100, 76-14,104 Personal property, disposition of, 69-2312 Rental agreement, restrictions, 76-1415 Tenant, recover fees and costs, 76-1416, 76-1425 to 76-1427, 76-1430, 76-1438 Leases. Oil, gas, and mineral leases, 57-205

Rental purchase agreements, 69-2113 Libraries, action to recover penalties, 51-214 Liens. Agricultural seed and electricity, 52-1205 Child support lien subordination, release, or partial release, attorney's fees and costs assessed, when, 42-371 Common-law liens, nonconsensual, liability for filing or recording, 52-1907 Construction lien, 52-141, 52-157 Homeowners' association for unpaid assessments, 52-2001 Payment for property subject to lien, 25-21.188.01 Veterinarian's lien, 52-702 Limited liability company, derivative action, 21-169, See also LIMITED LIABILITY COMPANY ACT, NEBRASKA UNIFORM Loans. Installment loans, 45-1024, 45-1025, 45-1039, 45-1058 Mortgage loans, failure to deliver abstract, 45-738 Lotteries. Lottery and Raffle Act, Nebraska, civil actions, 9-436 Pickle Card Lottery Act, Nebraska, civil actions, 9-354 Mandamus, 25-2165 Political Accountability and Disclosure Act, Nebraska, 49-14,128 Marketing plans, seller-assisted, recover of damages, 59-1758 Marriage. Contempt proceedings, 42-370 Dissolution, 42-351 Mentally ill spouse, appointment of guardian ad litem and attorney, 42-362 Nullity of marriage, procedure, 42-378 Separation, legal separation, 42-351, 42-370

ATTORNEY'S FEES. STATUTORY **AUTHORIZATION** –Cont'd Marriage –*Cont'd* Spousal support, foreign support order, 42-718, 42-726 Meeting, public, Open Meetings Act violation, 84-1414, See also OPEN MEETINGS ACT Membership campgrounds, contracts, 76-2112, 76-2113 Military, action against member, 55-169 Mineral leases, forfeited, 57-205 Minimum wage, 48-1206 Monopolies and unlawful combinations, 59-821, 59-1608 to 59-1609 Mortgage, failure to release, 76-252 Mortgage banker or originator licensee, violations, 45-740 Motels, violation of civil rights, 20-142 Motor vehicles, Bonded certificate of title, 60-167 Dealers, 60-1423, 60-1440 Defective, Lemon Law, 60-2707 Warranties of manufacturer, 60-2707 Name, wrongful use of registered name, 21-2508 Native Americans, burial sites, 12-1212 Nonprofit Corporation Act, Nebraska. Court-ordered inspection of records, 21-19.168 Court-ordered meetings, 21-1953 Derivative proceeding, 21-1949 Indemnification of directors, 21-1996 to 21-19.104 Members' list, action to obtain, 21-1959 Oil leases. forfeited. 57-205 Parenting time, enforcement, 42-364.12 Partition proceedings, 25-21,108 Partnership, Nebraska Uniform Limited Partnership Act, derivative action, 67-291 Paternity, 43-1412

Personal loans by unregistered financial institutions, 8-819, 8-823 Petroleum. Oil leases, forfeited, 57-205 Petroleum Release Remedial Action Act, 66-1513, 66-1529.02 Releases, 66-1513, 66-1529.02 Pharmacist subjected to coercion, 38-2867 Pickle cards, civil action, 9-354 Political accountability and disclosure, compel compliance, 49-14,128 Political subdivisions, self-funding benefit plans for, compel compliance, 13-1625 Postconviction proceedings, appointment of counsel, 29-3004 Power of attorney, actions involving, 30-4017, 30-4020 Probate Code, Nebraska, appeals, 30-1601 Professional credential disciplinary actions, 38-198, 38-1,116 Public accommodations, violation of civil rights, 20-142 Public defender, Contracting attorney to aid public defender, 23-3407, 23-3408 Fees prohibited, when, 23-3401 Public records, equitable relief, 84-712.07 Public Service Commission, **appeal**, 75-143 **Quo warranto**, 25-21,122 **Raffles**, 9-436 Real estate. Actions under Nebraska Construction Prompt Pay Act. 45-1211 Condominiums, this heading Construction Prompt Pay Act, Nebraska, 45-1211 Foreclosure actions and proceedings, this heading Landlords and tenants, this heading Marketable title, conveyances, slander of title, 76-296

ATTORNEY'S FEES. STATUTORY **AUTHORIZATION** –Cont'd Real estate -Cont'd Partition proceedings, 25-21,108 Quiet title, 25-21,119 Residential mortgage loans, failure to deliver abstract. 45-738 State Real Estate Commission's Fund, fees of Attorney General, 81-885.09 Time-Share Act, Nebraska, 76-1722 Trust deeds, sale of property, 76-1013 Records, public, equitable relief, 84-712.07 Rental purchase agreements, lessor, liability, 69-2113 Retirement community regulations, violation. 76-1315 Road improvement districts, annexation, 31-764 Roads, access, appeal damages awarded by county board, 39-1719 Sanitary and improvement districts, annexation, 31-764 School districts, Elections, failure to redistrict, 32-555 Indemnification, power of, 79-516 Secondary boycott, 48-905 Secretary of State, failure to act, 50-126 Securities action, 8-1118 Seller-assisted marketing plans, recovery of damages, 59-1758 Settlement escrow, treatment, 25-2924 Sex discrimination, 48-1223 Sheriff, neglect of duty, 25-2239 Shoplifting, civil action, 25-21,194 State. Agency, failure to implement statute. 84-216 Civil action against state officer, indemnification, 81-8,239.06 Interagency legal actions, costs, 25-1808, 25-1809 State Government Effectiveness Act. 81-2707. 81-2709 Tort claims, 81-8,216, 81-8,228

Statutes. Constitutionality, action to challenge, 24-204.01 Failure of state agency to implement, 84-216 Summary judgment, affidavit made in bad faith, 25-1336 Telecommunications, Condemnation, costs, 86-706 Intercepted communications, 86-297 Terroristic threats, civil action, 25-21.248 Time-Share Act, Nebraska, 76-1722 Title. Marketable title, conveyances, 76-296 Quiet title, 25-21,119 Slander of title, 76-296 Tractor sales, inaccurate information provided, 2-2701.02 Trade, Deceptive trade practices, 87-303 Equipment Business Regulation Act, 87-707, 87-709 Invention development services, 87-607 Monopolies and unlawful combinations, 59-821, 59-1608 to 59-1609 Seller-assisted marketing plans, recovery of damages, 59-1758 Unlawful restraint of, 59-821 Trade name, unlawful use, 87-217 Trademark registration, 87-141 Trust code violations, 30-3893 Trust companies, loans, 8-819, 8-823 Trust deeds. Failure to reconvey, 76-1014.01 Sale of property, 76-1013 **Usury action**, 45-105 Utilities, diversion of services, civil actions authorized, 25-21,276 Venue, Actions against state, improper venue, 25-21,206 Transfer of, 25-403.01 Victims of crime, reparations action, 81-1812

ATTORNEY'S FEES, STATUTORY AUTHORIZATION –Cont'd

Villages,

Audits, failure to conduct, 19-2907 Court of condemnation, 19-4634 Elections, failure to redistrict, 32-555 Police powers, 17-207 State armory site, condemnation, 18-1003

Wages,

Assignment of wages of head of family, 36-213.01 Claim for wages, 48-1231 Exempt from execution, violation by

interstate business, 25-1563 Minimum wages, action to recover,

48-1206

Withholding for child support, 42-364.06, 42-364.07, 42-364.12

Water,

Drinking safety, collection of penalties, 71-5304.01

Ground water transfer, 46-686.01 Wiretaps, civil actions authorized, 86-297, 86-2,110

Workers' compensation, 48-118.01 to 48-118.03, 48-125, 48-172, 48-185, 48-198

Writs of attachment, taxed as costs, 33-121

AUCTIONEERS

See AUCTIONS AND AUCTIONEERS

AUCTIONS AND AUCTIONEERS

See generally SALE OF GOODS Cities, regulation by, 14-102, 15-217, 16-237 Livestock auctions, See LIVESTOCK AUCTION MARKET ACT; 54-1156 Motor vehicle auction, dealer's license, required, when, 60-1403.01, 60-1417.02 Poultry, 69-1001 to 69-1005 Reciprocity with other states, 81-

887.01 to 81-887.03 School lands, public auction required, Article VII, section 6, Constitution of Nebraska, 72-212 Security interests, effect, 69-109.01 Statute of frauds, satisfied when, 36-203

Uniform Commercial Code regulation, See COMMERCIAL CODE, UNIFORM

AUDIOLOGISTS

See generally PROFESSIONS AND OCCUPATIONS

Licensure, See AUDIOLOGY AND SPEECH-LANGUAGE PATHOLOGY PRACTICE ACT; 38-501

Peer review authorized, See PEER REVIEW

AUDIOLOGY AND SPEECH-LANGUAGE PATHOLOGY PRACTICE ACT

See generally PROFESSIONS AND OCCUPATIONS

Act, See also AUDIOLOGISTS; SPEECH-LANGUAGE PATHOLOGISTS How cited, 38-501

Aural rehabilitation, initiated, when, 38-514

Board of Audiology and Speech-Language Pathology, 38-167, See also CREDENTIALING ACT, UNIFORM

Membership, qualifications, 38-510 **Communication assistants,** 38-505 Acts prohibited, 38-524 Duties and activities, 38-523 Registration, requirements, 38-519 Reports, 38-526 Scope of practice, 38-523 Supervision of, 38-520 Supervisor, duties, 38-525, 38-526 Training requirements, 38-519, 38-521, 38-522 **Continuing competency**

requirements, 38-516, 38-517 Definitions, 38-502 to 38-509 Fees, 38-527

Hearing aids, sale, additional requirements, 38-512

Hearing instruments, sale, additional requirements, 38-512 Licensure, See also CREDENTIALING ACT, UNIFORM; 38-101

AUDIOLOGY AND SPEECH-LANGUAGE PATHOLOGY PRACTICE ACT -Cont'd

Licensure –*Cont'd* Qualifications, 38-515 Reciprocity, 38-517 Temporary, 38-518 When required, 38-513 Nonresidents, treatment, 38-513 Scope of practice, 38-511

AUDIT REQUIREMENTS

See generally PUBLIC RECORDS Airport authority, 3-616 Auditor of Public Accounts, Audit by Tax Commissioner, 81-106 Confidentiality, 84-311 General powers and duties, 84-304 to 84-305 Standards, 84-304 Banks, acceptance of federal examination, 8-130 Burial expenses for veteran, 80-106 Campaign statements, 49-14,122 Cemetery association, perpetual care trust fund, 12-512.04 Certified public accountant, requirements, 1-170, 1-171 **Charitable Gaming Investigation** Petty Cash Fund, audited by Auditor of Public Accounts, 9-1,105 Cigarette tax stamp revenue, 77-2608 Cities of the first class, Economic development program, 18-2721 Municipal auditing, See MUNICIPAL AUDITING LAW, NEBRASKA; 19-2901 Park fund, 16-697 Cities of the metropolitan class, Bridges, 14-1205, 14-1235 Economic development program, 18-2721 Fines and penalties, 14-227 Parking authority, 14-1722 Cities of the primary class, Economic development program, 18-2721

Cities of the second class. Economic development program, 18-2721 Hospital or medical facility of city, 17-966 Municipal auditing, See MUNICIPAL AUDITING LAW, NEBRASKA; 19-2907 Park board, 17-952 Community colleges, 85-1511 Community redevelopment authority, 18-2102.01 **Conservation Corporation**, Nebraska. 2-4245 Counties, 23-1608 to 23-1612 Claims against, 23-109 Clothing aid, provided by county, 83-143 Imprest system of accounting, 23-109 Prisoner reimbursement claims, Until 7/1/2011, 47-121 Township accounts, 23-252 to 23-255 With a city of the metropolitan class, comptroller, duties, 23-1401 County agricultural society, budget, 2-261 County fair board, budget, 2-239 County treasurer's books, 77-1749 Credit union, 21-1771 **Criminal history record** information, 29-3517, 81-1423 Dairies, registered, 54-1,122.01 Department of Correctional Services, purchases, 81-161.03 Department of Revenue, 77-27,119 Dock board, audit of books, 13-1417 Drainage district, audit of expenses, 31-308 Drug accountability audit, 28-430 **Educational Commission of the** States. 79-1501 Educational service units, books and records, 79-1229 Feedlots, registered, 54-1,120 Felony defendant, audit of costs, 29-2705 Financial statements, political subdivisions. filing requirements, 13-606

AUDIT REQUIREMENTS -Cont'd Fire protection districts, 84-304 Fort preservation, restoration and development board, 72-417 Fuel taxes. Compressed fuel, 66-6,114 Enforcement and collection, 66-738 International motor carriers, 66-1408 Motor vehicle fuel, 66-487 Game and Parks Commission, 37-325 Health maintenance organization, 44-32.146 Horseracing licensee, 2-1211 Housing agencies, 71-15,141 Immunization reports, 71-1913.02 Indians, state aid, 23-362, 23-362.01 Insurance. Examinations. See INSURERS EXAMINATION ACT; 44-5901 Insolvent, 44-4821, 44-4849 Managing general agent, 44-4906 Premium taxes, 77-910 Receivership, 44-4849 Reinsurance-intermediary broker, 44-5605 Third-party administrator, 44-5805, 44-5807 Invest Nebraska Act, 77-5544 Investigation Petty Cash Fund, Nebraska State Patrol, 81-2004.03 Land Reutilization Authority, 77-3206, 77-3207 Legal aid services provider, 25-3004, 25-3008 Liquor licensee, 53-117 Livestock, Registered dairies, 54-1,122.01 Registered feedlots, 54-1,120 Local public health departments, 84-304 Lotteries, 9-226, 9-322, 9-418, 9-512, 9-620, 9-629, 9-809, 9-811.01 Mentally ill person, commitment expenses, 83-351 Metropolitan utilities district, 14-2145 to 14-2147

Midwestern Higher Education **Commission**, 85-1301 Milk producer and purchaser, 2-3958 Motor Vehicle Industry Licensing Fund, Nebraska, 60-1409 Natural gas jurisdictional utility, 66-1818 Natural resources district, 2-3223, 2-3223.01 Nebraska Investment Finance Authority, 58-270 Parimutuel wagering tax, 2-1208 to 2-1208.02 Political subdivisions, 84-304 Power project agency, 18-2451 Public power district, 70-623 to 70-623.03 Joint authority, 70-1411 Public records, use for audits, 81-1117.02 **Raffles**, 9-512 Reclamation district, 46-541, 46-585 to 46-587 Retirement systems, County, 23-2313 Judges, 24-704 School, 79-909, 79-987 State employees, 84-1315 State patrol, 81-2023 Reward account of sheriff, 29-415 Risk management pool, intergovernmental, payment in lieu of tax, 44-4320 Rural power districts, 70-809 Sanitary and improvement district, 31-740 School employees retirement system, 79-987 Schools, 79-525, 79-584, 79-597, 79-1089 Sheriff. Fees, audit, 33-136 Reward account, 29-415 Special assessment refund claims, 17-703 Special education costs, 79-1114 State. Adjutant General, duty to audit claims against state, 55-122

AUDIT REQUIREMENTS –Cont'd State -Cont'd Auditor of Public Accounts, duties, 84-304 to 84-305 Claims against, 81-1170.01 Deferred compensation plan, 84-1510 Department and agency preaudits, 81-1111, 81-1111.01 State agencies, 84-304 State colleges, travel expense reimbursement, 85-316 State Highway Commission, 39-2204 State investment officer, investments by, 72-1255 State Racing Commission, payment of claims, 2-1209 State Treasurer. 84-605 Telecommunications, Surcharge on telephone subscribers to fund relay system, 86-313 Telephone company, 911 service surcharge, 86-437 Universal service compliance, 86-324 Third-party administrator, 44-5805, 44-5807 Township accounts, 23-252 to 23-255 Trust company, acceptance of federal examination, 8-130 University of Nebraska hospital, risk-loss trust, 44-2827.01 Villages, Economic development program, 18-2721 Hospital or medical facility of village, 17-966 Municipal auditing, See MUNICIPAL AUDITING LAW, NEBRASKA; 19-2901 Park board, 17-952 Warehouse licensee, 88-528 Warranty obligation of motor vehicle manufacturer or distributor, 60-1438 Wastewater treatment facility construction loan, 81-15,155 Water district, rural, 46-1018

Workers' compensation, 48-128, 48-145, 48-162.02, 48-1,113 911 service surcharge, 86-437

AUDITOR OF PUBLIC ACCOUNTS

See generally STATE OFFICERS AND EMPLOYEES Actions between agencies, costs, 25-1808, 25-1809 Audit by Tax Commissioner, 81-106 Compensation, Article IV, section 25, Constitution of Nebraska, 84-721 84-723 Restrictions, Article III, section 19, Constitution of Nebraska Conflict of interest, Article III, section 16, Constitution of Nebraska Contested cases, 84-917 to 84-919, See also ADMINISTRATIVE PROCEDURE ACT Contracts, See STATE GOVERNMENT Created, Article IV, section 1, Constitution of Nebraska Deputies, 84-304, 84-314 Dual office holding, prohibited, 32-604 Election. Contest, Article IV, section 4, Constitution of Nebraska, 32-1102 State funds, limitation, 84-733 When, 32-507 Electronic postmark, use authorized, 86-644 Established, Article IV, section 1, Constitution of Nebraska Fund, Auditor of Public Accounts Cash, 84-321 Legal actions, Interagency, costs, 25-1808, 25-1809 To establish official status, 84-718 to 84-720 Meetings, open, See OPEN MEETINGS ACT; 84-1407 Mileage, reimbursement, 81-1176 **Oath.** Article XV. section 1. Constitution of Nebraska

AUDITOR OF PUBLIC ACCOUNTS -Cont'd **Obstructing an audit, penalty, 84-**305.01 Powers and duties, 84-304 to 84-305, 84-312, 84-314, 84-316 Access to tax records. 77-2711 Performance audits, authorized, report, 84-322 Public employee providing information, how treated, 84-316 Public records. Access, 84-712 to 84-712.09, See also PUBLIC RECORDS Settled claims, requirements, 84-713 Purchases of goods and services, payment for, See PROMPT PAYMENT ACT: 81-2401 Qualifications, positions of trust, Article XV, section 2, Constitution of Nebraska Records. Access by Auditor, 84-305 Management, See RECORDS MANAGEMENT ACT; 84-1201 Public records, this heading **Recycling program**, See STATE GOVERNMENT RECYCLING MANAGEMENT ACT; 81-1183 Reports and working papers, Confidentiality, 84-311 Disposition, 84-304.02 Rulemaking, See ADMINISTRATIVE PROCEDURE ACT; 84-901; NEGOTIATED RULEMAKING ACT; 84-921 Seal, 84-315 **Standards**, 84-304 Establish for state audit reports, 84-304.01 to 84-304.03 Successors, delivery of property and equipment, 84-604 Terms of office, when commenced, Article XVII, section 5, Constitution of Nebraska Vacancy in office, Article IV, section 11. Constitution of Nebraska Volunteers, payment authorized, 81-1182.01

AUTISM TREATMENT PROGRAM ACT See generally DISABLED PERSONS Act, Administration, 68-964 How cited. 68-962 Purpose, 68-963 Autism Treatment Program, 68-964 Department, duties, 68-964 to 68-966 Fund, Autism Treatment Program **Cash**, 68-965 AUTOCYCLES See MOTOR VEHICLES AUTOMATED MEDICATION SYSTEMS ACT See generally DRUGS AND MEDICINE Act, how cited, 71-2444 Automated machine directly to patient, prohibited, when, 71-2446 Definitions, 71-2445 Hospital. Automated medication distribution machine, requirements, limitations, 71-2449 Use of automated medication system, requirements, 71-2447 Long-term care facility, Automated medication distribution machine, requirements, limitations, 71-2449 Use of automated medication system, Long-term care automated pharmacy, licensure, requirements, 71-2451 Management, prohibited acts, 71-2451.01 Requirements, 71-2447, 71-2451 Pharmacist. Pharmacist remote order entry. requirements, 71-2450 Practice of telepharmacy authorized, 38-2866 Pharmacy, Long-term care automated pharmacy, licensure, requirements, 71-2451

AUTOMATED MEDICATION SYSTEMS ACT –Cont'd

Pharmacy –*Cont'd* Prescription medication distribution machine, requirements, 71-2448 Use of automated medication

system, requirements, 71-2447 Violations, disciplinary action, 71-2452

AUTOMATIC DIALING-ANNOUNCING DEVICES ACT

See generally TELEPHONES Act, how cited, 86-236 Acts prohibited, 86-245, 86-246, 86-251 Appeal, 86-255 Definitions, 86-237 to 86-243 Enforcement, 86-253, 86-254 Facsimile machine, unsolicited advertisement, 86-245 List, maintain do-not-call list, 86-248 Other than telephone solicitation use. Message requirements, 86-256 Registration required, 86-256 Rules and regulations, 86-252 Sequential dialing, prohibited, 86-251 Telephone line, release, 86-249 Telephone solicitation use, Message requirements, 86-247 Permit, Required, 86-250 Revocation or suspension, 86-253 Residential, limitations, 86-248 Restrictions, 86-244 Third-party contracts, filing required, 86-250, 86-256 Violations. Administrative fine, 86-257 Civil penalty, 75-156 Joint and several liability, 86-250, 86-256

AUTOMATIC TELLER MACHINES

See FINANCIAL TRANSACTION DEVICES

AUTOMOBILES See MOTOR VEHICLES

AUTOPSY

See generally DEATH Cause of death, determine, 71-605, See also VITAL STATISTICS ACT County coroner, duties, 23-1820, 23-1822, 23-1824, See also CORONERS Eye tissue, removal, 71-4813 Insurance company, require, 44-

710.03 Minor, autopsy required, when, reimbursement, 23-1824 Organ donation, 38-1427, See also

ORGAN AND TISSUE DONATION Pituitary gland, removal, 71-4813

Sudden infant death syndrome, 71-605.04, See also VITAL STATISTICS ACT

Workers' compensation cases, cost, 48-135

В

BAD CHECKS

See CHECKS

BAIL

See generally CRIMINAL PROCEDURE **Appearance bond**, 29-506

Authorized, when, Article I, section 9, Constitution of Nebraska, 29-506

Conditions of release, 29-901 to 29-901.04 Defendants' rights, duty of court to inform, 29-901.06

Determination, 29-903

Excessive bail prohibited, Article I, section 9, Constitution of Nebraska

Extradition, See CRIMINAL EXTRADITION ACT, UNIFORM; 29-729

Failure to appear, penalty, 29-908 Felony, procedure, 29-1705 to 29-1707

Forfeiture, procedure, 29-1105 to 29-1110

BAIL –Cont'd Misdemeanors, authority of sheriff, 29-1703, 29-1704 Order, contents, 29-901.02 Personal recognizance, 29-901 Deposit, 29-904 Pretrial release agency, 29-903, 29-909, 29-910 **Procedure**, 29-902 Schedule, uniform, 29-901.05 Surety, surrender of defendant, 29-905 to 29-907 Vacation of court, signature and certification required, 29-1708 BALLOTS FOR EARLY VOTING See ABSENTEE VOTING BANK HOLDING COMPANY ACT OF 1995, NEBRASKA See generally FINANCIAL INSTITUTIONS Act, how cited, 8-908 Activities, unsafe or unauthorized, department powers, 8-918 Acts prohibited, 8-910 Bank ownership or control, limitations, 8-910 Bank subsidiary, powers, 8-916 Definitions, 8-909 **Depository institution**, Agency relationship, 8-916 Duties, 8-916 Examinations, 8-915 Foreign state institution, acquisition of, 8-912 Out-of-state bank holding **company**, 8-911 **Registration**, 8-913 Reports. In lieu of examination, 8-915 Required, 8-914 Rules and regulations, 8-917 BANKING ACT, NEBRASKA See generally FINANCIAL INSTITUTIONS Acquisitions, Cross-industry acquisitions, 8-1506

to 8-1510

Act, how cited, 8-101.01

Of branch banks, 8-157, 8-1516

Automatic teller machines. Authorized and use, 8-157.01 Surcharge, notice required, 8-157.01 Available funds, 8-132 Bank subsidiary corporations, 8-148.07, 8-148.08 Board of directors. Approval by department, 8-126 Duties, 8-124 Liability, when, 25-21,240 Meetings, 8-124, 8-125 Membership, 8-124 to 8-126 Qualifications. 8-126 Record of meetings, 8-125 Vacancy, 8-124.01 Bond required, 8-110 Branch banking, 8-157 Mobile branch, 8-157 Capital. Impairment, effect, 8-132, 8-1,117 Withdrawal, limitation, 8-163 Capital notes, issuance and sale, 8-116.01 Capital stock. Amount required, 8-116 Assessments, 8-1,117 Change, procedure, 8-128 False statement, penalty, 8-119 Limitation, 8-148 Sale prohibited, when, 8-118, 8-119 Charter. Application, 8-120 Certificate, when issued, 8-121 Conditional bank charter, Conversion to full bank charter, 8-117 Expiration. 8-117 Procedure, 8-117 Issuance, 8-122, 8-183.05 New or transfer, procedure, 8-115.01 Required, 8-115 Transfer of, 8-115.01, 8-120 Confidential records or information, disclosure, costs, immunity, 8-1401 to 8-1404 Consolidation, 8-177 Conversion, state or federal savings association to state bank, 8-183.01 to 8-183.05 Corporate status, required, 8-114

BANKING ACT, NEBRASKA – Cont'd Credit cards, See CREDIT CARDS Credit extension, prohibited when, 8-143.01 Crimes, See CRIMES AND OFFENSES Data processing centers, electronic, regulation, 8-108 Debentures, issuance and sale, 8-116.01 Definitions, 8-101 **Department of Banking and** Finance, See also BANKING AND FINANCE. DEPARTMENT OF Director and employees, prohibited acts, 8-103 Examination of institutions, 8-108, 8-148.08 Examiners, 8-105 Bond or insurance, 8-105 General powers, 8-102, 8-103 Deposits. Guaranty bonds, authorized, 8-133 Insolvent banks, receipt, prohibited, 8-138 Interest rate allowed, 8-133 Letters of credit, authorized, notice required, 8-133 Withdrawal, when, 8-134 Withdrawal methods authorized, 8-135 **Direct borrowing, limitation**, 8-147 Dividends, 8-163 to 8-165 Electronic data processing centers, regulation, 8-108 Electronic terminals, 8-157.01 Electronic transfers. See ELECTRONIC FUND TRANSFERS Emergencies, Applicability of law, 8-1,129 Closing, notice, 8-1,128 Definitions, 8-1,124 Officers, powers, 8-1,126 Proclamation, 8-1,125, 8-1,127 Federal Deposit Insurance Corporation, Guaranty bonds by bank, authorized, 8-133 Letters of credit by bank, authorized, notice required, 8-133

Federal reserve system, membership authorized, 8-130 Fiduciary powers, authorized accounts, 8-1,130 Health savings account, acts authorized, 8-1,131 Insolvency, Declaration, 8-194 Appeal, 8-196 Injunction, 8-195 Department of Banking and Finance, powers and duties, 8-132.8-187 Deposits, receipt prohibited, 8-138 Liquidation procedures, 8-197 to 8-1.118 Possession by department, 8-187 to 8-193 Return, conditions, 8-193 Violation, penalty, 8-189 Insurance, interest in life insurance authorized, 8-141 Investment of funds in, conditions, Bank premises, 8-149 Community development, 8-148.04 Computer center, 8-148.01 **Qualified Canadian Government** Obligations, 8-148.05 Investment of funds in, limitations, Agricultural credit corporation, 8-148.02 Bank subsidiary corporation, 8-148.06 Bonds of Israel, 8-148.03 Canadian obligations, 8-148.05 Leasing authorized, 8-1,133 Liquidation. Involuntary, 8-197 to 8-1,118 Claims, file, procedure, 8-1,106 to 8-1.111 Director of Banking and Finance, powers, 8-1,103 Dividends, 8-1,112 Expenses, allocation of, 8-1,113 Jurisdiction, district court, 8-1,105, 8-1.115 Preferential transfers, 8-1,102 Receiver. Bond or insurance, 25-21,218

BANKING ACT. NEBRASKA –Cont'd Liquidation –Cont'd, Involuntary -Cont'd, Receiver -Cont'd Department of Banking and Finance, 8-198, 8-1,102 Federal Deposit Insurance Corporation, 8-703 Powers, 8-199 Restoration, conditions, 8-1,116 to 8-1,118 Special deputies or assistants, 8-1,100 Bond or insurance, 8-1,101 Surrender to department, effect, 8-186 Voluntary, 8-184, 8-185 Loan officers, 8-139 Loans, See also LOANS Acquisition, improper, 8-145 Amount, limitations, 8-141 to 8-144 Authorized, 8-139 Capital stock, loans on, limitation, 8-148 Closing, where conducted, 8-157 Federal Housing Administration, loan authorized, 8-711 Installment loans, ineligible to make under act, 45-1003, See also INSTALLMENT LOAN ACT, NEBRASKA Personal, requirements, 8-815 to 8-829 Prohibited, when, 8-143.01 Real estate loans, Authorized, 8-152 Enforcement and servicing, law applicable, 8-2801 Losses, treatment, 8-165 Medical savings account, acts authorized, 8-1,131 Mergers, Acquisitions, this heading Application for charter, 8-120 Mobile branch banks, 8-157 Name, unauthorized use of term bank, penalty, 8-113 National bank. Assets, valuation, 8-183 Procedure, 8-179

Reorganize as state bank, 8-178, 8-181 Trust company business, 8-178, 8-179 Trust company reports not required, when, 8-223, 8-224 Personal representative, bank appointment authorized, 8-158 Point-of-sale terminals, authorized, 8-157.01 Promotion, prohibited when, 8-118 Real estate. Increase in value, approval required, 8-151 Limitation, 8-150 Loans. Authorized, 8-152 Enforcement and servicing, law applicable, 8-2801 Records required, 8-107 Destruction, when allowed, 8-170, 8-171.8-174 Falsification, penalty, 8-175 Reports, 8-166 to 8-168 Violation, penalty, 8-169 **Reserve requirements**, deficiencies, how treated, 8-132 Retirement plan, acts authorized, 8-1,131 Rights, privileges, benefits, and immunities, same as federal bank, 8-1,140 School student savings account program, 8-157 State bank, Assets, valuation, 8-183 Reorganize as national bank, 8-180 to 8-183 Same rights, privileges, benefits, and immunities as federal bank, 8-1,140 Stockholders' rights, 8-182 Stockholders. List required, 8-127 Meeting, 8-129 Surplus funds, reimbursement, 8-165 Teller machines, automatic, 8-157.01 Terminals, point-of-sale, 8-157.01

BANKING ACT, NEBRASKA – Cont'd Transfer of funds, electronic, See ELECTRONIC FUND TRANSFERS Trust department, Application, 8-161 Authorized, 8-159 Business, location authorized, 8-162.01 Charter, 8-160 Fiduciary account, collateral requirements, 8-162.02 Investigation, 8-161 Powers and duties, 8-162, 8-162.01 Trust company report not required, when, 8-223, 8-224 Trustee, power to act as for retirement plans, 8-1,131 Violations, penalties, 8-1,119 Rewards, 8-1,120, 8-1,121 BANKING AND FINANCE, DEPARTMENT OF See generally STATE GOVERNMENT Acquisitions, powers and duties, 8-1501 to 8-1505 Actions between agencies, costs, 25-1808, 25-1809 Appeal department order of violation, 8-1,135 Business hours, department, 81-113 **Collection agency, contracts** authorized, 45-623 Compensation, 81-117 to 81-117.02 **Contested cases**, 84-917 to 84-919, See also ADMINISTRATIVE PROCEDURE ACT Contracts, See STATE GOVERNMENT Created, 81-101 Deputies, 8-105, 81-107 Director, Appointment, 81-102 Bond or insurance, 8-104, 81-111 Enforcement, 8-1,134 to 8-1,139 Injunction and mandamus, 8-1,136 Evidence of criminal acts, referral for prosecution, 8-1,137 Final order, violation, penalty, 8-1.138

Financial interest in institution. effect, 8-103 Oath, 8-104 Order, review procedure, 8-1,135 Prohibited acts, 81-103 Real estate, power to convey, 8-111 Records required, Confidentiality, 8-112 Subpoena restrictions, 8-112 Restrictions on office holding or employment, 81-108 Term. 81-109 Violations, powers, 8-1,134 to 8-1,138 Duties. Bank Holding Company Act of 1995 Nebraska, 8-908 Banking Act, Nebraska, 8-101 Commodity Code, 8-1701 **Consumer Rental Purchase** Agreement Act, 69-2101 Credit Union Act, 21-1701 Delayed Deposit Services Licensing Act. 45-901 Installment Loan Act, Nebraska, 45-1001 Installment Sales Act, Nebraska, 45-334 Interstate Branching and Merger Act, 8-2101 Interstate Trust Company Office Act, 8-2301 Money Transmitters Act, Nebraska, 8-2701 Residential Mortgage Licensing Act, 45-701 Securities Act of Nebraska, 8-1101 Seller-Assisted Marketing Plan Act, 59-1701 Trust Company Act, Nebraska, 8-201 Eminent domain, See EMINENT DOMAIN Displaced persons, See RELOCATION ASSISTANCE ACT; 76-1214 Employees, See also STATE OFFICERS AND EMPLOYEES Prohibited acts, 8-103 Fees for services rendered. schedule, 8-602

BANKING AND FINANCE. **DEPARTMENT OF** –Cont'd Funds, Department of Banking and Finance Settlement Cash Fund, 81-302 Expenditure, procedure, 81-104 **Financial Institution Assessment** Cash Fund, 8-604 Assessments and fees, credit to, 8-603 Misappropriation, penalty, 8-1,139 Petty cash fund, 81-104.01 Securities Act Cash Fund, 8-1120 Investigatory powers, 8-108, 81-119 Legal actions and proceedings, interagency, costs, 25-1808, 25-1809 Mailing requirements, Central mailing room, 81-164 to 81-171 Electronic postmark, 86-644 Meetings, open, See OPEN MEETINGS ACT; 84-1407 Mileage, reimbursement, 81-1176 Misapplication of funds, penalty, 8-1.139 Nepotism, prohibited, 49-1499.07 Oath, 81-110 Payments by electronic payment authorized, 81-118.01 Powers and duties. 81-301, 81-1311 Financial institutions, levy of assessments and fees, 8-601 to 8-607 **Prosecution**, 8-1,137 Public records. Access. 84-712 to 84-712.09. See also PUBLIC RECORDS Settled claims, requirements, 84-713 Purchase of goods and services, payment for, See PROMPT PAYMENT ACT; 81-2401 Real estate, power to convey, 8-111 Receipts, treatment, 81-118 Receiver, powers, 8-198, 8-199, 25-21.218 Records. Power to require, 8-107 Public records, this heading

Recycling program, See STATE GOVERNMENT RECYCLING MANAGEMENT ACT; 81-1183 Reports to the Legislature, electronic, requirements, 50-114.03 Requisitions, procedure, 81-159 Rulemaking, See ADMINISTRATIVE PROCEDURE ACT; 84-901; NEGOTIATED RULEMAKING ACT; 84-921 Rules and regulations, 8-106, 81-112 Seal, 81-114 Securities. Regulation, See SECURITIES ACT OF NEBRASKA; 8-1101 Requirements for safekeeping, 81-120 Securities Act Cash Fund, 8-1120 Subpoena power, civil investigations, 81-119 Surplus property sale, procedure, 81-161.04 Volunteers, payment authorized, 81-1182.01 BANKRUPTCY See generally MONEY Bank deposits by trustee, security may be required, 8-133 Exemptions, 25-15, 105, See also EXEMPTIONS FROM EXECUTION AND BANKRUPTCY Filing certified petition with register of deeds, 23-1527 Income tax, taxpayer bankruptcy, effect, 77-27,112 Liens, agricultural production, bankruptcy, effect, 52-1411 Liquor license, effect, 53-149 Manufactured home or mobile home, deemed real property, 76-2901 Political subdivisions, bankruptcy petition, filing authorized, 13-402 Joint public agency, filing authorized, 13-2524 **Receiver, See RECEIVERS**

Register of deeds, bankruptcy proceedings, notice, filing, 23-1527 State agency, bankruptcy petition, filing authorized, 13-402 BANKS AND BANKING See generally FINANCIAL INSTITUTIONS Abandoned property, See UNCLAIMED PROPERTY ACT, UNIFORM DISPOSITION OF: 69-1301 Accounts, multiple-party, 30-2716 to 30-2733, See also PROBATE CODE, NEBRASKA; 30-2201 Acknowledgments of written instruments, validity if notary is a shareholder, officer, or director of the bank, 64-214 Acquisitions. Cross-industry merger or acquisition, when, 8-1510, 8-1516 Of banks, state-chartered, 8-1501 to 8-1505 Of branch banks, 8-157, 8-1516 Interstate, See INTERSTATE BRANCHING AND MERGER ACT; 8-2101 Of credit card banks, 8-1511 to 8-1513 Of failing institutions, 8-1506 to 8-1510 Of trust companies, 8-1501 to 8-1505 Assessments and fees, state, Costs of examination included. 8-606 Department, levy assessments, 8-601.8-605 Failure to pay, consequences, 8-607 Schedule of fees. 8-602 Automatic teller machines, See BANKING ACT, NEBRASKA; 8-101 Bank cards, acts prohibited, 28-618 to 28-630, See also FINANCIAL TRANSACTION DEVICES Bank deposits and collections, Article 4, UCC, See also COMMERCIAL CODE, UNIFORM

BANKRUPTCY –Cont'd

Bank holding companies, See BANK HOLDING COMPANY ACT OF 1995, NEBRASKA; 8-908 Bank match system, support order enforcement, 43-3328 to 43-3339 Bank subsidiary corporations, 8-148.07, 8-148.08 Bankers bank, 8-1601 to 8-1605 Banking act. See BANKING ACT. NEBRASKA; 8-101 Board of directors, See BANKING ACT, NEBRASKA; 8-101 Branch banks. Instate, 8-1516, See also BANKING ACT, NEBRASKA Interstate, See INTERSTATE BRANCHING AND MERGER ACT; 8-2101 Building and loan associations, 8-301 to 8-384, See also SAVINGS AND LOAN ASSOCIATIONS Certificate of deposit, action to enforce, statute of limitation, 25-227 Checks, See CHECKS Cashing services, See DELAYED DEPOSIT SERVICES LICENSING ACT: 45-901 Collections, bank deposits and collections, Article 4, UCC, See also COMMERCIAL CODE. UNIFORM Commercial Code, Uniform, See COMMERCIAL CODE, UNIFORM Commercial paper, negotiable instruments, Article 3, UCC, See also COMMERCIAL CODE, UNIFORM Compliance review documents. 8-2001 to 8-2005 Confidential records or information, disclosure, when, 8-1401 to 8-1404 Immunity, 8-706 Credit associations, See CREDIT UNION ACT; 21-1701 Credit card banks, Acquisition of, 8-1511 to 8-1513 Charter, grant, when, 8-2402 Formation, conditions, 8-2401 Provisions applicable, 8-2403 Credit cards, See CREDIT CARDS

BANKS AND BANKING –Cont'd Credit extension, prohibited when, 8-143.01 Service fee, authorized, 8-820 Small loans distinguished, 8-820.01 Terms, federal law, effect, 8-820 Credit services. See CREDIT SERVICES ORGANIZATION ACT; 45-801 Credit unions, See CREDIT UNION ACT; 21-1701 Crimes, See CRIMES AND OFFENSES Delayed-deposit services, See DELAYED DEPOSIT SERVICES LICENSING ACT; 45-901 Deposits. Bank deposits and collections. Article 4, UCC, See also COMMERCIAL CODE, UNIFORM Insured, Federal Deposit Insurance Corporation, this heading Regulation of, 8-133 to 8-138, See also BANKING ACT. NEBRASKA Electronic funds transfers. See ELECTRONIC FUND TRANSFERS Examinations and reports, 8-103, 8-108, 8-705, 8-706 Failing institutions, Acquisitions or merger, Authorized, when, 8-1507 Prohibited, when, 8-1509 Appeal, 8-1506 Application, Bank holding company, 8-1508 Cross-industry, 8-1510 Definitions, 8-1506.01 Hearing, 8-1506 Powers of Department of Banking and Finance, 8-1506 False statements and book entries, penalty, 28-612 **Federal Deposit Insurance** Corporation, Banking institution, defined, 8-701 Insolvent banks, Borrowing authorized, 8-707 Liquidator, 8-703 Stockholders' liability, enforce, 8-709

Subrogation of rights, 8-704 Title to property, 8-708 Insurance, required, 8-702 References, how construed, 77-2302 Reports, exchange, 8-705, 8-706 Federal Home Loan Bank, 8-714 to 8-716 Fiduciary powers, investments in investment companies or trusts, 30-3205, 30-3208 Financial data protection, See FINANCIAL DATA PROTECTION AND CONSUMER NOTIFICATION OF DATA SECURITY BREACH ACT OF 2006; 87-801 Financial transaction devices, See FINANCIAL TRANSACTION DEVICES Funds transfers, Article 4A, UCC, See also COMMERCIAL CODE. UNIFORM Electronic, See ELECTRONIC FUND TRANSFERS Holidays, 62-301, 62-301.01 Insolvency. Federal Deposit Insurance Corporation, powers and duties, 8-701 to 8-709 Possession by department, 8-187 to 8-193, See also BANKING ACT. NEBRASKA Institutions, forms of, See FINANCIAL INSTITUTIONS Insurance, Interest in life insurance authorized. 8-141 Maintain or provide notice, 8-702 Solicitation and sale, when authorized, 44-392 Investment of funds, conditions, 8-148.01 to 8-149, See also BANKING ACT, NEBRASKA Investment of funds in, National Housing Act, securities, 8-712, 8-713 Letters of credit, Article 5, UCC, See also COMMERCIAL CODE, UNIFORM Liability limitations, 25-21,240 Mergers, Acquisitions, this heading

Minors, transfers to, See TRANSFERS TO MINORS ACT, NEBRASKA UNIFORM; 43-2701 Mortgage bankers, requirements, See RESIDENTIAL MORTGAGE LICENSING ACT: 45-701 Mortgage loan originators, requirements, 8-702, See also RESIDENTIAL MORTGAGE LICENSING ACT; 45-701 Name. Similar names, use prohibited. 8-1901 to 8-1903 Unauthorized use of term bank, penalty, 8-113 Negotiable instruments, Article 3, UCC, See also COMMERCIAL CODE. UNIFORM Nontestamentary transfers, 30-2715 to 30-2733 Reports, requirements, 8-166 to 8-169, See also BANKING ACT. NEBRASKA Safety deposit boxes, 8-501, 8-502, See also SAFETY DEPOSIT BOXES Savings and loan associations, 8-301 to 8-384, See also SAVINGS AND LOAN ASSOCIATIONS Secured transactions, See SECURED TRANSACTIONS Securities, See SECURITIES; SECURITIES ACT OF NEBRASKA; 8-1101 Solicitation for financial products or services, requirements, 8-2501 to 8-2505 Supervision of financial institutions, 8-102, 8-103 Support order enforcement, bank match system, 43-3328 to 43-3339 Taxation, 77-3801 to 77-3807 Refunds, 77-1777 to 77-1782, 77-3806, 77-3807 Time deposits by state, See CAPITAL EXPANSION ACT, NEBRASKA; 72-1261 Trust companies, See TRUST COMPANIES

BANKS AND BANKING -Cont'd

Unclaimed property, disposition, See UNCLAIMED PROPERTY ACT, UNIFORM DISPOSITION OF; 69-1301 Uniform Commercial Code, See COMMERCIAL CODE, UNIFORM Wire transfers. Electronic, See ELECTRONIC FUND TRANSFERS Uniform Commercial Code, funds transfers, Article 4A, UCC, See also COMMERCIAL CODE, UNIFORM **BARBER ACT** See generally PROFESSIONS AND OCCUPATIONS Act, how cited, 71-224 Appeal, 71-235 Barber shop, Application, 71-219.02 Booth rental permit, 71-219.05 Booth rental permits, practice as independent contractor or selfemployed person, 71-219.05 Inspections, 71-219.02, 71-219.04, 71-223.01 Licenses. Display, 71-215 Issuance, 71-211 Renewal, 71-201 Sanitary requirements, 71-223.01 Board of Barber Examiners, 71-221 to 71-222.01 Director, 71-222.01 Powers with respect to recognition of foreign licenses, 71-239 Booth rental permits, Application, Contents, 71-219.05 Fee, 71-219.05 Board, issuance, 71-219.05 Notice to board of change in work address, 71-219.05 Practice as independent contractor or self-employed person on premises of a barber shop, 71-219.05 Change of residence, 71-248 Definitions, 71-202, 71-202.01 Disciplinary action, 71-201, 71-217, 71-218, 71-227 to 71-231, 71-234

BARBER ACT –Cont'd Enforcement, 71-232 Examinations, 71-209, 71-210, 71-212 Failure, effect, 71-216.01 Exemptions from licensure, 71-203 Expenses of administration, payment, 71-237 Fees, 71-201, 71-207.01, 71-219, 71-219.03, 71-219.05, 71-222.02, 71-223.04 Foreign licenses, Appeal, 71-239.01 Application, Contents, 71-239.01 Form, 71-239.01 Board, powers, 71-239 Issuance, 71-239.01 Licensure without examination. 71-239.01 Recognition, 71-239, 71-239.01 Fund, Board of Barber Examiners, 71-222.02 Inspections, 71-219.02, 71-219.04, 71-223, 71-223.01 Instructors, school of barbering, Prior law, registration under, effect, 71-208.02 Registrations, 71-208.06, 71-208.07, 71-216 Certificate of registration, 71-211 Requirements, 71-208.02 Temporary permits, 71-223.04 Intent, 71-225 Investigations, 71-227 to 71-231 Licenses, Display, 71-215 Exemptions, 71-203 Foreign, recognition, 71-239, 71-239.01 Inactive status, treatment, 71-216 Issuance, 71-211 Reciprocity, 71-238, 71-239.01 to 71-248 Renewal, 71-216 Required, when, 71-201 Military service, treatment, 71-211.01 Permits, booth rental, Booth rental permits...this heading

Permits, temporary, instructors, 71-223.04 Practice of barbering, 71-202 Prohibited acts, 71-201 Qualifications, 71-204 Reciprocity, 71-212, 71-238, 71-239.01 to 71-248 Records, proceedings of board, 71-223 Registration, Certificate issuance, 71-211 Instructors, 71-208.06, 71-208.07 Rules and regulations, 71-223, 71-232 School or college of barbering, Acts prohibited, 71-208.01 Advertising, requirements, 71-223.02 Application, 71-207.01, 71-207.02, 71-219.01, 71-219.02 Bond, conditions and exceptions, 71-208.04 Cosmetologists, treatment, 71-208.08 Fees, 71-219.01 Inspections, 71-219.02, 71-219.04, 71-223.01 Instructors, Prior law, registration under, effect, 71-208.02 Registrations, 71-208.06, 71-208.07, 71-216 Requirements, 71-208.02 Temporary permits, 71-223.04 Licenses. Display, 71-215 Issuance of certificate, 71-211 Renewal, 71-216 Required, 71-201 Requirements, 71-208 Sanitary requirements, 71-223.01 Services, restrictions, 71-208.03 Sign, required, 71-223.02 Violations, penalties, 71-220 BARBERS See generally PROFESSIONS AND OCCUPATIONS

Requirements, See BARBER ACT; 71-201

BASEBALL See ATHLETICS

BEANS See grain

BEAUTY SHOPS

See BARBER ACT; 71-201; COSMETOLOGY, ELECTROLOGY, ESTHETICS, NAIL TECHNOLOGY, AND BODY ART PRACTICE ACT; 38-1001

BEER

See generally LIQUOR Distribution, Agreements, Changes, 53-218 Compensation by supplier, 53-220 Transfer of business, effect, 53-222 Applicability of sections, 53-222 Civil actions authorized, 53-223 Definitions, 53-202 to 53-215 Intent. 53-201 Quality control, 53-218 Supplier, acts prohibited, 53-216, 53-218 to 53-220 Temporary service interruption, 53-218 Transfer of wholesaler's business, Compensation by supplier, when, 53-220 Restrictions, 53-219 Waiver of rights, prohibited, 53-221 Wholesaler, acts prohibited, 53-217, 53-219. 53-221 Licenses, See LIQUOR CONTROL ACT, NEBRASKA; 53-101 Liquor, See LIQUOR **Regulation, See LIQUOR CONTROL** ACT, NEBRASKA; 53-101

BEES

See APIARY ACT, NEBRASKA; 81-2,165

BEGINNING FARMER TAX CREDIT ACT

See generally AGRICULTURE

Act. Changes to, when operative, 77-5215 How cited, 77-5201 Appeals, 77-5209.02, 77-5212 **Beginning farmer or livestock** producer. Net worth thresholds, annual adjustments, 77-5209 Qualifications, 77-5209 Board, Beginning Farmer, Annual report, 77-5210 Created, 77-5204 Duties, 77-5204, 77-5208, 77-5213 Expenses, 77-5206 Meetings, 77-5208 Members, 77-5205 Officers, 77-5206 Quorum, 77-5207 Support and assistance, 77-5214 Definitions, 77-5203 Income tax credit, Beginning farmer, 77-2715.07, 77-5209.01 Owner of agricultural assets, Amount, 77-5213 Requirements, 77-5211, 77-5212 Taxpayer, 77-2715.07, 77-2717, 77-2734.03 Written succession plan, required when, 77-5211 Intent, 77-5202 Personal property tax exemption, beginning farmer, 77-5209.02 Share-rental agreement, Appeal of board's evaluation, 77-5212 Requirements, 77-5212 Review by board, 77-5213 Risk of loss, 77-5213

BEHAVIORAL HEALTH SERVICES See HEALTH CARE

BEHAVIORAL HEALTH SERVICES ACT, NEBRASKA See generally HEALTH CARE Act, Nebraska Behavioral Health Services, How cited, 71-801

ACT, NEBRASKA – Cont'd Act, Nebraska Behavioral Health Services –Cont'd Purposes, 71-802 Behavioral health regions, 71-807 Behavioral health services, Contracts and agreements for, requirements, 71-831 Financial eligibility of consumers, 71-806, 71-809 Schedules of fees and copays, 71-806, 71-809 Behavioral Health Workforce Act, Act, how cited, 71-828 Behavioral Health Education Center, Created, 71-830 Duties, 71-830, 71-8511 Behavioral health professionals, shortage, effect, 71-829 **Children and Family Behavioral** Health Support Act, Act, how cited, 71-821 Annual report, 71-825 Appropriations, intent, allocation, 71-826 Children and Family Support Hotline, 71-822 Family Navigator Program, 71-823 Post-adoption and postguardianship case management services, 71-824 Community-based services, 71-810 Definitions, 71-804 Division of Behavioral Health, Chief clinical officer, 71-805 Created, 81-3113 Director, 81-3115 Powers and duties, 71-806, 71-810, 71-811 State Advisory Committee on Mental Health Services, 71-814 State Advisory Committee on Substance Abuse Services, 71-815 Funds. Behavioral Health Services Fund, 71-812 Division, powers and duties, 71-811 Office of consumer affairs, 71-805

BEHAVIORAL HEALTH SERVICES

Public behavioral health system, Objectives, 71-810 Purposes, 71-803 **Regional behavioral health** authority. Behavioral health services, 71-809 Established, 71-808 Matching funds, requirements, 71-808 Regional governing board, 71-808 Regional centers, reduce or discontinue, 71-810 Rules and regulations, 71-806 **BEHAVIORAL HEALTH** WORKFORCE ACT See BEHAVIORAL HEALTH SERVICES ACT, NEBRASKA; 71-801 **BENEFIT CORPORATION ACT, NEBRASKA** See generally CORPORATIONS Act. Applicability, 21-402 How cited, 21-401 Benefit corporation, Actions against, Benefit enforcement proceeding, when authorized, 21-412 Limitations, 21-412 Annual benefits report. Contents, 21-413 Distribution, posting, filing, 21-414 Benefit director, duties, 21-409 Benefit officer, powers and duties, 21-411 Benefit statements required, Articles of incorporation, 21-404, 21-405, 21-407 Other entities, procedures, 21-405 Definitions, 21-403 Discharge of duties, considerations, 21-408 Document filing, electronic transmission, 84-511 Liability limitations, Directors, 21-408 Officers, 21-410 Terminate status, procedure, 21-406

BENEVOLENT ORGANIZATIONS See CHARITABLE ORGANIZATIONS

BICYCLES

See generally RECREATION **Defined**, 60-611, 60-640 Equipment requirements, 60-6,226, 60-6,318, 60-6,319 Penalty, 60-6,319 Hand signals, 60-6,163 Highways, Controlled-access, restrictions, 60-6.144 Shoulder, riding on permitted, 60-6,142 Point system not applicable, 60-4,182 Traffic regulations, 60-6,314 to 60-6.318 Local authorities, 60-680 Vehicle duties when overtaking or passing, 60-6,133 Violation, penalty, 60-689 Trails, See TRAILS

BIDS AND BIDDING

See generally PUBLIC FUNDS Alternatives, See POLITICAL SUBDIVISIONS CONSTRUCTION ALTERNATIVES ACT; 13-2901 Asbestos removal, restriction, 71-6311 Bridges, City of the metropolitan class, requirements, 14-1229 Contracts, construction or repair, 39-810, 39-817 to 39-822, 39-1348 to 39-1354, 39-1620 Interstate bridges, bidding requirements, 39-8,105, 39-8,106 Cities of the first class. Asbestos removal, restriction, 71-6311 City-county building, 16-6,100.05 Community development, redevelopment contracts, 18-2119

Construction alternatives, See POLITICAL SUBDIVISIONS CONSTRUCTION ALTERNATIVES ACT; 13-2901 Construction and other contracts, 18-2442 to 18-2444, See also MUNICIPAL COOPERATIVE FINANCING ACT Docks, levees, and wharves, construction, 13-1414 Electric system, contract to operate, 18-412.01 Fair labor standards, compliance, 73-102 to 73-104 Financing, construction and other contracts, 18-2442 to 18-2444, See also MUNICIPAL COOPERATIVE FINANCING ACT Health care services, bidding not required, when, 71-2059 Improvement projects, 16-321, 16-321.01 Combination of improvement projects, 19-2401, 19-2412 Exemption, how construed, 13-2027, 13-2028 Integrated solid waste management 13-2028. See also INTEGRATED SOLID WASTE MANAGEMENT ACT Joint city-county building, 16-6.100.05 Lead abatement project, restrictions, 71-6328 Municipal bidding procedure, waiver, when, 16-321.01 Parking facilities, lease of, 16-807 Personal property, purchase without bidding, when, 18-1756 Public lettings, 73-101 to 73-105 Sewerage system, 18-507 Sheltered workshops, 48-1503 Storm sewers, construction, 16-672.01, 16-672.05 Street improvements, 16-249, 16-621, 16-649 Street sprinkling, 16-249 Unemployment contributions, required in contract bid, when, 48-657 Viaducts and subways, 18-634

BIDS AND BIDDING -Cont'd Cities of the first class -Cont'd Violations, penalty, 73-105 Cities of the metropolitan class, Armor-coating districts, 14-363 Asbestos removal, restriction, 71-6311 Bridges, bids required, when, 14-1229 Community development, redevelopment contracts, 18-2119 Construction alternatives. See POLITICAL SUBDIVISIONS CONSTRUCTION ALTERNATIVES ACT: 13-2901 Construction and other contracts, 18-2442 to 18-2444. See also MUNICIPAL COOPERATIVE FINANCING ACT Docks, wharves, and levees, construction, 13-1414 Electric system, contract to operate, 18-412.01 Equipment and supplies, 14-564, 14-565 Fair labor standards, compliance, 73-102 to 73-104 Financing, construction and other contracts, 18-2442 to 18-2444, See also MUNICIPAL COOPERATIVE FINANCING ACT Funds, interest rate, advertise for bids, 14-556 Garbage or refuse, disposal, recycling, or removal, 14-102 Health care services, bidding not required, when, 71-2059 Integrated solid waste management, 13-2028, See also INTEGRATED SOLID WASTE MANAGEMENT ACT Lead abatement project, restrictions, 71-6328 Metropolitan transit authority, revenue bonds, 14-1808 Municipal bidding procedure, waiver, when, 14-568 Parking facilities, 14-1710, 14-1711, 14-1728, 14-1737

Personal property, purchase without bidding, when, 18-1756 Public lettings, 73-101 to 73-105 Recycling of garbage and refuse, 14-102 Sewerage system, 14-365.08, 18-507 Sheltered workshops, 14-564, 48-1503 Street improvements, 14-3,111, 14-3,115, 14-3,124 Street sprinkling districts, 14-363 Supplies and equipment, 14-564, 14-565 **Unemployment contributions** required in contract bid, when, 48-657 Utilities district, contracts, 14-2121 Viaducts and subways, 18-634 Violations, penalty, 73-105 Cities of the primary class, Asbestos removal, restriction, 71-6311 Community development, redevelopment contracts, 18-2119 Construction alternatives, See POLITICAL SUBDIVISIONS CONSTRUCTION ALTERNATIVES ACT; 13-2901 Construction and other contracts, 18-2442 to 18-2444, See also MUNICIPAL COOPERATIVE FINANCING ACT Docks, wharves, and levees, construction, 13-1414 Electric system, contract to operate, 18-412.01 Fair labor standards, compliance, 73-102 to 73-104 Financing, construction and other contracts, 18-2442 to 18-2444, See also MUNICIPAL COOPERATIVE FINANCING ACT Health care services, bidding not required, when, 71-2059 Integrated solid waste management. 13-2028. See also INTEGRATED SOLID WASTE MANAGEMENT ACT

BIDS AND BIDDING –Cont'd Cities of the primary class -Cont'd Lead abatement project, restrictions, 71-6328 Lighting, ornamental, 15-753 Municipal bidding procedure, waiver, when, 15-850 Personal property, purchase without bidding, when, 18-1756 Public lettings, 73-101 to 73-105 Sewerage system, 18-507 Sheltered workshops, 48-1503 Sidewalks, construction or repair, 15-734 Streets, materials used, establish standards, 15-702.04 Unemployment compensation, required in contract, when, 48-657 Viaducts and subways, 18-634 Violations, penalty, 73-105 Cities of the second class, Abandoned real estate, sale, 17-569 to 17-571 Asbestos removal, restriction, 71-6311 Community development, redevelopment contracts, 18-2119 Construction alternatives, See POLITICAL SUBDIVISIONS CONSTRUCTION ALTERNATIVES ACT; 13-2901 Construction and other contracts, 18-2442 to 18-2444, See also MUNICIPAL COOPERATIVE FINANCING ACT Docks, wharves, levees, construction, 13-1414 Electric system, contract to operate, 18-412.01 Fair labor standards, compliance, 73-102 to 73-104 Financing, construction and other contracts, 18-2442 to 18-2444, See also MUNICIPAL COOPERATIVE FINANCING ACT Health care services, bidding not required, when, 71-2059

Improvement projects, 17-568.01, 17-568.02 Combination of improvement projects, 19-2401, 19-2412 Exemption, how construed, 13-2027, 13-2028 Integrated solid waste management 13-2028, See also INTEGRATED SOLID WASTE MANAGEMENT ACT Joint city and school district facility, 17-160 Lead abatement project, restrictions, 71-6328 Municipal bidding procedure, waiver, when, 17-568.02 Personal property, Other conveyance, when, 17-503.02 Purchase without bidding, when, 18-1756 Sale, procedure, 17-503.02 Public lettings, 73-101 to 73-105 Public works, 17-568.01 Exemption, how construed, 13-2027, 13-2028 Real property, Abandoned real estate, sale, 17-569 to 17-571 Sale, 17-503, 17-503.01 Sewerage system, 17-150, 17-918, 18-507 Sheltered workshops, 48-1503 Unemployment contributions, required in contract, bid, when, 48-657 Viaducts and subways, 18-634 Violations, penalty, 73-105 Waterworks, construction, 17-533 Conflict of interest, public official, 49-14,102 to 49-14,104 Contract, public official, conflict of interest, 49-14,102 to 49-14,104 Counties. Asbestos removal, restriction, 71-6311 Bidding procedures, 23-3108 to 23-3111, 73-101 to 73-105, See also COUNTY PURCHASING ACT

BIDS AND BIDDING -Cont'd Counties -Cont'd Bridges and culverts, construction, 39-810, 39-817 to 39-819, 39-820 Construction alternatives, See POLITICAL SUBDIVISIONS CONSTRUCTION ALTERNATIVES ACT; 13-2901 Docks, wharves, levees, construction, 13-1414, 23-315 Drainage improvements, 31-118, 31-912 Fair labor standards compliance, 73-102 to 73-104 Insurance purchases, 23-175 Lead abatement project. restrictions, 71-6328 Levees and dikes, construction, 13-1414, 23-315 Monuments and markers, contracts, 23-355 Public lettings, 73-101 to 73-105 Purchases, 23-3107, 23-3109 to 23-3111. See also COUNTY PURCHASING ACT Road improvements, 39-1407, 39-1620 Rural road improvement district, 39-1639, 39-1644 Sheltered workshops, 48-1503 Sidewalks, construction, 23-366 Unemployment contributions, required in contract bid, when, 48-657 Violations, penalty, 73-105 Drainage, County, Advertisement for bids, 31-118 Improvement plan, 31-912, See also COUNTY DRAINAGE ACT Reletting of contract, when, 31-120 Districts. Construction, District organized by court proceedings, 31-355 District organized by election, 31-426 Sanitary district within municipality, 31-512

Sale of real estate, irrigation or drainage districts, 46-1,132 Municipality, sanitary district within, contracts, 31-512 Educational service units, purchases, 79-1223 Fair labor standards, compliance, 73-102 to 73-104 Farm land, publicly owned, lease of, 72-1305 School lands, 72-233, 72-234 Grasshopper control, oral procedures. 2-1069 Health care services, bidding not required, when, 71-2059 Highways, improvements, 39-1348 to 39-1354, 39-1407, 39-1620, 39-1644 Housing agency, 71-15,158 Irrigation, Construction of works, 46-145 Discontinuance of district, sale of property, 46-186 to 46-188 Sale of real estate, 46-1,132 Joint entities. 13-824.01 to 13-824.03 Joint public agencies, bidding procedures, 13-2526, 73-101 Land reutilization, failure to receive bids, effect, 77-3211, See also LAND REUTILIZATION ACT Lead abatement project, restrictions, 71-6328 Leases, public property, Farm lands, publicly owned, 72-1305 Mineral rights, 72-308, 72-309 Oil and gas leases, 72-902 School lands, 72-233, 72-234 State buildings or property, 81-1108.16, 81-1108.55, 81-1108.56 Libraries, sale of real estate, 51-216 Mineral rights, leases, 72-308, 72-309 Oil and gas leases, when taken, 72-902 Power districts, construction contracts, 70-637 to 70-641 Public buildings, procedure, 72-802, 72-803, 73-101 to 73-107

BIDS AND BIDDING –Cont'd Public lettings, Fair labor standards, 73-102 to 73-104 Preferences, Business located in enterprise zone, 73-107 Resident bidder, 73-101.01, 73-101.02 Resident disabled veteran, 73-107 Procedure, 73-101 to 73-107 Violation. Contract null and void, 73-107 Penalty, 73-105 Retirement, actuarial services and auditing, 84-1503 Roads, improvements, requirements, 39-1348 to 39-1354, 39-1407, 39-1620, 39-1644 Rural road improvement district, 39-1644 Sanitary and improvement districts, contracts, 31-741, 31-748 Sanitary drainage district within municipality, contracts, 31-512 School buildings, Asbestos removal, restriction, 71-6311 Construction alternatives, See POLITICAL SUBDIVISIONS CONSTRUCTION ALTERNATIVES ACT; 13-2901 Lead abatement project, restrictions, 71-6328 Procedures, 73-101 to 73-106 School lands, lease, 72-233, 72-234 Sheltered workshops, 48-1503 State and state agencies, Asbestos removal, restriction, 71-6311 Buildings, construction, repair, improvement, 72-802, 72-803 Commission, Nebraska Tourism, advertising contracts, award, 81-3713 Contracts for services. requirements, 73-501 to 73-510 Correctional Services. Department of, bidding procedure, 83-916

Lead abatement project, restrictions, 71-6328 Leases, 81-1108.16, 81-1108.55 Lowest responsible bidder, elements, 81-161 Materiel division, Department of Administrative Services. Competitive bidding, 81-161 to 81-161.02 Energy star certified appliances, 81-161 Lowest responsible bidder, 81-161 Standard specifications, 81-154 State purchasing bureau, 81-1118 Reverse auctions, authorized, 81-1118.07 Personal services contracts, 73-301 to 73-307, See also STATE GOVERNMENT Public lettings, 73-101 to 73-107, 73-504 State building division, 81-1108.55, 81-1108.56 Leases, 81-1108,16 Lowest responsible bidder, elements, 39-8,105, 39-8,106, 81-1108.55, 81-1108.56 State highway system, requirements, 39-1348 to 39-1354 Tax sales, failure to receive bids, effect, 77-3211 Unemployment contributions, required in contract bid, when, 48-657 Villages, Abandoned real estate, sale, 17-569 to 17-571 Asbestos removal, restriction, 71-6311 Community development, redevelopment contracts, 18-2119 Construction alternatives, See POLITICAL SUBDIVISIONS CONSTRUCTION ALTERNATIVES ACT; 13-2901

BIDS AND BIDDING -Cont'd Villages -Cont'd Construction and other contracts, 18-2442 to 18-2444. See also MUNICIPAL COOPERATIVE FINANCING ACT Docks, wharves, and levees, construction, 13-1414 Electric system, contract to operate, 18-412.01 Fair labor standards, compliance, 73-102 to 73-104 Financing, construction and other contracts, 18-2442 to 18-2444, See also MUNICIPAL COOPERATIVE FINANCING ACT Health care services, bidding not required, when, 71-2059 Improvement projects, 17-568.01, 17-568.02 Combination of improvement projects, 19-2401, 19-2412 Exemption, how construed, 13-2027, 13-2028 Integrated solid waste management, 13-2028, See also INTEGRATED SOLID WASTE MANAGEMENT ACT Joint city and school district facility, 17-160 Lead abatement project, restrictions, 71-6328 Municipal bidding procedure, waiver, when, 17-568.02 Personal property, Other conveyance, when, 17-503.02 Purchase without bidding, when, 18-1756 Sale, procedure, 17-503.02 Public lettings, 73-101 to 73-105 Public works, 17-568.01 Exemption, how construed, 13-2027, 13-2028 Real property, Abandoned real estate, sale, 17-569 to 17-571 Sale, 17-503, 17-503.01 Sewerage system, 17-150, 17-918, 18-507 Sheltered workshops, 48-1503

Waterworks, construction, 17-533 Violations, penalty, 73-105 BIGAMY See generally MARRIAGE **Bigamy**, 28-701 Indian marriages, 42-406 **BILL OF RIGHTS** See generally LAW (Found in Volume 2) Aliens, property rights, Article I. section 25, Constitution of Nebraska, See also ALIENS Appeals, Article I, section 23, Constitution of Nebraska Arbitration. Article I. section 13. Constitution of Nebraska Arms, right to bear, Article I, section Constitution of Nebraska Assembly, right to, Article I, section 19, Constitution of Nebraska Bail. Article I. section 9. Constitution of Nebraska Bills of attainder, Article I, section 16. Constitution of Nebraska Capital punishment, appeal, Article I, section 23, Constitution of Nebraska Civil rights, powers retained by the people, Article I, section 26, Constitution of Nebraska Collective bargaining, conform with Article I, Constitution of **Nebraska.** 48-214 Crime victim's rights, Article I, section 28, Constitution of Nebraska. See also VICTIMS Criminal offense information and indictments, Article I, section 10, Constitution of Nebraska Criminal proceedings, rights of accused.

Unemployment contributions.

Viaducts and subways, 18-634 Violations, penalty, 73-105

48-657

required in contract, bid, when,

Applicability, 29-3704

BILL OF RIGHTS –Cont'd Criminal proceedings, rights of accused -Cont'd Applicability to civil commitment hearing, 71-954 Right of confrontation, Article I, section 11, Constitution of Nebraska Exception, 29-1925, 29-1926 Right to appear, Article I, section 11, Constitution of Nebraska Right to counsel, Article I. section 11. Constitution of Nebraska. 23-3406 Right to jury, Article I, sections 6 and 11, Constitution of Nebraska Exception, 29-437 Speedy trial, Article I, sections 11 and 13. Constitution of Nebraska Cruel and unusual punishment, prohibited, Article I, section 9, Constitution of Nebraska Debtors, imprisonment prohibited, Article I, section 20, Constitution of Nebraska **Discrimination or affirmative action** prohibited in public employment, public education, or public contracting, Article I. section 30, Constitution of Nebraska Dispute resolution, Article I, section 13, Constitution of Nebraska **Double jeopardy, prohibited,** Article I, section 12, Constitution of Nebraska **Due process.** Article I, section 3, Constitution of Nebraska Elections, poll tax prohibited, Article I, section 22, Constitution of Nebraska Eminent domain, compensation required, Article I, section 21, Constitution of Nebraska English language, official state language, Article I, section 27, Constitution of Nebraska

Equal protection of the law. Article I, section 3, Constitution of Nebraska Ex post facto laws, prohibited, Article I, section 16, Constitution of Nebraska Grand jury, indictments, Article I, section 10, Constitution of Nebraska Habeas corpus, Article I, section 8, Constitution of Nebraska Impairment of contracts. prohibited, Article I, sections 3 and 16, Constitution of Nebraska Inalienable rights, Article I, section 1, Constitution of Nebraska Individual rights, Article I, section 1, Constitution of Nebraska Inheritance, effect of conviction, Article I, section 15, Constitution of Nebraska Involuntary servitude, prohibited, Article I, section 2, Constitution of Nebraska Jurv. right to. Article I. sections 6 and 11, Constitution of Nebraska Exception, 29-437 Laws, restrictions on content, Article I, section 16, Constitution of Nebraska Libel, defenses, Article I, section 5. Constitution of Nebraska, 25-839 to 25-840.01 Marriage, same-sex not valid or recognized, Article I, section 29, Constitution of Nebraska Mediation. Article I. section 13. Constitution of Nebraska Military, Housing, Article I, section 18, Constitution of Nebraska Limitations. Article I. section 17. Constitution of Nebraska Penalties, proportionality, Article I, section 15, Constitution of Nebraska Poll tax, prohibited, Article I, section 22, Constitution of Nebraska

BILL OF RIGHTS –Cont'd Powers retained by the people,

Article I, section 26, Constitution of Nebraska

Press, freedom to publish, Article I, section 5, Constitution of Nebraska

Property rights,

Discrimination prohibited, Article I, section 25, Constitution of Nebraska, 20-302

Eminent domain, compensation required, Article I, section 21, Constitution of Nebraska

Religious freedom, Article I, section 4, Constitution of Nebraska

Corporations, applicability, 21-1919 **Remedies,** Article I, section 13, Constitution of Nebraska

Search and seizure, Article I, section 7, Constitution of Nebraska, 29-817

Self-incrimination, privilege against, Article I, section 12, Constitution of Nebraska, See also SELF-INCRIMINATION

Sentence and punishment, Cruel and unusual punishment prohibited, Article I, section 9, Constitution of Nebraska

Proportionality of penalty, Article I, section 15, Constitution of Nebraska

Terms and conditions, Article I, section 15, Constitution of Nebraska, 29-2204, 29-2204.02

Slavery, prohibited, Article I, section 2, Constitution of Nebraska

Speech, freedom of, Article I, section 5, Constitution of Nebraska

Speedy trial, right to, Article I, sections 11 and 13, Constitution of Nebraska

Takings clause, Article I, section 21, Constitution of Nebraska

Treason, Article I, section 14, Constitution of Nebraska

Verdicts, procedure, Article I, section 6, Constitution of Nebraska, 25-1125 Victims of crime, rights of, Article I, section 28, Constitution of Nebraska, See also VICTIMS

BILLBOARDS

See generally ADVERTISING Bridge or culvert, illegal posting, 39-807, 39-808

Construction or use, illegal, when, 39-1335

Removal procedure, 69-1701, 69-1702

Road signs, regulation, 39-201.01 to 39-226, 39-1320, See also HIGHWAYS AND ROADS

Tourist-oriented directional signs, Erection, 39-207, 39-208 Fees, annual, 39-208 Maintenance, 39-207, 39-208 Qualification of activities, 39-210 Requirements, 39-209, 39-210 Rules and regulations, 39-211

BILLS OF ATTAINDER

See BILL OF RIGHTS

BINGO ACT, NEBRASKA See generally GAMBLING

Accounting, 9-255.03 Act, how cited, 9-201 Administrative fines, 9-226, 9-226.02 Administrative procedure, 9-229 Advertising, limitations, 9-241.07 Age restrictions, 9-241.08 Alcoholic beverages, restrictions, 9-241.06 Applicability of law, 9-1,103 Authorized, Article III, section 24, Constitution of Nebraska **Background investigation**, 9-1,104 Bingo chairperson, presence required, 9-241.09 Cards, requirements, 9-241.10.9-255.01 **Charitable Gaming Operations** Fund, 9-1,101 Civil action, 9-263 to 9-265 **Commercial lessor, license** required, 9-255.06

BINGO ACT. NEBRASKA –Cont'd Confidentiality of records and reports, 9-266 Violation, penalty, 9-266 Contraband, seizure, 9-262.01 Costs, bond, 9-229 Court order, failure to obey, 9-226 Criminal history record information check, 9-1,104 **Definitions**, 9-203 to 9-225.02 Department of Revenue, Powers and duties, 9-226, 9-241.03 Proceedings, 9-229 Designators, how selected, 9-255 **Dissolution of organization**, 9-255.01 Distributor, license required, 9-255.07 **Division, Charitable Gaming**, 9-1,101 Enforcement, 9-262 Equipment, requirements, 9-241.05, 9-255.01, 9-255.06, 9-255.08, 9-255.10 Expenses, limitations, 9-255.04 Facilities inspection, 9-1,104 Fees, 9-230.01, 9-232.01, 9-233, 9-255.06 Food sales, 9-241.06 Fund, Charitable Gaming **Operations**, 9-1,101 Game, Conducted without license, penalty, 9-230 How played, 9-255 Gaming manager, License required, 9-232.01 Presence required, 9-241.09 Gross receipts, 9-255.03, 9-255.05 Hearing, 9-228 Injunctions, 9-264 Intent, 9-202 Lease or rental of premises, 9-241.04, 9-255.06 License, Applicants, qualifications, 9-231 Application, 9-232.01 Denial, 9-226.01 Classes, license to conduct bingo, 9-233

Commercial lessor, license required, 9-255.06 Denial, grounds, 9-226 Distributor, license required, 9-255.07 Fees, 9-232.01, 9-232.02, 9-233 Filings required, 9-237 Game conducted without, penalty, 9-230 Gaming manager, 9-232.01 Information, filing, 9-237 Issuance, 9-226 Manufacturer, license required, 9-255.09 Nonrenewal, 9-255.01 Operating without, penalty, 9-230 Renewal, procedure, 9-232.02 Suspension, 9-227 Temporary license, 9-226 Utilization-of-funds member, 9-232.01 Limited period bingo, 9-232.03 Liquor Control Act, Nebraska, violations, ground for license denial. 9-226 Location, 9-241.01 Manufacturer, license required, 9-255.09 Nuisance, operation without license, 9-230 Occasions, bingo, restrictions, 9-241.02, 9-241.03, 9-241.06 Participation in games, 9-241.08 Permit. Application, denial, 9-226.01 Denial, grounds, 9-226 Fees, 9-230.01 Issuance, 9-226 Special event bingo, 9-230.01 Suspension, 9-227 Temporary permit, 9-226 Prizes, limitation, 9-255.02 Records and books, 9-255.03, 9-266 Rental or lease of premises, 9-241.04, 9-255.06 Reports. Confidentiality, 9-266 Required, 9-255.05 Rules and regulations, 9-226, 9-228, 9-241.10

BINGO ACT, NEBRASKA –Cont'd Special event bingo, 9-230.01 Standing to sue, 9-263 Supplies, requirements, 9-255.01 Tax Commissioner,

Disclosure of reports or records, 9-266 Seize contraband, 9-262.01 **Taxation**, 9-239 Interest, penalty, 9-240 **Utilization-of-funds member**, 9-232.01 **Venue**, 9-262 **Violations, penalties**, 9-230, 9-262, 9-262.01, 9-266 Nuisance declaration, 9-230 **Workers, how paid**, 9-255.04

BIODEGRADABLE PRODUCTS See RECYCLING

BIRDS

See ANIMALS; GAME LAW; 37-201 State bird, 90-107

BIRTH CERTIFICATES See VITAL STATISTICS ACT; 71-601

BIRTH DEFECTS

See generally HEALTH CARE Critical congenital heart disease, newborn screening, See NEWBORN CRITICAL CONGENITAL HEART DISEASE SCREENING ACT; 71-553

Department, duties, 71-645, 71-647, See also VITAL STATISTICS ACT

Liquors, retail licensee, warning sign, 53-148.01

Metabolic diseases, infant screening, 71-519 to 71-524, See also DISEASES AND INJURIES

Registry, 71-646, 71-647, See also VITAL STATISTICS ACT Confidentiality of records, 81-663 to

81-675

Reporting requirements, 71-648, See also VITAL STATISTICS ACT Medically handicapped child, 71-1405 BLACKMAIL See THEFT

BLACK-TAILED PRAIRIE DOG MANAGEMENT ACT

See generally ANIMALS Act. how cited. 23-3801 Colonies, landowner or controller, duty to manage, 23-3804 Definitions, 23-3802 Land of the state or a political subdivision, payment of management costs, 23-3810 Management program, county board, Adoption, Adverse impacts finding, 23-3803 General notice of, 23-3806 Discontinuance, unpaid assessments, how treated, 23-3803 Fund, black-tailed prairie dog management, 23-3809 Powers, 23-3803, 23-3805 Entry on land authorized, 23-3808 Notice for management of colonies, Failure to comply, costs, lien, penalty, 23-3806

Protest, hearing, 23-3806 Individual, form, 23-3806

BLIGHTED AREAS

See COMMUNITY DEVELOPMENT

BLIND PERSONS

See generally DISABLED PERSONS **ABLE accounts**, See ACHIEVING A BETTER LIFE EXPERIENCE PROGRAM; 77-1401

Abuse,

Protection from, See ADULT PROTECTIVE SERVICES ACT; 28-348

Sexual abuse of person in custody of department, penalty, 28-322.04

Assistance, aged, blind, or disabled, 68-1001 to 68-1014, 68-1203, See also SOCIAL SERVICES

BLIND PERSONS –Cont'd Assistance, aged, blind, or disabled -Cont'd Records, use or disclosure. limitations, 68-312 to 68-314 Assistive devices, consumer protection, See ASSISTIVE TECHNOLOGY REGULATION ACT; 69-2601 Braille materials. Sale and production by prison inmates, 83-145.01 Textbook contract requirements, 79-734.01 Buildings, accessibility standards, 81-5,147, 81-5,148 Cane, use and observance, conditions, 28-1313, 28-1314 Children. Early intervention, See EARLY INTERVENTION ACT; 43-2501 State aid, 43-501 to 43-536, See also ASSISTANCE FOR CERTAIN CHILDREN Civil rights, persons with disabilities, 20-126 to 20-131.04, See also CIVIL RIGHTS **Commission, See COMMISSION FOR** THE BLIND AND VISUALLY IMPAIRED ACT: 71-8601 Common carriers, free service authorized, 75-126 Definition for state programs, 71-8603 **Disabilities,** See DISABLED PERSONS Education. School. Nebraska Center for the Education of Children who are Blind or Visually Impaired, 79-11,109, 79-11, 110 School district, assign surrogate parent for a child with a disability, when, 79-1161 Special education, See SPECIAL EDUCATION ACT; 79-1110 Vocational education, 79-11,121 to 79-11,132

Employment, Discrimination, prohibited, See FAIR EMPLOYMENT PRACTICE ACT, **NEBRASKA; 48-1101** Sheltered workshops, 48-1501 to 48-1506, See also SHELTERED WORKSHOPS Vending facilities programs, Fund, Commission for the Blind and Visually Impaired Cash, 71-8612 License required, 71-8611 Priority status, 71-8611 Health insurance, eligibility, certain state contract workers, 84-1604.01 Housing, See also HOUSING Discrimination prohibited, FAIR HOUSING ACT, NEBRASKA; 20-301 Newspapers, digital voice delivery system, 63-105, 63-106 Public facilities, deny or interfere with enjoyment, 20-129 Rights, interference, 20-129 School, Nebraska Center for the Education of Children who are Blind or Visually Impaired, 79-11,109,79-11,110 Service animals, See DISABLED PERSONS Services for, Blindness-related services, qualifications, 71-8609 Hearing authorized, 71-8614 Newspapers, digital voice delivery system, 63-105, 63-106 Promotion of self-support, 71-8608 Technology access clause required in state contracts. 73-205 Textbook contract requirements, 79-734.01 Vending facilities programs, 71-8611, 71-8612 Vocational education, 79-11,121 to 79-11.132 Vocational rehabilitation, 71-8610 Social services, See SOCIAL SERVICES

BLIND PERSONS –Cont'd State contracts, technology access

clause required, 73-205 Student.

Assignment of surrogate parent by school district, when, 79-1161 Textbook contract requirements, 79-734.01

Vending facilities programs, 71-8611, 71-8612

Vocational rehabilitation, See also VOCATIONAL REHABILITATION Counselor for the blind, certified, 71-8610.01, 71-8610.02

White Cane Safety Day, 20-130

BLOOD AND PLASMA

See generally HEALTH CARE Anatomic pathology service, unprofessional conduct, 38-2062

Donor requirements, whole blood, 71-4808

Organ and tissue donation, See ORGAN AND TISSUE DONATION

Transactions, defined, 71-4001 Wholesale drug distribution,

exemption, 71-7444, See also WHOLESALE DRUG DISTRIBUTOR LICENSING ACT

BLUE SKY LAW

See SECURITIES ACT OF NEBRASKA; 8-1101

BOARD OF EDUCATION, STATE

See generally STATE GOVERNMENT Claims against, settlement, public access requirements, 84-713 Contracts, Personal services, See STATE GOVERNMENT

Technology access clause, requirements, 73-205

Created, Article VII, sections 2 to 4, Constitution of Nebraska, 79-301, *See also* EDUCATION, STATE DEPARTMENT OF Duties,

Educational Service Units Act, 79-1201 Innovation grant program, 79-1054 Private Postsecondary Career School Act, 85-1601 **Quality Education Accountability** Act, 79-757 **Reorganization of School Districts** Act. 79-432 Share student data with state postsecondary educational institutions, 79-776, 85-110, 85-309, 85-1511 Education, See EDUCATION Election of members, 32-511, 32-608, 32-609 Electronic postmark, use authorized, 86-644 Reports to Legislature, electronic, requirements, 50-114.03 Revenue bonds for certain facilities, authorized, Article XIII section 1, Constitution of Nebraska, See also BONDS

BOARDING HOMES

See HOUSING

BOARDS

See generally STATE GOVERNMENT General provisions, Actions and proceedings between state agencies, costs, 25-1808, 25-1809 Collection agency, contracts authorized, 45-623 Electronic postmark, use authorized, 86-644 Expense reimbursement, procedures, 81-1170.01 to 81-1182.01 Fees, use, 33-151, 33-152 Legislative review of boards, 50-1301 to 50-1304 Mileage, reimbursement, 81-1176 Rulemaking, See ADMINISTRATIVE PROCEDURE ACT; 84-901; NEGOTIATED RULEMAKING ACT; 84-921

BOARDS –Cont'd **General provisions** –Cont'd Volunteers, payments authorized, 81-1182.01 Abstracters Board of Examiners, 76-540 Beginning Farmer Board, 77-5204 **Board (Nebraska Redevelopment** Act), 58-503 **Board of Advanced Practice** Registered Nurses, 38-167 **Board of Alcohol and Drug** Counseling, 38-167 Board of Athletic Training, 38-167 Board of Audiology and Speech-Language Pathology, 38-167 Board of Barber Examiners, 71-221 Board of Chiropractic, 38-167 Board of Cosmetology, Electrology, Esthetics, Nail Technology, and Body Art, 38-167 Board of Dentistry, 38-167 **Board of Educational Lands and** Funds, Article VII, section 6, Constitution of Nebraska, 72-201 **Board of Emergency Medical** Services, 38-167, 38-1206, 38-1215 Board of Engineers and Architects, 81-3428 **Board of Examiners for County Highway and City Street** Superintendents, 39-2304 **Board of Funeral Directing and Embalming**, 38-167 Board of Geologists, 81-3520 **Board of Hearing Aid Instrument** Dispensers and Fitters, 38-167, 38-1508 **Board of Hearing Instrument** Specialists, 38-167 Board of Massage Therapy, 38-167 **Board of Medical Nutrition Therapy**, 38-167 **Board of Medical Radiography**, 38-167 **Board of Medicine and Surgery**, 38-167

Board of Mental Health Practice, 38-167 Board of municipal land bank, 19-5205 Board of Nursing, 38-167, 38-2213 **Board of Nursing Home** Administration, 38-167 **Board of Occupational Therapy Practice**, 38-167, 38-2515 Board of Optometry, 38-167 Board of Pardons, Article IV, section 13, Constitution of Nebraska, 83-1.126 Board of Parole, Article IV, section 13, Constitution of Nebraska, 83-188 Board of Pharmacy, 38-167 Board of Physical Therapy, 38-167 Board of Podiatry, 38-167 Board of Psychology, 38-167 **Board of Public Roads** Classifications and Standards. 39-2106 Board of Regents of the University of Nebraska. Article VII. section 10, Constitution of Nebraska, 85-103 Board of Registered Environmental Health Specialists, 38-167, 38-1307 Board of Respiratory Care Practice, 38-167, 38-3207 Board of state canvassers, 32-1037 Board of Trustees of the Nebraska State Colleges, Article VII, section 13. Constitution of Nebraska, 85-301 **Board of Veterinary Medicine and** Surgery, 38-167 Boiler Safety Code Advisory Board, 48-739 Class V Retirement System Board, 79-980 **Collection Agency Licensing Board**, 45-603 **Community College Board of** Governors, 85-1506 Corn Development, Utilization, and Marketing Board, 2-3604

BOARDS –Cont'd **County Drug Law Enforcement and** Education Fund Board, 28-1439.03 Enhanced Wireless 911 Advisory Board, 86-461 **Executive Board of the Legislative** Council, 50-401.01 Fort Preservation, **Restoration and Development** Board, 72-407 Grain Sorghum Development, Utilization, and Marketing Board, 2-4002 Health Advisory Board, 60-4,118.02 Interpreter Review Board, 71-4728.05 Interrelated Water Review Board, 46-719 Invest Nebraska Board, 77-5508 Jail Standards Board, 83-4,124 Legal Education for Public Service and Rural Practice Loan Repayment Assistance Board, 7-204 Local foster care review boards, 43-1304 Natural Gas Fuel Board, 66-2001 Nebraska Aquaculture Board, 2-5003 Nebraska Center for Nursing Board, 71-1799 Nebraska Child Abuse Prevention **Fund Board**, 43-1903 Nebraska Dairy Industry **Development Board**, 2-3951 Nebraska Economic Forecasting Advisory Board, 77-27,156 Nebraska Environmental Trust Board. 81-15.170 Nebraska Ethanol Board, 66-1335 Nebraska Fire Safety Appeals Board, 81-502.01 Nebraska Grape And Winery **Board**, 53-301 Nebraska Motor Vehicle Industry Licensing Board, 60-1402 Nebraska Power Review Board, 70-1003. See also POWER REVIEW BOARD, NEBRASKA

Nebraska State Board of Public Accountancy, 1-107 Nebraska State Fair Board, 2-101, See also STATE FAIR, NEBRASKA Nebraska Wheat Development, Utilization, and Marketing Board, 2-2302 Nebraska Worker Training Board, 48-622.03 Personnel policy board, county, 23-2537 **Public Employees Retirement Board.** 84-1501 Real Property Appraiser Board, 76-2222 Regional trauma advisory boards, 71-8251 State Anatomical Board, 71-1001 State Board of Education. Article VII, section 3, Constitution of Nebraska, 79-301 State Board of Examiners for Land Surveyors, 81-8,110 State Board of Health, 71-2601 State Board of Landscape Architects, 81-8,186 State Board of Vocational Education, 79-321, 79-740 State Claims Board, 81-8,220 State Electrical Board, 81-2103 State Personnel Board. 81-1318 State Records Board, 84-1204 State Trauma Advisory Board, 71-8236 Suggestion Award Board, 81-1348 **Telecommunications universal** service advisory board, 86-327 Veterans' Homes Board, 80-318 Water Well Standards and Contractors' Licensing Board, 46-1217 **BOAT ACT, STATE** See generally RECREATION

Accidents and collisions, duties, 37-1255 to 37-1257 Act, how cited, 37-1201 Aquaplane, *Water skis,* this heading

BOAT ACT. STATE –Cont'd Arrest, operation of vessel to avoid, penalties, 28-905, 37-1238.02 Bell, required, when, 37-1240 Classification of vessels, 37-1213 County treasurer, duties, 37-1214 Definitions, 37-1202 to 37-1210 Drunk driving, 37-1254.01 to 37-1254.12, See also DRUNK DRIVING Emergency lights, limitation on operation, 37-1238.01 Enforcement. 37-1269 Exhibitions, application, 37-1262, 37-1263 Failure to stop when signaled, 37-1238.02 Federal regulations, adoption, 37-1246, 37-1247 Fees. Administrative costs, 37-1217 Amounts, 37-327, 37-1214, 37-1287 County treasurer, duties, 37-1214 Establish, 37-327 Rules and regulations, 37-327 Use, 37-1273 Fire extinguishers required, 37-1242 Floatation devices, requirements and exceptions, 37-1241 Fund, State Game, Use, 37-1273 Hiring, 37-1251, 37-1252 Horn, requirements, 37-1239 Intent, 37-1201 Liability of owner, 37-1267, 37-12,108 Lights, requirements, 37-1232 to 37-1238.01 Local regulation, 37-1264, 37-1265 Motorboats, Abandoned, 37-1299 to 37-12,110 Acquisition, requirements, 37-1277 Change of ownership, 37-1223, 37-1224, 37-1229, 37-1298 Electronic title and lien system, Implementation, 37-1282 Printed certificate of title, when issued, 37-1282.01 Engines, requirements, 37-1244, 37-1245. 37-1253

Fees, 37-1212, 37-1214, 37-1226, 37-1286, 37-1287 Refund, 37-1224 Hull identification number, 37-1286 Liens, 37-1282, 37-1290 Loss, notice, 37-1229 Manufacturers and importers, certificate required, 37-1275 Manufacturers and retailers, temporary numbers, 37-1212 Noise level restrictions, 37-1253 Numbers. Certificate of number. requirements, 37-1226 to 37-1231 Display, 37-1221, 37-1231 Exemptions, 37-1211, 37-1249, 37-1250 Federal system, adoption, 37-1225 Registration of federal numbers, 37-1222 Renewal, 37-1226 Required, 37-1211, 37-1212 Termination, 37-1229 Registration, 37-1214 to 37-1220 Rental, age restrictions, 37-1241.07 Owner and lessor, duties, 37-1241.07 Sales and use tax, 77-2703 Sales instrument, contents, 37-1281 Salvage motorboat acquired without salvage branded certificate, duties, 37-1296 Security interests, 37-1282, 37-1290 Title, certificate of title, Bonded certificate of title, 37-1278.01 Disclosures required, 37-1295 Fees, 37-1287 Issuance and transfer requirements, 37-1276 to 37-1287 Nontransferable certificate, issued when, effect, 37-1291 Salvage branded certificate, 37-1292 to 37-1298 Transfers, 37-1229, 37-1278, 37-1283, 37-1298 Muffling equipment, requirements, 37-1253

BOAT ACT, STATE –Cont'd Personal watercraft, Age restrictions, 37-1241.06, 37-1241.07 Owner and lessor, duties, 37-1241.07 Applicability of laws and regulations, 37-1241.01 Applicability of sections, 37-1241.08 Boating safety course, 37-1241.06 Operation requirements, 37-1241.02, 37-1241.03, 37-1241.04 Skiing or tubing behind, when permitted, 37-1241.05 Pilot rules, 37-1247 Races, application, 37-1262, 37-1263 Racing vessels, equipment exceptions, 37-1243 Renting, 37-1251, 37-1252 Rules and regulations, 37-1266, 37-1268, 37-1280 Stamp, aquatic invasive species, 37-1214 Surfboard. Water skis, this heading Towing of persons, 37-1258 to 37-1261 Vessel, light requirements, 37-1232, 37-1234 to 37-1238.01 Vessel, operation to avoid arrest, penalties, 28-905, 37-1238.02 Violations, penalties, Abandoned motorboats, 37-12,107, 37-12,110 Boat livery, 37-1271 Certificate of title, 37-1288, 37-1289 Equipment requirements, 37-1248 General penalty, 37-1270 Personal watercraft, 37-1271 Reckless or negligent operation, 37-1272 Salvage motorboat, 37-1298 Water skis or similar device, 37-1271 Water, See WATER Water skis and similar devices, Observation requirements, 37-1258 Operation. Manner of, 37-1260, 37-1261

Time restrictions, 37-1259

BOATS

See generally RECREATION Aquatic invasive species, conveyance inspection, refusal, penalty, 37-524.02 Certificate of title, See also BOAT ACT, STATE; 37-1201 Negligent execution of, actionable claim, 13-910, 81-8,219 Dock boards, political subdivisions, 13-1401 to 13-1417 Financing of, waiver of payments upon loss or destruction of vehicle, See GUARANTEED ASSET PROTECTION WAIVER ACT; 45-1101 Hunting, fishing, trapping, uses prohibited, 37-515 to 37-521, 37-535, 37-568 to 37-570, 37-708 Propelled vehicle, unauthorized **use**, 28-516 **Regulation of,** See BOAT ACT, STATE; 37-1201 Transportation, See TRANSPORTATION Village watercraft ordinances, 17-207 **BODY ARTISTS** See COSMETOLOGY, ELECTROLOGY, ESTHETICS, NAIL TECHNOLOGY, AND BODY ART PRACTICE ACT; 38-1001 **BOILER INSPECTION ACT** See generally SAFETY AND HEALTH REGULATIONS Act, how cited, 48-719 **Board, Boiler Safety Code** Advisory, 48-739 to 48-743 Boilers, Certificate of inspection or registration, fees, 48-724 Certification, Requirements, 48-722 Exemptions, 48-726 Waiver, when, 48-722 Defective. Injunction, 48-737, 48-738

140

Notice, 48-732

BOILER INSPECTION ACT -Cont'd Codes, incorporation, 48-727 Definitions, 48-720 Entry upon premises, 48-723 Equipment, installation notice, when, 48-730 Explosion, investigation and report, 48-728 Fee schedule, 48-727 Fees, 48-724, 48-731, 48-733 Fund, Boiler Inspection Cash, 48-735.01 Injunctions, defective boilers, 48-737, 48-738 Inspections, Annual, 48-722 Exceptions, Boilers used as hot water heaters that supply potable hot water, 48-722 Hobby boilers, 48-722 Insured equipment, 48-731 Authorized inspection agencies, 48-722, 48-731 Reinspection, when, 48-730 Special inspector, 48-731 Waiver, 48-722 Pressure, excessive, prohibited, 48-725 Pressure vessels, treatment, 48-726 Records required, 48-729 Regulation authority, City of the first class, 16-222 City of the metropolitan class, 14-102 City of the second class, 17-136, 17-549 Village, 17-549 Repairs, safety regulations, 48-419 Rules and regulations, 48-727 State boiler inspector, 48-721, 48-737 Violation, penalty, 48-736 Waiver, annual inspections, 48-722 BONDS See generally PUBLIC FUNDS Abandoned property, See UNCLAIMED PROPERTY ACT,

UNIFORM DISPOSITION OF; 69-1301

Airports, Airport authorities, 3-507, 3-508 Authorized, 3-507 Bondholders' rights, 3-508 Investment in, 3-510 Refunding, 10-142 Financing bonds, 3-211, 3-212, 3-602, 3-617, 3-710 Joint airport authorities, Authorized, 3-710 Bondholders' rights, 3-711 Investment in, 3-713 Tax exempt. 3-714 Bail, 29-203, 29-1605, 29-1606, See also BAIL Board of Education, State, revenue bonds for certain facilities, authorized, Article XIII, section 1 Constitution of Nebraska Bridges, Interstate, 39-856, 39-860 to 39-867 Precinct bonds, 10-119 to 10-124 Cemeteries, Cities of the second class, 17-939 Municipal, 12-1001 to 12-1004 Villages, 17-939 Cities of the first class, Auditoriums, 16-6,100 Authorized, 16-214 City-county building, 16-6,100.02 Combined Improvement Act, 19-2414 Consolidation of offerings, 18-1801, 18-1802 Convention center facility financing bonds, 13-2611 Economic development bonds, 18-2724 to 18-2736 Electrical power plant, 16-676, 16-677, 16-683, 16-693, 18-412, 19-1305 to 19-1308 Flood control, 16-6,106 to 16-6,109 Garbage disposal plants, 19-2103 Industrial development bonds, this heading Internal improvements, 10-401 to 10-405 Joint project bonds, this heading Museums, 51-510, 51-513

BONDS –Cont'd Cities of the first class -Cont'd Natural gas, 16-676, 16-677, 16-683, 16-693, 16-6, 101, 19-1305 to 19-1308, 19-4640 Parking facilities, 16-803, 19-3317, 19-3326 Public buildings, 16-6,100 Railroad aid, 10-401 to 10-405 Recreation facilities, 16-695, 16-697.02 Refunding bonds, authorized, 18-1101, 18-1102, 18-2901 Revenue bonds, 18-1803 to 18-1805 Sewer, 16-670, 16-672.11, 16-680, 16-683, 16-693, 16-6, 105, 18-502 to 18-509, 19-1305 to 19-1308, 19-2405 Sidewalk bonds. 19-2419 Sinking fund, 16-215 Street improvement, 16-623 to 16-631, 16-653 to 16-655 Street improvements, 18-2001, 18-2002, 66-4, 101, 66-4, 102 Tax levy authorized, 16-215 Urban growth district bonds, 18-2901 Various purpose bonds, 18-1801, 18-1802 Viaducts and subways, 18-610 to 18-612 Waterworks, 16-670, 16-676, 16-677, 16-680, 16-683, 16-693, 16-6,101, 16-6,105, 19-1305 to 19-1308, 19-2405 Cities of the metropolitan class, Amount. Annual limitation, 14-526 Maximum indebtedness, 14-525 Armories, 14-520 Auditorium, 14-523 Bridges, 14-1215 to 14-1224 Claims against city, bonds, when required, 14-817 Consolidation of offerings, 18-1801, 18-1802 Convention center facility financing bonds, 13-2611 Economic development bonds, 18-2724 to 18-2736 Elections, required when, 14-527

Electrical power plant, 18-412 Fire station, 14-522 General purpose, 14-524 Industrial development bonds, this heading Internal improvements, 10-401 to 10-405 Issuance, 14-515 Joint project bonds, this heading Municipal development funds, 19-104 Parking authorities, 14-1712 to 14-1721 Parking facilities, 14-1729, 14-1733 Parks, 14-521 Public contractor, 14-365 Railroad aid, 10-401 to 10-405 Refunding bonds, authorized, 18-1101, 18-1102, 18-2901 Restrooms, 14-519 Revenue bonds, 18-1803 to 18-1805 Sewer, 14-365.02, 14-365.04, 14-516 to 14-518, 18-502 to 18-509 Special assessment bonds. 14-3,128, 14-517, 14-518 Street improvements, 14-529 to 14-535, 18-2001, 18-2002, 66-4,101,66-4,102 Transit authority, 14-1806 to 14-1809 Urban growth district bonds, 18-2907 Utility district, 14-2142 Appeal, not required, 14-2151 Election, 14-2152 Various purpose bonds, 18-1801, 18-1802 Viaducts and subways, 18-610 to 18-612 Water district, 14-2142 Cities of the primary class, Authorization, 15-244 Community development bonds, 15-1304 Consolidation of offerings, 18-1801, 18-1802 Convention center facility financing bonds, 13-2611 Economic development bonds, 18-2724 to 18-2736 Electricity plant, 18-412

BONDS –Cont'd Cities of the primary class -Cont'd Industrial development bonds, this heading Infrastructure financing, 18-2608, 18-2609, See also MUNICIPAL **INFRASTRUCTURE** REDEVELOPMENT FUND ACT Internal improvements, 10-401 to 10-405 Joint project bonds, this heading Municipal development funds, 19-104 Museums, 51-510, 51-513 Natural gas, 19-4640 Parking facilities, 15-271 to 15-275, 19-3317, 19-3326 Railroad aid, 10-401 to 10-405 Refunding bonds, authorized, 18-1101, 18-1102, 18-2901 Requirements, 15-834 Revenue bonds, 15-244, 18-1803 to 18-1805 Sewer, 15-720, 18-502 to 18-509 Street improvements, 15-713, 18-2001, 18-2002, 66-4, 101, 66-4,102 Urban growth district bonds, 18-2901 Various purpose bonds, 18-1801, 18-1802 Viaducts and subways, 18-610 to 18-612 Cities of the second class, Cold storage plants, 17-957 to 17-959 Combined Improvement Act, 19-2414 Consolidation of offerings, 18-1801, 18-1802 Convention center facility financing bonds, 13-2611 Economic development bonds, 18-2724 to 18-2736 Electrical power plant, 17-908, 17-911, 18-412, 19-1305 to 19-1308 Flood control, 17-529.08 Funding bonds, 10-606 Garbage disposal plants, 19-2103

Industrial development bonds, this heading Internal improvements, 10-401 to 10-410 Joint facilities with school district, 17-157 to 17-158 Joint project bonds, this heading Library bonds, 17-967 to 17-969 Medical facilities, 17-963 Multiunit housing, 17-963 Museums, 51-510, 51-513 Natural gas, 17-905, 19-1305 to 19-1308, 19-4640 Offstreet parking, 17-165, 19-3317, 19-3326 Proceedings, transcript, provide, 10-117 Public buildings, 17-954 Railroad aid, 10-401 to 10-406, 10-607, 10-608 Recreation facilities, 17-950 Refunding bonds, 17-146, 18-1101, 18-1102 Refunding bonds, authorized, 18-2901 Revenue bonds, 18-1803 to 18-1805 Sewer, 17-151, 17-153, 17-925, 18-502 to 18-509, 19-1305 to 19-1308, 19-2405 Sidewalk bonds, 19-2419 Street improvements, 17-516, 17-520, 18-2001, 18-2002, 66-4,101,66-4,102 Urban growth district bonds, 18-2901 Various purpose bonds, 18-1801, 18-1802 Viaducts and subways, 18-610 to 18-612 Waterworks, 17-534, 17-905, 17-976, 19-1305 to 19-1308, 19-2405 Combined Improvement Act, 19-2414 Community colleges, General obligation, 85-1515 Joint project bonds, this heading Refunding bonds, 10-142, 85-1524 Revenue bonds, 85-1515, 85-1520 to 85-1527

BONDS –Cont'd Community development bonds, 18-2124 to 18-2134, 18-2142.01, 19-104. See also COMMUNITY DEVELOPMENT LAW Compromise of indebtedness. Coupon bonds, 10-303 to 10-305 Political subdivisions, powers and duties, 10-301 Procedure, 10-302 Tax levy, 10-304 Conservation corporation, 2-4221, 2-4222. See also CONSERVATION CORPORATION ACT Construction liens, bonds, effect on, 52-141 Convention center facility financing bonds, 13-2611 County aid bonds, Authorized, conditions, 10-801 Bondholders' rights, 10-806 Election, 10-802 to 10-805 Proceeds, use, 10-803 Sinking fund, 10-805 Tax levy, 10-804 Violation, penalties, 10-807 County airport authority, 3-602, 3-617 to 3-621 County bonds, Additional tax limitation, not applicable, 23-125 City-county building, 16-6,100.02 Convention center facility financing bonds, 13-2611 County aid bonds, this heading Funding bonds, this heading Health care facilities, 23-3501, 23-3508, 23-3515 Health districts, 71-1622 Horseracing, See COUNTY HORSERACING FACILITY BOND ACT: 23-389 Industrial development bonds, this heading Internal improvements, 10-401 to 10-405 Joint project bonds, this heading Multiunit housing, 23-3501, 23-3508. 23-3515 Museums, 51-510, 51-513

Officials. Duties, 10-110 Expenses, 10-114 Liability, 10-113 Parks, joint facilities, 13-306 Payment, 10-114 Out-of-state, 10-112 Precinct bonds, this heading Railroads, donations to, restrictions, 10-105 Refunding bonds, this heading Registration, 10-106 Retirement, 10-111 Sewers, industrial, See COUNTY INDUSTRIAL SEWER CONSTRUCTION ACT: 23-3601 Sinking fund, created, 10-111 Statement of business transacted, 10-115 Statement of county indebtedness, 10-107 Tax levy, 10-110 County fair board, 2-223 Courthouse, 10-407, 10-408 Credit unions, fidelity bond requirements, 21-1767.01 Custodial trustee, requirements, 30-3515 **Destruction**, replacement procedures, 10-127 to 10-130 Drainage districts, Assessment for payment, 31-424, 31-424.01 Authorization, 31-336 to 31-351 Issuance, 31-417, 31-418, 31-421 Refunding, 31-371 to 31-374 Economic development, Municipal, See LOCAL OPTION MUNICIPAL ECONOMIC DEVELOPMENT ACT; 18-2701 Redevelopment, See REDEVELOPMENT ACT, NEBRASKA; 58-501 Educational service units, Joint project bonds, this heading Electricity, municipal, 18-412, 19-1305 to 19-1308 Energy financing contracts, requirements, 66-1065

BONDS –Cont'd **Enforcement of security interest** created, See GOVERNMENTAL UNIT SECURITY INTEREST ACT, NEBRASKA; 10-1101 **Expenses**, 10-102 Fees, payment, 10-133 Fiduciaries, Officers and fiduciaries, this heading Fire departments, Fire protection districts, 10-615 to 10-617 Joint project bonds, this heading Municipalities, 18-1202 Cities of the first class, 16-6,100 Cities of the metropolitan class, 14-522, 14-527 Cities of the primary class, 15-228 Fiscal agent. 10-101 Flood control, counties, 23-319, 23-320.03 Fully registered, Anticipation notes, 10-137 Call premium, 10-126 Definitions. 10-134 Funds, transfer of, 10-139 Issuance, 10-135 Recording requirements, 10-140 Records, public inspection, 10-141 Redeemable, when, exceptions, 10-126 Refunding, 10-137, 10-138 Registrar, 10-136 Sections, how construed, 10-143 Funding bonds, City of the second class, issuance, 10-606 County, County board, duties, 10-508 Issuance, 10-501 Fraudulent, penalty, 10-509 Payment, 10-505 Proceeds, use, 10-504 Record, 10-506 Rules and regulations, 10-508 Sale, price, 10-503 Tax levy, 10-507 Terms. 10-502 Village, issuance, 10-606

Governmental unit bond and credit support, See GOVERNMENTAL UNIT CREDIT FACILITY ACT, NEBRASKA; 10-1201 Governor, powers, 10-1001 Health care facilities, private, See EDUCATIONAL, HEALTH, AND SOCIAL SERVICES FINANCE AUTHORITY ACT, NEBRASKA; 58-801 Highway fees, authorized to secure bonded indebtedness, 39-2510, 39-2520 Highways and roads, Cities and villages, 18-611 Cities of the second class, villages, townships and precincts, issuance of bonds, 10-409 Joint project bonds, this heading Replacement bonds, 10-127 Revenue bonds, authorized, Article XIII, section 1, Constitution of Nebraska Rural road improvement districts, 39-1648 State Highway Commission. authority to issue bonds, See HIGHWAY BOND ACT, NEBRASKA; 39-2201 Horseracing facilities, See COUNTY HORSERACING FACILITY BOND ACT: 23-389 Hospitals, Hospital authorities, 23-3599 to 23-35,120, See also HOSPITAL AUTHORITIES ACT Hospital districts, 23-3554-23-3565, 23-3569 to 23-3572 Joint project bonds, this heading Private postsecondary institution, See EDUCATIONAL, HEALTH, AND SOCIAL SERVICES FINANCE AUTHORITY ACT, NEBRASKA; 58-801 Housing agencies, 71-15,114 to 71-15,121 Improvement bonds, Authorized, 10-401 Courthouse bonds, procedure, 10-407.10-408 Election, 10-402 to 10-404

BONDS –Cont'd Improvement bonds -Cont'd. Election –Cont'd Resubmission, 10-404 Payment, 10-405 Petition, 10-409 Procedure, 10-409 Railroad aid, 10-406, 10-607, 10-608 Sinking fund, 10-411 Tax levy, 10-405, 10-411 Industrial development bonds, Agreements, 13-1104 Authorized, Article XIII, section 2. Constitution of Nebraska Industrial development corporation, 21-2309 to 21-2311 Issuance, 13-1102, 13-1103 Proceeds, treatment, 13-1107 Refunding, 13-1106 Security, 13-1104 Internet auction system, use authorized, 10-145 Irrigation districts, 46-193 to 46-1.127 Joint entities, issuance by, 13-808 to 13-826, See also INTERLOCAL COOPERATION ACT Joint project bonds, PUBLIC FACILITIES CONSTRUCTION AND FINANCE ACT, 72-2301 Drainage, 72-2305 Library information technology, 72-2306 Parking facilities, 72-2305 Public buildings, 72-2305 Recreational facilities, 72-2305 Streets and roads, 72-2305 Utility projects, 18-2464 to 18-2483, See also MUNICIPAL COOPERATIVE FINANCING ACT Joint public agencies, Issuance by, 13-2530 to 13-2546, See also JOINT PUBLIC AGENCY ACT Joint project bonds, See PUBLIC FACILITIES CONSTRUCTION AND FINANCE ACT; 72-2301 Joint public power authority, 70-1414 to 70-1420

Land banks, See MUNICIPAL LAND BANK ACT, NEBRASKA; 19-5201 Mandamus action, when, City and village bonds, 18-504, 18-1804, 18-2133 County bonds, 10-806 Mausoleum associations. 12-604 Metropolitan utilities district, 10-142, 14-2142, 14-2151, 14-2152 Municipal counties, Fees, how paid, 10-133 Joint project bonds, this heading Refunding bonds, 10-142 Replacement bond, issuance authorized, 10-127 Signature requirements, 10-131 Museums, municipal and county, 51-510. 51-513 Natural resources districts, Flood protection and water quality enhancement bonds, 2-3226.10 to 2-3226.14 Improvement projects, 2-3254.07 Issuance by districts, 2-3226 Not required for court action, 2-3281 Officers, corporate surety bond, 2-3217 River-flow enhancement bonds, 2-3226.01 to 2-3226.05 NIFA bonds, See INVESTMENT FINANCE AUTHORITY ACT. NEBRASKA; 58-201 Nonprobate transfers, 30-2734 to 30-2746 Nontestamentary transfers, 30-2715 Officers and fiduciaries, official bonds, 11-102 to 11-130, See also OFFICIAL BONDS OR INSURANCE Parking authorities, See PARKING AUTHORITY LAW; 14-1701 Payment, Insufficient funds, effect, 10-209 Receipt, duties, 10-103 Where, 10-101 Perfection of security interest created, See GOVERNMENTAL UNIT SECURITY INTEREST ACT, NEBRASKA; 10-1101

BONDS –Cont'd Police department bonds, 18-1201, 18-1202 Political subdivisions, Bond and credit support, See GOVERNMENTAL UNIT CREDIT FACILITY ACT, NEBRASKA; 10-1201 Sale of bonds using Internet auction system authorized, 10-145 Precinct bonds, Payment, 10-119 Records required, 10-123, 10-124 Refunding bonds, Sale, 10-120 Tax levy, 10-119 Priority of security interest created, See GOVERNMENTAL UNIT SECURITY INTEREST ACT, **NEBRASKA**; 10-1101 Private activity bonds, Governor powers, 10-1001 Process server, requirements, 25-507 Public entity mandated project charges, 70-1813 Public libraries. 51-209 Public officers and fiduciaries, official bonds, 11-102 to 11-130, See also OFFICIAL BONDS OR **INSURANCE** Public power districts, 70-631 to 70-636 Contractor's bond, 70-641 Railroads, donation restrictions, 10-105 Reclamation districts, 46-503, 46-563 to 46-567.04 Redemption, procedure, exceptions, 10-126 Refunding bonds, Cities and villages, 13-2611, 18-1101, 18-1102, 18-2901 Annexation of district, 10-616 County, issuance, 10-609 Payment, 10-611, 10-612 Tax levy, 10-612 Terms, 10-610 Fire protection districts, 10-615 to 10-617 Issuance, conditions, 10-142

Road improvement districts, 10-615 to 10-617 Sanitary and improvement districts, 10-615 to 10-617 School districts, 10-717 to 10-719 Registration, Insufficient funds, effect, 10-209 With Auditor of Public Accounts, not required, 10-144 Remittances, 10-102 **Replacement**, 10-127 to 10-130 Revenue bonds, nonprofit enterprise development, powers of counties and municipalities, Article XIII, section 4, Constitution of Nebraska, 13-1101 to 13-1110 Revenue bonds, state, Article XIII, section 1, Constitution of Nebraska Risk management, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Rural water districts, 10-142, 46-1015 Sanitary and improvement district, 10-615 to 10-617, 31-739, 31-755 to 31-759 Joint project bonds, this heading School districts, See SCHOOL DISTRICT BONDS Facilities, See ELEMENTARY AND SECONDARY SCHOOL FINANCE AUTHORITY ACT, NEBRASKA; 79-1801 Seal, facsimile authorized, 10-132 Security interests created, See GOVERNMENTAL UNIT SECURITY INTEREST ACT, NEBRASKA; 10-1101 Signatures authorized, 10-131 Social services facilities, See EDUCATIONAL, HEALTH, AND SOCIAL SERVICES FINANCE AUTHORITY ACT. NEBRASKA; 58-801 Sports arena facility financing, 13-3109, See also SPORTS ARENA FACILITY FINANCING ASSISTANCE ACT Township bonds, registration, 10-123, 10-124

BONDS –Cont'd Trustee, custodial, requirements, 30-3515 Unclaimed, disposition, See UNCLAIMED PROPERTY ACT, UNIFORM DISPOSITION OF; 69-1301 Universities and colleges, Private postsecondary institution, See EDUCATIONAL, HEALTH, AND SOCIAL SERVICES FINANCE AUTHORITY ACT, NEBRASKA; 58-801 Public buildings and facilities, Article XIII, section 1, Constitution of Nebraska, 85-403 to 85-410 Urban growth district bonds, 18-2901 Villages, Cold storage plants, 17-957 to 17-959 Combined Improvement Act, 19-2414 Consolidation of offerings, 18-1801, 18-1802 Convention center facility financing bonds, 13-2611 Economic development bonds, 18-2724 to 18-2736 Electrical power plant, 17-908, 17-911, 18-412, 19-1305 to 19-1308 Flood control, 17-529.08 Funding bonds, 10-606 Garbage disposal plants, 19-2103 Industrial development bonds, this heading Internal improvements, 10-401 to 10-410 Joint project bonds, this heading Library bonds, 17-967 to 17-969 Medical facilities, 17-963 Multiunit housing, 17-963 Museums, 51-510, 51-513 Natural gas, 17-905, 19-1305 to 19-1308, 19-4640 Proceeding, transcript, provide, 10-117 Public buildings, 17-954 Railroad aid. 10-401 to 10-406 Recreation facilities, 17-950

Refunding bonds, authorized, 18-1101, 18-1102, 18-2901 Revenue bonds, 18-1803 to 18-1805 Sewer, 17-925, 18-502 to 18-509, 19-1305 to 19-1308, 19-2405 Sidewalk bonds, 19-2419 Street improvements, 17-516, 17-520, 18-2001, 18-2002, 66-4,101,66-4,102 Urban growth district bonds, 18-2901 Various purpose bonds, 18-1801, 18-1802 Viaducts and subways, 18-610 to 18-612 Waterworks, 17-534, 17-905, 17-976, 19-1305 to 19-1308, 19-2405 Visitor attractions, financing, 81-3720, See also VISITORS DEVELOPMENT ACT, NEBRASKA Water, Conservation and construction projects, Article XIII, section 1, Constitution of Nebraska Rural water districts, 10-142, 46-1015 BOOKS See SALE OF GOODS

BOUNDARIES

See generally PROPERTY Attorney General, duties, 84-206.01 Bridges, boundary bridges, 39-835 to 39-842.01, 39-892, 39-8,116 to 39-8.118 Commission, Nebraska Boundary, Vol. 2A Appendix section 1-120 Compacts. Iowa-Nebraska Boundary Compact, Vol. 2A Appendix section 1-104 Lands Ceded to Iowa, Vol. 2A Appendix section 1-102 Missouri-Nebraska Boundary Compact, Vol. 2A Appendix section 1-114 South Dakota-Nebraska Boundary Compact, Vol. 2A Appendix section 1-123 Condominiums, 76-839, 76-849

BOUNDARIES –Cont'd Counties, Article IX, sections 1 to 3, Constitution of Nebraska, 22-101 to 22-193 **Disputes**, land boundaries, actions and proceedings, 34-301, 84-206.01 Election precincts, 32-903 Fences, division fences, See **FENCES** Game reserves and sanctuaries, See GAME LAW: 37-201 Political subdivisions. See POLITICAL SUBDIVISIONS Surveys, See SURVEYS AND SURVEYORS Townships, 23-209, 23-269 Water divisions of state, 61-212 to 61-216 Zoning, See ZONING AND PLANNING BOVINE BRUCELLOSIS ACT, **NEBRASKA** See generally LIVESTOCK Act. how cited. 54-1367 Costs of activities, 54-1380 Definitions, 54-1368 Eradication program, 54-1370 Exposed animal, responsibility of owner, 54-1373 Federal cooperation. 54-1379 Fund, Brucellosis Control Cash, 54-1371 Identification of bovine, 54-1376 **Owner responsibilities**, 54-1371 to 54-1374 Permits. 54-1378 Premises, Access to, 54-1381 Disinfecting of, 54-1374 Reactor animal, responsibility of owner, 54-1372 Records, required to maintain, 54-1376, 54-1378 Relocation, diversion prohibited, 54-1377 **Remedies**, 54-1383 Removal of animal, responsibility of owner. 54-1374 Rules and regulations, 54-1382

Testing program, 54-1369 Responsibilities of owner, 54-1371 Vaccination program, 54-1375 Violations, penalties, 54-1371, 54-1377, 54-1384 **BOVINE TUBERCULOSIS ACT** See generally LIVESTOCK Act. Funding, 54-706.13 How cited, 54-706.01 Purpose, 54-706.02 Administration, 54-706.05 Affected premises, Disinfection, 54-706.09 Herd, examination and testing, 54-706.10 Animal testing required, when, 54-706.06 Appeal, 54-706.16 Bureau of Animal Industry, powers and duties, 54-706.05 **Definitions**, 54-706.03 Department of Agriculture, Collect for services rendered. 54-706.11 Limitation on services rendered and liability, 54-706.13 Powers and duties, 54-706.05, 54-706.07, 54-706.15 Enforcement. 54-706.05. 54-706.15 Federal regulations adopted, 54-706.04 Fund, Bovine Tuberculosis Cash, 54-706.12 Hearing, 54-706.16 Investigation, epidemiologic, 54-706.08 Reporting of suspected disease required, 54-706.06 Rules and regulations, 54-706.07 Signs of the disease, report required, 54-706.06 Testing requirements and reports, 54-706.07 Tuberculin use, limitations, 54-706.14 Violations. Affected herd interference, 54-706.10

BOVINE TUBERCULOSIS ACT

-Cont'd Violations -Cont'd General penalty, 54-706.17 Inspection or testing interference, 54-706.05 Quarantine or testing interference, 54-706.08

BOXING

See ATHLETICS

BOY SCOUTS

See CHILDREN AND MINORS

BOYCOTTS

See generally LABOR AND EMPLOYMENT Insurers, prohibited acts, 44-7519 Secondary boycotts, Actions authorized, 48-909 Damages, 48-905 Definitions, 48-902 Employees, right to organize, 48-904 Injunction, 48-906 Intent, 48-901 Prohibited, 48-903 Remedies, cumulative, 48-907 Rights of employees, 48-911 Severability, 48-912 Venue, 48-908 Violation, penalty, 48-910 Theft by extortion, 28-513 Unfair trade practices, 44-1525

BRAIN INJURY REGISTRY ACT

See generally REGISTRIES Act, how cited, 81-653 Brain or head injury, report required, 81-657 Confidentiality of records, 81-655, 81-659, 81-663 to 81-675 Definitions, 81-654 Department, Provide service information to injured person, 81-662 Registry duties, 81-656 Establish, 81-655 Immunity for reporting and disclosure, 81-660 Intent, 81-653 Registries, See REGISTRIES Rules and regulations, 81-656

BRAND COMMITTEE, NEBRASKA

See LIVESTOCK BRAND ACT; 54-170

BRANDS AND MARKS

Food, See FOOD Liquor labels, See LIQUOR CONTROL ACT, NEBRASKA; 53-101 Livestock, See LIVESTOCK BRAND ACT; 54-170 Products for sale, See SALE OF GOODS

BREAST CANCER

See CANCER

BRIBERY

See generally CRIMES AND OFFENSES Attorney, solicit or accept, 28-613 Commercial, 28-613 Definitions, 28-916 Fiduciary, solicit or accept, 28-613 Juror, 28-920 Penalty, 28-917 Prohibited, penalties, 28-916 to 28-918, 28-920 Witness, 28-918

BRIDGES

See generally TRANSPORTATION Advertisements or billboards. prohibitions, 39-807 Violation, penalty, 39-808 Barricaded area, entry, assumption of risk, 39-8,114, 39-1801 **Board of Public Roads Classifications and Standards.** 39-847, 39-2113 Boundary bridges, 39-835 to 39-842.01, 39-892, 39-8,116 to 39-8,118 Bridge commission, local, Audit by Auditor of Public Accounts, when, 84-304 Budget, Nebraska Budget Act, applicable, 13-503, See also BUDGET ACT, NEBRASKA

BRIDGES –Cont'd Bridge commission, local -Cont'd Creation, 39-868 Expenses, 39-869 Members, 39-869 Powers, 39-870 to 39-875 Carrying capacity posted on bridge, 39-1411, 39-1412 Cities of the first class, City engineer, duties, 16-321 Construction, 16-249 Contracts for construction, 16-321, 16-321.01 County, duty to maintain, 16-613 Liability, defective bridge, 13-912 to 13-914 Maintenance, 16-249 Municipal bidding procedure, waiver, when, 16-321.01 Repair and control, 16-610, 16-613 Safety regulations, 16-210 Street commissioner, duties, 16-324 Toll bridges, regulation, 19-201 Cities of the metropolitan class, Acquisition of property for, 14-374, 14-1201 Assignment, conditions, 14-1205 Bonds, 14-524, 14-1215 to 14-1226 Commissions, Bridge commission, 14-1227 to 14-1243 Eminent domain, 14-1239 to 14-1241 Joint commission, 14-1244 to 14-1249 Eminent domain. 14-1248 Competition, limitation, 14-1225 Construct, power of city to, 14-104, 14-1201 Contracts, restrictions, 14-1231 Conveyance, conditions, 14-1204 Damages to property, payment, 14-1241 Elections, procedure, 14-1251 Eminent domain, 14-1207 Award, payment, 14-1211, 14-1212 Home rule charter, effect, 14-1252 Joint action, authorized, 14-1202

Joint bridge commission, 14-1244 to 14-1249 Lease, 14-1206 Liability, defective bridge, 13-912 to 13-914 Obstructions, removal, 14-1240 Purchase, 14-1206 States, adjoining, rights, 14-1250 Streets, liability for damage, 14-1242 Toll bridges, License and regulate, 14-104 Regulation, 19-201 Tolls, 14-1226 Utilities, Franchise, 14-1203 Repair, 14-1242 Cities of the primary class, Liability, defective bridge, 13-912 to 13-914 Safety regulations, 15-208 Cities of the second class, Bidding procedures, waiver, when, 17-568.02 City engineer, duties, 17-568.01 Construction authorized, 17-508, 17-508.02, 17-567 Maintenance and control, 17-567 Overseer of streets, duties, 17-119 Prohibited acts, authority to punish, 17-557 Tax levy, 17-508.02 Claims for damages, overweight vehicles, 39-803, 39-1412 Counties. Construction. Advertisement for bids, notice, publication, 39-817 to 39-819 Approval by natural resources districts, 39-826.01, 39-826.02 Authorized, 23-397, 23-398 Cities and villages, bridges located in, 39-804 Barricaded areas, entry, assumption of risk, penalty, 39-1801 Bidding requirements, 39-810, 39-817 to 39-820 Bonding requirements, 39-820, 39-825

BRIDGES –Cont'd Counties -Cont'd. Construction -Cont'd Contracts, annual, 39-812 to 39-816 Costs, limitation, 39-824 County highway superintendent, duties, 39-1508, 39-1511 Defective bridge, duties, 39-831 to 39-833 Duty to keep road to bridge open, 39-1720 Inspection by Director-State Engineer, 39-819 Interstate county bridges, 39-856 to 39-867 Plans and specifications, 39-819, 39-821 to 39-823 Records, 39-811 Special emergency bridge fund, levy, use, 39-802 Substructure provisions, 39-813 to 39-816 Joint county bridges, 39-827 to 39-830 Access roads, duty to maintain, 39-1720 Mandamus to enforce duty to maintain, 39-828 Levy authorized, 39-802 Load requirements, 39-1411, 39-1412 Numbering of bridges, 39-1505 Overweight vehicles, damages, 39-1412 Repairs, Bridge in two or more counties, 39-827 to 39-830 Defective bridges, 39-831 to 39-833 Emergency repairs, 39-826 Flood damage, 39-809 Crimes involving, See CRIMES AND OFFENSES Crossing with excess weight, damages, 39-803, 39-1412, 60-6,294 Dam in lieu of bridge or culvert, 39-826.01, 39-826.02

Damaging or destroying, penalty, 39-303, 39-304, 39-806 Defective bridge, Notice to county board, 39-831 On county line, notice, procedure, 39-833 Political subdivisions, liability, 13-912 to 13-914 Repairs, 39-832 Department of Roads, duties, 39-1339, 39-1372 Drainage ditch, irrigation, responsibility for costs, 39-805 Fund, State Aid Bridge, 39-846 Highways and roads, See HIGHWAYS AND ROADS Illegal signs, 39-807, 39-808 Interstate bridges, See also INTERSTATE BRIDGE ACT OF 1959: 39-891 Agreements with adjoining states and United States, 39-895, 39-8,117 Division of costs, 39-897 to 39-899 Studies, 39-898, 39-899 Barricaded area, assumption of risk, 39-8,114 Bonds, 39-856, 39-860 to 39-867 Boundary line or boundary line toll bridges, 39-8,116 to 39-8,118 Boundary stream, bridge across, 39-855 Bridge commission, 39-868 to 39-871 Contracts, treatment, 39-876 County, 39-856 to 39-867 Department of Roads, Bidders, bond, 39-8,106 Bridge construction and maintenance, 39-8,103 to 39-8,109 Contracts and letting procedure, 39-8.105 Definitions, 39-892 Entry authorized, 39-8,102 Limitations, 39-8,108 Powers, 39-8,101 Property, acquisition and disposal, 39-8.101

BRIDGES –Cont'd Interstate bridges –Cont'd, Department of Roads - Cont'd Reimbursement by nonperforming state, 39-8,109 Elections, when not required, 39-865 Franchise, 39-857 Funds, sources, 39-896 Powers, exercise of, 39-872 to 39-875 Prior acts, validation, 39-857 to 39-859 Irrigation ditch, Construction of bridge, required when, 46-255 Responsibility for costs, 39-805 Limitations on overtaking vehicle, 60-6.136 Loads exceeding posted capacity, penalty, 39-1412 Natural resources districts, duties, 39-826.01, 39-826.02 Obstructing, penalty, 39-303 Parking, restrictions on, 60-6,164, 60-6,166 Permit to move building, limitations and requirements, 60-6,299 Political subdivisions, defective bridge, liability, 13-912 to 13-914 **Public Roads Classifications and** Standards, Board of, duties, 39-2113 Railroad bridges, 74-1331 Records. Improvements, 39-811 Responsibility for, 39-1411, 39-1505 Signs, prohibited, 39-807, 39-808 Special speed limitations, 60-6,189 State aid, 39-846 to 39-847.01 State highway system, includes bridges, 39-1302 Toll bridges, Boundary line toll bridge, 39-892, 39-8,116 to 39-8,118 Cities of the first class, powers, 19-201 Cities of the metropolitan class, License and regulate, 14-104 Regulation, 19-201

Destruction of, penalty, 39-806 Townships, contracts for bridges, bond issues, 39-1523 Traffic regulations, See RULES OF THE ROAD, NEBRASKA; 60-601 Transportation, See TRANSPORTATION Viaducts, See MUNICIPAL VIADUCTS AND SUBWAYS Villages, Bidding procedures, waiver, when, 17-568.02 City engineer, duties, 17-568.01 Construction authorized, 17-508, 17-508.02, 17-567 Erect and repair bridges, 17-207 Liability, defective bridge, 13-912 to 13-914 Maintenance and control. 17-567 Overseer of streets, duties, 17-214 Prohibited acts, authority to punish, 17-557 Tax levy, 17-508.02 Weight, crossing with excess, 39-803, 39-1412, 60-6,294 Weight limit, Claims for damages, 39-803, 39-1412 Restrictions, 39-1412, 60-6,294 BRUCELLOSIS See LIVESTOCK **BUDGET ACT. NEBRASKA** See generally PUBLIC FUNDS Act. Applicability, 13-502 How cited, 13-501 Auditor of Public Accounts, Powers, 13-506 Request information, 13-513 Budget statement, Adopted, 13-508 Error, correction, 13-511 File with Auditor of Public Accounts, 13-506 Proposed, Adoption, procedure, 13-506 Contents. 13-504 to 13-507 Revised, when, 13-511

BUDGET ACT. NEBRASKA – Cont'd Cash expenditures, authorized, 13-509.01, 13-509.02 Cash reserve, limitation, 13-504 County assessor, certify taxable value, 13-509 Definitions, 13-503, 77-3446 Emergency powers, 13-510, 13-511 Exemptions, 13-502 Expenditures, Cash, 13-509.01, 13-509.02 Estimated, 13-505 Hearings, 13-506, 13-511 Historical societies, subject to act, when, 23-355.01 Income, estimated, 13-505 Intent, 13-502 Limitations, 13-518 to 13-522 Not applicable to certain restricted funds, 13-520 Political subdivisions, property tax levies, limitations, 77-3442 to 77-3446 **Proprietary functions**, requirements, See MUNICIPAL **PROPRIETARY FUNCTION ACT; 18-**2801 Protest, 13-512 Requirements, 13-505 Supplemental funds, procedure, 13-511 Tax levy, 13-507, 13-508 Valuation, Certified taxable valuation, 13-508 Certify taxable, when, 13-509 Volunteer department trust fund, treatment, 35-901 BUFFER STRIP ACT See generally ENVIRONMENTAL PROTECTION Act, how cited, 2-5101 Buffer strip, Contractual agreement, 2-5109, 2-5110 Created, 2-5107 Payments, 2-5109 Reimbursement, 2-5107, 2-5108

Renewal, 2-5109 Definitions, 2-5103

Department. duties. 2-5108. 2-5111 Fund, Buffer Strip Incentive, 2-5106 Intent, 2-5102 Natural resources districts, duties, 2-5107 Rules and regulations, 2-5111 **BUILD NEBRASKA ACT** See generally HIGHWAYS AND ROADS Act, how cited, 39-2701 Definitions, 39-2702 Fund, State Highway Capital Improvement, 39-2703 Uses enumerated, 39-2704 Rules and regulations, 39-2705 BUILDING AND LOAN ASSOCIATIONS See SAVINGS AND LOAN ASSOCIATIONS **BUILDING CODES** See generally BUILDINGS Accessibility standards, 81-5,147. 81-5.148 Air conditioning, See HOUSING Asbestos workers, See ASBESTOS CONTROL ACT; 71-6301 **Boilers**, See BOILER INSPECTION ACT; 48-719 Cities. Cities of the first class, 16-901, 18-132, 19-922 Cities of the metropolitan class, 14-419, 18-132 Cities of the primary class, 15-905, 18-132 Cities of the second class, 17-131. 17-550, 17-1001, 18-132, 19-922 Requirements, 71-6406 Villages, 17-550, 17-1001, 18-132, 19-922 Condominiums, applicability, 76-830 Construction, See BUILDING CONSTRUCTION ACT; 71-6401 Construction projects, professional engineer or architect, required, when. 81-3446, 81-3449, 81-3453

BUILDING CODES –Cont'd **Conveyances**, See CONVEYANCE SAFETY ACT; 48-2501 **Counties**, 23-172 Crimes involving, See CRIMES AND OFFENSES **Electrical**, See ELECTRICAL ACT, STATE; 81-2101 **Elevators**, See CONVEYANCE SAFETY ACT; 48-2501 High-rise building fire code, 81-541.01 Highway corridors, building permits, 39-1311 to 39-1311.05 Plumbers, municipal board, 18-1901 to 18-1906, See also PLUMBERS AND PLUMBING Political subdivisions. requirements, 71-6406 Safety Code for Building Construction, Nebraska, 48-413 State building code, Adopted, 71-6403 New state or state-funded building, requirements, 72-804 to 72-806 Villages, 17-550, 17-1001, 18-132, 19-922 Requirements, 71-6406 BUILDING CONSTRUCTION ACT See generally BUILDINGS Act. How cited, 71-6401 How construed, 71-6407 Code. Adopted, 71-6403 Applicability, 71-6404 Compliance required, state agencies, 71-6405 Intent, 71-6402 Nebraska Safety Code for Building Construction, 48-413 Political subdivision, building code, requirements, 71-6404, 71-6406 State agencies, state building code, compliance required, 71-6405

BUILDINGS

See generally PROPERTY

Accessibility standards, 81-5,147, 81-5,148 Arson, See ARSON Assumption of risk, construction requirements, 48-435 **Boilers**, See BOILER INSPECTION ACT; 48-719 Building codes, See BUILDING CODES Burglary, See BURGLARY Construction. Building codes, See BUILDING CODES Plan requirements, 48-433 Professional engineer or architect required, when, 81-3446, 81-3449, 81-3453 Requirements, See BUILDING CONSTRUCTION ACT; 71-6401 State funds, use of, code requirements, 72-805, 72-806 Contractors, Duties, See CONTRACTORS Registration of, See CONTRACTOR **REGISTRATION ACT; 48-2101** Right to payment, See CONSTRUCTION PROMPT PAY ACT NEBRASKA; 45-1201 County, powers of, See COUNTIES **Crimes involving**, See CRIMES AND OFFENSES Disabled persons, accessibility standards, 81-5,147, 81-5,148 Electrical requirements, See ELECTRICAL ACT, STATE; 81-2101 **Elevators,** See CONVEYANCE SAFETY ACT; 48-2501 Energy efficiency standards, uniform, 81-1608 to 81-1626, See also ENERGY CONSERVATION Fire equipment, See FIRE EQUIPMENT Smoke detectors, See SMOKE DETECTORS Floor requirements, 48-426 to 48-430 High-rise building fire code, 81-541.01 Highway corridors, 39-1311 to 39-1311.05 Hoist requirements, 48-431, 48-432 Housing, See HOUSING

BUILDINGS -Cont'd Liens, See CONSTRUCTION LIEN ACT, NEBRASKA; 52-125 Manufactured homes, See MANUFACTURED HOMES Paint, lead-based, See RESIDENTIAL LEAD-BASED PAINT PROFESSIONS PRACTICE ACT; 71-6318 Party walls, City of the metropolitan class, regulation authorized, 14-102 Condominium property, 76-802, 76-839 Personal representative, powers, 30-2476 Permit to move, limitations, violations, 60-6,299 Possession of, action for, 25-21,219 to 25-21,235, See also FORCIBLE ENTRY AND DETAINER Landlord, See LANDLORD AND TENANT ACT, UNIFORM RESIDENTIAL; 76-1401 Public buildings, See PUBLIC BUILDINGS Safety Code for Building Construction, Nebraska, 48-413 School buildings, College, See STATE COLLEGES; UNIVERSITY OF NEBRASKA Elementary and secondary, See SCHOOL DISTRICTS Smoke detectors, See SMOKE DETECTORS State capitol, See STATE CAPITOL Surroundings, See STATE CAPITOL ENVIRONS ACT, NEBRASKA; 90-301 Steelwork requirements, 48-430 Supports required, 48-426 Violations of construction regulations, penalty, 48-434 Zoning, See ZONING AND PLANNING BURGLARY See generally CRIMES AND OFFENSES Building, defined, 28-501 Deadly force, use against perpetrator, 28-1411

Penalty, 28-507

Possession of burglar's tools, 28-508

BURIAL

See generally DEATH Burial structures, construction, location. 12-606 Caskets, sale of by retailer, report, 71-609, See also VITAL STATISTICS ACT **Cemeteries**, See CEMETERIES Child born dead, disposition of remains, written policy and notification duties of hospital, 71-20,121 Costs. Burial or cremation, 38-1425, 71-1002 Prefunding, See BURIAL PRE-NEED SALE ACT; 12-1101 Cremation. Cost, 38-1425, 71-1002 Permit, 71-605, See also VITAL STATISTICS ACT Regulation, See CREMATION OF HUMAN REMAINS ACT; 71-1355 Remains, control of, 38-1425, 38-1426, 71-1373 Dispute, 71-1380 Crematory authority, licensure, See CREMATION OF HUMAN REMAINS ACT; 71-1355 Discovery of human remains, duties, 12-1205 to 12-1208 DNA testing of remains, when, See DNA IDENTIFICATION INFORMATION ACT: 29-4101 Embalmers, licensure, See FUNERAL DIRECTING AND EMBALMING PRACTICE ACT; 38-1401 Funeral, unlawful picketing at, 28-1320.01 to 28-1320.03 Funeral directors, licensure, See FUNERAL DIRECTING AND EMBALMING PRACTICE ACT; 38-1401 Funeral establishment or crematory, immunity regarding final disposition of remains, 38-1425

BURIAL –Cont'd Indian burial remains and goods, See UNMARKED HUMAN BURIAL SITES AND SKELETAL REMAINS PROTECTION ACT; 12-1201 Mausoleum association, 12-601 to 12-605 Violations, penalty, 12-617 Permit, when required, 71-605, See also VITAL STATISTICS ACT Perpetual care, Funds, 12-509, 12-511, 12-512 Special trusts, 12-510 to 12-512 Trust funds, 12-512.01 to 12-512.08 Violation, penalty, 12-512.07 Relocation of, 12-1203 Department of Roads, duty, 12-1205 Remains. Cremation, authorization and disposition, 71-1373, 71-1380 Final disposition, instructions, 38-1426 Right of disposition and funeral arrangements, 30-2223 Active military service, 38-1425 Liability, 38-1425 Safety deposit box access to find instructions, 30-2409.01 Sites, unmarked, protection of, See UNMARKED HUMAN BURIAL SITES AND SKELETAL REMAINS PROTECTION ACT; 12-1201 Statistics, government, See VITAL STATISTICS ACT; 71-601 Transit permit, when required, 71-605, See also VITAL STATISTICS ACT Trust funds, perpetual care, 12-512.01 to 12-512.08 Special, 12-510 to 12-512 Violations, penalty, 12-512.07 Unclaimed bodies, 71-1002 Veterans, See VETERANS BURIAL PRE-NEED SALE ACT See generally BURIAL Act. Applicability, 12-1112 How cited. 12-1101 Contract, 12-1111

Definitions. 12-1102 Director of Insurance, powers, 12-1120 Fees, 12-1108, 12-1110, 12-1115 Funds, trust, distribution, 12-1113 Injunction, 12-1119 License, Agent, 12-1115 Application, 12-1108 Disciplinary actions, 12-1116 Fees. Agent, 12-1115 Seller. 12-1108 Reinstatement, 12-1117 Seller, 12-1108 Surrender, 12-1115, 12-1117 **Records**, 12-1105, 12-1108 Rules and regulations, 12-1109 Sale. Agent, 12-1115 Contract, 12-1111 Obligations, failure to perform, 12-1120 Proceeds, trust, 12-1103 Records, 12-1105, 12-1108 Report, 12-1110 Right of disposition of remains and funeral arrangements, 30-2223 Trust, exclusions, 12-1104 Trust. Cost-of-living amount, 12-1114 Exclusions, 12-1104 Funds, distribution, 12-1113 Irrevocable funds, designation, 12-1106 Proceeds, 12-1103 Trustee. Entities authorized to act as, 12-1107 Powers, 12-1107 Validity, 12-1121 Violations, penalty, 12-1118, 12-1119

BUSES

See generally COMMON CARRIERS Brake requirements, booster, 60-6,247 Bus, defined, 60-106, 60-612

BUSES –Cont'd Certificate of title, See MOTOR VEHICLE CERTIFICATE OF TITLE ACT: 60-101 Cities of the metropolitan class, See TRANSIT AUTHORITY LAW Cities of the metropolitan class and surrounding area, See 14-1801 Cities of the primary class, power to regulate operation, 15-261 City bus system receiving state funds, fares, 13-1211 Common carriers, See COMMON CARRIERS County officers, travel by bus or rail, reimbursement, 23-1112, 23-1223, 23-3311 Disabled person, accommodations, 20-127 Fleet vehicles, interjurisdiction commerce, registration requirements, 60-3, 192 to 60-3,206, See also MOTOR VEHICLE REGISTRATION ACT Fuel tax. See MOTOR FUEL TAXES Game animal shipments, prohibited acts, 37-510 to 37-512 Intercity bus system, See PUBLIC TRANSPORTATION ACT, NEBRASKA; 13-1201 Length limit, 60-6,290 License plates, See MOTOR VEHICLE **REGISTRATION ACT; 60-301** Metropolitan transit authority, See TRANSIT AUTHORITY LAW; 14-1801 Motor carriers. See MOTOR CARRIERS Motor fuel tax. treatment. 66-489. 66-6,109.01 Motor vehicle, ride-sharing exemption, 60-2507 Motor vehicles, See MOTOR VEHICLES Occupant protection system, exemption, 60-6,266 Overloading, 60-6,296, 60-1307 Fines, allocation, Article VII, section 5, Constitution of Nebraska Public transportation, See PUBLIC TRANSPORTATION ACT, NEBRASKA; 13-1201

Railroad crossings, required to stop at, 60-6,172 **Registration requirements.** See MOTOR VEHICLE REGISTRATION ACT; 60-301 Ride-sharing vehicle, exemption, 60-2507 Safety belts, exemption, 60-6,266 School transportation, See SCHOOL TRANSPORTATION **Taxation,** See MOTOR VEHICLES Traffic regulations, See RULES OF THE ROAD, NEBRASKA: 60-601 Weighing stations, 60-1301, 60-1303, See also WEIGHING STATIONS Weight limit, brake requirement, 60-6.247 Window tinting and sunscreening, 60-6,257 to 60-6,261 **BUSINESS AND COMMERCE** Advertising, See ADVERTISING Agriculture, See AGRICULTURE Animals. See ANIMALS Athletics, See ATHLETICS Bankruptcy, See BANKRUPTCY **Business entities,** See BUSINESS ENTITIES Cold storage plants, See COLD STORAGE PLANTS Commodity code, See COMMODITY CODE; 8-1701 Community development, See COMMUNITY DEVELOPMENT Consumers. See CONSUMERS **Contracts**, See CONTRACTS Economic development, See ECONOMIC DEVELOPMENT Electronic transactions. See ELECTRONIC TRANSACTIONS Entertainment, See ENTERTAINMENT **Entities.** See BUSINESS ENTITIES Financial institutions, See FINANCIAL INSTITUTIONS Foreign trade zones, 21-2701 to 21-2703, See also FOREIGN TRADE ZONES Franchises. See FRANCHISES Gambling, See GAMBLING

BUSINESS AND COMMERCE –Cont'd Industrial development, See ECONOMIC DEVELOPMENT Investments, See INVESTMENTS Labor and employment, See LABOR AND EMPLOYMENT Liquor. See LIQUOR Milldams, See MILLDAMS Mines and minerals, See MINES AND **MINERALS** Money, See MONEY Monopolies and unfair trade, See MONOPOLIES AND UNFAIR TRADE Movies, See MOVIES Natural resources, See NATURAL RESOURCES News media, See NEWS MEDIA Patents, See PATENTS Professions and occupations, See PROFESSIONS AND OCCUPATIONS **Property, See PROPERTY** Sale of goods, See SALE OF GOODS **Telecommunications**, See **TELECOMMUNICATIONS** Tourism. See TOURISM Trade practices, See TRADE PRACTICES Transportation, See TRANSPORTATION Wages and wage earners, See WAGES AND WAGE EARNERS Weights and measures, See WEIGHTS AND MEASURES Workers' compensation, See WORKERS' COMPENSATION ACT, NEBRASKA; 48-101 BUSINESS CORPORATION ACT, **NEBRASKA MODEL** See generally CORPORATIONS Part 1 General Provisions, Act. Amendment or repeal, applicability, 21-202 How cited, 21-201 Definitions, 21-214 Notices and other communications.

Delivery to one address, when

allowed, 21-218

Exceptions, 21-2,226 Requirements, 21-215, 21-2,229 Qualified director, requirements, 21-217 Secretary of State, Powers and duties, 21-208, 21-213 Shareholder, what constitutes one shareholder, 21-216 Filing documents, Certificate of existence, 21-211 Documents. Correcting, 21-207 Effective date and time, 21-206 Filed, evidentiary effect of copy, 21-210 Requirements, 21-203 Electronic transmission and filing, 84-511 False signing, penalty, 21-212 Fees, 21-205 Forms, 21-204 Secretary of State, Duties. 21-208 Refusal to file, appeal, 21-209 Part 2 Incorporation, Articles of incorporation, 21-220 Bylaws, 21-224 Emergency bylaws, 21-225 Filing, effect, 21-221 Domestic corporation, occupation tax, 21-301 to 21-303 Incorporators, 21-219 Liability for preincorporation transactions, 21-222 Notice required, 21-2,229 Organization, 21-223 Part 3 Purposes and powers, Powers, Emergency, 21-228 General, 21-227 Purposes, 21-226 Ultra vires, 21-229 Part 4 Name, Corporate name, 21-230, 21-1931 Registered name, 21-232, 21-1933 Reserved name, 21-231 Part 5 Office and agent, Registered office and registered agent, 21-233 to 21-235

BUSINESS CORPORATION ACT. **NEBRASKA MODEL** –Cont'd Part 5 Office and agent -Cont'd Service on corporation, 21-236 Part 6 Shares and distributions, Shares, 21-237 to 21-240 Distribution to shareholders, 21-252 Issuance, 21-241 to 21-249 Subsequent acquisition by shareholders and corporation, 21-250, 21-251 Part 7 Shareholders. Derivative proceedings, 21-275 to 21-282 Attorney's fees, 21-281 Meetings, 21-253 to 21-261 Proceedings to appoint custodian or receiver, 21-283 Voting, 21-262 to 21-271 Trusts and agreements, 21-272 to 21-274 Part 8 Directors and officers, Board of Directors, 21-284 to 21-294 Directors. Conflicting interest transactions, 21-2,120 to 21-2,123 Standards of conduct and liability, 21-2,102 to 21-2,104 Meetings and action, 21-295 to 21-2.101 Business opportunities, 21-2,124 Indemnification and advance for expenses, 21-2,110 to 21-2,119 Officers, 21-2,105 to 21-2,109 Part 9 Domestication and conversion. Domestic corporation, occupation tax, 21-301 to 21-303 Domestication, 21-2,127 to 21-2,132 Entity conversion, 21-2,143 to 21-2.149 Foreign nonprofit domestication and conversion, 21-2,139 to 21-2,142 Nonprofit conversion, 21-2,133 to 21-2,138 Preliminary provisions, 21-2,125, 21-2.126

Part 10 Amendment of. Articles of incorporation, 21-2,150 to 21-2,158 Bylaws, 21-2,159, 21-2,160 Notice required, 21-2,229 Part 11 Mergers and share exchanges, 21-2,161 to 21-2,168 Notice required, 21-2,229 Part 12 Disposition of assets, 21-2,169, 21-2,170 Part 13 Appraisal rights, Judicial appraisal of shares, 21-2,181, 21-2,182 Other remedies, 21-2,183 Procedure for exercise of appraisal rights, 21-2,174 to 21-2,180 Right to appraisal and payment for shares, 21-2,171 to 21-2,183 Part 14 Dissolution. Administrative dissolution, 21-2,193 to 21-2,196 Occupation tax, failure to pay, 21-323 to 21-325.02 Assets deposited with State Treasurer, when, 21-2,202 Judicial dissolution, 21-2,197 to 21-2,201 Attorney's fees awarded, when, 21-2.201 Notice required, 21-2,229 Voluntary dissolution, 21-2,184 to 21-2,192 Claim against, statute of limitation, 21-2,190 Part 15 Foreign corporations, Certificate of authority, Revocation, 21-2,217 to 21-2,220 Occupation tax, 21-304 to 21-306 Service on, 21-2,212 Withdrawal or transfer of authority, 21-2,213 to 21-2,216 Part 16 Records and reports, Confidential information, disclosure, costs, immunity, 8-1401 to 8-1404 Notices required, 21-2,229 Records, 21-2,221 to 21-2,226 Reports. Financial statements for shareholders, 21-2,227

BUSINESS CORPORATION ACT. NEBRASKA MODEL -Cont'd Part 16 Records and reports –Cont'd. Reports –*Cont'd* To Secretary of State, 21-2,228, See also OCCUPATION TAX Part 17 Transition provisions, 21-2,230 to 21-2,232 BUSINESS DEVELOPMENT **CORPORATION ACT, NEBRASKA** See generally CORPORATIONS Act, how cited, 21-2101 Articles of incorporation, amendment, 21-2112 Board of directors, 21-2111 Capital requirements, 21-2110 Definitions. 21-2102 Financial institutions, membership, 21-2109 Funds, deposit, 21-2114 Incorporation, 21-2103, See also BUSINESS CORPORATION ACT. NEBRASKA MODEL: 21-201 Membership, 21-2109 Name, requirements, 21-2106 Offices, location, 21-2107 **Powers, corporation**, 21-2105 Purposes, corporation, 21-2104 **Records**, 21-2115 Reserves, amount, 21-2113 State, credit not pledged, 21-2117 Stock. Acquisition, 21-2108 Par value, 21-2110 Registration, exemption, 21-2116 Transfer, 21-2108 Voting rights, 21-2110 BUSINESS DEVELOPMENT

PARTNERSHIP ACT

See generally PARTNERSHIPS Act, how cited, 81-1272 Business Development Services Program, 81-1274 to 81-1277 Contracts, 81-1275 to 81-1277

Department of Economic Development Existing Business Assistance Division, duties. 81-1275 Intent, 81-1273 Nebraska Business Development **Center.** 81-1275 Program, Business Development Services, 81-1274 to 81-1277 Services. 81-1275 Small business development centers, 81-1275 **BUSINESS ENTITIES** See generally BUSINESS AND COMMERCE Charitable organizations, See CHARITABLE ORGANIZATIONS Cold storage plants, See COLD STORAGE PLANTS **Corporations**, See CORPORATIONS Business, See BUSINESS CORPORATION ACT, NEBRASKA MODEL; 21-201 Business development, See BUSINESS DEVELOPMENT CORPORATION ACT, NEBRASKA; 21-2101 Coops, See COOPERATIVE CORPORATIONS; 21-1301 Limited cooperative association, See LIMITED COOPERATIVE ASSOCIATION ACT, NEBRASKA; 21-2901 Nonprofit, See NONPROFIT CORPORATION ACT, NEBRASKA; 21-1901 Professional, See PROFESSIONAL CORPORATION ACT, NEBRASKA; 21-2201 Franchises, See FRANCHISES Holding companies, See HOLDING COMPANIES Limited cooperative association, See LIMITED COOPERATIVE ASSOCIATION ACT, NEBRASKA; 21-2901 Limited liability companies, See also LIMITED LIABILITY COMPANY ACT, NEBRASKA UNIFORM; 21-101

BUSINESS ENTITIES –Cont'd Limited liability companies -Cont'd Attorneys at law, applicability of act, 21-191 Professional services, requirements, 21-185 to 21-191 Limited liability partnerships, See PARTNERSHIP ACT OF 1998, UNIFORM; 67-401 Limited partnerships, See LIMITED PARTNERSHIP ACT, NEBRASKA UNIFORM: 67-233 Milldams. See MILLDAMS Mutual associations, See MUTUAL ASSOCIATIONS Partnerships, See PARTNERSHIP ACT OF 1998, UNIFORM; 67-401 Business development, See BUSINESS DEVELOPMENT PARTNERSHIP ACT; 81-1272 Limited partnerships, See LIMITED PARTNERSHIP ACT, NEBRASKA UNIFORM; 67-233 **Restaurants**, See RESTAURANTS BUSINESS IMPROVEMENT DISTRICT ACT See generally ECONOMIC DEVELOPMENT Act. How cited, 19-4015 How construed, 19-4016 Applicability of act, 19-4038 **Definitions**, 19-4017.01 Districts. Authorized, 19-4020 Board, 19-4021, 19-4022 Creation, 19-4029 Disestablishment, 19-4035, 19-4036 Expansion, 19-4029.02, 19-4029.05 Ordinance, 19-4029, 19-4029.05 Termination, 19-4035, 19-4036 Funds, use, 19-4019, 19-4037 Hearing, procedure, 19-4026 to 19-4028, 19-4029.03, 19-4029.04 Intent, 19-4017 Notice, 19-4029.01 Special assessments. Authorized, 19-4018, 19-4032, 19-4034

Limitations. 19-4033 Procedure, 19-4030, 19-4032, 19-4034 Taxes. General business occupation tax. 19-4018, 19-4031, 19-4034 Limitations. 19-4033 Utilities, 19-4023 **BUSINESS INNOVATION ACT** See generally ECONOMIC DEVELOPMENT Act. How cited, 81-12,152 Purpose, 81-12,154 Termination, 81-12,167 Confidentiality of records, 81-12,166 Definitions, 81-12,153 Department. Annual report, contents, 81-12,166 Contract authorized, 81-12,165 Qualified action plan, develop, 81-12,155 Financial assistance programs, Commercialize product or process, 81-12,160 Distressed areas and enterprise zones, use of funds, 81-12,156 Federal grant program, planning and federal award matching grants, 81-12,157 Higher education research and development, 81-12,161 Prototype development, 81-12,158 Small business investment, 81-12.162 Value-added agriculture, 81-12,159 Funding, intent, 81-12,163 Rules and regulations, 81-12,164

С

CABIN TRAILERS

See generally RECREATION Building code requirements, power to enact, City of the first or second class, 19-922 Counties, 23-172 Village, 19-922

CABIN TRAILERS –Cont'd Certificate of title, See MOTOR VEHICLE CERTIFICATE OF TITLE ACT: 60-101 Defined, 60-614, See also RULES OF THE ROAD, NEBRASKA Financing of, waiver of payments upon loss or destruction of vehicle, See GUARANTEED ASSET PROTECTION WAIVER ACT; 45-1101 Length limit, 60-6,290 Recreational vehicles, See RECREATION Registration. Definition, 60-314 Requirements, See MOTOR VEHICLE **REGISTRATION ACT; 60-301** Sales of, dealer's license required, See MOTOR VEHICLE INDUSTRY **REGULATION ACT; 60-1401** Taxation, Homestead, exclusion from definition, 77-3502 Mobile home, exclusion from definition, 77-3701 Taxation of, 77-103, 77-1738, 77-1739, See also REAL PROPERTY TAX Trailers, See TRAILERS Width limit, 60-6,288 Exceptions, permit requirements, 60-6,297,60-6,298 CABLE TELEVISION See TELEVISION CAFES AND CAFETERIAS See RESTAURANTS CAMPAIGNS See generally ELECTIONS Campaign practices, See POLITICAL ACCOUNTABILITY AND DISCLOSURE

ACT, NEBRASKA; 49-1401 Candidates for civil office, impeachment for misdemeanor in pursuit of office, Article IV, section 5, Constitution of Nebraska Election procedures, See ELECTION ACT; 32-101

Secretary of State, participation in political committee, restriction, 84-509.01

CAMPERS AND CAMPING

See generally RECREATION Cabin trailers, See CABIN TRAILERS Camper unit. Defined, 60-1801 Permit. Application, 60-1803 Fee, 60-1803 Receipt required, when, 60-1807 Renewal, 60-1805, 60-1807 Required, when, 60-1802 Unlawful discharge of firearm at, 28-1212.02, 28-1212.04 Validation decal, 60-1804 Violations, penalty, 60-1808 Camping, prohibited where, 2-3292, 39-312 Camping areas, Designation and use, 37-305 Violation, penalty, 37-305 Camps, recreation, Definitions, 71-3101 Inspection, 71-3103 Membership campgrounds, See MEMBERSHIP CAMPGROUND ACT: 76-2101 Permit, 71-3102 Revocation, 71-3104 Plans, 71-3106 Rules and regulations, 71-3105 Violations, penalty, 71-3107 Financing of recreational vehicle, waiver of payments upon loss or destruction of vehicle, See **GUARANTEED ASSET PROTECTION** WAIVER ACT; 45-1101 Membership campgrounds, See MEMBERSHIP CAMPGROUND ACT; 76-2101 Parks, See PARKS **Recreation camps, regulation**, 71-3101 to 71-3107 Regulations, hunting and fishing, See GAME LAW; 37-201

CAMPERS AND CAMPING –Cont'd Trails, See TRAILS Wayside areas, state, 81-710, 81-711

CANCER

See generally DISEASES AND INJURIES Bone marrow donations, 71-4819, 71-4820 Breast and cervical cancer, Breast reconstruction, insurance coverage required, 44-797 Diagnostic funding program, 71-7003.01 to 71-7013 Committee, Breast and Cervical Cancer Advisory, 71-7012 Fund, Breast and Cervical Cancer Cash, 71-7010 Intent. 71-7001.01 Liability of state, limitations, 71-7013 Mammography, insurance coverage requirements, 44-785 Medicaid coverage for treatment, when, 68-915 Cancer drugs, dispensing donated drugs, See CANCER DRUG REPOSITORY PROGRAM ACT; 71-2422 Cigarette tax, funding for research, 77-2602 Eppley Institute, 85-801 to 85-804 Firefighter, cancer death or disability, 35-1001 Health insurance, treatment coverage, 44-788 Includes orally administered anticancer medication, 44-7,104 Registry, Confidentiality of records, 81-647, 81-649, 81-663 to 81-675 Approved data exchange agreements, effect, 81-671 Definitions. 81-643 Department. Duties, 81-644, 81-645 Restrictions, 81-649 Establishment, 81-644 Hospital, provide data, 81-646, 81-649.02 Intent, 81-642

Liability for providing information, 81-648 Patient contact, permission required, 81-649 Practitioner, provide data, 81-646 Privacy rights, 81-649 Report, annual, 81-650 Researchers, approval, 81-647 Statistical report, 81-645 Violations, penalties, 81-649.02 Research facility, Eppley Institute, 85-801 to 85-804 Research grants, 81-637 to 81-640.01 Funding, cigarette tax, 77-2602 Recipients, restriction, 4-108 to 4-112 Screening, mammography, insurance coverage, requirements, 44-785 CANCER DRUG REPOSITORY PROGRAM ACT See generally DRUGS AND MEDICINE **Act, how cited,** 71-2422 Cancer drug, Accepted or dispensed, conditions, 71-2426 Donations, 71-2425 Definitions, 71-2423 Fee authorized. 71-2427 Immunity, 71-2428 Participant registry, 71-2430 Physician's office, pharmacy, hospital, health clinic, duties, 71-2427 Program, Established, 71-2424 Participant's duties, 71-2427 Rules and regulations, 71-2429 CAPITAL EXPANSION ACT, **NEBRASKA** See generally PUBLIC FUNDS Act, how cited, 72-1269 Banks, eligibility for funds, 72-1268

72-1268.04 Capital stock financial institutions, eligibility for funds, 72-1268

Bond requirements, 72-1268.01 to

CAPITAL EXPANSION ACT. NEBRASKA -Cont'd Definitions, 72-1262 Eligibility for funds, conditions, 72-1268, 77-2301 Funds, pool, 72-1267 Intent. 72-1261 Interest rate and term, 72-1265 Limitations, 72-1268.03 Nebraska Investment Council. duties, 72-1266 Out-of-state bank holding company, subsidiary bank, requirements, 72-1268.07 Qualifying mutual financial institutions, eligibility for funds, 72-1268 Rules and regulations, 72-1266 Security requirements, 72-1268.01 to 72-1268.04 State investment officer, duties, 72-1265.72-1268.03 Time deposit open account, 72-1263, 72-1264 CAPTIVE INSURERS ACT See generally INSURANCE Act. Applicability of other insurance laws delineated, 44-8218 How cited, 44-8201 Purpose, 44-8202 Cease and desist order, 44-8215 Certificate of authority, Renewal, 44-8207 Required, 44-8205 Suspension or revocation, 44-8215 Credit for reserves ceded to **reinsurer**, 44-8212 Definitions. 44-8203 Director or officer, restriction, 44-8206 Fees. 44-8205. 44-8207 Financial examinations, 44-8210 Governing body, 44-8206 Investments, limitations, 44-8211 Letter of credit, requirements, 44-8209

Loans, limitations, 44-8211

Membership in quaranty associations, prohibited, 44-8213 Name, restrictions, 44-8204 Plan of operation, 44-8205 Purposes of, 44-8202 Records. requirements. 44-8205 Reports required, 44-8208 Rules and regulations, 44-8217 Special purpose financial captive insurers, creation, powers and duties, limitation on dividends, 44-8216 Tax on gross premiums, 77-908 Total capital and surplus requirements, 44-8209 Voluntary dissolution, requirements, effect, 44-8214 **CAR LINE COMPANIES** See generally PROPERTY TAX Administrative fine, 77-683 Assessment, 77-682 Collection of taxes. Applicability of sections, 77-688 Disposition of proceeds, 77-691 Distress warrant, 77-685, 77-687, 77-689 Liability to state, 77-690 Lien. 77-689 Surrender of money and credits, 77-690 Definition, 77-679 Delinguent taxes, Collection, 77-687 List of delinguent taxpayers, 77-378 Distress warrant, 77-685, 77-687, 77-689 Lien, 77-689 Statement, annual, Car line companies, file, 77-680 Failure to furnish, effect, 77-683 Railroad companies, file, 77-681 Tax, Appeal, 77-684 Certification of levy, 77-686 Collection of taxes, procedures, 77-687 to 77-691 Due, when, 77-687 Rate, determination, 77-684

CAR LINE COMPANIES –Cont'd Tax -Cont'd Receipt, 77-685 Tax Commissioner, powers and duties, 77-679 to 77-693 **Valuation**, 77-682 Adjustments, 77-693 Exemption, See PERSONAL PROPERTY TAX RELIEF ACT; 77-1237 CAR POOLING See RIDE SHARING CARBON MONOXIDE SAFETY ACT See generally SAFETY AND HEALTH REGULATIONS Act. How cited, 76-601 How construed, 76-607 Counties, cities, and villages, more stringent requirements, allowed, 76-607 Definitions, 76-602 Landlord, duties, 76-606 Multi-family dwellings, carbon monoxide alarm, requirements, 76-605 New construction, carbon monoxide alarm, requirements, 76-603 Prohibited acts, carbon monoxide alarms, 76-604, 76-605, 76-606 Rental properties, carbon monoxide alarm, requirements, 76-606 Single-family dwellings, carbon monoxide alarm, requirements, 76-604 Tenant, duties, 76-606 CARBON SEQUESTRATION See generally ENVIRONMENTAL PROTECTION Assessment of carbon sequestration, 2-5305 Carbon sequestration and

greenhouse emissions, duties, 2-5303 Committee, Carbon Sequestration Advisory, Created, 2-5302 Duties, 2-5303 Expenses, 2-5302 Director of Natural Resources, powers and duties, 2-5305 Emissions trading programs, 81-1505, 81-1505.04 Fund, Carbon Sequestration Assessment Cash, 2-5306 Intent, 2-5301

CAREER SCHOOLS

See PRIVATE POSTSECONDARY CAREER SCHOOL ACT; 85-1601

CARNIVALS

See FAIRS AND EXPOSITIONS

CARRIERS

See COMMON CARRIERS

CARS

See MOTOR VEHICLES

CASH RESERVE FUND

See generally PUBLIC FUNDS Created, 84-612 Investment, 84-613 Receipt of federal funds, 84-612 Tobacco products tax, funding from, 77-4008 Transfers, 77-4602, 84-612 Unreversed funds, 84-614

CATS

See ANIMALS

CATTLE

See LIVESTOCK

CEMETERIES

See generally BURIAL Abandoned lots, 12-701, 12-702 Abandoned or neglected cemeteries, Counties, duty to maintain, 23-224 Improvements and repairs, Authorized, 12-801

CEMETERIES –Cont'd Abandoned or neglected cemeteries -Cont'd, Improvements and repairs -Cont'd Notice, 12-802 Sections, how construed, 12-804 Trustees, defined, 12-803 Maintenance, authorized, 12-805 to 12-810 Pioneer cemeteries, Access, when, 12-808.01 County transfer management, conditions, 12-812 Cemetery association, duties, 12-531 Defined, 12-808 Maintenance, 12-807 to 12-810 Markers, 12-810 Mowing, 12-810 Repairs, notice posted, 12-801 to 12-804 Unmarked sites, See UNMARKED HUMAN BURIAL SITES AND SKELETAL REMAINS PROTECTION ACT; 12-1201 Associations, Abandonment of grounds, 12-521 to 12-529 Condemnation, 12-506 Limitation, 12-515 Debts, limitation, 12-507 Eminent domain, 12-506 Limitation, 12-515 Exhibit, annual, 12-518 Formation, 12-501, 12-502 Lots. Exemptions, 12-517 Improvements, 12-518 Resale, 12-505 Mowing requirements, 12-532 Perpetual care fund, 12-509 Use, 12-511 Perpetual care trust fund, 12-512.01 to 12-512.07 Perpetual special care trust, Authorized, 12-510 Exemptions, 12-511 Funds, use, 12-511 Investments, 12-510

Property, acquisition, validity, 12-512 Powers, 12-504 Real estate. Acquisition, 12-506 Exemptions, 12-520 Revenue, disbursement, 12-506 Rules and regulations, 12-508 Service of process, 12-503 Taxation, exemption, 12-506, 12-511, 12-517, 12-520 Transfer of association cemetery to city or village cemetery, 12-530 Trustees, 12-501 to 12-503 Bond, 12-516 Bonds, See BONDS Burial, See BURIAL Burial goods, Removal of goods, penalty, 28-1301 Unmarked sites, See UNMARKED HUMAN BURIAL SITES AND SKELETAL REMAINS PROTECTION ACT; 12-1201 Burial merchandise or services, prepayment for, See BURIAL PRE-NEED SALE ACT; 12-1101 Cities less than 25,000 inhabitants, Board, 12-401 Funds, 12-402 Officers and employees, 12-403 Tax levy, 12-402 Cities of the first class, Establishment, 16-241 Funds, 16-242 Lots. Conveyance, 16-243 Regulation, 16-244 Religious test, prohibited, 16-244 Maintenance, 16-242 Rules and regulations, 16-245 Transfer of association cemetery to city cemetery, 12-530 Cities of the metropolitan class, Authority to prohibit, 14-102 Regulation, 14-103 Transfer of association cemetery to city cemetery, 12-530 Cities of the primary class, Establishment, 15-239 Improvements, 15-240

CEMETERIES –Cont'd Cities of the primary class -Cont'd Lots. Conveyance, 15-241 Regulation, 15-242 Religious test, prohibited, 15-242 Rules and regulations, 15-243 Transfer of association cemetery to city cemetery, 12-530 Cities of the second class, Acquisition of land, 17-926, 17-933 Associations. Authorized, 17-944 Deeds, 17-945 Funds, transfer, 17-947 Trustees, 17-945, 17-946 Bonds, 17-939 Condemnation, 17-926 Eminent domain, 17-926 Improvements, 17-940 Lots. Conveyance, 17-941 Forfeiture, 17-938 Regulation, 17-942 Religious test, prohibited, 17-942 Management, authorized, 17-934 to 17-936 Rules and regulations, 17-943 Tax, authorized, 17-938 Transfer of association cemetery to city cemetery, 12-530 Trustees, 17-937 Condemnation, conditions, 12-201 Corpses, See DEAD BODIES Districts, Audit by Auditor of Public Accounts, when. 84-304 Boundaries, change, 12-917 Assessments, 12-918, 12-919 Budget requirements, See BUDGET ACT, NEBRASKA; 13-501 Bylaws, 12-915 Expenditures, additional authorized, See LOCAL GOVERNMENT MISCELLANEOUS EXPENDITURE ACT; 13-2201 Formation, 12-909 to 12-912 Prior law, effect, 12-921 Land, acquisition of, 12-923 Liabilities, 12-920

Powers and duties, 12-920 Tax levy, 12-914, 12-923 Trustees, 12-913 Warrants, 12-916 Eminent domain, conditions, 12-201 Employee benefits, joint procurement, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Endowments, authorized, 12-301 Exemptions, 12-302 Final disposition, instructions of decedent, 38-1426 Indian burial remains and goods, See UNMARKED HUMAN BURIAL SITES AND SKELETAL REMAINS PROTECTION ACT; 12-1201 Insurance, joint procurement, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Joint entity, authorized, See INTERLOCAL COOPERATION ACT; 13-801; JOINT PUBLIC AGENCY ACT; 13-2501 Lots. Abandonment, Effect, 12-701 Sale, 12-702 Exemptions, Cemetery associations, 12-517 Mausoleum associations, 12-605 Mausoleum associations, Acquisition of property, 12-604 Applicability of law, 12-603 Bonds, authority to issue, 12-604 Construction, location, 12-606 Contracts, authority, 12-604 Debts, limitation, 12-604 Formation, 12-601 Procedure, 12-602 Lots, exemptions, 12-605 Perpetual care trust fund, Amount required, 12-614 Investments, 12-616 Required, 12-613 Violation, penalty, 12-617, 12-618 Trustees, 12-615 Powers, 12-603 Violation, penalty, 12-617, 12-618

CEMETERIES –Cont'd Municipal cemeteries, Bonds. Authorized, 12-1001 Election, 12-1002, 12-1003 Terms, 12-1002 Water supply, 12-1004 Property tax, exemption, Article VIII, section 2, Constitution of Nebraska, 77-202, 77-202.09, 77-202.10 Registry, Statewide Cemetery, 12-1401 School lands, acquire for cemetery purposes, 72-220 **Unmarked sites, See UNMARKED** HUMAN BURIAL SITES AND SKELETAL **REMAINS PROTECTION ACT; 12-1201** Veterans, See VETERANS Villages, Acquisition of land, 17-926, 17-933 Associations, Authorized, 17-944 Deeds. 17-945 Funds, transfer, 17-947 Trustees, 17-945, 17-946 Bonds, 17-939 Condemnation, 17-926 Eminent domain, 17-926 Improvements, 17-940 Lots. Conveyance, 17-941 Forfeiture, 17-938 Regulation, 17-942 Religious test, prohibited, 17-942 Management, authorized, 17-934 to 17-936 Rules and regulations, 17-943 Tax, authorized, 17-938 Transfer of association cemetery to village cemetery, 12-530 Trustees, 17-937 Wyuka Cemetery, Audit by Auditor of Public Accounts, when, 84-304 Department, powers, 12-102 Joint control, when, 12-102 Maintenance fund, 12-103 Retirement plan, reports required, 12-101

Revenue, 12-103 Rules and regulations, 12-103 Sales tax exemption, 77-2704.15 Soldiers burial ground, 12-104 Joint control, veterans groups, 12-105 Treasurer, 12-103 Trustees, Appointment, 12-101 Potential conflict of interest, actions required, 12-101.01 Powers and duties, 12-101, 12-103 CENTER FOR NURSING ACT, NEBRASKA See generally PROFESSIONS AND **OCCUPATIONS** Act, how cited, 71-1796 Board, Nebraska Center for Nursing, 71-1799 Board of Nursing, duties, 71-1798.01 Funding, nursing licensure fees, 71-1798.01 Intent, 71-1797 Nebraska Center for Nursing, 71-1798 **CENTER FOR STUDENT** LEADERSHIP AND EXTENDED LEARNING ACT See generally ELEMENTARY AND SECONDARY EDUCATION Act. How cited, 79-772 Purpose, 79-775 **Center for Student Leadership and** Extended Learning, duties, 79-775 Definitions, 79-774 Intent, 79-773 CERTIFICATE OF NEED ACT. **NEBRASKA HEALTH CARE** See generally HEALTH CARE FACILITIES

Act, how cited, 71-5801 Appeal, 71-5848.01, 71-5859, 71-5865 Certificate of need, Activities requiring, 71-5829.03

CERTIFICATE OF NEED ACT. **NEBRASKA HEALTH CARE** -Cont'd

Certificate of need -Cont'd Application, 71-5836, 71-5837 Decision, department duties, 71-5846, 71-5848 Renewal, 71-5848.01 Validity and duration, 71-5848.01 Definitions, 71-5803 to 71-5803.15 Department, duties, 71-5836 Exemptions, 71-5830.01 Fees. 71-5837 **Injunctions**, 71-5868 License or permit, disciplinary actions, 71-5869 Long-term care beds, Certificate of need, activities requiring, 71-5829.03, 71-

5829.05 Moratorium, exceptions, 71-5829.04 Rehabilitation beds, moratorium, exceptions, 71-5829.06 Rules and regulations, 71-5836

Violations, penalty, 71-5870

CERTIFIED INDUSTRIAL HYGIENIST TITLE PROTECTION ACT

See generally PROFESSIONS AND OCCUPATIONS Act. Applicability, 71-8007 How cited, 71-8001 **Definition**, 71-8003 Intent, 71-8002 Rules and regulations, 71-8008 Title. use of. Business enterprise, 71-8005 Individual, 71-8004 Unfair trade practice, 71-8006 Violations, penalty, 71-8006

CERTIFIED REGISTERED NURSE ANESTHETIST PRACTICE ACT

See generally PROFESSIONS AND OCCUPATIONS Act, how cited, 38-701 Activities not subject to act, 38-706 Consultation and collaboration with practitioner, 38-711

Definitions. 38-702 to 38-706 Duties and functions, 38-711 Licensure, See also CREDENTIALING ACT. UNIFORM: 38-101 Renewal, 38-709 Requirements, 38-707 Licensure under, See ADVANCED PRACTICE REGISTERED NURSE PRACTICE ACT; 38-201 Temporary, requirements, 38-708 Use of title, 38-710 Scope of practice, 38-706

CERVICAL CANCER

See CANCER

CHADRON STATE COLLEGE See STATE COLLEGES

CHARITABLE GIFT ANNUITY ACT

See generally CONTRACTS Act, how cited, 59-1801 Definitions, 59-1802 Issuance of annuity, how construed, 59-1803

CHARITABLE ORGANIZATIONS

See generally BUSINESS ENTITIES Bingo authorized, 9-211, See also **BINGO ACT, NEBRASKA** Boy scouts, See CHILDREN AND MINORS Charitable gaming, authorized, Article III, section 24, Constitution of Nebraska Charter. 21-609 Corporate form, Benefit corporations, See BENEFIT CORPORATION ACT, NEBRASKA; 21-401 Nonprofit corporations, See NONPROFIT CORPORATIONS Corporate powers, 21-608, 21-609 Acts, attestation, 21-611 Endowment funds, management,

See PRUDENT MANAGEMENT OF INSTITUTIONAL FUNDS ACT, NEBRASKA UNIFORM: 58-610 Fiduciaries, act as, 21-610

CHARITABLE ORGANIZATIONS –Cont'd

Financial data protection, See FINANCIAL DATA PROTECTION AND CONSUMER NOTIFICATION OF DATA SECURITY BREACH ACT OF 2006; 87-801

Food,

Liability, limitations, 25-21,189 Resale prohibited, 28-1483 **Gambling**,

- Bingo, 9-201, See also BINGO ACT, NEBRASKA
- Charitable gaming, authorized, Article III, section 24, Constitution of Nebraska
- Gift enterprise, restrictions, Article III, section 24, Constitution of Nebraska, 9-701, See also GIFT ENTERPRISE
- Keno, See COUNTY AND CITY LOTTERY ACT, NEBRASKA; 9-601
- Lotteries and raffles, See LOTTERY AND RAFFLE ACT, NEBRASKA; 9-401 Small, See SMALL LOTTERY AND RAFFLE ACT, NEBRASKA; 9-501
- Pickle cards, See PICKLE CARD LOTTERY ACT, NEBRASKA; 9-301

Gift enterprise, restrictions, Article III, section 24, Constitution of Nebraska, 9-701, See also GIFT ENTERPRISE

Gifts to,

- Annuities, See CHARITABLE GIFT ANNUITY ACT; 59-1801 Donation of motor vehicle by certain political subdivisions.
- conditions, 13-329 Homes for orphans, widows,
- indigents, and elderly, 21-612 to 21-616

List, 21-608

Names and emblems, registration, Applicability of laws, 21-624 Authorized, 21-617 Certificate, 21-621 Effect, 21-618 Fees, 21-623 Procedure, 21-618 Record, 21-619

Secretary of State, duties, 21-618 to 21-623 Similar names, effect, 21-620 Violations, penalty, 21-622 Nonprofit corporations, See NONPROFIT CORPORATIONS Officers. attestation. 21-611 Property, Powers, 21-609 Tax exemption, Authorized, Article VIII, section 2, Constitution of Nebraska, 77-202 Procedure, 77-202.01 to 77-202.03 **Religious,** See RELIGIOUS ORGANIZATIONS Sales and use tax exemption, 77-2704.12 Securities Act of Nebraska. transactions exempt from registration, when, 8-1111 Trusts, charitable purposes and enforcement, 30-3830, 30-3831, See also TRUST CODE, NEBRASKA UNIFORM

CHECKOFF BOARDS

See generally AGRICULTURAL PRODUCTS

- Corn Development, Utilization, and Marketing Board, 2-3611
- Dry Bean Commission, 2-3745 Grain, See GRAIN Grain Sorghum Development, Utilization, and Marketing
- Board, 2-4004 Wheat Development, Utilization, and Marketing Board, Nebraska, 2-2302

CHECKS

See generally FINANCIAL TRANSACTIONS

- Abandoned property, 69-1302, 69-1310, See also UNCLAIMED PROPERTY ACT, UNIFORM DISPOSITION OF
- Approval of, use of driver's license encoded information, 60-4,111.01

CHECKS –Cont'd Automatic teller machines, 8-157.01 Bad checks, Collection procedures, 28-611 Fee authorized, 8-821, 28-611, 45-1024 Insufficient funds, 28-611 No-account check, 28-611.01 Penalties, 28-611, 28-611.01 State Treasurer and state agency, charge assessed, 84-617.01, 84-620 Bank deposits and collections, Article 4, UCC, See also COMMERCIAL CODE, UNIFORM Certified checks. Presumed abandoned, when, 69-1302, 69-1310, See also UNCLAIMED PROPERTY ACT. UNIFORM DISPOSITION OF Requirements, 8-137 Uniform Commercial Code, Bank deposits and collections, Article 4, UCC, See also COMMERCIAL CODE. UNIFORM Negotiable instruments, Article 3, UCC, See also COMMERCIAL CODE, UNIFORM Check-cashing services, Licensure requirements, See DELAYED DEPOSIT SERVICES LICENSING ACT; 45-901 Motor club service, authorized to cash checks, 44-3707 Cleared at par, 8-153 Collection, bank deposits and collections, Article 4, UCC, See also COMMERCIAL CODE, UNIFORM Commercial Code, Uniform, Bank deposits and collections, Article 4, UCC, See also COMMERCIAL CODE, UNIFORM Negotiable instruments, Article 3, UCC, See also COMMERCIAL CODE, UNIFORM Deposits, bank deposits and collections, Article 4, UCC, See also COMMERCIAL CODE, UNIFORM Encoding, required, 8-153

Failure to endorse, liability, 25-21,188.01 Negotiable instruments, Article 3, UCC, See also COMMERCIAL CODE, UNIFORM Preprinted information, required, 8-153 Receipt by insolvent bank, prohibited, 8-138, 8-1,118 Returned check, fee authorized, 8-821, 28-611, 45-1024, 84-617.01. 84-620 State Treasurer, cash checks for senators and state employees, 84-615 Traveler's checks. Defined, negotiable instruments, Article 3, UCC, See also COMMERCIAL CODE, UNIFORM Presumed abandoned, when, 69-1302, 69-1310, See also UNCLAIMED PROPERTY ACT. UNIFORM DISPOSITION OF Regulation, See MONEY TRANSMITTERS ACT, NEBRASKA; 8-2701 **Uniform Commercial Code**, Bank deposits and collections, Article 4, UCC, See also COMMERCIAL CODE, UNIFORM Negotiable instruments, Article 3, UCC, See also COMMERCIAL CODE, UNIFORM **CHEMIGATION** See IRRIGATION CHEMIGATION ACT, NEBRASKA See generally IRRIGATION Accidents. Failure to notify, penalty, 46-1142 Procedures, 46-1131 Act, How cited, 46-1101 How construed, 46-1147, 46-1148 Acts prohibited, 46-1139 to 46-1143 **Appeals**, 46-1146 Certificate, application of chemicals. 46-1128 Revocation, 46-1129.01

CHEMIGATION ACT, NEBRASKA -Cont'd Check valves, violations, 46-1127 Contamination, assistance, 46-1133 Damages, 46-1132 Defenses, affirmative, 46-1137 Definitions, 46-1103 to 46-1116.01 **Environmental Quality, Department** of, powers and duties, 46-1134 Environmental requirements, voluntary self-examination, 25-21,254 to 25-21,264, See also ENVIRONMENTAL AUDITS Equipment, replacement or alteration, inspection, 46-1122 Fees, 46-1119, 46-1121 Fund, Chemigation Costs, 46-1121 Inspections, 46-1122, 46-1124 Intent. 46-1102 Natural resources districts, Failure to carry out duties, 46-1144, 46-1145 Inspections, 46-1124 Permits, duties, 46-1117 to 46-1126 Report, annual, 46-1123 Notice, 46-1130 Permit, Application, 46-1117, 46-1120 Disciplinary actions, Grounds, 46-1125 Procedures, 46-1126 Emergency, 46-1119 Required, exception, 46-1117 Special, 46-1117.01 Violations, penalties, 46-1139 to 46-1143 Reports, Accident, 46-1131 Annual, 46-1123 Rules and regulations, Environmental Quality Council, 46-1127, 46-1129, 46-1136 Natural resources districts, 46-1135 Signs, posting, 46-1130 System, Improper operation, penalty, 46-1127 Suspend operations, when, 46-1126 Training, applicator, 46-1128, 46-1129

Violations of act, Penalties, 46-1139 to 46-1143 Procedures, 46-1138

CHICKENS

See LIVESTOCK

CHIEF INFORMATION OFFICER

See ADMINISTRATIVE SERVICES, DEPARTMENT OF

CHILD ABDUCTION PREVENTION ACT, UNIFORM See generally CHILDREN AND MINORS Act, How cited, 43-3901

How construed, 43-3911 Relation to federal Electronic Signatures in Global and National Commerce Act, 43-3912 Court order. Contents, 43-3908 Duration, 43-3910 Courts. Cooperation and communication, 43-3903 Jurisdiction, 43-3905 Definitions, 43-3902 Petition, contents, 43-3906 Risk of abduction, factors to determine, 43-3907 Standing to bring action, 43-3904

Warrant for physical custody of child, when, 43-3909

CHILD ABUSE

See generally CHILDREN AND MINORS Abuse by department personnel or agent, penalty, 28-322.04 Attorney General, establish Child Protection Division, 84-205 Board, Nebraska Child Abuse Prevention Fund, 43-1903 Child abuse and neglect, defined, 28-710 Child abuse and neglect teams, 28-728 to 28-731 Child advocacy centers, 28-728 to 28-730

CHILD ABUSE -Cont'd Child welfare system, See CHILDREN AND MINORS County attorney, duties, 28-728 Court proceedings, court appointed special advocate volunteers, See COURT APPOINTED SPECIAL ADVOCATE ACT; 43-3701 Custody, See CHILD CUSTODY Death or serious injury, See also DEATH Fatality or near fatality, disclosure of information, when, 81-3126 Investigation and review, See CHILD AND MATERNAL DEATH REVIEW ACT; 71-3404 Investigation by Inspector General, 43-4318 Department, duties, 28-713, 68-1207, 68-1207.01, See also CHILD PROTECTION AND FAMILY SAFETY ACT **Division, Child Protection, Attorney** General establish, 84-205 Domestic violence, See ABUSE Duty to report, See CHILD PROTECTION AND FAMILY SAFETY ACT; 28-710 **Enticement by electronic** communication device, 28-833 Family program, department establish, 42-916 Fatality or near fatality, 81-3126 Force, use on minor justifiable, when. 28-1413 Fund, Nebraska Child Abuse Prevention. Board, 43-1903, 43-1904 Definitions, 43-1902 Department, duties, 43-1905 Fund, creation and use, 43-1906 Legislative findings, 43-1901 Juvenile emergency shelter care, 13-317 Law enforcement. Assistance in investigations, 81-2010.01, 81-2010.02

Custodial interrogation statement of suspect, electronic recordation required, use, 29-4501 to 29-4508, See also CRIMINAL PROCEDURE Office of Inspector General of Nebraska Child Welfare, duties, 43-4318, 43-4331 Penalty, general, 28-707 Pornography, See CHILD PORNOGRAPHY PREVENTION ACT: 28-1463.01 Prevention. Family program, department establish, 42-916 Fund, Child Abuse Prevention Fund. this heading Pornography, See CHILD PORNOGRAPHY PREVENTION ACT; 28-1463.01 Protection orders, See PROTECTION ORDERS Prostitution, 28-707, 28-710, 28-805, See also PROSTITUTION Protection orders, See PROTECTION ORDERS Records and reports, See also CHILD PROTECTION AND FAMILY SAFETY ACT; 28-710 Disclosure, when, 81-3126 Rural areas, investigatory assistance by law enforcement, 81-2010.01, 81-2010.02 Sexual assault of a child, Civil action by victim, when, 25-228 Enticement by electronic communication device, 28-833 First degree, 28-319.01 Second or third degree, 28-320.01 Use of electronic communication device to commit, 28-320.02 While in state custody, 28-322.04 Statute of limitation, 29-110 Teams, Child abuse and neglect investigation, 28-728 to 28-731 Child abuse and neglect treatment, 28-728 to 28-731

Teams -Cont'd State Child and Maternal Death Review Team, See CHILD AND MATERNAL DEATH REVIEW ACT; 71-3404 Trafficking, Labor trafficking of a minor, 28-830, 28-831 Sex trafficking of a minor, 28-830, 28-831 Trafficking victim, 28-707, 28-830 Victims, See also VICTIMS At-risk youth, Youth Conservation Program, Nebraska, 37-915 to 37-921, See also YOUTH CONSERVATION PROGRAM, NEBRASKA Insurance discrimination prohibited, See UNFAIR DISCRIMINATION AGAINST SUBJECTS OF ABUSE IN **INSURANCE ACT: 44-7401** Trafficking victim, 28-707, 28-830 CHILD ADVOCACY CENTERS See CHILD ABUSE CHILD AND MATERNAL DEATH **REVIEW ACT** See generally DEATH Act, how cited, 71-3404 Definitions, 71-3405 Information and records, Confidentiality, 71-3411 Disclosure, limitations, 71-3411 Provision to team. 71-3410 Release, conditions, 71-3411 Subpoena power of department, 71-3410 Intent, 71-3404 State Child and Maternal Death **Review Team.** Chairperson, 71-3406, 71-3408 Consultation agreements, 71-3407 Core members, 71-3406 Death reviews, manner, 71-3409 Duties, 71-3407 Expenses, 71-3406

CHILD ABUSE -Cont'd

Information gathering and investigation, agent authorized, 71-3407 Meetings, 71-3406 Open Meetings Act, not applicable, 71-3406 Purposes, 71-3407 Team coordinator, 71-3406, 71-3408 Terms, 71-3406 **CHILD CARE** See generally CHILDREN AND MINORS Before-and-after-school services. 79-1104 Child care, Family child care homes, voluntary registration, 43-2609 Foster care, 71-1901 to 71-1907, See also FOSTER CARE Inspections, 43-2618, 71-1912, 71-1913, 81-502 Investigations, access to records, 28-377, 28-726 Licensure, See CHILD CARE LICENSING ACT; 71-1908 Providers, Licensing and inservice criteria, 79-1102 Training and assistance, 43-2606 to 43-2608 Quality assessment, See STEP UP TO QUALITY CHILD CARE ACT; 71-1952 Smoking prohibited at licensed program, See CLEAN INDOOR AIR ACT, NEBRASKA; 71-5716 Child care programs, licensure, See CHILD CARE LICENSING ACT; 71-1908 Child care subsidy program, Administrative disgualification, 68-720 Eligibility, exclusion of certain assets and income. 68-1201 Participation, 68-1202, 68-1206 Rate, 43-536 Disease, communicable, notice requirements, 43-2617 Education, See EARLY CHILDHOOD **FDUCATION**

CHILD CARE -Cont'd Federal funds, State Board of Education, distribute, 79-319 Foster care. Juvenile emergency shelter care, 13-317 Regulation, See FOSTER CARE Grants for programs, 43-2621 to 43-2625, See also QUALITY CHILD CARE ACT Immunizations, Exchange of information, 71-539 to 71-544. See also IMMUNIZATIONS Vaccination program, See CHILDHOOD VACCINE ACT; 71-526 Inspections, 43-2618 Licensure requirements, See CHILD CARE LICENSING ACT; 71-1908 Location. 43-2616 Medications. Requirements, See MEDICATION AIDE ACT: 71-6718 Rules and regulations, 71-6743 Motor vehicles, child passenger restraint requirements, 71-1907, See also SEAT BELTS Preschool, See EARLY CHILDHOOD EDUCATION Registration, voluntary, 43-2609 School districts. Before-and-after-school services. 79-1104 Prekindergarten programs, requirements, 79-1104, See also EARLY CHILDHOOD EDUCATION Smoking prohibited, licensed programs, See CLEAN INDOOR AIR ACT, NEBRASKA; 71-5716 Transportation of children, child seats and seat belt requirements, 71-1907, See also SEAT BELTS CHILD CARE LICENSING ACT See generally CHILDREN AND MINORS Act. How cited, 71-1908 Purposes, 71-1909

Complaint tracking system, 71-1918

Contested cases, procedure, 71-1916 Definitions, 71-1910 Department, powers and duties, 71-1912 to 71-1915 **Disciplinary actions**, Considerations, 71-1921 Final, when, 71-1922 Fines, disposition, 71-1920 Grounds, 71-1919 Notice, 71-1922 Types, 71-1920 Display, 71-1911 Emergency powers, 71-1915 Fees, 71-1911.01 Immunization requirements, 71-1913.01 to 71-1913.03 Injunction, 71-1915 Unlicensed child care, 71-1914.02 Inspections, 43-2618, 71-1912, 71-1913, 81-502 Intent, 71-1908, 71-1909 Investigation, 71-1912, 71-1913 Unlicensed child care, 71-1914.01 License. Application, Contents, 71-1911.02 Liability insurance requirements, 71-1911.03 Corrective action status, 71-1911 Criminal conviction of licensee set aside, effect, 29-2264, 71-1911 Denial, Final, when, 71-1922 Grounds, 71-1919 Notice, 71-1922 Disciplinary actions, this heading Juvenile record of licensee sealed, effect, 43-2,108.05 Voluntary surrender, 71-1923 When required, 71-1911 Local law, 71-1914 Providers. Inspector General access to records, 43-4324 Liability insurance requirements, 71-1911.03 Training and assistance, 43-2606 to 43-2608 Rules and regulations, 71-1916

CHILD CARE LICENSING ACT -Cont'd Smoking prohibited, See CLEAN INDOOR AIR ACT, NEBRASKA; 71-5716 Unlicensed child care. Investigation, 71-1914.01 Restraining order or injunction, 71-1914.02 Violations, county attorney, duties, 71-1914.03 Violation, unlicensed child care, 71-1914.03 CHILD CUSTODY See generally CHILDREN AND MINORS Abduction prevention, See CHILD ABDUCTION PREVENTION ACT, UNIFORM; 43-3901 Adoption, See ADOPTION Agencies, child-placing, See CHILD-PLACING AGENCY Child left at hospital, not prosecuted as a crime, when, 29-121 **Child Protection Division, Attorney** General, duties. 84-205 Child support, See CHILD SUPPORT Children with disabilities, Foster care payments, 68-1210 Special education services, 79-1129 **Compact, Interstate Compact for** the Placement of Children, 43-1103 Court determination of custody, Ex parte orders, 42-357 Legal and physical custody determination, 42-364, See also PARENTING ACT; 43-2920 Military parent involved in proceedings, See DEPLOYED PARENTS CUSTODY AND VISITATION ACT, UNIFORM; 43-4601 Minor child, rights of parents, 42-364, 42-381 Modification proceedings, 42-364 Noncustodial parent, notice of court proceedings, 43-3101 Visitation, Enforcement, 42-364.15 Grandparents, 43-1801 to 43-1803

Military parent, See DEPLOYED PARENTS CUSTODY AND VISITATION ACT, UNIFORM; 43-4601 Parental, 42-364 Temporary order, 42-357 Court jurisdiction, 25-2740, See also CHILD CUSTODY JURISDICTION AND ENFORCEMENT ACT, UNIFORM; 43-1226 Custodial agreement, nontestamentary transfers in, how treated. 30-2715 Decedents' estates, Allowance for children supported by decedent, 30-2324 Guardians, 30-2606, 30-2608, 30-2613 Department of Health and Human Services. Child committed to department, Assets of child, 43-907, 43-908 Department is legal custodian, 43-905.43-906 Child in custody of department, 43-284.01 Facilities for children, 83-108.04 Foreign national minors and minors having multiple nationalities. Consular representative, Cooperation for court appearance, 43-3809 Interview of minor, 43-3805 Coordination of activities, 43-3810 Definitions, 43-3802 Early identification, 43-3803 Home studies, 43-3808 Minor in custody of department, birth certificate, application, 43-3807 Rules and regulations, 43-3811 Sections. How construed, 43-3812 Purpose, 43-3801 Ward of department, Determination, duties, 43-3804 Special immigrant juvenile status, documentation. 43-3806 Foster care, See FOSTER CARE

CHILD CUSTODY -Cont'd Grandparent visitation, 43-1801 to 43-1803 Guardian ad litem, See GUARDIAN AD LITEM Guardians, See GUARDIANS Indian children, See INDIAN CHILD WELFARE ACT, NEBRASKA; 43-1501 Juvenile arrest, See also JUVENILE CODE, NEBRASKA; 43-245 Procedure, 29-401, 43-248 to 43-250 Military parent involved, See DEPLOYED PARENTS CUSTODY AND VISITATION ACT, UNIFORM; 43-4601 Neglect of a child, See CHILD PROTECTION AND FAMILY SAFETY ACT: 28-710 Parent, guardian, or custodian, powers, 43-708 State wards, See WARDS Support, See CHILD SUPPORT Violation of custody, penalty, 28-316 Welfare aid from county, employment requirement, custodial parent exception, 68-154.01 CHILD CUSTODY JURISDICTION AND ENFORCEMENT ACT, UNIFORM See generally CHILDREN AND MINORS Act. Applicability, 43-1228 to 43-1230, 43-1266 How cited. 43-1226 How construed, 43-1265 Adoption, act not applicable, 43-1228 Appeals, 43-1261 Attorney General, role of, 43-1262 Costs, fees, and expenses, 43-1259, 43-1264 County attorney, role of, 43-1262 Courts. Communication between, 43-1235 Cooperation between, 43-1237 Information submitted to, 43-1246

Simultaneous proceedings, procedure, 43-1243, 43-1254 Custody determination, Enforcement, 43-1253 Expedited enforcement, 43-1255 Foreign child custody determination, Jurisdiction, 43-1230 Recognition of, presumption, 43-1230 Modification, 43-1240 Registration, 43-1252 Simultaneous proceedings, 43-1254 Definitions. 43-1227, 43-1248 Determination, conclusive when, 43-1231 Emergency medical care authorization, act not applicable, 43-1228 Enforcement. Definitions, 43-1248 Duty to enforce, 43-1250 Expedited, 43-1255 Full faith and credit of another state's order. 43-1260 Hague Convention, order under, 43-1249 Registered determination, 43-1253 Simultaneous proceedings, 43-1254 Warrant for physical custody of child, 43-1258 Hearing and order, 43-1257 Husband-wife privilege, not applicable, 43-1257 Indian children, applicability of act, 43-1229 International application of act, 43-1230, 43-1249 Jurisdiction, Declined by reason of conduct, 43-1245 Effect, 43-1231 Exclusive, continuing, 43-1239 Foreign child custody determination, 43-1230 Inconvenient forum, 43-1244 Initial, 43-1238 Jurisdictional issue given priority, 43 1232 Modification of custody, 43-1240 Temporary emergency, 43-1241

CHILD CUSTODY JURISDICTION AND ENFORCEMENT ACT. **UNIFORM** –Cont'd Jurisdiction –Cont'd Temporary visitation, 43-1251 Law enforcement, role of, 43-1263 Motion under prior law, treatment, 43-1266 Notice. Persons outside state, 43-1233 Requirements, 43-1242 Parties. Appearance, 43-1247 Joinder, 43-1242 Special appearance, limited immunity, 43-1234 Records, preservation of, 43-1237 Registration of child custody determination. 43-1252 Service of process, Persons outside state, 43-1233 Petition and order, 43-1256 Testimony taken in another state, 43-1236

CHILD PORNOGRAPHY PREVENTION ACT

See generally CHILDREN AND MINORS Act, how cited, 28-1463.01 Acts prohibited, 28-1463.03, 28-1463.05 Affirmative defense, 28-1463.03 Definitions, 28-1463.02 Violation, penalties, 28-1463.04, 28-1463.05

CHILD PROTECTION AND FAMILY SAFETY ACT

See generally CHILDREN AND MINORS Act, How cited, 28-710 Intent, 28-710.01 Central registry and tracking system of child abuse cases, Information, Access, 28-719, 28-722, 28-726 Confidential, 28-725 Name-change order, treatment, 28-718 Not entered in registry, when, 28-720

Records. Amendment, 28-723, 28-724 Classification, 28-720 Confidentiality, 28-725 Disclosure, when, 81-3126 Expungement, when, 28-720, 28-721, 28-723, 28-724 Rights of subjects, 28-723 Summary, provided when, 28-727 Unauthorized release, 28-717, 28-725 Registry created, 28-718 Tracking system, 28-715, 28-720.01 Definitions, 28-710 Department, duties, 28-712, 28-713, 28-720, 81-3136 Duty to report suspected abuse or neglect, 28-711 Violation, penalty, 28-717 Immunity for participants of investigation or making report, when. 28-716 Judicial proceeding, evidentiary effect of privileged communications. 28-714 Law enforcement, duties, 28-713 Notification, requirements, 28-713, 28-713.01 Response to reports of abuse and neglect. Alternative response, Implementation plan, 28-712 Review, Evaluate, and Decide Team. 28-712.01 Use in designated sites, 81-3136 Investigation by law enforcement, 28-713, 28-713.01 Toll-free number, 28-711 Violations, penalties, 28-717, 28-725 CHILD SUPPORT

See generally CHILDREN AND MINORS Abandonment, criminal nonsupport, 28-706 Absent parent information, governmental body, duty to furnish, 42-358.08 Access to information, 43-3327

CHILD SUPPORT –Cont'd Amount, Cash medical support authorized, 42-364 Determination, 42-364 Guidelines, 42-364.16, 43-3342.05 Health care coverage required, when, 42-369 Modification proceedings, 42-364 Bond requirements, 42-358.05 Child support referees, Appointment, 43-1609 Assignment by court, 43-1611 Contracts, authorized, 43-1609 Decisions, review by court, 43-1613 Duties, 43-1611 Hearing, 43-1612 Intent, 43-1608 Office and staff. 43-1610 Qualifications, 43-1609 Children born out of wedlock, Medical expenses, liability of father, 43-1407 Paternity action, See PATERNITY Support, 43-1401 to 43-1411.01 Collection, 43-512.03 Clerk of the court, nonperformance of duties, 42-358.07 Collection of support, 43-512 to 43-512.18, See also ASSISTANCE FOR CERTAIN CHILDREN **Commission, Child Support** Advisory, 43-3342.05 Contempt proceedings, 42-358 to 42-358.08, 42-370 Title IV-D reimbursement, 43-512.04 Work release program, 42-358.03 Court jurisdiction, 25-2740 Criminal nonsupport, 28-706 Customer Service Unit, duties, 43-3342.04 Death of judgment debtor, effect, 43-513.01 Enforcement, Bank match system, 43-3328 to 43-3339 Decree, court powers, 42-358.05 Garnishment of settlements, 25-1563.02

Income withholding, 42-358.05, 42-364.01 to 42-364.12, 42-718, See also INCOME WITHHOLDING FOR CHILD SUPPORT ACT; 43-1701 Information regarding obligor, duty of governmental body to furnish, 42-358.08 Interstate, See FAMILY SUPPORT ACT, UNIFORM INTERSTATE; 42-701 License suspension, See LICENSE SUSPENSION ACT; 43-3301 Liens. Arising in another state, treatment, 42-371 On property of obligor, 42-358.06, 42-371, 42-718 Subordination, release, or partial release, procedure, 42-371 Attorney's fees and costs assessed, when, 42-371 Obligor, locating, See NEW HIRE REPORTING ACT; 48-2301 Payment for obligor under Uniform Disposition of Unclaimed Property Act authorized, 69-1318.01 Setoff against tax refund or state lottery prize, 77-27,160 to 77-27,173 Social security numbers, recorded to aid enforcement. 43-3340 State Disbursement Unit, this heading Title IV-D Division of Department of Health and Human Services, this heading Foreign judgments, Enforcement of, See FAMILY SUPPORT ACT, UNIFORM INTERSTATE: 42-701 Income withholding, 43-1729 Registration, 42-737 Fund, Title IV-D Support Payment Distributive, 43-3346 Garnishment of settlements, 25-1563.02 Guidelines. Child Support Advisory Commission, 43-3342.05 Establishment, use, 42-364.16

CHILD SUPPORT –Cont'd Health care coverage required, when, 42-369 Incarceration of obligor, effect, 43-512.15 Income withholding, Consent by parent, 42-364.14 Court-ordered, 42-358.05, 42-364.01 to 42-364.12, 42-718 Procedure. See INCOME WITHHOLDING FOR CHILD SUPPORT ACT; 43-1701 Information regarding obligor, governmental body must furnish, 42-358.08 Interest rate, delinguent payments, 42-358.02 Legal separation, 42-368 Liens for payment, 42-358.06, 42-371 Subordination, release, or partial release, procedure, 42-371 Attorney's fees and costs assessed, when, 42-371 Medical support provisions, Cash medical support authorized, 42-364 Definitions, 44-3,144 Delinguent payments, interest rate, 42-358.02 Discrimination against department, prohibited, 44-3,148 Health care coverage required, when. 42-369 Incorporate into decree, 42-364.17 Insurer. Duties, 44-3,146, 44-3,149 Prohibited acts, 44-3,145 Medicaid, effect, 44-3, 148, 44-3, 150 National medical support notice, 44-3,146 Rules and regulations, 44-3,147 Modification proceedings, 42-364 Orders, Contents, 42-364.13, 42-364.17 Enforcement, this heading Juvenile court orders, filing, 43-2,113 Medical support provisions, this heading

Statewide data system, use required, 43-3345 Temporary or ex parte, 42-357 Title IV-D. Review, 43-512.12 to 43-512.18 Waiver of additional docket fee, 33-107.02 Paternity action, See PATERNITY Payments, Collection of support, 43-512 to 43-512.18, See also ASSISTANCE FOR CERTAIN CHILDREN Considered abandoned, when, disposition, 43-3344 Customer Service Unit, duties, 43-3342.04 Delinguencies, 42-358, 42-358.01 Interest rate, 42-358.02 Disbursement, 42-369, 43-3342.02, 43-3344 State Disbursement Unit, this heading Title IV-D Division of Department of Health and Human Services, this heading Electronic remittance by employer, when, 43-3342.03 Enforcement, 42-369 Failure, 42-358.03 Health insurance, 42-369 How credited, 42-358.02 Insufficient funds, treatment, 43-3342.03 Records, 42-358, 43-3342.01 Termination, when, 42-371.01 Referees. Child support referees, this heading Release or partial release, when, 42-371 Remarriage of person entitled to collect, effect, 42-358.04 Setoff against tax refunds, 77-27,160 to 77-27,173 State Disbursement Unit, Created, 43-3342 Definitions, 43-3341 Disbursement, timely required, 43-3342.02 Duties, 43-3342.01

CHILD SUPPORT -Cont'd State Disbursement Unit -Cont'd Insufficient funds, treatment, 43-3342.03 Promotional materials, restrictions, 43-3342.06 Support order collection, 43-3342.03 State Disbursement Unit Cash Fund, 43-3342.03 Termination, when, 42-371.01 Title IV-D cases, Additional docket fee waived, 33-107.02 Funds withheld from county, when, 43-3345 Support order, Modification, when, 43-512.15 Review, 43-512.12 to 43-512.18 Title IV-D Division of Department of Health and Human Services, Customer Service Unit, 43-3342.04 Delinquent payments, 42-358 to 42-358.02 District courts, required to use system, 43-3345 Income withholding, 43-1718, 43-1727 Records, 43-3342.01 Rules and regulations, 43-3347 Support order payments, 42-364.13, 43-3344 Title IV-D Support Payment Distributive Fund, 43-3346 Unemployment compensation benefits, treatment, 48-647 Veterans, aid for children. 80-403 Visitation, enforcement, 42-364.15 CHILD SUPPORT REFEREES See CHILD SUPPORT

CHILDHOOD LEAD POISONING PREVENTION ACT

See generally DISEASES AND INJURIES Act, how cited, 71-2513 Action plan, 71-2516 Department, powers and duties, 71-2516 Entitlement not created, 71-2517 Environmental lead hazard awareness action plan, 71-2516 Intent, 71-2514, 71-2515 Lead poisoning prevention program, 71-2518

CHILDHOOD VACCINE ACT

See generally HEALTH CARE Act, how cited, 71-526 Coverage by insurance required, 44-784 Department, powers, 71-529 Entitlement, not created, 71-530 Immunizations, See IMMUNIZATIONS Intent, 71-527, 71-528 Purpose, 71-528 Records. Health care providers, duties, 71-539 Information exchange, 71-539 to 71-544, See also IMMUNIZATIONS Statewide immunization action plan, 71-529 CHILD-PLACING AGENCY See generally CHILDREN AND MINORS Child in custody of agency, 43-284.01 Licensure and regulation, See CHILDREN'S RESIDENTIAL FACILITIES AND PLACING LICENSURE ACT; 71-1924

Sales and use tax exemption for nonprofit, 77-2704.12 Voluntary relinquishment of custody to, 43-284.01

CHILDREN AND FAMILY BEHAVIORAL HEALTH SUPPORT ACT

See BEHAVIORAL HEALTH SERVICES ACT, NEBRASKA; 71-801

CHILDREN AND MINORS

See generally HUMAN AFFAIRS Abandonment, criminal nonsupport, 28-706 Abortion, See ABORTION Abuse of, See CHILD ABUSE Adoption, See ADOPTION Agency, See CHILD-PLACING AGENCY

CHILDREN AND MINORS -Cont'd Age of majority, See AGE OF MAJORITY Aid to. See also ASSISTANCE FOR CERTAIN CHILDREN Child care subsidy program, 43-536, 68-1202. See also SOCIAL SERVICES Alcohol, Age restrictions and regulation, See LIQUOR CONTROL ACT, NEBRASKA; 53-101 Intoxicated minor causing injury or property damage, liability of social host, alcohol procurer, retail seller, See MINOR ALCOHOLIC LIQUOR LIABILITY ACT: 53-401 Birth certificates. Delayed registration, See DELAYED **BIRTH REGISTRATION ACT; 71-**617.01 Registration of, See VITAL STATISTICS ACT; 71-601 **Bov Scouts.** Activities authorized, 43-301, 43-302 Corporation, declaration, 21-608 Child care. Child care subsidy program, 43-536, 68-1202, See also SOCIAL SERVICES Day care, See CHILD CARE Educational packet for parents of newborns, See READ, EDUCATE, AND DEVELOP YOUTH ACT, **NEBRASKA**; 79-1901 Mother, right to breast-feed child, 20-170 Programs, See CHILD CARE Child support, See CHILD SUPPORT Child welfare system, Case management, Case managers, training program, 68-1214 Caseload requirements, case plan, 68-1207, 68-1207.01 Legislative findings and declarations, 68-1211 Pilot project, 68-1212 Evaluation, 68-1213

State ward, case manager, duties, 68-1212 Contract with department to provide services, requirements, 43-4410 Department reports, contents, 43-4406. 43-4408 Evaluation, independent, 43-4409 Grievance process for families in system, 81-603 Information system, child welfare, 43-4401 to 43-4404 Intergenerational Poverty Task Force, 50-429 to 50-433 Nebraska Children's Commission, 43-4202, See also CHILDREN'S COMMISSION, NEBRASKA Office of Inspector General of Nebraska Child Welfare. See OFFICE OF INSPECTOR GENERAL OF NEBRASKA CHILD WELFARE ACT; 43-4301 Report of department's implementation of recommendations, 50-424 Service areas, annual survey. reports, 43-4407 Statewide automated child welfare information system, 43-4404, 43-4405 Children born out of wedlock, Adoption, See also ADOPTION Consents, 43-104 Substitute consent, 43-105, 43-906 Proceedings, 43-104.01 to 43-104.25 Birth certificates, 71-628, 71-629, 71-640.02, See also VITAL STATISTICS ACT Health care insurance coverage, 44-3,145 Paternity action, See PATERNITY Protective proceedings, Appointment of guardian, 30-2608 Intestate succession, 30-2309, 30-2349 Workers' compensation, applicability, 48-124

CHILDREN AND MINORS -Cont'd Commission, Nebraska Children's, 43-4202, See also CHILDREN'S COMMISSION. NEBRASKA Compacts. Interstate Compact for Juveniles, 43-1011 Interstate Compact for the Placement of Children, 43-1103 Interstate Compact on Educational Opportunity for Military Children, See INTERSTATE COMPACT ON EDUCATIONAL **OPPORTUNITY FOR MILITARY** CHILDREN; 79-2201 Condemnation, valid release by quardian of minor, 76-724 **Conservators**, See CONSERVATORS Contract, power to, when, 43-2101 Court proceedings, Actions, effect, 25-307 to 25-310 Arraignment. Transfer to juvenile court, when, 29-1816 Written waiver and plea accepted, when, 29-4206 Court appointed special advocate volunteers, See COURT APPOINTED SPECIAL ADVOCATE ACT; 43-3701 Depositions, videotape, this heading Juvenile courts, See JUVENILE COURTS Juvenile justice system, See JUVENILE JUSTICE SYSTEM Noncustodial parent, notification required, 43-3101 Service of process on a minor, 25-508.01 Crimes and offenses relating to, See CRIMES AND OFFENSES Crimes committed by, Class IA felony, maximum sentence, 28-105.02 Denied parole, annual parole hearing, 83-1,110.04 Custody of, See CHILD CUSTODY Day care, See CHILD CARE Death, See DEATH

Delinguent children, See JUVENILE JUSTICE SYSTEM Depositions, videotape, Child advocacy center forensic interview, 28-728 Child victim or witness, 29-1925, 29-1926 Income withholding proceeding, 43-1736, See also INCOME WITHHOLDING FOR CHILD SUPPORT ACT Disabled children. See also DISABLED PERSONS Autism. Insurance coverage required, 44-7.106 Medicaid treatment, See AUTISM TREATMENT PROGRAM ACT; 68-962 Civil rights, See CIVIL RIGHTS Education, See SPECIAL EDUCATION ACT: 79-1110 Hearing screening tests for newborns and infants, See **INFANT HEARING ACT: 71-4734** Medically handicapped, 43-507, 43-508, 43-524, 71-1405 Pediatric feeding disorders, medical assistance, 68-967 Services for, See EARLY INTERVENTION ACT: 43-2501 Diseases, See also DISEASES AND **INJURIES** Critical congenital heart disease, newborn screening, See NEWBORN CRITICAL CONGENITAL HEART DISEASE SCREENING ACT: 71-553 Lead poisoning, See CHILDHOOD LEAD POISONING PREVENTION ACT; 71-2513 Lead poisoning prevention program, 71-2518 Metabolic. Amino acid-based elemental formulas program, 68-158 Infant screening, 71-519 to 71-524, See also DISEASES AND INJURIES

CHILDREN AND MINORS –Cont'd **Diseases** –*Cont'd*, Metabolic -Cont'd Pediatric feeding disorders, medical assistance, 68-967 Divorce. Attorney for minor child. appointment, 42-358 Child custody, See CHILD CUSTODY Child support, See CHILD SUPPORT Noncustodial parent, notice of court proceedings, 43-3101 Parenting plan, See PARENTING ACT; 43-2920 Visitation, this heading Education. Educational opportunities, Department of Labor to study, 81-403 Educational system, See EDUCATION Parents of newborns, educational packet for, See READ, EDUCATE, AND DEVELOP YOUTH ACT, **NEBRASKA**; 79-1901 Preschool, See EARLY INTERVENTION ACT; 43-2501 Reform schools, authorized, Article VII, section 12, Constitution of Nebraska State duty to provide, Article VII, section 1, Constitution of Nebraska, See also EDUCATION Schools, See ELEMENTARY AND SECONDARY EDUCATION Students, See STUDENTS Emancipation of minor, when, 43-2101 Emergency shelter care, 13-317 Interim-program school, 79-215, 79-1119.01, 79-1142 Employment, Work, this heading Evidence rules. Husband-wife privilege inapplicable to certain cases involving children, 27-505 Physician-patient privilege, inapplicable to injuries to children, 27-504

Family finding services, pilot project, 43-2201 to 43-2209 Family policy, 43-532 to 43-535 Food programs for children, **CSF or Commodity Supplemental** Food Program, 71-2225 to 71-2230 WIC or Special Supplemental Nutrition Program for Women, Infants, and Children, 71-2225 to 71-2230 Force, use on minor justifiable, when. 28-1413 Foreign national minors and minors having multiple nationalities, determination, 43-3801 to 43-3812 Foster care. See FOSTER CARE Fund, Crimes Against Children, 81-1429.01 Gambling, Bingo and pickle cards, age restrictions, 9-345, 9-430 Horseracing, prohibitions, 2-1207 Lottery prize awarded to minor, treatment, 9-823 Gangs, unlawful recruitment into, penalty, 28-1351 Genetic testing, paternity actions. 43-1414 to 43-1418, See also GENETIC TESTING Grandparents, visitation rights, 43-1801 to 43-1803 Court jurisdiction, 25-2740 Guardian ad litem, See GUARDIAN AD LITEM Guardians. See GUARDIANS Handicapped children, Disabled children, this heading Health care. See also HEALTH CARE Behavioral health services for children and families, 71-821 to 71-826. See also BEHAVIORAL HEALTH SERVICES ACT, NEBRASKA Telehealth services for children, 71-8509 to 71-8512 Children's Behavioral Health Task Force, 43-4001 to 43-4003 Maternal and child. See MATERNAL AND CHILD HEALTH; 71-2201

CHILDREN AND MINORS -Cont'd Health care -Cont'd Medicaid, medical assistance program, See MEDICAL ASSISTANCE ACT; 68-901 Children, medical necessity for services and treatment guidelines, See CHILDREN'S HEALTH AND TREATMENT ACT: 68-2001 Minor's power to consent to, when, 30-2604 School-based health centers, 68-968, See also MEDICAL ASSISTANCE ACT Homeless youth program assistance, See AFFORDABLE HOUSING ACT, NEBRASKA; 58-701 Hunting and fishing, Apprentice hunter education exemption certificate, 37-413 Hunter education programs, 37-413, 37-414 Permits, age requirements, 37-410, 37-411, 37-452, 37-497 Immunizations for children, Child care program, 71-1913.01 to 71-1913.03 Coverage by insurance, required, 44-784 Program, See CHILDHOOD VACCINE ACT; 71-526 Schools, 79-217 to 79-223 Indian children, See INDIAN CHILD WELFARE ACT, NEBRASKA; 43-1501 Infants. Immunizations for children, this heading Leaving child at a hospital, not prosecuted as a crime, when, 29-121 Mother, right to breast-feed child, 20-170 Pediatric feeding disorders, medical assistance, 68-967 Screening tests, Congenital heart disease, See NEWBORN CRITICAL CONGENITAL HEART DISEASE SCREENING ACT; 71-553

Hearing, See INFANT HEARING ACT; 71-4734 Metabolic diseases, 71-519 to 71-524, See also DISEASES AND **INJURIES** Shaken baby syndrome, findings and information, 71-2102 to 71-2104 Sudden infant death syndrome, See DEATH Inheritance and probate, See DECEDENTS' ESTATES **Insurance.** See INSURANCE Judgments, vacation or modification, 25-1317, 25-2001 Juvenile courts, See JUVENILE COURTS Juvenile justice system, See JUVENILE JUSTICE SYSTEM Labor laws, Work, this heading Lawsuits, rules applicable, 25-307 to 25-310 Lead poisoning, See DISEASES AND INJURIES Lease, power to enter into, when, 43-2101 Legitimacy, 42-377, 42-402, 43-1401, 43-1406 Liquor, Alcohol, this heading Marriage of minors, Allowed when, 42-105, 42-107 Minimum age for, 42-102 Void, when, 42-103 Voidable, when, 42-118 McGruff Houses, safe haven for school-age children, 43-3201 Medical treatment, minor's power to consent to, when, 30-2604 Minor, defined, Declaration of person as minor, 43-2101 Liquor Control Act, Nebraska, minor defined, 53-103.23 Obscenity, minor, 28-807 Shoplifting, minor, 25-21,194 Missing children, See MISSING PERSONS

CHILDREN AND MINORS –Cont'd Motor vehicles. Child seats and seat belts, requirements, 60-6,265 to 60-6,273, 71-1907, See also SEAT BELTS Commercial driver's license. issuance to minor, 60-4,152 Dealer's license, issuance to minor prohibited, 60-1403.01 Driver's license, age requirements, 60-4.118.05 Driving under the influence, zero tolerance, 60-6,211.01 to 60-6,211.07 Learner's permits, 60-4,123 to 60-4,125 Licenses and permits, holders not eligible for ignition interlock permits, 120.02, 43-287, 60-4, 60-498.01, 60-4, 124, 60-4, 125, 60-4.126 Parental responsibility, 60-6,117 Provisional operator's permit. 60-4,120.01, 60-4,120.02 Riding in pickup bed or other nonpassenger areas prohibited, 60-6,267, 60-6,268 Safety belts required, 60-6,267, 60-6,269,71-1907 Salesperson's license, restriction, 60-1403.01 School permit, 60-4,124 Snowmobiles, age requirements, 60-6,340 Transportation providers for state services, restrictions, 81-6,120 Neglect, See CHILD ABUSE Parenting time, Visitation, parenting time, this heading Parents, Abandonment by, criminal nonsupport, 28-706 Child born dead, disposition of remains, written policy and notification duties of hospital, 71-20,121

Educational packet for parents of newborns, See READ, EDUCATE, AND DEVELOP YOUTH ACT, NEBRASKA; 79-1901 Leaving child at a hospital, no prosecution for crime, when, 29-121 Liability of, Alcoholic liquor, responsibility, 53-180.03 Motor vehicles, 60-6,117 Personal injury, 43-801 Pet owned by child, 28-1015 Property damage, 43-801 Shoplifting, 25-21,194 Treatment of sexually transmitted diseases, 71-504 Mother, right to breast-feed child, 20-170 Noncustodial parent, notification of court proceedings required, 43-3101 Powers of, 43-708 Rights, termination, See TERMINATION OF PARENTAL RIGHTS Surrogate, contract void, 25-21,200 Paternity action, 43-1411 to 43-1418, See also PATERNITY Pawnbrokers, prohibited from dealing with minors, 69-210 Placement of children, Adoption, See ADOPTION Agencies, licensure, See CHILDREN'S RESIDENTIAL FACILITIES AND PLACING LICENSURE ACT; 71-1924 Child custody, See CHILD CUSTODY Family policy, 43-532 to 43-535 Foster care, See FOSTER CARE Interstate compact for, 43-1103 Juvenile offenders, See JUVENILE JUSTICE SYSTEM State wards, See WARDS Pornography involving, Civil action for damages, See EXPLOITED CHILDREN'S CIVIL REMEDY ACT; 25-21,290 Prevention. See CHILD PORNOGRAPHY PREVENTION ACT: 28-1463.01

CHILDREN AND MINORS -Cont'd **Pornography involving** –Cont'd Visual evidence that includes a child, custody restrictions, 27-1301 Privacy rights, consent of parent or guardian, effect, 20-205 Property, transfer to minor, See TRANSFERS TO MINORS ACT, NEBRASKA UNIFORM: 43-2701 Protective proceedings, See **GUARDIANS** Public defender, person entitled to representation, 29-3915 Safe haven, Infants, leaving child at a hospital not prosecuted as a crime, when, 29-121 School-age children, McGruff Houses, 43-3201 Seat belts and car seats, requirements, 60-6,265 to 60-6,273, 71-1907, See also SEAT BELTS Service of process on a minor, 25-508.01 Sexual assault, See SEXUAL ASSAULT Shaken baby syndrome, Information for parents, 71-2103 Legislative findings, 71-2102 Public awareness activities, 71-2104 Special education, See SPECIAL EDUCATION ACT; 79-1110 State wards, See WARDS **Students**, See STUDENTS Sudden infant death syndrome, See DEATH Support of, See CHILD SUPPORT Surrogate parenthood contracts, void, 25-21,200 Tobacco. Novelty lighter, child safety feature required, 28-1357 Tobacco, alcohol, and drug education, 79-712 to 79-714 Vaccinations. Immunization for children, this heading

Veterans. Children of, waiver of higher education tuition and fees. when. 80-411 Loans to, minority, effect, 80-701 Visitation, parenting time, Determination, 42-364 Enforcement, 42-364.15 Grandparents, 43-1801 to 43-1803 Modification proceedings, 42-364 Temporary order, 42-357 Voting, electors must be eighteen years of age, Article VI, section 1, Constitution of Nebraska, 32-312, See also ELECTION ACT Work. Child employed by parent, not an employee, 48-1202 Limitations, 48-301 to 48-313, See also LABOR AND EMPLOYMENT Regulation of employment conditions, Article XV, section 8, Constitution of Nebraska Workers' Compensation Act. Applicability to minors, 48-115, 48-132 Benefits, 48-122.01, 48-122.03, 48-124 Youth Conservation Corps, program, 37-908, 37-909 Youth Conservation Program, Nebraska, 37-915 to 37-921, See also YOUTH CONSERVATION PROGRAM, NEBRASKA CHILDREN'S COMMISSION, NEBRASKA See generally STATE GOVERNMENT Commission, Nebraska Children's, Committees created, 43-4203 Consultant, 43-4202 Created, 43-4202 Duties, 43-4202 to 43-4207 Facilitated conferencing, 43-4203 Intent, 43-4201 Meetings, 43-4202 Members, 43-4202 Policy analyst, 43-4202 Programs and services, analysis of, 43-4205

CHILDREN'S COMMISSION. NEBRASKA – Cont'd **Commission, Nebraska Children's** -Cont'd Recommendations regarding youth rehabilitation and treatment centers, 43-4203 Reports, 43-4207 Service areas, 43-4203 Statewide strategic plan, 43-4204 Terminates, when, 43-4202 Committees. Foster Care Reimbursement Rate Committee, 43-4216 **Title IV-E Demonstration Project** Committee, 43-4208 Foster care system and reimbursement rates, Findings and intent, 43-4211, 43-4214 Foster Care Reimbursement Rate Committee. Duties, 43-4217 Report. 43-4217 Subcommittees, 43-4217 Foster parents, additional stipend, 43-4213 Pilot project, 43-4215 Reimbursement rate recommendations, 43-4215 Report, contents, 43-4215 **Title IV-E Demonstration Project,** Apply for waiver, 43-4210 Commission, powers, 43-4208 Department of Health and Human Services. Cooperate with commission, 43-4206 Powers and duties, 43-4205, 43-4208 Report, 43-4209 Implementation plan, 43-4208 Office of Probation Administration, duties, 43-4208 CHILDREN'S HEALTH AND TREATMENT ACT See generally HEALTH CARE

See generally HEALTH CARE Act, Definitions, 68-2003

How cited, 68-2001 Purposes, 68-2002 Behavioral health services, authorization and denial rates. 68-2002 Medicaid, services for children, report, contents, 68-2004 Medical necessity determination criteria, published, 68-2002 Rules and regulations, 68-2005 Treating guidelines criteria, published, 68-2002 **CHILDREN'S RESIDENTIAL** FACILITIES AND PLACING LICENSURE ACT See generally CHILDREN AND MINORS Act. How cited, 71-1924 Prior regulations, licenses, and proceedings, how treated, 71-1927, 71-1951 Purpose, 71-1925 Child-placing agency, 71-1926 License required, 71-1927 Emergencies, Department powers, procedures, 71-1938 Other enforcement measures, 71-1938 Petition for injunction, 71-1938 Families involved in proceedings under the act. Cause of action for relief. 71-1937 Retaliation or discrimination by licensee prohibited, 71-1937 Inspections, Department, 71-1933, 71-1934 Findings of noncompliance, proceedings, 71-1935 Report, 71-1933 State Fire Marshal, 71-1934, 81-502 Fee. 71-1934 License. Application for license or renewal, requirements, 71-1928 Criminal conviction of licensee set aside, effect, 29-2264 Denial or refusal to renew. 71-1939 Grounds, 71-1939, 71-1940

CHILDREN'S RESIDENTIAL FACILITIES AND PLACING LICENSURE ACT –Cont'd License –*Cont'd*. Denial or refusal to renew –Cont'd Notice, hearing, appeal, 71-1943 to 71-1946 Disciplinary actions, Department impose disciplinary actions, considerations, 71-1941, 71-1942 Fine, 71-1941 Grounds, 71-1940 Notice, hearing, appeal, 71-1943 to 71-1946 Expiration date, 71-1930 Fees, 71-1929 Juvenile record of licensee sealed, effect, 43-2,108.05 Lapsed or suspended, reinstatement, procedure, 71-1947 Not transferable, 71-1930 Provisional license, 71-1932 Public inspection and display, 71-1930 Separate license required for each type of agency or service, when, 71-1931 Voluntary surrender, 71-1948 Residential child-caring agency, 71-1926 License required, 71-1927 Rules and regulations, 71-1949 Violation of act, alleged, Complaint, 71-1936 Confidentiality, 71-1936 Department duties, 71-1936 Investigation, 71-1936 Violations, penalty, 71-1950 CHIP

See COMPREHENSIVE HEALTH INSURANCE POOL ACT; 44-4201

CHIROPRACTIC PRACTICE ACT See generally PROFESSIONS AND OCCUPATIONS

Act, how cited, 38-801

Board of Chiropractic, 38-167, See also CREDENTIALING ACT, UNIFORM Continuing competency requirements, 38-808, 38-809 Death certificates, power to sign, 38-811 Diseases, See also DISEASES AND **INJURIES** Care providers, exposure procedures, 71-506 to 71-514.05 Examinations. 38-807 Exemptions. 38-806 Fees, 38-810 Health regulations, duties, 38-811 Insurance, reimbursement for services, 44-513 Licensure, See also CREDENTIALING ACT. UNIFORM: 38-101 Qualifications, 38-807 Reciprocity, 38-809 School, accredited college of chiropractic, 38-803 Scope of practice, 38-805, 38-811 Standard of care, 38-811

CHIROPRACTORS

See generally PROFESSIONS AND OCCUPATIONS Diseases, See also DISEASES AND **INJURIES** Care providers, exposure procedures, 71-506 to 71-514.05 Insurance, reimbursement for services, 44-513 Licensure, See CHIROPRACTIC PRACTICE ACT; 38-801 Lien for services, 52-401 Peer review authorized, See PEER REVIEW CHOICE OF FORUM ACT, MODEL UNIFORM

See generally LEGAL PROCEDURE Act, How cited, 25-417 How construed, 25-416 Agreements, conditions, 25-414, 25-415

UNIFORM –Cont'd Definitions, 25-413 CHURCHES See generally RELIGION Alcoholic beverages, Minor, consumption at bona fide religious rite not prohibited, 53-180.02 Sacramental use, exempt from Nebraska Liguor Control Act, 53-168.06 Sale at retail near church, restrictions, 53-177 **Cemeteries**, See CEMETERIES Charitable organizations, See CHARITABLE ORGANIZATIONS Church schools, requirements, 79-1601 to 79-1607, See also PRIVATE SCHOOLS Clergy, See CLERGY Corporation, declaration, 21-608, 21-609 **Employment Security Law,** applicability, 48-604 Handguns, concealed, when allowed, 69-2441 Health care. Exemptions, 71-6229, See also HEALTH PROFESSIONS ACT, NEBRASKA REGULATION OF Practice of healing arts, exemptions, See CREDENTIALING ACT, UNIFORM; 38-101 Inheritance tax exemption, 77-2007.04 Marriages, authorization to perform, 42-108 Nebraska State Capitol Environs District, exemption, 90-303 Nonprofit corporations, See NONPROFIT CORPORATION ACT. **NEBRASKA**; 21-1901 Pioneers' Memorial Day, duties, 82-112 **Property tax exemption**, Article VIII,

CHOICE OF FORUM ACT, MODEL

roperty tax exemption, Article VIII, section 2, Constitution of Nebraska, 77-202

Records, delayed birth certificates, 71-617.06, See also DELAYED **BIRTH REGISTRATION ACT** Regulations, municipal, violations, 15-215, 16-233, 17-130 Religious freedom, See RELIGIOUS FREEDOM **Religious organizations**, See **RELIGIOUS ORGANIZATIONS** Sales and use tax exemptions, Food and food ingredients sold at church event, 77-2704.10 Purchases made by nonprofit religious organization, 77-2704.12 Schools, church schools, requirements, 79-1601 to 79-1607, See also PRIVATE SCHOOLS State-owned lands, sale, 72-227, 72-228 Tax exemptions, Inheritance tax, 77-2007.04 Property tax, Article VIII, section 2, Constitution of Nebraska, 77-202 Sales and use tax, 77-2704.10, 77-2704.12 Termination, vesting of property, 21-2801 to 21-2803 **CIGARETTE SALES ACT, UNFAIR** See generally SALE OF GOODS Act, how cited, 59-1501 Acts prohibited, 59-1503 Contracts, void when, 59-1510 Cost, determination, 59-1504, 59-1505, 59-1512 Survey, 59-1513 Definitions, 59-1502 Enforcement, 59-1517, 59-1518 Evidence, 59-1503, 59-1511 License, revocation, 59-1516 **Remedies**, 59-1515 Rules and regulations, 59-1514 Sales, restrictions, 59-1506, 59-1507 Exceptions, 59-1508, 59-1509

CIGARETTES

See generally SALE OF GOODS

CIGARETTES -Cont'd Cancer research grants, 81-637 to 81-640.01, See also CANCER Gray market sales, Cigarette licensees, disciplinary actions, 59-1523 Contraband, 59-1523 Deceptive trade practice, 59-1524 Definitions, 59-1519 Enforcement, 59-1525 Exemptions, 59-1521 Prohibited acts, 59-1520 Violation, penalty, 59-1522 Ignition propensity requirements, See REDUCED CIGARETTE IGNITION PROPENSITY ACT: 69-501 License to sell required, 28-1420 to 28-1429, See also TOBACCO Lighters, novelty, sale without child safety feature, penalty, 28-1357 Litter fee, 81-1559 to 81-1560.04 Sale, Gray market sales, this heading License to sell required, 28-1420 to 28-1429, See also TOBACCO Regulation, 28-1418 to 28-1429.03, See also TOBACCO Requirements for sale in this state, 69-2701 to 69-2711, See also TOBACCO Self-service display, restrictions on use, 28-1429.03 Tax, this heading Unfair practices, See CIGARETTE SALES ACT, UNFAIR; 59-1501 Vending machines, restrictions, 28-1429.03 Smoking, Programs to reduce, Students, tobacco, alcohol, and drug education, 79-712 to 79-714 **Tobacco Prevention and Control** Cash Fund, 71-5714 Restrictions, See CLEAN INDOOR AIR ACT, NEBRASKA; 71-5716 Tax. Common carrier, permit

requirements, 77-2621

Violation, penalty, 77-2622 Contraband cigarettes, treatment, 69-2709, 77-2620 to 77-2622 Violation, revocation of permit, 77-2622 Definitions, 77-2601 Disbursement of tax, 77-2602, 77-2613, 77-2616 Electronic postmark, 86-644 Exempt transaction, refund, procedure, 77-2602.05 Funds received from tax cannot be pledged for bond repayment, 77-2602.04 Indian tribe, federally recognized, Agreement with Governor, 77-2602.06 Tribal stamp, authorized, 77-2603.01 Tribal taxes, 77-2602.06 Interstate sales, reports required, 77-2604.01 Liability for tax, 77-2602.01 Licensees. Disciplinary actions, 77-2615.01 Joint and several liability, when, 77-2615.01 Limitation on pledge of revenue for bonds, 77-2602.04 Mail, file or pay by, 49-1201 to 49-1203 Meter impressions, requirements, 77-2603 Rate, 77-2602, 77-2602.03, 77-2616 Records subject to inspection, 77-2605 Reports. Interstate sales, 77-2604.01 Manufacturers, importers, 77-2604 Stamping agents, wholesale dealers, retail dealers, 77-2604 Use tax, 77-2617 Rules and regulations, 77-2612 Special privilege tax, 77-2601 to 77-2615 Stamping agents, Duties, 77-2602.03, 77-2608 Exempt stock, conditions, 77-2607

CIGARETTES –Cont'd Tax –Cont'd. Stamping agents -Cont'd Licensure. Application, procedure, fee, 77-2612 Directory license, 77-2603 Requirements, 77-2603 Web site listings, 77-2603 Nonresident. Agent for service of process, 77-2603 Surety bond, 77-2603 Reports, 77-2604 Special privilege tax, payment of, 77-2602 Stamps. Acts prohibited, 77-2611 Cancellation, 77-2606 Destroy, when, 77-2609 Redemption, 77-2610 Requirements, 77-2603 Sale to stamping agents, 77-2608 Tax Commissioner, powers and duties, 77-2608 Tribal stamp in lieu of, 77-2603.01 Tax Commissioner, Duties, 77-2608 Personnel, 77-2612 Rules and regulations, 77-2612 Tobacco other than cigarettes, See TOBACCO PRODUCTS TAX ACT; 77-4001 Use tax, 77-2616 to 77-2619 Delinguent payment, effect, 77-2618 Violations, penalties, 77-2614, 77-2615, 77-2619, 77-2622 Wholesaler, Credit, when, 77-2602.03 Duties, 77-2602.03 License, required, 77-2612 Disciplinary actions, 59-1523 Reports, 77-2604 Tax amnesty program, 77-5601 **Tobacco settlement, Master** Settlement Agreement, tobacco manufacturers and stamping agents, duties, 69-

2701 to 69-2711, See also TOBACCO Vapor or alternative nicotine products. Unlawful for minors, 28-1418 to 28-1429.03 Vending machines, use restricted, 28-1429.01, 28-1429.02 **CITIES AIRPORT AUTHORITIES ACT** See generally AIRPORTS Act. Applicability, 3-513 How cited, 3-514 Audit by Auditor of Public Accounts, when, 84-304 Authorized, 3-504.01 Board. Created, 3-502 Expenses, 3-502 Membership, 3-502 Election, 32-547 Vacancy, 32-567 Period of corporate existence, 3-502 Bonds. See BONDS Budget requirements, See BUDGET ACT, NEBRASKA; 13-501 Commercial aviation, develop, 3-504.02 Definitions, 3-501 Eminent domain, 3-503 Employees, See also AIRPORTS Transfer of, effect, 3-505 Federal projects, approval by department, 3-239 Financing, Federal funds. 3-239 How handled, 3-506 Insurance, 3-503 Joint entity, Airports, See JOINT AIRPORT AUTHORITIES ACT; 3-701 Authorized, See INTERLOCAL COOPERATION ACT; 13-801; JOINT PUBLIC AGENCY ACT; 13-2501 Liability, limitation, 3-509 **Powers**, 3-504 Property, Acquire, 3-503 Tax exempt, 3-511

Tax levy. Authorized, 3-504 City of the primary class, additional, 3-504.02 Limitations, 77-3442 to 77-3446 Treasurer, 3-506.01 CITIES OF THE FIRST CLASS (Population of more than 5,000 and less than 100,000), See generally POLITICAL SUBDIVISIONS Adverse possession, public lands, prohibited, 39-1404, See also ADVERSE POSSESSION Air and heating, See MUNICIPAL AIR CONDITIONING AIR DISTRIBUTION BOARDS; 18-2301 Airports, See AIRPORTS Airport authority, See CITIES AIRPORT AUTHORITIES ACT; 3-501 Ambulance service, 13-303, See also AMBULANCES Amusement, regulation, 16-226 Amusement halls, 16-233 Animals, Dogs, See ANIMALS Legal status as personal property, political subdivision cannot change, 13-405 Licensing, 16-206 Running at large, 16-235 Sale, restrictions, 16-237 Shelters, 16-236 Annexation, Actions and proceedings, how treated, 16-124, 16-127 City council, powers, 16-130 City of the second class, conditions, 16-122, 16-123 Funds due, how treated, 16-125 Hearings, 16-117, 16-130 Landowner, 16-130 Mayor, powers, 16-130 Notice, 16-130 Contents, 16-130, 19-5001 Liability, 16-130, 19-5001

CITIES AIRPORT AUTHORITIES ACT

Purchases by, sales tax exemption,

-Cont'd

77-2704.15

Limitation on action, 16-130, 19-5001 Manner, 19-5001 Offices, termination, 16-128 Population increase, Certified by Tax Commissioner, 18-1754 Report required, 18-1753 Powers, 16-117, 16-122, 16-130 Property, Contiguous, How treated, 16-118 Request for annexation, 16-117 Contiguous, how treated, 16-118 Detachment, 16-129 Extraterritorial, how treated, 16-119 Records transferred, 16-128 Restrictions relating to time, 19-3052 Roads, county, 18-1716.01 School lands, procedure, 72-259.01 to 72-259.07 Services, 16-120 Statute of limitation, 18-1718 Taxes, how treated, 16-126 Validation, 16-121 Village, conditions, 16-122, 16-123 Appeals of city action, See APPEALS AND REVIEWS Appropriations, 16-704 Authorized, 13-604 Requirements, 16-706 Tax levy, 16-702 Armory, 16-201, 18-1001 to 18-1006 Attorney, city, 16-319 Auctions, regulation, 16-237 Auditorium, bonds authorized, 16-6,100 Audits. By Auditor of Public Accounts, when, 84-304 Requirements, See MUNICIPAL AUDITING LAW, NEBRASKA; 19-2902 Bids and bidding, See BIDS AND BIDDING Blighted areas, development, Article VIII, section 12, Constitution of Nebraska, See also COMMUNITY DEVELOPMENT LAW; 18-2101;

REDEVELOPMENT ACT, NEBRASKA; 58-501 Board of equalization, 16-707 to 16-709 Board of health, 16-238 Board of park commissioners, 16-696, 16-697 Board of plumbers, 18-1901 to 18-1914, See also PLUMBERS AND PLUMBING Codes, 18-132, 18-1915, 19-922 Board of public docks, 13-1401 to 13-1417 Board of public works, 16-325, 16-691 to 16-691.02 **Bonds**, See BONDS Official, See OFFICIAL BONDS OR **INSURANCE** Borrowing, authorized, 16-213, 18-201, 18-1750 Bridges, 16-613, See also BRIDGES Budget, Biennial budget authorized, 13-503 Expenditures, additional authorized, See LOCAL GOVERNMENT MISCELLANEOUS EXPENDITURE ACT; 13-2201 Limit on property tax, 13-518 to 13-522, 77-3446 Limitation by local election, See LOCAL OPTION TAX CONTROL ACT; 77-3401 Proprietary functions, requirements, See MUNICIPAL PROPRIETARY FUNCTION ACT: 18-2801 Requirements, See BUDGET ACT, NEBRASKA; 13-501 Taxation, this heading Buildings, Building codes, See BUILDING CODES Building permit, 18-1743, 18-1916 Highway corridors, 39-1311 to 39-1311.05 Public, Bonds, 16-6,100 Construction alternatives, See POLITICAL SUBDIVISIONS CONSTRUCTION ALTERNATIVES ACT; 13-2901

CITIES OF THE FIRST CLASS -Cont'd

Joint agreements and facilities, this heading Supervision by engineer or architect, when, 81-3445 Safety regulations, 16-232 to 16-234 Unsafe determination. City powers, 18-1722 Notice, 18-1722.01 **Buses,** See PUBLIC TRANSPORTATION ACT, NEBRASKA; 13-1201 Business improvement district, See BUSINESS IMPROVEMENT DISTRICT ACT: 19-4015 Cable television, 18-2201 to 18-2206, See also TELEVISION **Cemeteries**, See CEMETERIES Charter, home rule, Article XI, sections 2 to 4, Constitution of Nebraska Charter convention, 19-501 to 19-503 City manager plan, 19-601 to 19-648, 19-662, See also CITY MANAGER PLAN OF MUNICIPAL GOVERNMENT Civil service, See CIVIL SERVICE ACT; 19-1825 **Claims against city**, 16-727 to 16-729 Appeals, See APPEALS AND REVIEWS Filing, procedure, 16-726 Tort claims, See POLITICAL SUBDIVISIONS TORT CLAIMS ACT; 13-901 Classification, 16-101 Clerk, city, Duties, 16-317 Merger of office, 16-305, 16-318.01 Publication, duties, 19-1102 to 19-1104 **Collection agency, contracts** authorized, 45-623 Commission form of government, 19-401 to 19-433, 19-662, See also COMMISSION FORM OF MUNICIPAL GOVERNMENT Community development, See COMMUNITY DEVELOPMENT **Contractors right to payment**, See CONSTRUCTION PROMPT PAY ACT, NEBRASKA; 45-1201

CITIES OF THE FIRST CLASS -Cont'd Contracts. Appropriation required, 16-501 Approval, 16-503 Authorized, 16-321 Contract for construction or delivery service, contractor duties, 48-2911, 48-2912, See also EMPLOYEE CLASSIFICATION ACT Partially performed, effect, 19-1501, 19-1502 Restrictions, 16-502 Corporate limits. Correction of errors, 19-2201 to 19-2204 Detachment of territory, 16-129 Council, city, Bond or insurance, 16-304 Meetings, 16-401 Ordinances, this heading Powers, 16-253 President. Act as mayor, when, 32-568 Duties. 16-402 Qualifications, 16-311 Reorganization, effect, 16-306 Testimony, power to compel, 16-406 Vacancy. How filled, 32-568, 32-569 When, 19-3101, 32-560 Crimes and offenses, See CRIMES AND OFFENSES Deferred compensation plan, 48-1401, See also DEFERRED COMPENSATION Definitions, 16-101 Departments, authorized, 16-308 Depositories, authorized, 16-712 **Development districts**, See **DEVELOPMENT DISTRICTS; 13-1901** Disabled persons, designation of parking spaces, 18-1736, 18-1737, See also PARKING AND PARKING LOTS Discrimination, power to prohibit, 18-1724 Disorderly conduct, 16-227, 16-228 **Docks, public,** 13-1401 to 13-1417

Drainage. Sewerage and drainage, this heading Driveways, maintenance, 18-1748 Economic development, See ECONOMIC DEVELOPMENT Elderly, Delivery of meals, 13-308, 13-309 Facilities, programs, and services authorized, 16-255 Transportation, See PUBLIC TRANSPORTATION ACT. **NEBRASKA: 13-1201** Elections, See also ELECTION ACT; 32-101 At large or ward elections, procedure, 32-554 Ballots, 32-556 to 32-558 Certificate of election. 32-558 Council members, election, 32-534 Date of election, 32-404, 32-556 Special election, 32-405 Districts, 16-104, 32-120, 32-552 to 32-555 Annexation, effect, 19-3052 Issues submitted, 32-559 Nonpartisan ballot, 32-557 Precincts, 16-105 Qualifications, 16-302.01 Special, 16-216 Vacancy, how filled, 32-568, 32-569 Wards, this heading Elective office, dual office holding, prohibited, 32-604 **Electricity,** See also ELECTRICITY, MUNICIPAL Electrical code, 16-901, 18-132, 19-922 Emergencies, See EMERGENCY MANAGEMENT Emergency response system, 16-222.01 to 16-222.03, See also FIRE SAFETY Eminent domain, See EMINENT DOMAIN Displaced persons, See RELOCATION ASSISTANCE ACT; 76-1214 Employees. Officers and employees, this heading

CITIES OF THE FIRST CLASS -Cont'd Endowment funds, public, investment, 19-5101 Engineer, city, 16-320, 16-321 Inspection of improvements, 16-650 Merger of office, 16-305 Special engineer, 16-322 Enterprise zones, See ENTERPRISE ZONE ACT; 13-2101 Equipment, purchase, 16-321 Excavation, regulation, 16-232 Explosives, regulation, 16-227 Fines. Payment, 16-246 Remission, 16-316 Fire department, See FIRE SAFETY Firearms, Discharge, prohibited acts, 28-1212.04 Regulation authorized, 16-227 Concealed handgun exception, 18-1703 Fireworks, regulation of, 16-227, See also FIREWORKS Fiscal year, 16-701 Flood control, See FLOODS Franchises. Cable television, 18-2202 Electricity, existing, treatment, 16-678 Sewage disposal system, 18-505 Funds, public, See also PUBLIC FUNDS Appropriations, 16-704, 16-706 Bond fund money, payment, 16-731 Conflict of interests, 16-712 Conversion, penalty, 16-719 Depository requirements, See PUBLIC FUNDS Deposits, 16-712, 16-713 Maximum deposits, 16-716 Endowment funds, investment, 19-5101 Constitutional authorization, Article XI, Constitution of Nebraska, section 1 Records, 16-717 Reports, financial statement, 16-722 Security required, 16-713 to 16-715 Sinking, 16-723, 77-2334 to 77-2339

Transfer, 16-721 Warrant, 16-718, 16-720 Gambling, authorized, See COUNTY AND CITY LOTTERY ACT, NEBRASKA; 9-601 Garbage, Disposal plant, Acquisition, 19-2101 Application of law, 19-2111 Bonds, authorized, 19-2103 Tax levy, 19-2104 Contracts, authorized, 19-2105 Operation, 19-2106 Permits required, 81-1516 Rates, 19-2106 Site approval procedure, 13-1701 to 13-1714, See also SOLID WASTE Tax, authorized, 19-2102, 19-2104 Landfill, this heading Litter regulation, 16-230 Removal by city, 18-1752 to 18-1752.02 Solid waste management, See INTEGRATED SOLID WASTE MANAGEMENT ACT; 13-2001 Handicapped persons, designation of parking spaces, 18-1736, 18-1737, See also PARKING AND PARKING LOTS Health. Board of health, 16-238 Health department, 71-1626 to 71-1636, See also LOCAL PUBLIC HEALTH DEPARTMENTS Home health care, See HOME HEALTH CARE Regulations, 16-240 Heating and air, See MUNICIPAL AIR CONDITIONING AIR DISTRIBUTION BOARDS; 18-2301 Highways and roads, See HIGHWAYS AND ROADS Home rule charter, Article XI, sections 2 to 4, Constitution of Nebraska Homeowners associations, dissolved. See MUNICIPAL CUSTODIANSHIP FOR DISSOLVED

CITIES OF THE FIRST CLASS -Cont'd HOMEOWNERS ASSOCIATIONS ACT; 18-3101 Hospitals, See also HOSPITALS Establish, 16-239 Sinking fund, 19-1301 to 19-1304 Housing, multiunit, 16-239 Improvements, public, Assessments, Lien, 16-646 Payment, co-owners, 16-647 Special assessments. See SPECIAL ASSESSMENTS Use, 16-648 Blighted areas, development, this heading City engineer, duties, 16-321, 16-650 Combined projects, See COMBINED **IMPROVEMENT ACT; 19-2408** Districts. Agricultural land, deferral, 19-2428 to 19-2431 Assessment of adjacent land, 19-2427 Inspection, 16-650 Sidewalks, See SIDEWALKS Sinking fund, 19-1301 to 19-1304 Special districts, authorized, 16-617 to 16-619, 18-1751 Streets, See STREETS Supervision by engineer or architect, when, 81-3445 Tax levy, 19-1302 Industrial development, See ECONOMIC DEVELOPMENT Initiative and referendum, 16-6,108, 18-2501 to 18-2536, See also INITIATIVE AND REFERENDUM Inspections, Fire inspections, authorized, 16-222 Fuel and feed, regulation, 16-224 Improvements, city engineer, 16-650 Insurance, joint procurement, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Insurance companies, fire, occupation tax, 35-106 Intergovernmental cooperation, Article XV. section 18. Constitution of Nebraska

Joint agreements and facilities, this heading Investment, public endowment funds, 19-5101 Jails, See JAILS Joint agreements and facilities, Airports, See JOINT AIRPORT AUTHORITIES ACT; 3-701 City-county building, 16-6,100.01 to 16-6,100.07 Electricity, See ELECTRICITY, MUNICIPAL Insurance and employee benefits, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Jails. 47-302 to 47-308 Recreational facilities, 13-304 to 13-307 Services and facilities. See INTERLOCAL COOPERATION ACT; 13-801; JOINT PUBLIC AGENCY ACT: 13-2501 Judgments, how paid, 16-706, 77-1619 to 77-1623 Jurisdiction. Drainage regulation, 16-230, 16-672.01, 16-6, 102 Electricity regulation, 16-686 Health regulation, 16-231 Mayor, executive order, 16-314 Natural gas regulation, 16-686.01 Ordinance enforcement, 16-246 Police, 18-1715, 18-1716 Water regulation, 19-2402 Zoning, 16-901, 16-902 Juvenile emergency shelter care, 13-317 Keno, authorized, See COUNTY AND CITY LOTTERY ACT, NEBRASKA; 9-607 Landfill. Plan for licensure or closure, 81-1528 Site approval procedure, 13-1701 to 13-1714, See also SOLID WASTE Solid waste management, See INTEGRATED SOLID WASTE MANAGEMENT ACT; 13-2001 Land-use changes, notify affected school district or military installation, 19-923

CITIES OF THE FIRST CLASS -Cont'd Lead abatement projects, bid restrictions, 71-6328 Leases, 16-201, 16-6,100, 16-807, 19-2421 Liability limitations, Railroads, grade crossing projects, liability for costs, 18-602 Tort claims, See POLITICAL SUBDIVISIONS TORT CLAIMS ACT; 13-901 Viaducts and subways, liability for costs, 18-601 Libraries, 16-251, 51-201 to 51-219, See also LIBRARIES Liens. Municipal utilities, delinquent rents, 16-682 Property tax, 16-702 Public improvement assessments, 16-646, 16-664, 16-669, 16-708.01 Railroads, assessment of cost of lighting, 16-212 Sewer charges, 16-694, 18-503 Liquor sales, regulation by local governing body, See LIQUOR CONTROL ACT, NEBRASKA; 53-101 Litter, 16-230, 18-1752 to 18-1752.02 Lotteries, authorized, See COUNTY AND CITY LOTTERY ACT, NEBRASKA; 9-601 Malls, 16-617.01, 16-622 Markets, 16-698, 16-699 Mayor, Absence, effect, 32-568 Election, 16-302.01, 32-534 Jurisdiction, 16-314 Pardons, 16-316 Powers and duties, 16-253, 16-312 Qualifications, 16-311 Vacancy, How filled, 32-568, 32-569 When, 32-560 Veto power, 16-313 Meals, home delivery, 13-308, 13-309 Meetings, City council, 16-401

Minutes, publication required, 19-1102 Public, See OPEN MEETINGS ACT; 84-1407 Merger with county, See MUNICIPAL COUNTIES Motor vehicles, donation by city to charitable organization, conditions, 13-329 Museums, 16-251, 51-501, 51-502, See also MUSEUMS Music organizations, 18-1203 to 18-1207 Name, 16-115 Change, procedure, 23-281, 25-21,270 to 25-21,273 Natural resource development loans, See CONSERVATION CORPORATION ACT; 2-4201 911 service, See EMERGENCY **TELEPHONE COMMUNICATIONS** SYSTEMS ACT; 86-420; ENHANCED WIRELESS 911 SERVICES ACT; 86-442 Nonprofit enterprise development, Article XIII, section 4, Constitution of Nebraska, 13-1101 to 13-1110 Nuisances, Buildings, 18-1722 Drainage, 16-230 Garbage, 18-1752 to 18-1752.02 Health, 16-231, 16-238, 16-240 Regulation, 18-1720 Streets, 16-610 Trees, dead or diseased, 16-207 Weeds, 16-230 Occupation tax, See also OCCUPATION TAX Authorized, conditions, 16-205 New tax or increased rate, procedure, 18-1208 Business improvement districts, 19-4018, 19-4031 Cable services, 18-2204 Fire insurance provider, 35-106 Liquor, catering licensee, 53-124.12 Sale of telecommunications services, procedure, 86-704 Officers and employees, Appointment, 16-308, 16-309 Bond or insurance, 16-219

CITIES OF THE FIRST CLASS -Cont'd Officers and employees -Cont'd Compensation, 16-310, 16-326 Contingent contracts, prohibited, 18-310 to 18-312 Restrictions. Article III. section 19. Constitution of Nebraska, 16-502 Conflict of interest, duties, 49-1498 to 49-14,103.07, See also POLITICAL ACCOUNTABILITY AND DISCLOSURE ACT. NEBRASKA Criminal misconduct. See also CRIMES AND OFFENSES Misuse of official information, 28-925 Official misconduct, 28-924 Oppression under color of office, 28-926 Election, 16-302.01, 32-534, See also ELECTION ACT Electric service, restrictions, 18-306, 18-307, 18-309 Employee benefits, See POLITICAL SUBDIVISIONS SELF-FUNDING BENEFITS ACT; 13-1601 Joint procurement, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Expenses, authorized, See LOCAL GOVERNMENT MISCELLANEOUS EXPENDITURE ACT; 13-2201 Merger of offices or duties, 16-305, 16-306, 16-318.01 Powers and duties, 16-218 Qualifications, 16-302.01, 16-311 Positions of trust, Article XV, section 2, Constitution of Nebraska Religious test to qualify, prohibited, Article I, section 4, Constitution of Nebraska Removal, 16-217 Reports, 16-220, 16-327 Telephone service, restrictions, 18-305, 18-309 Terms, Article XVII, section 5, Constitution of Nebraska Vacancies, how filled, 32-568, 32-569

Water service, restrictions, 18-308, 18-309 Offstreet parking, 16-254, 16-801 to 16-811, See also PARKING AND PARKING LOTS Ordinances. Authorization, 16-246, 16-253 Certification, 16-403 Codes, adoption, 18-132 DWI authorized, 60-6, 197.07 Effective date, 19-3701 Emergency, 16-405 Enactment, 16-404 Mayor, veto power, 16-313 Form, 16-405 Golf car vehicles, street use, regulation, 60-6,381 Incorporation, effect, 16-116 Prosecution in county courts, 25-2703 Publication, 16-247, 16-403, 18-131 Reorganization as city of second class, effect, 17-305 Parking lots, See PARKING AND PARKING LOTS Parks and recreation areas, See also PARKS Acquisition, 16-695 Board of park commissioners, 16-696, 16-697 Bonds. 16-695 Election, 16-697.02 Conveyance to schools, 79-10,108, 79-10.109 Eminent domain, 16-697.01 Fund, audits, 16-697 Levy, 16-697 Regulation, 16-697.01 Payments to, electronic payment authorized, 13-609 Pension plan, *Retirement*, this heading Personal property, leases, 19-2421 Planning commission, 19-925 to 19-933 Platting, See ZONING AND PLANNING Plumbing, See also PLUMBERS AND PLUMBING Code, 16-901, 18-132, 18-1915, 19-922

CITIES OF THE FIRST CLASS -Cont'd Police, See POLICE Police powers, Code violations, citation procedure, 18-1757 Disorderly conduct, 16-227, 16-228 Explosives, 16-227 Gaming, 16-226 Jurisdiction, 18-1715, 18-1716 Liquor sales, 53-134.03, See also LIQUOR CONTROL ACT, NEBRASKA Public indecencies, 16-226 Vagrancy, 16-229 Political subdivisions, See POLITICAL SUBDIVISIONS Population. Decrease, reorganize as city of the second class, procedure, 17-301 to 17-305 Report, 18-1753, 18-1754 Status established, 16-101, 16-102 Powers, 16-201 Limitations, powers retained by people. Article I. section 26. Constitution of Nebraska Precincts, 16-105 Wards, this heading Property damage actions involving, See PROPERTY DAMAGE Public buildings, Buildings, this heading Joint agreements and facilities, this heading Public records. Access, 84-712 to 84-712.09, See also PUBLIC RECORDS Settled claims, requirements, 84-713 Public safety, See PUBLIC SAFETY Public transportation, See also PUBLIC TRANSPORTATION ACT. **NEBRASKA**; 13-1201 System authorized, 16-6,110 Public works, board of, 16-325, 16-691 to 16-691.02 Publicity expenditures, 13-315, 13-316 Purchases by, Purchasing card programs, 13-610, 81-118.02

Sales tax exemption, 77-2704.15

Railroads. Light-density, use of local tax funds authorized, procedure, 74-1427 Regulation, 16-211, 16-212 Subways, this heading Transportation safety districts, 74-1301 to 74-1308 Budget requirements, See BUDGET ACT, NEBRASKA; 13-501 Real estate. Acquisition by city, Appraisal required, when, 13-403 Procedure, 18-1755, See also EMINENT DOMAIN Maintenance, required, 16-230 Sale, 16-202 Zoning, See ZONING AND PLANNING Records. Destruction, 18-1701 Public records, this heading **Recreational facilities**, See PARKS Redevelopment, Blighted areas, development, this heading Improvements, public, this heading **Referendum**, 16-6,108, 18-2501 to 18-2536, See also INITIATIVE AND REFERENDUM Remonstrance, conveyance of public property, 16-202 Reorganization, As city of the first class, 16-103 to 16-105 As city of the second class, when, procedure, 17-301 to 17-305 Merger with another contiguous firstclass city, See FIRST-CLASS CITY MERGER ACT; 16-1101 Retirement, See also RETIREMENT AND PENSIONS City employees, plan authorized, 19-3501 Defined benefit plan, valuation report required, 13-2402 Employee, transfer between political subdivisions, effect, 13-2401 Employee contribution, 18-1749 Firefighters, 16-1020 to 16-1042, See also FIRE SAFETY Pension plan, authorized, 19-3501

CITIES OF THE FIRST CLASS -Cont'd Retirement -Cont'd Police, See POLICE OFFICERS RETIREMENT ACT; 16-1001 Reports required, 19-3501 Retirement system, membership restriction, 4-108 Tax, authorized, 18-1221 Road tax, 16-711 Rules and regulations, 16-246 Schools. Early childhood, See EARLY CHILDHOOD EDUCATION Elementary and secondary, See ELEMENTARY AND SECONDARY **EDUCATION** Seal, 16-115 Service of process, 16-115 Sewerage and drainage, Assessments, 16-250 Land adjacent to city, 19-2427 to 19-2431 Procedure, 16-666 Special assessments, See SPECIAL ASSESSMENTS Bonds. Joint project bonds, See PUBLIC FACILITIES CONSTRUCTION AND FINANCE ACT; 72-2301 Public utilities, 19-1305 to 19-1308 Commissioner, appointment, 16-680 Connection, 18-1748 Districts. Extension districts, 19-2402 to 19-2407 Public utility district, See PUBLIC UTILITY DISTRICTS: 18-401 Sanitary drainage districts, 31-501 to 31-533, See also DRAINAGE DISTRICTS Sanitary sewer connection districts, 16-6,102 to 16-6,105 Sewerage, drainage, and water service districts, this heading Special improvement districts, 18-1751 Storm sewer districts, 16-672.01 to 16-672.04 Ditches, drainage, 19-2426 Eminent domain, 16-684

Facilities, municipal, 18-501 to 18-512 Acquisition from federal government, 19-2420 Bidding requirements, 18-507 Bonds. Authorized, 16-680, 16-683, 16-6,105 General obligation, 18-506, 18-506.01 Revenue, 18-502 Payment, 18-504 Procedure, 18-506.01 Construction, 18-501 Contracts, 18-507 Definitions, 18-510 Franchises, 18-505 Intent. 18-510 Rates, regulation, 18-503 Rental charges, 18-509 Rules and regulations, 18-503 Sections, how construed, 18-511 Service area, 18-508 Taxation, 18-501 Improvement projects, combined, See COMBINED IMPROVEMENT ACT; 19-2408 Landowner, duties, 16-230, 18-1748 Mains, connection districts, 16-6,102 to 16-6,104 Rates, regulation, 16-694 Real estate, drainage, 16-230 Sanitary and improvement district, annexation of by city, 31-763, 31-764 Service contracts outside city, authorized, 19-2701 Sewerage, drainage, and water service districts. Assessment, 16-667.02, 16-667.03, 16-669, 16-672 Bonds, 16-670 Connection, main, 16-667.02, 16-667.03 Costs, 16-667.02, 16-667.03, 16-669, 16-670 District, created, 16-667, 16-667.01 Fund, Sewer and Water Extension, 16-671

CITIES OF THE FIRST CLASS -Cont'd Sewerage and drainage -Cont'd, Sewerage, drainage, and water service districts -Cont'd Protest, 16-667.01 Warrants, 16-671, 16-671.01 Storm sewers, 18-501 to 18-512 Assessments, 16-672.06 to 16-672.10 Bonds, 16-672.11, 18-506, 18-506.01 Construction, 16-672.05, 16-672.06 Districts, 16-672.01 to 16-672.04 Storm Water Management Plan Program, grants, 46-2,139 Taxation, 16-694 Warrants, 16-672,11 Wastewater treatment facilities. Loans for financing, See WASTEWATER TREATMENT FACILITIES CONSTRUCTION ASSISTANCE ACT; 81-15,147 Operator certification, See WASTEWATER TREATMENT **OPERATOR CERTIFICATION ACT:** 81-15,128 Shopping centers, 16-254 Sidewalk cafes, 19-4301 Sidewalks, See SIDEWALKS Signs, regulation, 16-610, 69-1701 Solid waste, Collection by city, 18-1752 to 18-1752.02 Management, See INTEGRATED SOLID WASTE MANAGEMENT ACT; 13-2001 Site approval procedure, 13-1701 to 13-1714, See also SOLID WASTE Special assessments, See SPECIAL ASSESSMENTS State aid. Aid to municipalities, 60-3,202, 77-27,139.01 to 77-27,139.04, 77-3523 Annexation, additional population, effect, 18-1753, 18-1754 Grants for civic, community, and recreation centers and historic buildings, See CIVIC AND

COMMUNITY CENTER FINANCING ACT; 13-2701 Stock acquisition, prohibited, Article XI, section 1, Constitution of Nebraska Storm sewers, Sewerage and drainage, this heading Streetcar system, acquisition by eminent domain, 19-701 Streets, 16-609 to 16-655, See also STREETS Suburban development, 16-901 to 16-905 Subways, 18-601 to 18-636, See also MUNICIPAL VIADUCTS AND SUBWAYS Sunday laws, authorized, 16-226 Swimming pools, See also SWIMMING POOLS Authorized, 16-695 Joint facilities, 13-304 to 13-307 Regulation, 71-4301 to 71-4307 Tax increment financing, 18-2147 to 18-2153. See also COMMUNITY DEVELOPMENT Taxation, All-purpose levy, 19-1309 to 19-1312 Amusement tax, 18-1203 to 18-1205 Board of equalization, 16-707 to 16-709 Corporate purpose limitation, Article VIII, section 7, Constitution of Nebraska Fire department, 18-1201, 18-1202 Liens. See TAX LIENS Motor vehicle fee, 18-1214 Municipal improvements, Article VIII, section 6, Constitution of Nebraska Nonprofit enterprises, treatment, Article XIII, section 4, Constitution of Nebraska, 13-1101 to 13-1110 Occupation tax, this heading Payment, 16-723 Police department, 18-1201, 18-1202 Powers, 16-204, 16-215 Property tax levy, 16-203, 16-702

CITIES OF THE FIRST CLASS -Cont'd Taxation –Cont'd, Property tax levy –*Cont'd* Limitations, 77-3442 to 77-3446 Remittance by county treasurer, 77-1759 Failure, effect, 77-1760 to 77-1762, 77-1766 Retirement and pensions, 16-1019, 16-1038, 18-1221 Road tax, 16-711 Safety services, joint financing and operation by political subdivisions, 13-318 to 13-326 Sales and use tax, See LOCAL OPTION REVENUE ACT; 77-27,142 Social security, 68-620 Special assessments, See SPECIAL ASSESSMENTS Telecommunications, Advanced telecommunications capability, Financial assistance, 86-579, 86-580 Funding, See LOCAL OPTION MUNICIPAL ECONOMIC DEVELOPMENT ACT; 18-2701 Fiber optic cable, dark fiber, disposition, 18-419, 86-574 to 86-578, See also **TELECOMMUNICATIONS** Occupation tax on sale of telecommunications services, procedure, 86-704 Telephones, See TELEPHONES Television, cable, 18-2201 to 18-2206, See also TELEVISION Traffic, Nonmoving violations, 18-1729 Regulation, 16-209, 16-210, 16-254 Transportation, Public transportation, this heading Treasurer, city, Annual report, duties, 19-1101, 19-1103, 19-1104 Bond or insurance required, 16-318 Bonds, keep records, 16-318 Duties, 16-318 Funds, conversion of, penalty, 16-719

Merger of office, 16-305, 16-318.01 Publication, duties, 19-1101 to 19-1104 Records, 16-318, 16-717 Reports, 16-318 Warrants, 16-718 Register, 16-720 Trees, See TREES Utilities, 16-673 to 16-694 Board of public works, 16-325, 16-691 to 16-691.02 Bonds, authorization, 16-676, 16-677, 18-1801, 18-1802 Revenue bonds, 16-6,101, 19-1305 to 19-1308 Connections, 16-667, 16-686.01, 16-6,102 to 16-6,105 Districts. Extension districts, 19-2402 to 19-2407 Land adjacent to city, assessment, 19-2427 to 19-2431 Public utilities districts, See PUBLIC UTILITY DISTRICTS; 18-401 Electricity, See ELECTRICITY, MUNICIPAL Eminent domain, 16-674, 16-684, 19-701 to 19-710, See also MUNICIPAL NATURAL GAS SYSTEM CONDEMNATION ACT: 19-4624 Existing contracts and franchises, 16-678 Funds, surplus, 16-691.01, 16-691.02 Garbage, this heading Gas, See NATURAL GAS General powers, 16-684 Heating systems, 19-1401 to 19-1404 Ice plants, 19-1401 to 19-1404 Lighting systems, 19-1401 to 19-1404 Natural gas, See STATE NATURAL GAS REGULATION ACT; 66-1801 Rates, regulation, 16-679, 16-681, 16-682, 18-418, 70-407 to 70-409 Right-of-way, 70-301 to 70-304

CITIES OF THE FIRST CLASS -Cont'd Utilities -Cont'd Service, Denial, prohibited, 70-1601 Discontinuance, 70-1602 to 70-1615 Duty to provide, 16-679 Jurisdiction, 16-686, 16-686.01 Restrictions, city officers, 18-305 to 18-309 Taxation, 16-675, 16-677 Property, 16-693 Wheeling service, 70-626.01 to 70-626.05 Wholesale service, 19-708, 70-626.01 Vagrancy, 16-229 Vendors, 16-699 Viaducts, 18-601 to 18-636, See also MUNICIPAL VIADUCTS AND SUBWAYS Violations bureau, 18-1729 Wards, 16-104, 16-105, 32-120 At large elections, change to, procedure, 32-554 Election precincts, relationship to, 32-114, 32-903 Elections, requirements, 19-613.01 Reorganization as city of the second class, 17-303 Warehouses, 16-211, 16-240 Warrants, issuance, See WARRANTS, GOVERNMENT PAYMENT; 77-2201 Wastewater treatment, Sewerage and drainage, this heading Water. Board of public works, 16-325, 16-691 to 16-691.02 Budget requirements, See MUNICIPAL PROPRIETARY FUNCTION ACT; 18-2801 Commissioner, appointment, 16-680, 16-692 Districts. Extension districts, 19-2402 to 19-2407 Public utility districts, See PUBLIC UTILITY DISTRICTS: 18-401 Special improvement, 18-1751

Water service districts, this heading Drainage, Sewerage and drainage, this heading Drinking water, See PUBLIC WATER SYSTEM Fire protection, 16-684.01 Floods, See FLOODS Fluoridation, 71-3305, 71-3306 Improvement projects, combined, See COMBINED IMPROVEMENT ACT: 19-2408 Mains, connection districts, 16-6,102 to 16-6,105 Meters, inspection, 16-224 Permit, ground water withdrawal, See MUNICIPAL AND RURAL DOMESTIC GROUND WATER TRANSFERS PERMIT ACT; 46-638 Pollution, tax levy, 18-512 Purification system, 16-688 Rates, regulation, 16-679, 16-681, 16-682 Regulation, 16-221 Right-of-way limitation, 18-413 Service, Area, contracts outside city, 19-2701 Denial, prohibited, 70-1601 Discontinuance, 70-1602 to 70-1615 Duty to provide, 16-679, 16-681 Special election, when required, 16-687 Wastewater, Sewerage and drainage, this heading Water service districts, Assessment, 16-667.02, 16-667.03, 16-669 Land adjacent to city, 19-2427 to 19-2431 Bonds, 16-670 Connection, main, 16-667.02, 16-667.03 Costs, 16-667.02, 16-667.03, 16-669, 16-670 District, created, 16-667, 16-667.01

CITIES OF THE FIRST CLASS -Cont'd Water – Cont'd. Water service districts -Cont'd Fund. Sewer and Water Extension, 16-671 Protest. 16-667.01 Warrants, 16-671, 16-671.01 Waterworks, Acquisition, From federal government, 19-2420 Generally, 16-6,101 Bonds, authorized, 16-670, 16-676, 16-677, 16-680, 16-683, 16-6,101, 16-6,105, 19-1305 to 19-1308 Construction, 16-673 Contracts, 16-687 Eminent domain, 16-674, 16-684 Existing contracts or franchises, treatment, 16-678 Reserve funds, use, 16-684.01 Tax authorized, 16-675, 16-677, 16-693 Weeds. Landowner, duties, 16-230 Municipality, duties, 2-946.02, See also NOXIOUS WEED CONTROL ACT Railroad right-of-way, 18-1719 Weights and measures, 16-224 Zoning, See ZONING AND PLANNING CITIES OF THE METROPOLITAN CLASS (Population of 300,000 or more), See generally POLITICAL SUBDIVISIONS Adverse possession, public lands, prohibited, 39-1404, See also ADVERSE POSSESSION Air and heating, See MUNICIPAL AIR CONDITIONING AIR DISTRIBUTION BOARDS; 18-2301 Air quality, regulation, 14-102 Airports, See AIRPORTS Airport authority, See CITIES AIRPORT AUTHORITIES ACT; 3-501 Joint, See JOINT AIRPORT AUTHORITIES ACT; 3-701

Ambulance service, 13-303, See also AMBULANCES Animals. Cruelty, prevention, 14-102 Dogs, See also ANIMALS Licensing, 14-102, 54-603 Running at large, 14-102 Legal status as personal property, political subdivision cannot change, 13-405 Regulation, 14-102 Annexation. Actions and proceedings, how treated, 14-123 Assessments authorized, 14-121 Funds due, how treated, 14-120 Legal effect, 14-118 Licenses, how treated, 14-122 Limitation, 14-117 Offices, termination, 14-124 Population increase, Certified by Tax Commissioner, 18-1754 Report required, 18-1753 Records transferred, 14-124 Rights, prior consolidation, 14-125 Roads, county, 18-1716.01 Statute of limitation, 18-1718 Taxes, how treated, 14-120, 14-121 Appeals of city action, See APPEALS AND REVIEWS Appropriations, Annual or biennial, 14-501, 14-502 Authorized, 14-102 Federal and other funds, 13-604 Armor-coating districts, 14-363, 14-3,127 Armory, 14-113, 14-520, 18-1001 to 18-1006 Auction, regulation, 14-102 Auditorium, bonds authorized, 14-523 Audits, by Auditor of Public Accounts, when, 84-304 Baseball organization, acquisition authorized, 9-629.01, 19-4701 Bids and bidding, See BIDS AND BIDDING

CITIES OF THE METROPOLITAN CLASS -Cont'd Blighted areas, development, Article VIII, section 12, Constitution of Nebraska, See also COMMUNITY DEVELOPMENT LAW; 18-2101; REDEVELOPMENT ACT, NEBRASKA; 58-501 Board of equalization, 14-547, 14-548 Board of health, 14-103 Board of plumbers, 18-1901 to 18-1914, See also PLUMBERS AND PLUMBING Codes, 18-132, 18-1915 Board of public docks, 13-1401 to 13-1417 Board of public welfare, authorized, 14-126 **Bonds**, See BONDS Official, See OFFICIAL BONDS OR INSURANCE Borrowing, 18-201, 18-1750 Bridges, 14-104, 14-1201 to 14-1252, See also BRIDGES Budget, Biennial budget authorized, 13-503, 14-501.01 Expenditures, additional authorized, See LOCAL GOVERNMENT MISCELLANEOUS EXPENDITURE ACT; 13-2201 Limit on property tax, 13-518 to 13-522, 77-3446 Limitation by local election, See LOCAL OPTION TAX CONTROL ACT: 77-3401 Proprietary functions, requirements, See MUNICIPAL PROPRIETARY FUNCTION ACT: 18-2801 Taxation, this heading Buildings, Building codes, See BUILDING CODES Building permit, 18-1743, 18-1916 Highway corridors, 39-1311 to 39-1311.05 Construction alternatives, See POLITICAL SUBDIVISIONS CONSTRUCTION ALTERNATIVES ACT; 13-2901

Joint agreements and facilities, this heading Public works, supervision by engineer or architect, when, 81-3445 Unsafe determination. City powers, 18-1722 Notice, 18-1722.01 **Buses,** See TRANSIT AUTHORITY LAW; 14-1801 Business improvement districts, See BUSINESS IMPROVEMENT DISTRICT ACT: 19-4015 Cable television, 18-2201 to 18-2206, See also TELEVISION **Cemeteries**, See CEMETERIES Charter, home rule, Article XI, sections 2 to 5, Constitution of Nebraska Charter convention, 19-501 to 19-503 Civil service, See CIVIL SERVICE ACT; 19-1825 Claims against city, Appeals, See APPEALS AND REVIEWS Bonds, when required, 14-817 City attorney, powers, 14-809 Defense required, 14-810 Procedure, 14-804 to 14-806 Tort claims, See POLITICAL SUBDIVISIONS TORT CLAIMS ACT: 13-901 Classification, 14-101 Collection agency, contracts authorized, 45-623 Commission form of government, 19-401 to 19-433. See also COMMISSION FORM OF MUNICIPAL GOVERNMENT Community development, See COMMUNITY DEVELOPMENT Contractors. Bond, 14-365 Right to payment, See CONSTRUCTION PROMPT PAY ACT NEBRASKA; 45-1201 Contracts. Appropriation required, 14-508

CITIES OF THE METROPOLITAN CLASS –Cont'd **Contracts** –Cont'd Contract for construction or delivery service, contractor duties, 48-2911, 48-2912, See also EMPLOYEE CLASSIFICATION ACT Corporate limits, how fixed, 14-117 Council, city, Administration of city, 14-111 Bond or insurance, 14-208 Elections, 14-201 Ballot, form, 14-205, 14-207 Candidates, 14-204, 14-206 Districts, establish, boundaries, 14-201.03 Findings, 14-201.02 Terms, 32-536 Eligibility for office, 14-230 Investigations, powers, 14-136 Meetings, 14-216 Ordinances, this heading Personnel, 14-213 to 14-215 Solicitations prohibited, penalty, 14-224 to 14-226 Salaries, how determined, 14-217.02 Superintendent, 14-223 Vacancy, 14-217.02, 32-568 Crimes and offenses, See CRIMES AND OFFENSES Deferred compensation plan, 48-1401, See also DEFERRED COMPENSATION Definitions, 14-101, 14-543 Departments, established, 14-213 Depositories authorized, 14-556 **Development districts**, See **DEVELOPMENT DISTRICTS; 13-1901** Disabled persons, designation of parking spaces, 18-1736, 18-1737, See also PARKING AND PARKING LOTS Discrimination, power to prohibit, 18-1724 **Disorderly conduct**, 14-604 Docks, public, 13-1401 to 13-1417 Drainage, Sewerage and drainage, this heading Driveways, maintenance, 18-1748

Economic development. See ECONOMIC DEVELOPMENT Elderly, Delivery of meals, 13-308, 13-309 Transportation, See PUBLIC TRANSPORTATION ACT, NEBRASKA; 13-1201 Elections, See also ELECTION ACT; 32-101 Ballots, 14-205, 14-207, 32-556 to 32-558 Certification of election. 32-558 Council members, election, 14-201, 14-206, 32-536 Date of election, 32-404, 32-556 Special election, 32-405 Districts, city council, 14-201.03, 32-120, 32-552 to 32-555 Home rule charter, effect, 32-556 Issues submitted, 32-559 Mayor, 14-217.01 Nonpartisan ballot, 32-557 Special elections, authorized, 14-202 Vacancy, 32-568, 32-569 Elective office, dual office holding, prohibited, 32-604 Electricity, See also ELECTRICITY, MUNICIPAL Electrical code, 18-132 **Emergencies**, See EMERGENCY MANAGEMENT Eminent domain, See EMINENT DOMAIN Displaced persons, See RELOCATION ASSISTANCE ACT; 76-1214 Employees. Officers and employees, this heading Endowment funds, public, investment, 19-5101 Enterprise zones, See ENTERPRISE ZONE ACT; 13-2101 Equipment, purchase, 14-564 to 14-566 Excavation, regulation, 14-3,108 Explosives, regulation, 14-102 Fines, payment, 14-227 Fire departments, See FIRE SAFETY Firearms, regulation authorized, 14-102

CITIES OF THE METROPOLITAN CLASS –Cont'd Firearms, regulation authorized –Cont'd Concealed handgun exception, 18-1703 Fireworks, regulation of, 14-102, See also FIREWORKS Franchises. Bridges, 14-1203 Cable television, 18-2202 Natural gas utility, 14-2120 Ordinance, 14-811 Sewage disposal plant, 14-365.02, 18-505 Water utility, 14-2120 Funds, public, See also PUBLIC FUNDS Apportionment, 14-504 Appropriations required, 14-501, 14-502 Depository requirements, See PUBLIC FUNDS Deposits, 14-556 Disposition, 14-503 Endowment funds, investment, 19-5101 Constitutional authorization, Article XI, Constitution of Nebraska, section 1 Enforcement, 14-509 Expenditures, limitations, 14-508 Imprest system of accounting, 14-510 Investments, 14-563 Public endowment funds, 19-5101 Liability of officers, 14-509 Miscellaneous expenses, 14-502 Obligations, how treated, 14-508 to 14-511 Obligations, how treated, Deductions, 14-513 Receipts, deposit, 14-505 Sinking fund, 14-512, 77-2334 to 77-2339 Taxation, this heading Transfers, limitation, 14-507 Warrants required, 14-510 Withdrawal, limitation, 14-506

Gambling, authorized, See COUNTY AND CITY LOTTERY ACT, NEBRASKA; 9-601 Garbage, Disposal sites. Approval procedure, 13-1701 to 13-1714, See also SOLID WASTE Location, 14-818 Permit, required, 81-1516 Fees, collection authorized, 14-2134 to 14-2136 Landfill, this heading Removal by city, 18-1752 to 18-1752.02 Solid waste management, See INTEGRATED SOLID WASTE MANAGEMENT ACT: 13-2001 Handicapped persons, designation of parking spaces, 18-1736, 18-1737, See also PARKING AND PARKING LOTS Health. Board of health, 14-103 Health department. 71-1626 to 71-1636, See also LOCAL PUBLIC HEALTH DEPARTMENTS Health districts, 71-1601 to 71-1625, See also HEALTH DISTRICTS Home care. See HOME HEALTH CARE Heating and air, See MUNICIPAL AIR CONDITIONING AIR DISTRIBUTION BOARDS; 18-2301 Highways and roads, See HIGHWAYS AND ROADS Home rule charter, Article XI, sections 2 to 5, Constitution of Nebraska Homeowners associations. dissolved, See MUNICIPAL CUSTODIANSHIP FOR DISSOLVED HOMEOWNERS ASSOCIATIONS ACT: 18-3101 Hospitals, See HOSPITALS Improvements, public, Assessments, Determination, 14-545 Exemption, 14-542

CITIES OF THE METROPOLITAN CLASS –Cont'd Improvements, public –Cont'd, Assessments –*Cont'd* Special assessments, See SPECIAL ASSESSMENTS Blighted areas, development, this heading Bonds authorized, 14-3,128 City engineer, duties, 14-531, 14-534 Department of public improvements, authorized, 14-213 Sidewalks. See SIDEWALKS Sinking fund, 19-1301 to 19-1304 Special districts, authorized, 14-116, 18-1751 Streets, See STREETS Supervision by engineer or architect, when, 81-3445 Tax levy, 19-1302 Industrial development, See ECONOMIC DEVELOPMENT **Initiative and referendum**, 14-210 to 14-212, 18-2501 to 18-2536. See also INITIATIVE AND REFERENDUM Inspections, Building regulation, 14-415 Plumbing, 14-102 Utilities regulation, 14-106 Insurance, joint procurement of, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Intergovernmental cooperation, Article XV, section 18, Constitution of Nebraska Joint agreements and facilities, this heading Investment, public endowment funds, 19-5101 **Jails.** See JAILS Joint agreements and facilities, Airports, See JOINT AIRPORT AUTHORITIES ACT: 3-701 Authorized, See INTERLOCAL COOPERATION ACT; 13-801; JOINT PUBLIC AGENCY ACT; 13-2501 Electricity, See ELECTRICITY, MUNICIPAL

Insurance and employee benefits, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Jails, 47-302 to 47-308 Joint facility with county, Bonds, 13-1306 to 13-1310 Budget, limit on property tax, 13-518 to 13-522, 77-3446 Commission, public building, 13-1303 Budget requirements, See BUDGET ACT, NEBRASKA; 13-501 Powers and duties, 13-1304 Definitions, 13-1302 Funds, use, 13-1305 Intent, 13-1301 Powers and duties, 13-1311 Sections, how construed, 13-1312 Taxation, exemption, 13-1308, 13-1309 Recreational facilities, 13-304 to 13-307 Judgments, how paid, 14-501, 14-812. 77-1619 to 77-1623 Jurisdiction. Building regulation, 14-418 to 14-420 Bridges, 14-104, 14-1201 to 14-1252 Roads, 14-3,112 Eminent domain, 14-366 Health regulation, 14-103 Mayor, executive order, 14-219 Police, 14-603, 18-1715, 18-1716 Sewerage regulation, 14-360 to 14-365.13 Zoning, 14-116, 14-373 to 14-375 Juvenile emergency shelter care, 13-317 Keno, authorized, See COUNTY AND CITY LOTTERY ACT, NEBRASKA; 9-60' Landfill, Approval procedure, 13-1701 to 13-1714, See also SOLID WASTE Plan for licensure or closure, 81-1528 Solid waste management, See INTEGRATED SOLID WASTE MANAGEMENT ACT; 13-2001

CITIES OF THE METROPOLITAN CLASS –Cont'd Landmark heritage preservation commission, 14-2001 to 14-2004 Land-use changes, notify affected military installation, 14-407 Lead abatement projects, bid restrictions, 71-6328 Leases, 14-101 Liability limitations, Funds, liability of officers, 14-509 Liability, exemption, 14-814 Railroads, grade crossing projects, liability for costs, 18-602 Tort claims, See POLITICAL SUBDIVISIONS TORT CLAIMS ACT; 13-901 Utilities district, liability, city exempt from. 14-814 Viaducts and subways, liability for costs, 18-601 Zoning, failure to give notice, 14-420 Libraries, 51-201 to 51-219, See also LIBRARIES Liens. Bridges, 14-1215, 14-1216 General municipal taxes, 14-557 Sewer charges, 14-365.10, 18-509 Special assessments, 14-548, 14-557 Street improvement districts, 14-363 Lighting, street, 14-106, 14-3,129 Liquor sales, regulation by local governing body, See LIQUOR CONTROL ACT, NEBRASKA; 53-101 Litter, 14-102, 18-1752 to 18-1752.02 Lotteries, authorized, See COUNTY AND CITY LOTTERY ACT, NEBRASKA; 9-601 Malls, 14-385 to 14-391 Markets, 14-102 Mayor, Elections, 14-217.01, 32-537 Eligibility for office, 14-230 Enforcement, law and ordinances, 14-221 Powers and duties, 14-218 to 14-220 Salary, 14-217.02 Vacancy, 14-217.02, 32-568

Meals, home delivery, 13-308, 13-309 Meetings, City council, 14-216 Public, See OPEN MEETINGS ACT; 84-1407 Merger with county, See MUNICIPAL COUNTIES Motor vehicles, donation by city to charitable organization, conditions, 13-329 Museums, 14-102, 51-501, 51-502, See also MUSEUMS Music organizations, 18-1203 to 18-1207 Name. 14-808 Change of, procedure, 23-281, 25-21,270 to 25-21,273 Natural resource development loans, See CONSERVATION CORPORATION ACT; 2-4201 911 service. See EMERGENCY **TELEPHONE COMMUNICATIONS** SYSTEMS ACT; 86-420; ENHANCED WIRELESS 911 SERVICES ACT; 86-442 Nonprofit enterprise development, Article XIII, section 4, Constitution of Nebraska, 13-1101 to 13-1110 Nuisances. Buildings, 14-419, 18-1722 Garbage, 18-1752 to 18-1752.02 Regulation, 14-103, 18-1720 Weeds, 14-102 Occupation tax, See also OCCUPATION TAX Authorized, conditions, 14-109 New tax or increased rate. procedure, 18-1208 Business improvement districts, 19-4018. 19-4031 Cable services, 18-2204 Liquor, catering licensee, 53-124.12 Sale of telecommunications services, procedure, 86-704 Officers and employees, Appointment, 14-213 Bonds, 14-102 Compensation, 14-215 Contingent contracts, prohibited, 18-310 to 18-312

CLASS –Cont'd Officers and employees -Cont'd, Compensation -Cont'd Restrictions, Article III, section 19, Constitution of Nebraska Conflict of interest, duties, 49-1493 to 49-14,103.07, See also POLITICAL ACCOUNTABILITY AND DISCLOSURE ACT, NEBRASKA Criminal misconduct, See also CRIMES AND OFFENSES Misuse of official information. 28-925 Official misconduct, 28-924 Oppression under color of office. 28-926 Election, 14-201, See also ELECTION ACT Electric service, restrictions, 18-306, 18-307, 18-309 Employee benefits, See POLITICAL SUBDIVISIONS SELF-FUNDING BENEFITS ACT; 13-1601 Joint procurement, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Expenses authorized, See LOCAL GOVERNMENT MISCELLANEOUS EXPENDITURE ACT; 13-2201 Merger of office, 14-124 Powers and duties, 14-213 Qualifications, positions of trust, Article XV, section 2, Constitution of Nebraska Removal, 14-214 Reports, 14-102, 14-228 Solicitation prohibited, penalty, 14-224 to 14-226 Telephone service, restrictions, 18-305, 18-309 Terms, Article XVII, section 5, Constitution of Nebraska Undue influence, 14-229 Vacancies, how filled, 32-568, 32-569 Water service, restriction, 18-308, 18-309 Offstreet parking, See PARKING AND PARKING LOTS

CITIES OF THE METROPOLITAN

Ordinances. Authority, 14-102.01, 14-110, 14-111 Certification, 14-138 Codes, adoption, 18-132 DWI authorized, 60-6, 197.07 Emergency, 14-211 Enactment, 14-137 Enforcement, 14-221 Golf car vehicles, street use, regulation, 60-6,381 Initiative, procedure, 14-210 Prosecution in county courts, 25-2703 Publication, 14-566, 18-131 Referendum, procedure, 14-211 Parking and parking lots, See PARKING AND PARKING LOTS Parking authority, See PARKING AUTHORITY LAW; 14-1701 Parks, See also PARKS Bonds, 14-521 Conveyance to schools, 79-10,108, 79-10,109 Funding sources, 14-505 Tax levy, 14-383 Payments to, electronic payment authorized, 13-609 Pension plan, Retirement, this heading Planning board, 14-373 to 14-375, 14-407 Platting, 14-115, 14-116, See also ZONING AND PLANNING Plumbers and plumbing, See also PLUMBERS AND PLUMBING Plumbing code, 18-132, 18-1915 Police. 14-601 to 14-609. See also POLICE Police power, Code violation, citation procedure, 18-1757 Disorderly conduct, 14-604 Jurisdiction, 18-1715, 18-1716 Liquor sales, 53-134.03, See also LIQUOR CONTROL ACT, NEBRASKA Vagrancy, 14-102 Political subdivisions, See POLITICAL SUBDIVISIONS Population. Report, 18-1753, 18-1754

CITIES OF THE METROPOLITAN CLASS –Cont'd **Population** –Cont'd Status established, 14-101 Powers, 14-101 to 14-102.01 Limitations, powers retained by people, Article I, section 26. Constitution of Nebraska **Property damage actions** involving, See PROPERTY DAMAGE Public buildings, Buildings, this heading Public events facility, funding, 77-2602, 77-2602.04 Public records, Access, 84-712 to 84-712.09, See also PUBLIC RECORDS Settled claims, requirements, 84-713 Public safety, See PUBLIC SAFETY Public transportation, See TRANSIT AUTHORITY LAW; 14-1801 Publication, official, 14-566 Publicity expenditures, 13-315, 13-316, 14-102 Purchases by. Purchasing card programs, 13-610, 81-118.02 Sales tax exemption, 77-2704.15 Railroads. Light-density, use of local tax funds authorized, procedure, 74-1427 Lighting, 14-102 Subways, this heading Real estate, Acquisition by city, Appraisal required, when, 13-403 Procedure, 18-1755, See also EMINENT DOMAIN Maintenance, landowner, 14-105 Taxation, this heading Zoning, See ZONING AND PLANNING **Recreational facilities**, See PARKS **Recycling fees, collection** procedure, 14-2134 to 14-2136 Redevelopment, Blighted areas, development, this heading Improvements, public, this heading

Referendum, 14-211, 18-2501 to 18-2536, See also INITIATIVE AND REFERENDUM **Reimbursement procedures, State** officers and employees, 81-1174 to 81-1182 Religious test to qualify for employment, prohibited, Article I, section 4, Constitution of Nebraska **Restrooms, provide,** 14-112, 14-519 Retirement, See also RETIREMENT AND PENSIONS Defined benefit plan, valuation report required, 13-2402 Employee, transfer between political subdivisions, effect, 13-2401 Employee contribution, 18-1749 Pension board, retirement plan reports required, 14-567 Retirement system, membership restriction, 4-108 Tax, authorized, 18-1221 Riverfront redevelopment, funding, 19-103, 77-2602, 77-2602.04 Rules and regulations, 14-102.01, 81-112 Safety services, joint financing and operation by political subdivisions, 13-318 to 13-326 Schools. Early childhood, See EARLY CHILDHOOD EDUCATION Elementary and secondary, See ELEMENTARY AND SECONDARY EDUCATION Merger of cities, effect, 79-1079 Seal, 14-102 Service of process, 14-808 Sewerage and drainage, Assessments, See SPECIAL ASSESSMENTS Bonds. Amount, 14-516 Joint project bonds, See PUBLIC FACILITIES CONSTRUCTION AND FINANCE ACT; 72-2301 Special assessments, when authorized, 14-517, 14-518

CITIES OF THE METROPOLITAN CLASS –Cont'd Sewerage and drainage –Cont'd Connections, 14-361, 14-362, 18-1748 Districts. Public utilities districts, See PUBLIC UTILITY DISTRICTS; 18-401 Sanitary drainage districts, 31-501 to 31-533, See also DRAINAGE DISTRICTS Special improvement districts, 18-1751 Facilities, municipal, 18-501 to 18-512 Acquisition, 14-365.01 Bidding requirements, 14-365.08, 18-507 Bonds. General obligation, 14-365.06, 14-365.07, 18-506, 18-506.01 Limitation, 14-365.12 Mortgage, 14-365.02 Payment, 14-365.04 Revenue, 14-365.07, 18-502 Payment, 18-504 Procedure, 18-506.01 Construction, 14-365.01, 18-501 Contracts, 18-507 Definitions, 14-365.11, 18-510 Franchises, 14-365.05, 18-505 Intent, 18-510 Rates and charges, 14-365.03, 14-365.10, 18-503 Rental charges, 14-365.10, 18-509 Rules and regulations, 14-365.03, 18-503 Sections, how construed, 14-365.13, 18-511 Service area, 14-365.09, 18-508 Taxation, 14-365.01, 18-501 Limitation, 14-365.12 Fees, utilities districts, 14-2134 to 14-2136 Landowner, duties, 14-105, 14-361, 18-1748 Permit, connections, 14-362 Real estate, drainage, 14-105

Sanitary and improvement district, annexation of by city, 31-763, 31-764 Storm sewers, 14-365.01, 14-365.02, 18-501 to 18-512 Storm Water Management Plan Program, grants, 46-2,139 Wastewater treatment facilities, Loans for financing, See WASTEWATER TREATMENT FACILITIES CONSTRUCTION ASSISTANCE ACT; 81-15,147 Operator certification, See WASTEWATER TREATMENT **OPERATOR CERTIFICATION ACT;** 81-15.128 Sidewalk cafes, 19-4301 Sidewalks, See SIDEWALKS Signs, regulation, 14-102, 69-1701 Solid waste, Collection by city, 18-1752 to 18-1752.02 Management, See INTEGRATED SOLID WASTE MANAGEMENT ACT; 13-2001 Site approval procedure, 13-1701 to 13-1714, See also SOLID WASTE Special assessments, See SPECIAL ASSESSMENTS State aid. Aid to municipalities, 60-3,202, 77-27,139.01 to 77-27,139.04, 77-3523 Annexation, additional population, effect, 18-1753, 18-1754 Grants for civic, community, and recreation centers and historic buildings, See CIVIC AND COMMUNITY CENTER FINANCING ACT; 13-2701 Stock acquisition, prohibited, Article XI, section 1, Constitution of Nebraska Storm sewers, Sewerage and drainage, this heading Streetcar system, acquisition by eminent domain, 14-376 Streets, 14-384 to 14-3,127, See also STREETS

CITIES OF THE METROPOLITAN CLASS –Cont'd Subways, 18-601 to 18-636, See also MUNICIPAL VIADUCTS AND SUBWAYS Sunday laws, authorized, 14-102 Supplies, purchase, 14-564 to 14-566 Swimming pools, See also SWIMMING POOLS Joint facilities, 13-304 to 13-307 Regulation, 71-4301 to 71-4307 Tax increment financing, 18-2147 to 18-2153, See also COMMUNITY DEVELOPMENT Taxation. Amusement tax, 18-1203 to 18-1205 Board of equalization, 14-547, 14-548 City property, exemptions, 14-542, 14-812 Collection, 14-558 to 14-560 By county, compensation for, 14-554 Unpaid taxes, use of land reutilization authorities, See LAND REUTILIZATION ACT; 77-3201 Corporate purpose limitation, Article VIII, section 7, Constitution of Nebraska Fire department, 18-1201, 18-1202 Levy certification, 14-514 Liens. See TAX LIENS Motor vehicle fee, 14-109, 18-1214 Municipal improvements, Article VIII, section 6, Constitution of Nebraska Nonprofit enterprises, treatment, Article XIII, section 4, Constitution of Nebraska, 13-1101 to 13-1110 Occupation tax, this heading Police department, 18-1201, 18-1202 Property tax levy, limitations, 77-3442 to 77-3446 Relevy, when, 14-562 Remittance by county treasurer, 77-1759

Failure, effect, 77-1760 to 77-1762, 77-1766 Retirement and pension, 18-1221 Safety services, joint financing and operation by political subdivisions, 13-318 to 13-326 Sales and use tax, See LOCAL OPTION REVENUE ACT; 77-27,142 School district, boundaries extended, 79-1079 Social security, 68-620 Special assessments, See SPECIAL ASSESSMENTS Unpaid taxes, Land banks, See MUNICIPAL LAND BANK ACT, NEBRASKA; 19-5201 Telecommunications, Advanced telecommunications capability. Financial assistance, 86-579, 86-580 Funding, See LOCAL OPTION MUNICIPAL ECONOMIC DEVELOPMENT ACT; 18-2701 Fiber optic cable, dark fiber, disposition, 18-419, 86-574 to 86-578, See also **TELECOMMUNICATIONS** Occupation tax on sale of telecommunications services, procedure, 86-704 Telephone regulation, 14-106, See also TELEPHONES Television, cable, 18-2201 to 18-2206, See also TELEVISION Traffic, nonmoving violations, 18-1729 Treasurer, city, Bond, 14-553 Deposits, 14-556 Duties, 14-553 Trees, See TREES Utilities. Bonds authorized, 14-524, 18-1801, 18-1802 Revenue bonds, 14-2142, 19-1305 to 19-1308 Coal yard, 14-114 Connections, 14-3,109

CITIES OF THE METROPOLITAN CLASS –Cont'd **Utilities** –Cont'd Districts. Metropolitan utilities district, See METROPOLITAN UTILITIES **DISTRICT; 14-2101** Public utility districts, See PUBLIC UTILITY DISTRICTS; 18-401 Electricity, See ELECTRICITY, MUNICIPAL Eminent domain, 14-366, 14-372, 14-376, 14-2116, 66-1861 Financing, See MUNICIPAL COOPERATIVE FINANCING ACT; 18-2401 Fire hydrants, location and maintenance, 14-2126 Franchises, 14-365.02, 14-2120 Garbage, this heading Gas, See NATURAL GAS General powers, 14-106 to 14-108 Natural gas, See NATURAL GAS; STATE NATURAL GAS REGULATION ACT; 66-1801 Rates, regulation, 18-418, 70-407 to 70-409 Right-of-way, 70-301 to 70-304 Service, Denial, prohibited, 70-1601 Discontinuance, 70-1602 to 70-1615 Duty to provide, 14-2127 Restrictions, city officers, 18-305 to 18-309 Wholesale service, 70-626.01 **Vagrancy**, 14-102 Viaducts, 18-601 to 18-636, See also MUNICIPAL VIADUCTS AND SUBWAYS Violations bureau, 18-1729 **Warehouses**, 14-102 Warrants, issuance, See WARRANTS, GOVERNMENT PAYMENT; 77-2201 Wastewater treatment, Sewerage and drainage, this heading Water. Budget requirements, See MUNICIPAL PROPRIETARY FUNCTION ACT; 18-2801

Districts. Metropolitan utilities district, See METROPOLITAN UTILITIES DISTRICT; 14-2101 Public utility districts, See PUBLIC UTILITY DISTRICTS; 18-401 Special improvement districts, 18-1751 Drainage, Sewerage and drainage, this heading Drinking water, See PUBLIC WATER SYSTEM Fire hydrants, metropolitan utilities district duties, 14-2126 Fluoridation, 71-3305, 71-3306 Liability limitation, 14-814 Mains. Connections, 14-3,109 Improvement costs, 14-542 Permit, ground water withdrawal, See MUNICIPAL AND RURAL DOMESTIC GROUND WATER TRANSFERS PERMIT ACT; 46-638 Pollution, tax levy, 18-512 Regulation, 14-102 Right-of-way limitation, 18-413 Service. Denial prohibited, 70-1601 Discontinuance, 70-1602 to 70-1615 Wastewater, Sewerage and drainage, this heading Watercourses, duties, 31-227 to 31-230 Waterworks. Acquisition, 14-374 Bonds, Amount, 14-525 to 14-527 Authorized, 14-515, 14-524 Construction, 14-107 Contracts, 14-108 Eminent domain, 14-366 Procedure, 14-372, 14-376 Weeds. Landowner, duties, 14-102 Municipality, duties, 2-946.02, See also NOXIOUS WEED CONTROL ACT

Railroad right-of-way, 18-1719 **Zoning,** 14-401 to 14-420, See also ZONING AND PLANNING CITIES OF THE PRIMARY CLASS (Population more than 100,000 and less than a city of the metropolitan class), See generally POLITICAL SUBDIVISIONS Adverse possession, public lands, prohibited, 39-1404, See also ADVERSE POSSESSION Air and heating, See MUNICIPAL AIR CONDITIONING AIR DISTRIBUTION BOARDS: 18-2301 Airports, See AIRPORTS Airport authority, See CITIES AIRPORT AUTHORITIES ACT; 3-501 Ambulance service, 13-303, See also AMBULANCES Amusement halls, regulation of, 15-215 Animals, Cruelty, prevention, 15-208 Dogs, See ANIMALS Legal status as personal property, political subdivision cannot change, 13-405 Licensing, 15-220 Running at large, 15-218 Sale, restrictions, 15-217 Shelters, 15-219 Annexation. Actions and proceedings, how treated, 15-117 Additions, 15-106.01, 15-106.02 Funds due, how treated, 15-115 Legal effect, 15-113 Offices, termination, 15-118 Population increase. Certified by Tax Commissioner, 18-1754 Report required, 18-1753 Records transferred, 15-118 Roads, county, 18-1716.01 Statute of limitation, 18-1718 Taxes, how treated, 15-116

CITIES OF THE METROPOLITAN

CLASS –Cont'd

Weeds -Cont'd

Antelope Valley project, funding, 19-102, 77-2602, 77-2602.04 Appeals of city action, See APPEALS AND REVIEWS Appropriations, authorized, 13-604 Armory, 15-201, 18-1001 to 18-1006 Attorney, City, 15-322 Auctions, regulation, 15-217 Audits, by Auditor of Public Accounts, when, 84-304 **Baseball organization, acquisition** authorized, 9-629.01, 19-4701 Bids and bidding, See BIDS AND BIDDING Blighted areas, development, Article VIII, section 12, Constitution of Nebraska, See also COMMUNITY DEVELOPMENT LAW; 18-2101; REDEVELOPMENT ACT, NEBRASKA; 58-501 Board of equalization, 15-807 to 15-811 Board of health, 15-236 Board of plumbers, 18-1901 to 18-1906, See also PLUMBERS AND PLUMBING Codes, 18-132, 18-1915 Board of public docks, 13-1401 to 13-1417 Bonds, See BONDS Official. See OFFICIAL BONDS OR **INSURANCE** Borrowing, authorized, 15-244, 18-201, 18-1750 **Bridges**, See BRIDGES Budget, Biennial budget authorized, 13-503, 15-801 Expenditures, additional authorized, See LOCAL GOVERNMENT MISCELLANEOUS EXPENDITURE ACT: 13-2201 Limit on property tax, 13-518 to 13-522, 77-3446 Limitation by local election, See LOCAL OPTION TAX CONTROL ACT: 77-3401 Proprietary functions, requirements, See MUNICIPAL PROPRIETARY FUNCTION ACT; 18-2801

CITIES OF THE PRIMARY CLASS -Cont'd Budget –Cont'd Requirements, See BUDGET ACT, NEBRASKA; 13-501 Taxation, this heading Buildings, Building permit, 18-1743, 18-1916 Highway corridors, 39-1311 to 39-1311.05 Construction alternatives, See POLITICAL SUBDIVISIONS CONSTRUCTION ALTERNATIVES ACT; 13-2901 Joint agreements and facilities, this heading Public, safety regulations, 15-215, 15-216 Public works, supervision by engineer or architect, when, 81-3445 Unsafe determination. City powers, 18-1722 Notice, 18-1722.01 Buses. See also PUBLIC TRANSPORTATION ACT, NEBRASKA; 13-1201 Regulation, 15-261 Business improvement districts, See BUSINESS IMPROVEMENT DISTRICT ACT; 19-4015 Cable television, 18-2201 to 18-2206, See also TELEVISION **Cemeteries.** See CEMETERIES **Census**, 15-262 Charter, home rule, Article XI, sections 2 to 5, Constitution of Nebraska Charter convention, 19-501 to 19-503 City manager plan, 19-601 to 19-648. See also CITY MANAGER PLAN OF MUNICIPAL GOVERNMENT Civil service, See CIVIL SERVICE ACT; 19-1825 Claims against city, 15-841, 15-842.01 Appeals, See APPEALS AND REVIEWS

Tort claims. See POLITICAL SUBDIVISIONS TORT CLAIMS ACT; 13-901 Classification. 15-101 Clerk, city, 15-316 Collection agency, contracts authorized. 45-623 Commission form of government, 19-401 to 19-433, See also COMMISSION FORM OF MUNICIPAL GOVERNMENT Commission on the status of women, 15-277, 15-278 Community development, See also COMMUNITY DEVELOPMENT Acquisition of property, 15-1306 Bonds, 15-1304 Citizen participation, 15-1303 Definitions, 15-1301 Jurisdiction, 15-1305 Powers and duties, 15-1302 Reports, 15-1305 Sections, how construed, 15-1307 Taxation, 15-1304 Consolidation. Actions and proceedings, how treated, 15-117 Election procedure, 15-111, 15-112 Funds due, how treated, 15-115 Legal effect, 15-113 Offices, termination, 15-118 Records transferred, 15-118 Taxes, how treated, 15-116 Contractors, right to payment, See CONSTRUCTION PROMPT PAY ACT, NEBRASKA; 45-1201 Contracts. Contract for construction or delivery service, contractor duties, 48-2911, 48-2912, See also EMPLOYEE CLASSIFICATION ACT Partially performed, effect, 19-1501, 19-1502 Corporate limits, how fixed, 15-104, 15-105 Council, city, City manager plan, 19-601 to 19-648, See also CITY MANAGER PLAN OF MUNICIPAL GOVERNMENT

CITIES OF THE PRIMARY CLASS -Cont'd Council, city –Cont'd Commission form of government, 19-401 to 19-433, See also COMMISSION FORM OF MUNICIPAL GOVERNMENT Meetings, 15-401 Ordinances, this heading Vacancy, 32-568, 32-569 Crimes and offenses, See CRIMES AND OFFENSES **Deferred compensation plan**, 48-1401, See also DEFERRED COMPENSATION Definitions, 15-101 Depositories authorized, 15-845 **Development districts**, See **DEVELOPMENT DISTRICTS: 13-1901** Disabled persons, designation of parking spaces, 18-1736, 18-1737, See also PARKING AND PARKING LOTS Discrimination, power to prohibit, 18-1724 Disorderly conduct, 15-256 Docks, public, 13-1401 to 13-1417 Drainage, Sewerage and drainage, this heading Driveways, maintenance, 18-1748 Economic development, See ECONOMIC DEVELOPMENT Elderly, Delivery of meals, 13-308, 13-309 Transportation, See PUBLIC TRANSPORTATION ACT. NEBRASKA; 13-1201 Elections, See also ELECTION ACT; 32-101 Authorized, 15-301 Ballots, 32-556 to 32-558 Certification of election. 32-558 Council members, election, 32-535 Date of election, 15-301, 32-404, 32-556 Special election, 32-405 Districts, 15-247, 32-120, 32-552 to 32-555 Issues submitted, 32-559

Nonpartisan ballot, 32-557 Precincts, 15-110 Special or county election, submission of issues, 32-559 Vacancy, 32-568, 32-569 Wards, this heading Elective office, dual office holding, prohibited, 32-604 Electrical code, 18-132 **Electricity,** See ELECTRICITY, **MUNICIPAL Emergencies**, See EMERGENCY MANAGEMENT Eminent domain, See EMINENT DOMAIN Displaced persons, See RELOCATION ASSISTANCE ACT; 76-1214 Employees, Officers and employees, this heading Endowment funds, public, investment, 19-5101 Enterprise zones, See ENTERPRISE ZONE ACT; 13-2101 Excavation, regulation, 15-255 Explosives, regulation, 15-255 Fines. Payment, 15-263 Remittance, 15-315 Fire departments, See FIRE SAFETY Firearms, regulation authorized, 15-255 Concealed handgun exception, 18-1703 Fireworks, regulation of, 15-255, See also FIREWORKS Franchises. Cable television, 18-2202 Ordinances, 15-222 Sewage disposal plant, 18-505 Funds, public, See also PUBLIC FUNDS Amount, limitation, 15-848 Appropriations, 13-604 Bond required, 15-846 Certificates of deposit, invest in, 15-849 Deposit, conditions, 15-845 to 15-847 Depository requirements, See PUBLIC FUNDS

CITIES OF THE PRIMARY CLASS -Cont'd **Funds**, public –*Cont'd* Endowment funds, investment, 19-5101 Constitutional authorization, Article XI. Constitution of Nebraska, section 1 Security required, 15-846, 15-847 Sinking fund, 77-2334 to 77-2339 Gambling, authorized, See COUNTY AND CITY LOTTERY ACT, NEBRASKA; 9-601 Garbage, Disposal site. Approval procedure, 13-1701 to 13-1714, See also SOLID WASTE Permits required, 81-1516 Landfill, this heading Removal, 15-268.01, 15-268.02, 18-1752 to 18-1752.02 Solid waste management, See INTEGRATED SOLID WASTE MANAGEMENT ACT: 13-2001 Handicapped persons, designation of parking spaces, 18-1736, 18-1737. See also PARKING AND PARKING LOTS Health. Health department, 15-236, 71-1626 to 71-1636, See also LOCAL PUBLIC HEALTH DEPARTMENTS City-county board of health, 71-1630, 71-1631 Health districts, 71-1601 to 71-1625, See also HEALTH DISTRICTS Home care, See HOME HEALTH CARE Regulation, 15-236 Restrictions, 15-237 Heating and air, See MUNICIPAL AIR CONDITIONING AIR DISTRIBUTION BOARDS; 18-2301 Highways and roads, See HIGHWAYS AND ROADS Home rule charter, Article XI, sections 2 to 5, Constitution of Nebraska

Homeowners associations. dissolved, See MUNICIPAL CUSTODIANSHIP FOR DISSOLVED HOMEOWNERS ASSOCIATIONS ACT: 18-3101 Hospitals, See also HOSPITALS Contracts, authorized, 15-235 Establishment, 15-231 Rules and regulations, 15-234 Sinking fund, See HOSPITAL SINKING FUND ACT; 15-235.01 Improvements, public, Assessments. Determinations, 15-725 Special assessments, See SPECIAL ASSESSMENTS Blighted areas, development, this heading City engineer, duties, 15-728 Infrastructure, See MUNICIPAL **INFRASTRUCTURE REDEVELOPMENT FUND ACT; 18-**2601 Inspections, 15-728 Sidewalks, See SIDEWALKS Sinking fund, 19-1301 to 19-1304 Special districts, authorized, 15-754, 18-1751 Streets, See STREETS Supervision by engineer or architect, when, 81-3445 Tax levy, 19-1302 Industrial development, See ECONOMIC DEVELOPMENT Infrastructure financing, See MUNICIPAL INFRASTRUCTURE REDEVELOPMENT FUND ACT: 18-2601 Initiative and referendum, 18-2501 to 18-2536, See also INITIATIVE AND REFERENDUM Inspection. Building regulations, 15-905 Public improvements, 15-728 Utilities regulation, 15-266 Insurance, joint procurement of, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Intergovernmental cooperation, Article XV. section 18. Constitution of Nebraska

CITIES OF THE PRIMARY CLASS -Cont'd Intergovernmental cooperation –Cont'd Joint agreements and facilities, this heading Investment, public endowment funds, 19-5101 Jails, See JAILS Joint agreements and facilities, Airports, See JOINT AIRPORT AUTHORITIES ACT; 3-701 Authorized, See INTERLOCAL COOPERATION ACT; 13-801; JOINT PUBLIC AGENCY ACT; 13-2501 Electricity, See ELECTRICITY, MUNICIPAL Insurance and employee benefits, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Jails, 47-302 to 47-308 Joint facility with county, Authorized, 15-751, 15-752 Bonds, 13-1306 to 13-1310 Budget, limit on property tax, 13-518 to 13-522, 77-3446 Commission, public building, 13-1303 Budget requirements, See BUDGET ACT, NEBRASKA; 13-501 Powers and duties, 13-1304 Definitions, 13-1302 Funds, use, 13-1305 Intent, 13-1301 Powers and duties, 13-1311 Sections, how construed, 13-1312 Taxation, exemption, 13-1308, 13-1309 Recreational facilities, 13-304 to 13-307 Vote required, 15-752 Judgments, how paid, 15-844, 77-1619 to 77-1623 Jurisdiction, Building regulation, 15-902 Health regulation, 15-236 to 15-238 Mayor, executive order, 15-311 Ordinance enforcement, outside county, 15-201.01

Police, 15-326, 18-1715, 18-1716 Zoning, 15-901 Juvenile emergency shelter care, 13-317 Keno, authorized, See COUNTY AND CITY LOTTERY ACT, NEBRASKA; 9-60' Landfill. Plan for licensure or closure, 81-1528 Site approval procedure, 13-1701 to 13-1714, See also SOLID WASTE Solid waste management, See INTEGRATED SOLID WASTE MANAGEMENT ACT; 13-2001 Land-use changes, notify affected military installation, 15-1103 Lead abatement project, bid restrictions, 71-6328 Leases. 15-201 Liability limitations, Railroads, grade crossing projects, liability for costs, 18-602 Tort claims, See POLITICAL SUBDIVISIONS TORT CLAIMS ACT; 13-901 Viaducts and subways, liability for costs, 18-601 Libraries, 15-230, 51-201 to 51-219, See also LIBRARIES Liens. Personal property tax, 15-819 Sewer charges, 18-509 Sidewalk assessments, 15-735 Special assessments, 15-725, 15-821 Street railways, cost of lighting or paving, 15-261, 15-733 Water, use of, 15-223 Lighting, 15-266, 15-753 Liquor sales, regulation, 53-134.03, See also LIQUOR CONTROL ACT. NEBRASKA Litter, 15-268.01, 15-268.02, 18-1752 to 18-1752.02 Lotteries, authorized, See COUNTY AND CITY LOTTERY ACT, NEBRASKA; 9-601 Malls, 15-701.02 Markets, 15-724, 19-4301

CITIES OF THE PRIMARY CLASS -Cont'd Mayor, Election, 32-537, 32-539 Jurisdiction, 15-311 Pardons, 15-315 Powers and duties, 15-310 Recommendations to council, 15-406 Riot suppression, 15-314 Vacancy, 32-568 Meals, home delivery, 13-308, 13-309 Meetings, City council, 15-401 Public, See OPEN MEETINGS ACT; 84-1407 Merger with county, See MUNICIPAL COUNTIES Mosquito control, 71-2917, 71-2918 Motor vehicles, donation by city to charitable organization, conditions, 13-329 Museums, 51-501, 51-502, See also MUSEUMS Music organizations, 18-1203 to 18-1207 Name. 15-107 Change of, procedure, 23-281, 25-21,270 to 25-21,273 Natural resource development loans, See CONSERVATION CORPORATION ACT; 2-4201 **911 service**, See EMERGENCY **TELEPHONE COMMUNICATIONS** SYSTEMS ACT; 86-420; ENHANCED WIRELESS 911 SERVICES ACT; 86-442 Nonprofit enterprise development, Article XIII, section 4, Constitution of Nebraska, 13-1101 to 13-1110 Nuisances, Buildings, 15-901, 18-1722 Drainage, 15-211 Garbage, 15-268.01, 15-268.02, 18-1752 to 18-1752.02 Health, 15-221, 15-237 Mosquito control, 71-2917 Regulation, 18-1720 Streets, 15-265 Weeds, 15-268

Occupation tax, See also OCCUPATION TAX Authorized, conditions, 15-202, 15-203 New tax or increased rate, procedure, 18-1208 Business improvement districts. 19-4018, 19-4031 Cable services, 18-2204 Liquor, catering licensee, 53-124.12 Sale of telecommunications services, procedure, 86-704 Officers and employees, Bond or insurance, 15-251, 15-307, 15-308 Compensation, 15-250, 15-309 Restrictions, Article III, section 19, Constitution of Nebraska Conflict of interest, duties, 49-1493 to 49-14,103.07, See also POLITICAL ACCOUNTABILITY AND DISCLOSURE ACT, NEBRASKA Contingent contracts, prohibited, 18-310 to 18-312 Limitation. 15-309.01 Criminal misconduct, See also CRIMES AND OFFENSES Misuse of official information, 28-925 Official misconduct, 28-924 Oppression under color of office, 28-926 Dual officeholding, permitted, 15-75 Election, 15-301, See also ELECTION ACT Electric services, restrictions, 18-306 to 18-309 Employee benefits, See POLITICAL SUBDIVISIONS SELF-FUNDING BENEFITS ACT; 13-1601 Joint procurement, See INTERGOVERNMENTAL RISK MANAGEMENT ACT: 44-4301 Expenses, authorized, See LOCAL **GOVERNMENT MISCELLANEOUS** EXPENDITURE ACT; 13-2201 Merger of offices, 15-118, 15-751 Powers and duties, 15-250

CITIES OF THE PRIMARY CLASS -Cont'd Officers and employees -Cont'd Qualifications, positions of trust, Article XV, section 2, Constitution of Nebraska Removal, 15-249 District court, power, 15-332 Reports, 15-252 Telephone service, restrictions, 18-305, 18-309 Terms, Article XVII, section 5, Constitution of Nebraska Vacancies, how filled, 32-568, 32-569 Water service, restrictions, 18-308, 18-309 Offstreet parking, 15-269 to 15-276, See also PARKING AND PARKING LOTS Ordinances, Authorization, 15-263 Building codes, adoption, 18-132 Certification, 15-402 Codes, adoption, 18-132 DWI authorized, 60-6, 197.07 Enactment, 15-404 Form, 15-403 Golf car vehicles, street use, regulation, 60-6,381 Prosecution in county courts, 25-2703 Publication, 15-254, 15-402, 15-403, 18-131 Parking and parking lots, See PARKING AND PARKING LOTS Parks. See also PARKS Acquisition, 15-210 Conveyance to schools, 79-10,108, 79-10.109 Districts authorized, 15-754 Payments to, electronic payment authorized, 13-609 Pension plan, Retirement, this heading Planning department, 15-1101 to 15-1105, See also ZONING AND PLANNING Platting, 15-106 to 15-106.02, See also ZONING AND PLANNING

Plumbers and plumbing, See also PLUMBERS AND PLUMBING Plumbing code, 18-132, 18-1915 Police, See POLICE Police powers, Acts prohibited, 15-258 Code violations, citation procedure, 18-1757 Disorderly conduct, 15-255, 15-256 Explosives, 15-255 Jurisdiction, 18-1715, 18-1716 Liquor sales, 53-134.03, See also LIQUOR CONTROL ACT, NEBRASKA Riots, special powers, 15-314 Vagrancy, 15-257 Political subdivisions, See POLITICAL SUBDIVISIONS Population. Report, 18-1753, 18-1754 Status established, 15-101, 15-102 Powers, general, 15-201 Limitations, powers retained by people, Article I, section 26, Constitution of Nebraska Precincts, 15-110 Wards, this heading Property. Acquisition by city, Appraisal required, when, 13-403 Procedure, 15-229 to 15-229.02, 18-1755, See also EMINENT DOMAIN Eminent domain, 15-229 Maintenance, landowner, 15-211 Purchases, installment contracts authorized, 15-201.02 Taxation, this heading Zoning, See ZONING AND PLANNING Property damage actions involving, See PROPERTY DAMAGE Public buildings, Buildings, this heading Public records. Access, 84-712 to 84-712.09, See also PUBLIC RECORDS Settled claims, requirements, 84-713 Public safety, See PUBLIC SAFETY Publicity expenditures, 13-315, 13-316

CITIES OF THE PRIMARY CLASS -Cont'd Purchases by, Purchasing card programs, 13-610, 81-118.02 Sales tax exemption, 77-2704.15 Railroads. Light-density, use of local tax funds authorized, procedure, 74-1427 Regulation, 15-209, 15-261 Subways, this heading Transportation safety districts, 74-1301 to 74-1308 Budget requirements, See BUDGET ACT, NEBRASKA; 13-501 Real estate. Property, this heading Records. Destruction, 18-1701 Public records, this heading **Recreational facilities**, See PARKS Redevelopment, Blighted areas, development, this heading Improvements, public, this heading Referendum, 18-2501 to 18-2536, See also INITIATIVE AND REFERENDUM Religious test to qualify for employment, prohibited, Article I, section 4, Constitution of Nebraska Reorganization as city of the primary class, Government pending reorganization, 15-103 Rights and privileges, transfer, 15-108 Retirement, See also RETIREMENT AND PENSIONS City employees, pension plan reports required, 15-1017 Defined benefit plan, valuation report required, 13-2402 Employee, transfer between political subdivisions, effect, 13-2401 Employee contribution, 18-1749 Firefighters, 15-1012, 15-1017, 15-1026, 15-1027, 18-1723, See also FIRE SAFETY

Police, 15-1017, 15-1026, 15-1027, 18-1723, See also POLICE Retirement system, membership restriction, 4-108, 81-1442 Tax, authorized, 15-1026, 18-1221 Rules and regulations, 15-263 Schools. Early childhood, See EARLY CHILDHOOD EDUCATION Elementary and secondary, See ELEMENTARY AND SECONDARY EDUCATION Merger of cities, effect, 79-468, 79-469, 79-853 Seal, 15-201 Service of process, 15-107 Sewerage and drainage, Assessments, See SPECIAL ASSESSMENTS Bonds, joint project, See PUBLIC FACILITIES CONSTRUCTION AND FINANCE ACT; 72-2301 Connections, 15-238, 15-709, 18-1748 Districts. Public utility district, See PUBLIC UTILITY DISTRICTS; 18-401 Sanitary drainage districts, 31-501 to 31-533, See also DRAINAGE DISTRICTS Sewer districts, this heading Special improvement districts, 18-1751 Facilities, municipal, 18-501 to 18-512 Bidding requirements, 18-507 Bonds. General obligation, 18-506, 18-506.01 Revenue, 18-502 Payment, 18-504 Procedure, 18-506.01 Construction, 18-501 Contracts, 18-507 Definitions, 18-510 Franchises, 18-505 Intent, 18-510 Rates, 18-503 Rental charges, 18-509 Rules and regulations, 18-503

CITIES OF THE PRIMARY CLASS -Cont'd Sewerage and drainage –Cont'd. Facilities, municipal –*Cont'd* Sections, how construed, 18-511 Service area, 18-508 Taxation, 18-501 Landowner, duty, 15-211, 15-709, 18-1748 Real estate, drainage, 15-211 Sanitary and improvement district, annexation of by city, 31-763, 31-764 Sewer districts. Assessments, 15-717, 15-718 Bonds. 15-720 Construction, 15-718 District. created. 15-717 Storm sewers, 18-501 to 18-512 Storm Water Management Plan Program, grants, 46-2,139 Sidewalk cafes, 19-4301 Sidewalks, See SIDEWALKS Signs, regulation, 15-208, 69-1701 Solid waste. Collection by city, 18-1752 to 18-1752.02 Management, See INTEGRATED SOLID WASTE MANAGEMENT ACT; 13-2001 Site approval procedure, 13-1701 to 13-1714, See also SOLID WASTE Special assessments, See SPECIAL ASSESSMENTS State aid. Aid to municipalities, 60-3,202, 77-27,139.01 to 77-27,139.04, 77-3523 Annexation, additional population, effect, 18-1753, 18-1754 Grants for civic, community, and recreation centers and historic buildings, See CIVIC AND COMMUNITY CENTER FINANCING ACT; 13-2701 Status of women, commission on, 15-277 Stock acquisition, prohibited, Article XI, section 1, Constitution of Nebraska

Storm sewers. Sewerage and drainage, this heading Streetcar companies, 15-729 to 15-733, 19-701 Streets, 15-701 to 15-701.02, See also STREETS Subways, 18-601 to 18-636, See also MUNICIPAL VIADUCTS AND SUBWAYS Sunday laws, authorized, 15-258 Swimming pools, See also SWIMMING POOLS Authorized, 15-210 Joint facilities, 13-304 to 13-307 Regulation, 71-4301 to 71-4307 Tax increment financing, 18-2147 to 18-2153, See also COMMUNITY DEVELOPMENT Taxation, Amusement tax, 18-1203 to 18-1205 Board of equalization, 15-807 to 15-811 City property tax exempt, when, 15-844 Collection, 15-817 Commercial aviation levy, 3-504.02 Corporate purpose limitation, Article VIII, section 7, Constitution of Nebraska Delinguent, collection, 15-816 Fire department, 18-1201, 18-1202 Irregularities, effect, 15-824 Liens. See TAX LIENS Motor vehicle fee, 15-207, 18-1214 Municipal improvements. Article VIII, section 6, Constitution of Nebraska Nonprofit enterprises, treatment, Article XIII, section 4, Constitution of Nebraska, 13-1101 to 13-1110 Occupation tax. this heading Payment, 15-818, 15-823 Police department, 18-1201, 18-1202 Powers, 15-202, 15-203, 15-204, 15-207 Property, 15-202 Personal, 15-819

CITIES OF THE PRIMARY CLASS -Cont'd **Taxation** –*Cont'd* Property tax levy, limitations, 77-3442 to 77-3446 Remittance by county treasurer, 77-1759 Failure, effect, 77-1760 to 77-1762, 77-1766 Retirement and pensions, 15-1026, 18-1221 Safety services, joint financing and operation by political subdivisions, 13-318 to 13-326 Sales and use tax, See LOCAL OPTION REVENUE ACT; 77-27,142 Social security, 68-620 Special assessments, See SPECIAL ASSESSMENTS Tax list, 15-812, 15-813 Warrant, 15-813, 15-814 Telecommunications. Advanced telecommunications capability. Financial assistance, 86-579, 86-580 Funding, See LOCAL OPTION MUNICIPAL ECONOMIC DEVELOPMENT ACT; 18-2701 Fiber optic cable, dark fiber, disposition, 18-419, 86-574 to 86-578, See also **TELECOMMUNICATIONS** Occupation tax on sale of telecommunications services, procedure, 86-704 Telephone regulation, 15-266, See also TELEPHONES Television, cable, 18-2201 to 18-2206, See also TELEVISION Traffic, Nonmoving violations, 18-1729 Regulation, 15-207, 15-208 Treasurer, city, 15-317 Bond or insurance, 15-317 **Trees,** See TREES Utilities, Bonds, authorized, 15-244, 18-1801, 18-1802

Revenue bonds, 15-244, 18-1803 to 18-1805, 19-1305 to 19-1308 Connections, 15-709 Districts, public utility, See PUBLIC UTILITY DISTRICTS; 18-401 Electricity, See ELECTRICITY, MUNICIPAL Eminent domain, 15-501, 19-701 to 19-710, See also MUNICIPAL NATURAL GAS SYSTEM CONDEMNATION ACT; 19-4624 Financing, See MUNICIPAL COOPERATIVE FINANCING ACT; 18-2401 Franchises, 15-222 Garbage, this heading Gas, See NATURAL GAS General powers, 15-201 Heating systems, 19-1401 to 19-1404 Ice plants, 19-1401 to 19-1404 Lighting systems, 19-1401 to 19-1404 Natural gas, See STATE NATURAL GAS REGULATION ACT; 66-1801 Rates, regulation, 18-418, 70-407 to 70-409 Regulation, 15-266 Right-of-way, 70-301 to 70-304 Service. Denial prohibited, 70-1601 Discontinuance, 70-1602 to 70-1615 Restrictions, city officers, 18-305 to 18-309 Wholesale service, 19-708, 70-626.01 Vagrancy, 15-257 Vendors, 15-212 Viaducts, 18-601 to 18-636, See also MUNICIPAL VIADUCTS AND SUBWAYS Violations bureau, 18-1729 Wards, Creation, 15-110, 32-120 Elections, requirements, 19-613.01 Warehouses, 15-209, 15-237 Warrants, issuance, See WARRANTS, GOVERNMENT PAYMENT; 77-2201

CITIES OF THE PRIMARY CLASS -Cont'd Wastewater treatment, Sewerage and drainage, this heading Water. Budget requirements, See MUNICIPAL PROPRIETARY FUNCTION ACT; 18-2801 Districts. Public utility districts, See PUBLIC UTILITY DISTRICTS; 18-401 Special improvement districts, 18-1751 Water districts, 15-228 Drainage, Sewerage and drainage, this heading Drinking water, See PUBLIC WATER SYSTEM Financial assistance, See DRINKING WATER STATE **REVOLVING FUND ACT; 71-5314** Regulation, See SAFE DRINKING WATER ACT, NEBRASKA; 71-5301 Fire protection, 15-228 Fluoridation, 71-3305, 71-3306 Mains. Connections, 15-709 Regulation, 15-266 Permit, ground water withdrawal, See MUNICIPAL AND RURAL DOMESTIC GROUND WATER TRANSFERS PERMIT ACT; 46-638 Pollution. Regulation, 15-237 Tax levy, 18-512 Rates, regulation, 15-223 Reservoirs, 15-224 Right-of-way limitation, 18-413 Service. Denial prohibited, 70-1601 Discontinuance, 70-1602 to 70-1615 Wastewater, Sewerage and drainage, this heading Waterworks, 15-501, 15-502 Wells, 15-224

Weeds. Control, 15-268 Municipality, duties, 2-946.02, See also NOXIOUS WEED CONTROL ACT Procedure, 15-268 Railroad right-of-way, 18-1719 Zoning, See ZONING AND PLANNING State Capitol environs, See STATE CAPITOL ENVIRONS ACT, NEBRASKA; 90-301 CITIES OF THE SECOND CLASS (Population more than 800 and less than 5,000), See generally POLITICAL SUBDIVISIONS Adverse possession, public lands, prohibited, 39-1404, See also ADVERSE POSSESSION Air and heating, See MUNICIPAL AIR CONDITIONING AIR DISTRIBUTION BOARDS; 18-2301 **Airports**, See AIRPORTS Airport authority, See CITIES AIRPORT AUTHORITIES ACT: 3-501 Ambulance service, 13-303, See also AMBULANCES Amusement halls, 17-132, 17-134 Animals, Cruelty, prevention, 17-138 Dogs, See ANIMALS Legal status as personal property, political subdivision cannot change, 13-405 Licensing, 17-526 Running at large, 17-547 Shelters, 17-548 Annexation, City council, powers, 17-407 County boundaries, effect, 17-405.05, 17-406 Hearing, 17-407 Legal effect, 17-405.04 Limitations, 17-405.01 Mayor, powers, 17-407 Noncontiguous area, agricultural processing facility, treatment, 17-405.01 Notice, 17-407 Contents, 17-407, 19-5001

CITIES OF THE SECOND CLASS -Cont'd Annexation –Cont'd. Notice -Cont'd Liability, 17-407, 19-5001 Limitation on action, 17-407, 19-5001 Manner, 19-5001 Of by city of the first class, 16-122 to 16-128 Population increase, Certified by Tax Commissioner, 18-1754 Report required, 18-1753 Powers, 17-407 Procedure, 17-405 Regulations, 17-405.03 Restrictions relating to time, 19-3052 Roads, county, 18-1716.01 School lands, procedure, 72-259.01 to 72-259.07 State land, effect, 17-412 Statute of limitation, 18-1718 Appeals of city action, See APPEALS AND REVIEWS Appropriations, 17-706 Authorized, 13-604 Requirements, 17-708, 17-709 Armory, 17-503, 18-1001 to 18-1006 Attorney, city, 17-610 Auditorium, 17-953 to 17-955 Audits. By Auditor of Public Accounts, when. 84-304 Requirements, See MUNICIPAL AUDITING LAW, NEBRASKA; 19-2901 Bids and bidding, See BIDS AND BIDDING Blighted areas, development, Article VIII, section 12, Constitution of Nebraska, See also COMMUNITY DEVELOPMENT LAW; 18-2101; REDEVELOPMENT ACT, NEBRASKA; 58-501 Board of equalization, township organization, 17-155 Board of health, 17-121 Board of park commissioners, 17-952

Board of plumbers. 18-1901 to 18-1914, See also PLUMBERS AND PLUMBING Codes, 18-132, 18-1915, 19-922 Board of public docks, 13-1401 to 13-1417 Board of public trust, 17-501 Board of public works, 17-568.01, 17-801 to 17-810 Bonds. See BONDS Official, See OFFICIAL BONDS OR **INSURANCE** Borrowing, 17-560, 18-201, 18-1750 Bridges, 17-508 to 17-508.02, 17-567, See also BRIDGES Budget, Biennial budget authorized, 13-503 Expenditures, additional authorized, See LOCAL GOVERNMENT MISCELLANEOUS EXPENDITURE ACT; 13-2201 Limit on property tax, 13-518 to 13-522, 77-3446 Limitation by local election, See LOCAL OPTION TAX CONTROL ACT; 77-3401 Proprietary functions, requirements, See MUNICIPAL PROPRIETARY FUNCTION ACT; 18-2801 Requirements, See BUDGET ACT, NEBRASKA; 13-501 Taxation, this heading Buildings, Building codes, See BUILDING CODES Building permit, 18-1743, 18-1916 Highway corridors, 39-1311 to 39-1311.05 Fire regulations, 17-131, 17-549 Joint agreements and facilities, this heading Public, 17-127, 17-132 Bonds, 17-954 Construction, 17-953 Construction alternatives, See POLITICAL SUBDIVISIONS CONSTRUCTION ALTERNATIVES ACT; 13-2901 Elections, 17-953 Maintenance, 17-955

CITIES OF THE SECOND CLASS -Cont'd Buildings –Cont'd, Public –*Cont'd* Supervision by engineer or architect, when, 81-3445 Tax. 17-955 Unsafe determination, City powers, 18-1722 Notice, 18-1722.01 **Buses,** See PUBLIC TRANSPORTATION ACT, NEBRASKA; 13-1201 Business improvement districts, See BUSINESS IMPROVEMENT DISTRICT ACT; 19-4015 Cable television, 18-2201 to 18-2206, See also TELEVISION **Cemeteries.** See CEMETERIES City manager plan, 19-601 to 19-648, See also CITY MANAGER PLAN OF MUNICIPAL GOVERNMENT City of the first class. reorganization as, when, 17-301 to 17-305 Civil service, See CIVIL SERVICE ACT; 19-1825 Claims against city, 17-714, 17-715 Appeals, See APPEALS AND REVIEWS Tort claims, See POLITICAL SUBDIVISIONS TORT CLAIMS ACT; 13-901 Classification, 17-101, 17-201 Clerk, city, Duties, 17-605 Merger of office, 17-108.02 Publication, required, 19-1102 to 19-1104 Cold storage plants, 17-956 to 17-960 **Collection agency, contracts** authorized, 45-623 Commission form of government, 19-401 to 19-433, 19-662, See also COMMISSION FORM OF MUNICIPAL GOVERNMENT Community development, See COMMUNITY DEVELOPMENT Consolidation. Authorized, 17-401 Election procedure, 15-111, 15-112

Legal effect, 15-113, 17-403, 17-404 Merger with city of the primary class, effect on school district, 79-468, 79-469, 79-853 Procedure, 17-402 Property, how treated, 17-404 Construction regulations, 17-130 to 17-132, 17-550, 18-132, 18-1743 Contractors, right to payment, See CONSTRUCTION PROMPT PAY ACT, NEBRASKA; 45-1201 Contracts. Appropriation required, 17-709 Contract for construction or delivery service, contractor duties, 48-2911, 48-2912, See also EMPLOYEE CLASSIFICATION ACT Partially performed, effect, 19-1501, 19-1502 Corporate limits, Contiguous lands, how treated, 17-405.01 Correction of errors, 19-2201 to 19-2204 Detachment of territory, 17-414 Noncontiguous area, how treated, 17-405.01 Council, city, City manager plan, 19-601 to 19-648, 19-662, See also CITY MANAGER PLAN OF MUNICIPAL GOVERNMENT Commission form of government, 19-401 to 19-433, 19-662, See also COMMISSION FORM OF MUNICIPAL GOVERNMENT Election. 17-104 Meetings, 17-105, 17-106 Membership, 17-103 President. Act as mayor, when, 32-568 Powers, 17-148 Qualifications, 17-103 Quorum, 17-105 Vacancy, How filled, 32-568, 32-569 When, 19-3101, 32-560 Crimes and offenses, See CRIMES AND OFFENSES

CITIES OF THE SECOND CLASS -Cont'd Deferred compensation plan, 48-1401, See also DEFERRED COMPENSATION Definitions, 17-101, 17-201 **Development districts**, See **DEVELOPMENT DISTRICTS; 13-1901** Disabled persons, designation of parking spaces, 18-1736, 18-1737, See also PARKING AND PARKING LOTS Discrimination, power to prohibit, 18-1724 Disorderly conduct, 17-129, 17-556 Docks, public, 13-1401 to 13-1417 Drainage, Sewerage and drainage, this heading Driveways, maintenance, 18-1748 Economic development, See ECONOMIC DEVELOPMENT Elderly, Delivery of meals, 13-308, 13-309 Transportation, See PUBLIC TRANSPORTATION ACT, NEBRASKA; 13-1201 Elections, See also ELECTION ACT; 32-101 At large or ward elections, procedure, 32-554 Ballots, 32-556 to 32-558 Certificate of election, 17-603, 32-558 Council members, election, 17-104, 32-533 Date of election, 32-404, 32-556 Special election, 32-405 Districts, 32-120, 32-552 to 32-555 Annexation, effect, 19-3052 Electors, gualifications, 17-602 Issues submitted, 32-559 Mayor, 17-107 Nonpartisan ballot, 32-557 Regulation, 17-527 Vacancy, 32-568, 32-569 Wards, this heading Elective office, dual office holding, prohibited, 32-604

Electricity, See also ELECTRICITY, MUNICIPAL Electrical code, 18-132, 19-922 Emergencies, See EMERGENCY MANAGEMENT Eminent domain, See EMINENT DOMAIN Displaced persons, See RELOCATION ASSISTANCE ACT; 76-1214 Employees, Officers and employees, this heading Engineer, city, Duties, 17-150, 17-568.01 Special engineer, 17-568 Enterprise zones, See ENTERPRISE ZONE ACT; 13-2101 Equipment, purchase, 17-568.01 Excavation, regulations, 17-142 Explosives, regulations, 17-137, 17-556 Fines, Collection, 17-564, 17-565 Payment, 17-505 Remission, 17-117 Fire departments, See FIRE SAFETY Firearms, regulation authorized, 17-556 Concealed handgun exception, 18-1703 Fireworks, regulation of, 17-137, 17-556, See also FIREWORKS Fiscal year, 17-701 Flood control, See FLOODS Franchises. Cable television, 18-2202 Electricity, 17-528, 17-528.03 Natural gas, 17-528.02 Sewage disposal plant, 18-505 Waterworks, 17-530 Funds, public, See also PUBLIC FUNDS Appropriations, 17-706, 17-708 Depository requirements, 17-607 Investment, Certificates of deposit, 17-720 Surplus, 17-608 Sinking funds, 77-2334 to 77-2339 Utility funds, disposal, 17-609 Warrants, 17-711

CITIES OF THE SECOND CLASS -Cont'd Gambling, authorized, See COUNTY AND CITY LOTTERY ACT, NEBRASKA; 9-601 Garbage, Disposal plant, Acquisition, 19-2101 Application of law, 19-2111 Bonds. Authorized, 19-2103 Tax levy, 19-2104 Contracts, authorized, 19-2105 Operation, 19-2106 Permits required, 81-1516 Rates, 19-2106 Site approval procedure, 13-1701 to 13-1714, See also SOLID WASTE Tax, authorized, 19-2102, 19-2104 Landfill, this heading Litter regulation, 17-563 Removal by city, 18-1752 to 18-1752.02 Solid waste management, See INTEGRATED SOLID WASTE MANAGEMENT ACT; 13-2001 Handicapped persons, designation of parking spaces, 18-1736, 18-1737, See also PARKING AND PARKING LOTS Health, Board of health, 17-121 Health department, 71-1626 to 71-1636, See also LOCAL PUBLIC HEALTH DEPARTMENTS Home care. See HOME HEALTH CARE Regulations, 17-123 Heating and air, See MUNICIPAL AIR CONDITIONING AIR DISTRIBUTION BOARDS; 18-2301 Highways and roads, See HIGHWAYS AND ROADS Homeowners associations, dissolved, See MUNICIPAL CUSTODIANSHIP FOR DISSOLVED HOMEOWNERS ASSOCIATIONS ACT: 18-3101 Hospitals, See also HOSPITALS Acquisition, 17-961 to 17-963

Boards, establish, 17-966 Bonds, 17-963 Construction, 17-961 Establish, 17-122 Funds, established, 17-965 Maintenance, 17-964 Sinking fund, 19-1301 to 19-1304 Tax, authorized, 17-964 Housing, multiunit, 17-961 to 17-963, See also HOUSING Improvements, public, Assessments, See SPECIAL ASSESSMENTS Blighted areas, development, this heading City engineer, duties, 17-568.01 Combined projects, See COMBINED **IMPROVEMENT ACT; 19-2408** Districts. adjacent land. Agricultural land, deferral, 19-2428 to 19-2431 Assessments, 19-2427 Estimates, 17-568.01 Sidewalks, See SIDEWALKS Sinking funds, 19-1301 to 19-1304 Special districts, authorized, 18-1751 Streets, See STREETS Supervision by engineer or architect, when, 81-3445 Tax levy, 19-1302 Industrial development, See ECONOMIC DEVELOPMENT Initiative and referendum, 18-2501 to 18-2536, See also INITIATIVE AND REFERENDUM Inspections, fuel and feed regulation, 17-554 Insurance, joint procurement of, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Insurance company, occupation tax, 35-106 Intergovernmental cooperation, Article XV, section 18, Constitution of Nebraska Joint agreements and facilities, this heading Jails, See JAILS

CITIES OF THE SECOND CLASS -Cont'd Joint agreements and facilities, Airports, See JOINT AIRPORT AUTHORITIES ACT; 3-701 Authorized, See INTERLOCAL COOPERATION ACT; 13-801; JOINT PUBLIC AGENCY ACT; 13-2501 Electricity, See ELECTRICITY, **MUNICIPAL** Insurance and employee benefits, See INTERGOVERNMENTAL RISK MANAGEMENT ACT: 44-4301 Jails, 47-302 to 47-308 Recreational facilities, 13-304 to 13-307 Schools, 17-156 to 17-162 Judgments, how paid, 17-714, 77-1619 to 77-1623 Jurisdiction, Eminent domain, 17-529.01 Mayor, executive order, 17-114 Police, 18-1715, 18-1716 Road maintenance, 17-713 Sewerage regulation, 17-149 Suburban zoning, 17-1001 to 17-1004 Water regulation, 17-536, 19-2402 Juvenile emergency shelter care, 13-317 Keno, authorized, See COUNTY AND CITY LOTTERY ACT, NEBRASKA; 9-601 Landfill, Plan for licensure or closure, 81-1528 Site approval procedure, 13-1701 to 13-1714, See also SOLID WASTE Solid waste management, See INTEGRATED SOLID WASTE MANAGEMENT ACT; 13-2001 Land-use changes, notify affected school district or military installation, 19-923 Lead abatement project, bid restrictions, 71-6328 Leases, 17-501, 17-953, 19-2421 Liability limitations, Railroads, grade crossing projects, liability for costs, 18-602

Tort claims, See POLITICAL SUBDIVISIONS TORT CLAIMS ACT; 13-901 Treasurer, liability, 17-607 Viaducts and subways, liability for costs, 18-601 Libraries, 17-967 to 17-969, 51-201 to 51-219, See also LIBRARIES Liens. Property tax, 17-702 Sewer charges, 17-925.01, 18-509 Special assessments, 17-514 Street railways, cost of lighting, 17-561 Water, use of, 17-538, 17-973 Liquor sales, Regulation by local governing body, See LIQUOR CONTROL ACT. NEBRASKA; 53-101 Sale to minor, 17-135 Litter, removal, 17-123.01, 17-563 Lotteries, authorized, See COUNTY AND CITY LOTTERY ACT, NEBRASKA; 9-601 Malls. 17-509 Markets, 17-126, 17-139 Mayor, Election, 17-107, 32-533 Jurisdiction, 17-114 Pardons, 17-117 Powers and duties, 17-107, 17-110 Qualifications, 17-107 Recommendations to council, 17-112 Reports, 17-113 Vacancy, How filled, 32-568, 32-569 When, 32-560 Veto power, 17-111 Meals, home delivery, 13-308, 13-309 Meetings, City council, 17-105, 17-106 Minutes, publication required, 19-1102, 19-1103 Public, See OPEN MEETINGS ACT; 84-1407 Merger with county, See MUNICIPAL COUNTIES

CITIES OF THE SECOND CLASS -Cont'd Motor vehicles, donation by city to charitable organization, conditions, 13-329 Museums, 51-501, 51-502, See also MUSEUMS Music organizations, 18-1203 to 18-1207 Name, 17-504 Change of, procedure, 23-281, 25-21,270 to 25-21,273 Natural resource development loans, See CONSERVATION CORPORATION ACT; 2-4201 911 service, See EMERGENCY **TELEPHONE COMMUNICATIONS** SYSTEMS ACT; 86-420; ENHANCED WIRELESS 911 SERVICES ACT; 86-442 Nonprofit enterprise development, Article XIII, section 4, Constitution of Nebraska, 13-1101 to 13-1110 Nuisances, Buildings, 18-1722 Drainage, 17-563 Garbage, 18-1752 to 18-1752.02 Health, 17-121, 17-123 Litter, 17-123.01 Regulation, 17-556, 18-1720 Streets, 17-567 Trees, dead or diseased, 17-555 Nursing homes, See also NURSING HOMES Acquisition, 17-961 to 17-963 Boards, establish, 17-966 Bonds, 17-963 Construction, 17-961 Funds, established, 17-965 Maintenance, 17-964 Tax, authorized, 17-964 **Occupation tax**, See also OCCUPATION TAX Authorized, conditions, 17-525 New tax or increased rate, procedure, 18-1208 Business improvement districts, 19-4018, 19-4031 Cable services, 18-2204 Fire insurance provider, 35-106 Liquor, catering licensee, 53-124.12

Sale of telecommunications services, procedure, 86-704 Officers and employees, Appointment, 17-107 Bonds, 17-541, 17-604 Compensation, 17-108, 17-108.02, 17-604, 17-612 Contingent contracts, prohibited, 18-310 to 18-312 Restrictions, Article III, section 19, Constitution of Nebraska, 17-611 Conflict of interest, duties, 49-1498 to 49-14,103.07, See also POLITICAL ACCOUNTABILITY AND DISCLOSURE ACT. NEBRASKA Criminal misconduct, See also CRIMES AND OFFENSES Misuse of official information, 28-925 Official misconduct, 28-924 Oppression under color of office, 28-926 Election, 32-533, See also ELECTION ACT Electric service, restrictions, 18-306, 18-307 Employee benefits, See POLITICAL SUBDIVISIONS SELF-FUNDING BENEFITS ACT; 13-1601 Joint procurement, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Expenses, authorized, See LOCAL **GOVERNMENT MISCELLANEOUS** EXPENDITURE ACT; 13-2201 Merger of offices, 17-108.02 Powers and duties, 17-604 Qualifications, positions of trust, Article XV, section 2, Constitution of Nebraska Reports, 17-113 Telephone service, restrictions, 18-305 Terms, Article XVII, section 5, Constitution of Nebraska, 17-107 Vacancies, how filled, 32-568, 32-569 Water service, restrictions, 18-308

CITIES OF THE SECOND CLASS -Cont'd Offstreet parking, 17-163 to 17-173, See also PARKING AND PARKING LOTS Ordinances. Codes, adoption, 18-132, 19-922 DWI authorized, 60-6, 197.07 Effective date, 19-3701 Emergency, 17-613 Enactment, 17-505, 17-614 Mayor, veto power, 17-111 Form. 17-613 Golf car vehicles, street use, regulation, 60-6,381 Proof, 17-615 Prosecution in county courts, 25-2703 Publication, 17-613, 18-131 Record, 17-616 Reorganization as city of second class, existing ordinances, effect, 17-305 Rules and regulations, 17-615 Parking and parking lots, See PARKING AND PARKING LOTS Parks, See also PARKS Board of park commissioners, duties, 17-952 Bonds, 17-950 Conveyance to schools, 79-10,108, 79-10,109 Maintenance, 17-951 Real estate, Acquisition, 17-948, 17-950 Regulation, 17-949 Tax. authorized. 17-951 Pawnbrokers and peddlers, regulate, 17-134 Payments to, electronic payment authorized, 13-609 Pension plan, Retirement, this heading Personal property, Leases, 19-2421 Other conveyance, when, 17-503.02 Sale, procedure, 17-503.02 Planning commission, 19-925 to 19-933 Platting, See ZONING AND PLANNING

Plumbers and plumbing, See also PLUMBERS AND PLUMBING Plumbing code, 18-132, 18-1915, 19-922 Police, See POLICE Police powers, Acts prohibited, 17-128 Code violations, citation procedure, 18-1757 Disorderly conduct, 17-129, 17-556 Explosives, 17-556 Firearms, 17-556, 18-1703 Gaming, 17-120 Jurisdiction, 18-1715, 18-1716 Liquor sales, 53-134.03, See also LIQUOR CONTROL ACT, NEBRASKA Public indecencies, 17-120 Vagrancy, 17-556 Political subdivisions, See POLITICAL SUBDIVISIONS Population, Changes. Reorganization, this heading Classification, 17-101 Decrease, effect, 17-310 Report, 18-1753, 18-1754 Powers, general, 17-501, 17-502 Limitations, powers retained by people, Article I, section 26, Constitution of Nebraska Precincts. Wards, this heading Property damage actions involving, See PROPERTY DAMAGE Public buildings, 17-127, 17-953 to 17-955 Buildings, this heading Public records. Access, 84-712 to 84-712.09, See also PUBLIC RECORDS Settled claims, requirements, 84-713 Public safety, See PUBLIC SAFETY Public transportation, See also PUBLIC TRANSPORTATION ACT, NEBRASKA; 13-1201 System authorized, 17-174 Public works, Board, 17-801 Commissioner, 17-541, 17-543, 17-804

CITIES OF THE SECOND CLASS -Cont'd Publicity expenditures, 13-315, 13-316 Purchases by, Purchasing card programs, 13-610, 81-118.02 Sales tax exemption, 77-2704.15 Railroads. Crossings, 17-552 Light-density, use of local tax funds authorized, procedure, 74-1427 Liahtina, 17-561 Regulations, 17-143, 17-144, 17-551 Subways, this heading Real estate. Acquisition by city, Appraisal required, when, 13-403 Procedure, 18-1755, See also EMINENT DOMAIN Leases, 19-2421 Maintenance, landowner, 17-563 Sale, procedure, 17-503, 17-503.01 Taxation. this heading Zoning, See ZONING AND PLANNING Records. Destruction, 18-1701 Public records, this heading **Recreational facilities**, See PARKS Redevelopment, Blighted areas, development, this heading Improvements, public, this heading **Referendum**, 18-2501 to 18-2536, See also INITIATIVE AND REFERENDUM Refrigeration plants, 17-957 to 17-960 Religious test to qualify for employment, prohibited, Article I, section 4, Constitution of Nebraska Remonstrance. Improvements, restriction, 17-509 Public buildings, purchase or construction, 17-953.01 Real property sale, 17-503

Reorganization, As village, Discontinuation, petition, election, 17-306.01 Indebtedness, 17-309 Offices, termination, 17-308 Ordinances, effect, 17-309 Petition, election, 17-306 Records transferred, 17-308 Retention of government, 17-311 City of the first class to city of second class, when, procedure, 17-301 to 17-305 From village to city of the second class. Authorized, 17-311, 17-312 Petition, election, 17-312 Retirement, See also RETIREMENT AND PENSIONS City employees, plan authorized, 19-3501 Defined benefit plan, valuation report required, 13-2402 Employee contribution, 18-1749 Pension plan, authorized, 19-3501 Reports required, 19-3501 Retirement system, membership restriction, 4-108 Tax, authorized, 18-1221 Road tax, 17-713 Rules and regulations, 17-505 Runners, authority to license, 17-133 Safety services, joint financing and operation by political subdivisions, 13-318 to 13-326 Schools. Early childhood, See EARLY CHILDHOOD EDUCATION Elementary and secondary, See ELEMENTARY AND SECONDARY EDUCATION Joint facilities, authorized, 17-156 to 17-162 Merger of cities, effect, 79-468, 79-469, 79-853 Seal, 17-502 Service of process, 17-504

CITIES OF THE SECOND CLASS -Cont'd Sewerage and drainage, Assessments, See also SPECIAL ASSESSMENTS Land adjacent to city, 19-2427 to 19-2431 Bonds. Joint project bonds, See PUBLIC FACILITIES CONSTRUCTION AND FINANCE ACT; 72-2301 Public utilities, 19-1305 to 19-1308 Connection, 18-1748 Construction, 17-145 Districts. Extension districts, 19-2402 to 19-2407 Public utility districts, See PUBLIC UTILITY DISTRICTS; 18-401 Sanitary drainage districts, 31-501 to 31-533, See also DRAINAGE DISTRICTS Sewer districts, this heading Special improvement districts, 18-1751 Ditches, drainage, 19-2426 Eminent domain, 17-154 Facilities, municipal, 18-501 to 18-512 Acquisition from federal government, 19-2420 Assessments, 17-919, 17-925 Collection, 17-921 Delinguent, when, 17-923 Hearing, 17-920 Public property, treatment, 17-922 Sinking fund, 17-924 Bidding requirements, 17-918, 18-507 Bonds, Authorized, 17-925 General obligation, 18-506, 18-506.01 Revenue, 18-502 Payment, 18-504 Procedure, 18-506.01 Construction, 17-917, 18-508 Contracts, 17-918, 18-507 Resolution, 17-913 to 17-917

Cost, approval, 17-919 Definitions, 18-510 Franchises, 18-505 Intent, 18-510 Rates, 17-925 to 17-925.04, 18-503 Rental charges, 17-925.02 to 17-925.04, 18-509 Rules and regulations, 18-503 Sections, how construed, 18-511 Service area, 18-508 Taxation, 17-925 to 17-925.03, 18-501 Improvement projects, combined, See COMBINED IMPROVEMENT ACT; 19-2408 Landowner, duty, 17-149.01, 17-563. 18-1748 Regulation, 17-145 Sanitary and improvement district, annexation of by city, 31-763, 31-764 Service contracts outside city, authorized, 19-2701 Sewer districts. Bonds, payment, 17-153 Borrowing, authorized, 17-151 Connection, main, 17-149.01 District, created, 17-149 Sewerage system, establish, 17-150 Sinking fund, 17-153 Storm sewers, 18-501 to 18-512 Storm Water Management Plan Program, grants, 46-2,139 Tax levy, 17-508.02, 17-925.01 Sidewalk cafes, 19-4301 Sidewalks, See SIDEWALKS Signs, regulation, 17-140, 69-1701 Solid waste, Collection by city, 18-1752 to 18-1752.02 Management, See INTEGRATED SOLID WASTE MANAGEMENT ACT; 13-2001 Site approval procedure, 13-1701 to 13-1714, See also SOLID WASTE Special assessments, See SPECIAL ASSESSMENTS

CITIES OF THE SECOND CLASS -Cont'd State aid, Aid to municipalities, 60-3,202, 77-27,139.01 to 77-27,139.04, 77-3523 Annexation, additional population, effect, 18-1753, 18-1754 Grants for civic, community, and recreation centers and historic buildings, See CIVIC AND COMMUNITY CENTER FINANCING ACT: 13-2701 Stock acquisition, prohibited, Article XI, section 1, Constitution of Nebraska Storm sewers, Sewerage and drainage, this heading Streetcar system, acquisition by eminent domain, 19-701 Streets, 17-508 to 17-508.02, See also STREETS Student loans. 17-572 Subways, 18-601 to 18-636, See also MUNICIPAL VIADUCTS AND SUBWAYS Sunday laws, authorized, 17-128 Swimming pools, See also SWIMMING POOLS Authorized, 17-948 to 17-952 Joint facilities, 13-304 to 13-307 Regulation, 71-4301 to 71-4307 Tax increment financing, 18-2147 to 18-2153, See also COMMUNITY DEVELOPMENT Taxation. All-purpose levy, 19-1309 to 19-1312 Amusement tax, 18-1203 to 18-1205 Board of equalization, township organization, 17-155 Corporate purpose limitation, Article VIII, section 7, Constitution of Nebraska Fire department, 18-1201, 18-1202 Voluntary, 17-718 Liens, See TAX LIENS Motor vehicle fee, 18-1214

Municipal improvements. Article VIII, section 6, Constitution of Nebraska Nonprofit enterprises, treatment, Article XIII, section 4, Constitution of Nebraska, 13-1101 to 13-1110 Occupation tax, this heading Police department, 18-1201, 18-1202 Powers, 17-507 Property tax levy, 17-506, 17-702 Limitations. 77-3442 to 77-3446 Remittance by county treasurer, 77-1759 Failure, effect, 77-1760 to 77-1762, 77-1766 Retirement and pensions, 18-1221 Road tax, 17-713 Safety services, joint financing and operation by political subdivisions, 13-318 to 13-326, See also PUBLIC SAFETY Sales and use tax, See LOCAL OPTION REVENUE ACT; 77-27,142 Sewerage, 17-925.01 Social security, 68-620 Special assessments, See SPECIAL ASSESSMENTS Utilities, 17-925.01 Water, 17-925.01 Telecommunications, Advanced telecommunications capability, Financial assistance, 86-579, 86-580 Funding, See LOCAL OPTION MUNICIPAL ECONOMIC DEVELOPMENT ACT; 18-2701 Fiber optic cable, dark fiber, disposition, 18-419, 86-574 to 86-578, See also **TELECOMMUNICATIONS** Occupation tax on sale of telecommunications services, procedure, 86-704 Telephones, See TELEPHONES Television, cable, 18-2201 to 18-2206, See also TELEVISION

CITIES OF THE SECOND CLASS -Cont'd Traffic, Nonmoving violations, 18-1729 Regulation, 17-139 Transportation, Public transportation, this heading Treasurer, city, Annual report, duties, 19-1101, 19-1103, 19-1104 Bonds, record of, 17-606 Duties, 17-606, 17-607 Liability, 17-607 Penalty, 17-606 Publication, duties, 19-1101 to 19-1104 **Trees,** See TREES Utilities. Board of public works, 17-568.01, 17-801 to 17-810 Bonds, authorized, 17-903, 18-1801, 18-1802 Revenue bonds, 17-905, 19-1305 to 19-1308 Commissioner, public works, 17-541, 17-543, 17-804 Connections, 17-149, 17-532, 17-970 Districts. Extension districts, 19-2402 to 19-2407 Land adjacent to city, 19-2427 to 19-2431 Public utility districts, See PUBLIC UTILITY DISTRICTS; 18-401 Electricity, See ELECTRICITY, MUNICIPAL Eminent domain, 17-154, 17-906, 19-701 to 19-710, See also MUNICIPAL NATURAL GAS SYSTEM CONDEMNATION ACT; 19-4624 Employee of public utility, insurance plan, 17-802.01 Financing, See MUNICIPAL COOPERATIVE FINANCING ACT; 18-2401 Franchises, 17-528, 17-528.02, 17-528.03, 17-530 Funds. 17-609 Garbage, this heading

Gas. See NATURAL GAS General powers, 17-901 to 17-903 Heating systems, 19-1401 to 19-1404 Hydrants, 17-539, 17-545, 17-546 Ice plants, 19-1401 to 19-1404 Lighting systems, 19-1401 to 19-1404 Natural gas, See STATE NATURAL GAS REGULATION ACT; 66-1801 Rates, regulation, 18-418, 70-407 to 70-409 Right-of-way, 70-301 to 70-304 Pole lines, 17-907 Service, Denial prohibited, 70-1601 Discontinuance, 70-1602 to 70-1615 Restrictions, city officers, 18-305 to 18-309 Tax, authorized, 17-903 Transmission lines, 17-902, 17-904 Wholesale service, 19-708, 70-626.01 Vagrancy, 17-556 Vendors, 17-134 Viaducts, 18-601 to 18-636, See also MUNICIPAL VIADUCTS AND SUBWAYS Village, Reorganization as city of second class, 17-311 Status as, 17-201 Violations bureau, 18-1729 Wards. Creation of wards, 17-102, 17-104, 32-120 Election precincts, relationship to, 32-114, 32-903 Elections, requirements, 19-613.01 Reorganization of city of the first class as city of the second class, 17-303 Warehouses, 17-551 Warrants, issuance, 17-711, 77-2201 to 77-2215, See also WARRANTS, GOVERNMENT PAYMENT Wastewater treatment, Sewerage and drainage, this heading

CITIES OF THE SECOND CLASS -Cont'd Water. Board of public works, 17-568.01, 17-801 to 17-810 Budget requirements, See MUNICIPAL PROPRIETARY FUNCTION ACT; 18-2801 Commissioner, 17-541, 17-543, 17-804 Districts. Extension districts, 19-2402 to 19-2407 Public utility districts, See PUBLIC UTILITY DISTRICTS; 18-401 Special improvement districts, 18-1751 Water service districts, this heading Drainage, Sewerage and drainage, this heading Drinking water, See PUBLIC WATER SYSTEM Financial assistance, See DRINKING WATER STATE REVOLVING FUND ACT; 71-5314 Regulation, See SAFE DRINKING WATER ACT, NEBRASKA; 71-5301 Fire protection, 17-531 Floods, See FLOODS Fluoridation, 71-3305, 71-3306 Franchises, 17-530 Hydrants, 17-539, 17-545, 17-546 Improvement projects, combined, See COMBINED IMPROVEMENT ACT: 19-2408 Mains, connections, 17-532 Meters, 17-542 Permit, ground water withdrawal, See MUNICIPAL AND RURAL DOMESTIC GROUND WATER TRANSFERS PERMIT ACT: 46-638 Pollution, Regulation, 17-536 Tax levy, 18-512 Rates, regulation, 17-542 Regulations, 17-123, 17-529 Rental charges, 17-538 Right-of-way limitation, 18-413

Service. 17-123 Area outside city, contracts, 19-2701 Denial prohibited, 70-1601 Discontinuance, 70-1602 to 70-1615 Taxation. 17-925.01 Wastewater, Sewerage and drainage, this heading Water service districts. Assessments, 17-973, 17-974 Land adjacent to city, 19-2427 to 19-2431 Bonds, 17-976 Costs, 17-975 Establishment, 17-970 Landowner, duties, 17-972 Protest, 17-971 Taxation, 17-976 Warrants, 17-975 Waterworks. Acquisition from federal government, 19-2420 Bidding requirements, 17-533 Bonds, authorized, 17-534, 19-1305 to 19-1308 Construction, 17-531 Eminent domain, 17-535 Franchises, 17-530 Funds, use, 17-540 Mains, compulsory connections, 17-532 Rules and regulations, 17-537 Special assessments, 17-539 Taxation, 17-545, 17-546, 17-925.01 Weeds, Landowner, duties, 17-563 Municipality, duties, 2-946.02, See also NOXIOUS WEED CONTROL ACT Railroad right-of-way, 18-1719 Weights and measures, 17-554 **Zoning**, See ZONING AND PLANNING **CITY MANAGER PLAN OF** MUNICIPAL GOVERNMENT (For cities with a population of

1,000 or more and less than

CITY MANAGER PLAN OF MUNICIPAL GOVERNMENT -Cont'd (For cities with a population of 1,000 or more and less than 200,000) - Cont'd 200,000), See generally POLITICAL SUBDIVISIONS Applicability of law, 19-603, 19-604 Charter, authorized, 19-610 City, defined, 19-601 City council, Appropriations, 19-619 Meetings, 19-615 Members, 19-612 Compensation, 19-616 Election, 32-538 Forfeiture of office, grounds, 19-613 Qualifications, 19-613, 19-613.01 Vacancy, How filled, 19-613.01, 32-568, 32-569 When, 19-3101, 32-560 Officers, 19-617 Powers, 19-611, 19-618 City manager. Appointment, 19-618, 19-645 Bond, 19-648 Powers and duties, 19-646, 19-647 Departments. authorized. 19-620 Elections relating to city manager plan, Abandonment of plan, 19-606, 19-609, 19-662 Adoption of plan, 19-605, 19-606 Resubmission, 19-608 Ballot, 19-607 Wards, requirements, 19-613.01 Mayor, compensation, 19-616 Officers and employees, Appointment, 19-618 Compensation, 19-616 Population, 19-602 CIVIC AND COMMUNITY CENTER FINANCING ACT See generally ECONOMIC DEVELOPMENT

Act, how cited, 13-2701

Definitions. 13-2703 Department, duties, 13-2705 to 13-2707, 13-2709, 13-2710 Fund, Civic and Community Center Financing, Created, 13-2704 Funding mechanism, 13-3108 Information regarding fund, 13-2709 Transfers from, when, 13-2704, 77-5601 Use, 13-2704 Grants of assistance. Applications for, 13-2704.01, 13-2706 Approval, 13-2708 Conditional approval, 13-2705 Eligibility, 13-2706 Evaluation criteria, 13-2707, 13-2707.01 Information on grants, 13-2709 Limitations, 13-2705 Local match required, 13-2707, 13-2707.01 Project location, 13-2707, 13-2707.01 Purposes, 13-2704.01, 13-2704.02 Historic buildings, 13-2704.01 Intent, 13-2702 Rules and regulations, 13-2710 CIVIL AIR PATROL See MILITARY CODE CIVIL DEFENSE See EMERGENCY MANAGEMENT CIVIL PROCEDURE See generally LEGAL PROCEDURE Actions, See also ACTIONS Abatement of, See ABATEMENT OF ACTIONS Adverse possession, See ADVERSE POSSESSION Class actions, See CLASS ACTIONS Quiet title, 25-21,112 to 25-21,120 To chill citizens' rights to participation in government, recourse, See ACTIONS INVOLVING PUBLIC PETITION AND

PARTICIPATION; 25-21,241

CIVIL PROCEDURE –Cont'd Actions and proceedings, computation of time, 25-2221 Adverse possession, See ADVERSE POSSESSION Answer, See ANSWER Appeals and reviews, See APPEALS AND REVIEWS Appearances, See APPEARANCES Arbitration, See ARBITRATION AND MEDIATION Assumption of risk, See ASSUMPTION OF RISK Attachment, See ATTACHMENT Attorney's fees, See ATTORNEY'S FEES, STATUTORY AUTHORIZATION Bill of exceptions, Filing, 25-1140 Preparation. 25-1140.08 Choice of laws, Commercial code, See COMMERCIAL CODE. UNIFORM Statutes of limitation, See CONFLICT OF LAWS LIMITATIONS ACT, UNIFORM: 25-3201 **Class actions**, See CLASS ACTIONS Common law, See COMMON LAW Conciliation court law, 42-801 to 42-823, See also CONCILIATION COURT LAW **Confession of judgment**, See CONFESSION OF JUDGMENT Constructive service, See CONSTRUCTIVE SERVICE **Contempt**, See CONTEMPT **Continuance,** See CONTINUANCE Costs, See COURT COSTS Counterclaim, See SETOFF, COUNTERCLAIM, AND CROSS-CLAIM County courts, rules applicable, 25-2701 Court costs, See COURT COSTS Court records, complete record requirements, 25-1319 to 25-1322, 43-3340 Cross-claim, See SETOFF, COUNTERCLAIM, AND CROSS-CLAIM Damages, See DAMAGES Joint and several liability, See JOINT AND SEVERAL LIABILITY

Personal injury, See PERSONAL **INJURIES** Property, See PROPERTY DAMAGE Deaf or hard of hearing persons, right to interpreter, 20-150 to 20-159, 25-2401 to 25-2407, See also INTERPRETERS Declaratory judgments, See DECLARATORY JUDGMENTS Default judgments, See DEFAULT JUDGMENTS Definitions, 25-2226, 25-2227 **Depositions,** See DEPOSITIONS Deputies, acts authorized, 25-2219 **Directed verdict**, See MOTIONS **Discovery**, See DISCOVERY Depositions, See DEPOSITIONS Interrogatories, See **INTERROGATORIES** Ejectment, 25-2124 to 25-2128, See also EJECTMENT Evidence, See also EVIDENCE Judicial notice, See JUDICIAL NOTICE Presumptions. See PRESUMPTIONS Questions of law and fact. See QUESTIONS OF LAW AND FACT Reports, composite, 25-12,115 to 25-12,119, See also COMPOSITE REPORTS AS EVIDENCE ACT. UNIFORM Rules, See EVIDENCE RULES, NEBRASKA; 27-101 **Exceptions, See OBJECTIONS AND** EXCEPTIONS Execution of judgment, See EXECUTION OF JUDGMENT Foreign judgments, See JUDGMENTS Frivolous actions and pleadings, See FRIVOLOUS ACTIONS AND PLEADINGS Garnishment, See GARNISHMENT Grand juries, 25-1633, 25-1633.01, See also GRAND JURIES Guardian ad litem, See GUARDIAN AD LITEM Guest statutes, repealed, See **GUEST STATUTES** Hearing-impaired persons, rights, Deaf or hard of hearing persons, this heading

CIVIL PROCEDURE -Cont'd Holidays, 25-2221 Human trafficking, Civil forfeiture, 25-21,302 Civil remedies, See HUMAN TRAFFICKING VICTIMS CIVIL REMEDY ACT; 25-21,297 In forma pauperis, 25-2301 to 25-2310, See also IN FORMA PAUPERIS **Injunction**, See INJUNCTION Specific statutory authorization, See INJUNCTIONS. STATUTORY AUTHORIZATION Interpleader, 25-325, 25-326 **Interpreters**, See INTERPRETERS Interrogatories, See **INTERROGATORIES** Intervention, See INTERVENTION Joinder. Of claims, See JOINDER OF CLAIMS Of parties, See JOINDER OF PARTIES Judgment liens, See JUDGMENT LIENS Judgments, See JUDGMENTS Judicial notice. See JUDICIAL NOTICE Judicial sale, real property, 25-1326 to 25-1328 Juries. See JURIES Jurisdiction, See JURISDICTION Justification defense, when available, 28-1416, See also JUSTIFICATION DEFENSE Legal notices, See LEGAL NOTICES Legal services, low-income persons, 25-3005 to 25-3010, See also LEGAL AID Liens. See JUDGMENT LIENS Lis pendens, See LIS PENDENS Malicious prosecution, See MALICIOUS PROSECUTION Mandamus, See MANDAMUS Mediation, See also ARBITRATION AND MEDIATION Court referral, 25-2943 Mediation centers and procedure, See DISPUTE RESOLUTION ACT; 25-2901 Types of cases, 25-2911 Motions. See MOTIONS Negligence, See NEGLIGENCE

Next friend. See NEXT FRIEND Nonjudicial days, 25-2221 Oaths and affirmations, 25-2220 **Objections,** See OBJECTIONS AND **EXCEPTIONS** Offer of judgment, See OFFER OF JUDGMENT Orders, 25-914, 25-915 Parties, See PARTIES **Partition**, See PARTITION Pendency of action, notice of, 25-531 to 25-533 Noncustodial parent, notice, 43-3101 Personal injuries, See PERSONAL INJURIES Personal jurisdiction, See JURISDICTION Petitions, See PETITIONS Pleadings, See PLEADINGS Answer, See ANSWER Counterclaim, See SETOFF, COUNTERCLAIM, AND CROSS-CLAIM Cross-claim, See SETOFF, COUNTERCLAIM. AND CROSS-CLAIM Petitions, See PETITIONS Reply. See REPLY Setoff, See SETOFF, COUNTERCLAIM, AND CROSS-CLAIM Praecipe. See PRAECIPE **Presumptions**, See PRESUMPTIONS Questions of law and fact, See QUESTIONS OF LAW AND FACT Quiet title, 25-21,112 to 25-21,120, See also QUIET TITLE Quo warranto, See QUO WARRANTO **Receivers**, See RECEIVERS Remedies, Article I, section 13, Constitution of Nebraska **Replevin**, See REPLEVIN **Reply,** See REPLY Reports, composite, 25-12,115 to 25-12,119, See also COMPOSITE REPORTS AS EVIDENCE ACT. UNIFORM **Revivor,** See REVIVOR Rights preserved, 25-2224 Service of process, See SERVICE OF PROCESS

CIVIL PROCEDURE –Cont'd Setoff, See SETOFF, COUNTERCLAIM, AND CROSS-CLAIM Settlements, See DAMAGES **Speedy trial**, See TRIAL Statute of limitations, See STATUTES OF LIMITATION Conflict of laws, See CONFLICT OF LAWS LIMITATIONS ACT, UNIFORM; 25-3201 **Stays**, See STAYS Subpoena, See SUBPOENA Summary proceedings, See also SUMMARY PROCEEDINGS Judgments, 25-1330 to 25-1336, See also SUMMARY JUDGMENTS Jury trial, procedure, 25-1154 to 25-1157 Summons, See SUMMONS Supersedeas, See STAYS Surety, requirements, 25-2222, 25-2223 Survival of actions, See SURVIVAL OF ACTIONS Third-party proceedings, See THIRD-PARTY PROCEEDINGS Time, computation, 25-2221 Trial, See TRIAL Venue, See VENUE Choice of forum, See CHOICE OF FORUM ACT, MODEL UNIFORM; 25-413 Witnesses, See WITNESSES Fees, See WITNESS FEES CIVIL RIGHTS See generally HUMAN AFFAIRS Affirmative action, See AFFIRMATIVE ACTION Age of majority, See AGE OF MAJORITY AIDS, discrimination prohibited, 20-167 to 20-169, See also HIV Aliens, See ALIENS Assembly, right to, Article I, section 19, Constitution of Nebraska Bill of Rights, Article I, Constitution of Nebraska, See also BILL OF RIGHTS Civil remedies, 20-148

Commission, Equal Opportunity, powers and duties, 20-139 to 20-142 Constitution of Nebraska, See CONSTITUTION OF NEBRASKA Consumer reporting agency, 20-149, 44-7711 Convict, effect on civil rights, Article VI, section 2 and Article XV, section 2, Constitution of Nebraska, 29-112 to 29-113, 32-313.83-1.118 Deaf and hard of hearing persons, right to interpreter, 20-150 to 20-159, 25-2401 to 25-2407, See also INTERPRETERS **Defamation**, See DEFAMATION Disabilities, persons with, Persons with disabilities, this heading **Discrimination, See DISCRIMINATION** Due process guarantee, Article I, section 3, Constitution of Nebraska Employment, Closed shop not permitted, Article XV, section 13, Constitution of Nebraska Equal opportunity, See FAIR EMPLOYMENT PRACTICE ACT, NEBRASKA; 48-1101 Labor laws, See LABOR AND **EMPLOYMENT** Farming, See RIGHT TO FARM ACT, NEBRASKA; 2-4401 Felon. *Convict,* this heading Freedom of religion, See RELIGIOUS FREEDOM Freedom of speech and press, See FREEDOM OF EXPRESSION Handicapped persons, Persons with disabilities, this heading Hate crimes, 28-110 to 28-114, See also HATE CRIMES Hearing-impaired person, right to interpreter. Deaf and hard of hearing persons, this heading

CIVIL RIGHTS -Cont'd Housing accommodations, Discrimination by real estate professionals prohibited, 81-885.24 Discrimination prohibited, See FAIR HOUSING ACT. NEBRASKA: 20-301 Persons with disabilities, 20-131.01 to 20-131.04 Individual rights, Article I, Constitution of Nebraska, See also BILL OF RIGHTS Inmates. Convicts, this heading Labor, Employment, this heading Living wills, Power of attorney, See POWER OF ATTORNEY FOR HEALTH CARE; 30-3401 Rights, See RIGHTS OF THE TERMINALLY ILL ACT; 20-401 Local government regulation, 20-113, 20-113.01 Mother, right to breast-feed child, 20-17Õ Nebraska Constitution, See CONSTITUTION OF NEBRASKA Parolee, effect on civil rights, 83-1,118 Patient rights. Terminal illness, See RIGHTS OF THE TERMINALLY ILL ACT; 20-401 Visitation in hospitals, 71-20,120 Persons with disabilities, Developmental or mental disabilities, protection and advocacy system, access to records, conditions, 20-161 to 20-166 Employment, Discrimination prohibited, See FAIR EMPLOYMENT PRACTICE ACT, NEBRASKA; 48-1101 Governmental entities, 20-131 Facilities, admission, 20-129 Housing accommodations, 20-131.01 to 20-131.04

Mental illness, personality disorders, or dangerous sex offenders, Involuntary commitment, See MENTAL HEALTH COMMITMENT ACT, NEBRASKA; 71-901 Protection and advocacy system, access to records, conditions, 20-161 to 20-166 Pedestrian, use of cane or service animal, 20-128 Public facilities, denving or interfering with admittance, penalty, 20-129 Public policies, 20-126, 20-131, 20-131.01 Rights. Definitions, 20-126.01 Enumerated, 20-127 Picketing, regulation, 28-1317 to 28-1320.03, See also PICKETING Political activities, state and local employees, limitation, 20-160, 81-1315 Press, freedom of, See FREEDOM OF **EXPRESSION** Privacy rights, 20-201 to 20-211, See also PRIVACY RIGHTS Public accommodations, 20-132 to 20-143, See also PUBLIC ACCOMMODATIONS Racial profiling, prohibited, 20-501 to 20-506, See also RACIAL PROFILING **Religion**, See RELIGION Right to work law, closed shop prohibited, Article XV, section 13, Constitution of Nebraska, 48-217 to 48-219 Service animals, See also DISABLED PERSONS Housing accommodations, access, terms and conditions, 20-131.04 Public accommodations, 20-127, 20-129 Slavery, prohibited, Article I, section 2, Constitution of Nebraska **Speech, freedom of,** See FREEDOM OF EXPRESSION **Terminally ill persons**, See RIGHTS OF THE TERMINALLY ILL ACT; 20-401

Promotions. 19-1829

CIVIL RIGHTS -Cont'd Violation of rights, civil action authorized, 20-148 Women, Commissions, See WOMEN. COMMISSIONS ON THE STATUS OF Mother, right to breast-feed child, 20-170 CIVIL SERVICE ACT See generally GOVERNMENT OFFICERS AND EMPLOYEES Act. Applicability to certain municipalities, 19-1828 How cited, 19-1825 Applicant, gualifications, 19-1831 Fingerprinting, when required, 19-1831 Appointment, 19-1829 Appropriations, 19-1846 Commissions. Created, 19-1827 Duties, 19-1830, 19-1845 Litigation, 19-1839 Meetings, 19-1830 Members, 19-1827 Merger of commissions, agreement, 19-1848 Municipality, duty to create, 19-1844 **Compensation and salaries**, 19-1836, 19-1837 Definitions, 19-1826 Employees, Demotion or discharge, 19-1832, 19-1833 Subject to act, 19-1829 Examinations, obstructing, 19-1840 Facilities, 19-1834 Offices and equipment, 19-1843 Hearing, 19-1833 Leave of absence, 19-1838 Legislation, municipalities, failure to enact, 19-1842 Litigation, 19-1839 Municipality, duties, 19-1834, 19-1842 to 19-1844 Political activities, 19-1841 Positions, creation or elimination, 19-1836

Rules and regulations, 19-1830, 19-1845 Vacancies, procedure, 19-1835 Violations, penalty, 19-1847 **CLAIMS ACTS** Political subdivisions, See POLITICAL SUBDIVISIONS TORT CLAIMS ACT; 13-901 State, See STATE TORT CLAIMS ACT; 81-8,209 **CLAIMS BOARD, STATE** See STATE CLAIMS BOARD **CLASS ACTIONS** See generally LEGAL PROCEDURE Authorized, 25-319 Loan collections, installment loans, restriction on use, 45-1058 Unpaid residue, distribution, 25-319.01 **CLASS V SCHOOL EMPLOYEES RETIREMENT ACT** See generally RETIREMENT AND PENSIONS Act, how cited, 79-978.01 Actuary, duties, 79-984 Administrator, Appointment, 79-981 Duties, 79-983 Annuity, 79-999, 79-9,101 Adjustments, 79-9,103 Disability, 79-9,105 Formula retirement annuity, 79-9,100 Joint and survivorship annuity, 79-9,101 Limitations on amount, 79-9,102 Service annuity, 79-9,113 Survivorship annuity, 79-9,106 Applicability of sections, 79-9,116 Attorney, 79-985 Audit, 79-987 By Auditor of Public Accounts authorized, 84-304 Board, Class V Retirement System Board, 79-980, 79-981

CLASS V SCHOOL EMPLOYEES **RETIREMENT ACT** –Cont'd **Board** –*Cont'd* Liability limitation for members, 79-980 School board, powers and duties, 79-980, 79-981, 79-9,117 Contributions, 79-988 Adjustments, 79-9,113 Amount required, 79-9,113 Educational service unit, 79-997 Employee of another district, 79-994 Installments, 79-996 Interest, 79-996 Military service or leave of absence, 79-995 Repayment by employee, 79-993 Separate employment, effect, 79-988 State deposits, 79-916, 79-988.01 Cost-of-living adjustment, 79-9,103 Death of member. Joint and survivorship annuity, 79-9.101 to 79-9.104 Lump-sum benefit. 79-9.106 Military service death, additional benefit, 79-9,106 Single-sum payment, 79-9,101 Survivorship annuity, 79-9,106 Defined benefit plan, valuation report required, 13-2402 Definitions, 79-978 Disability benefit, 79-9,105 Discontinuance of employment. effect, 79-992 Educational service unit, 79-997 Employee of another district. contribution, 79-994 Established, 79-979 Exempt from legal process, exceptions, 79-9,104 Fund established, 79-9,115 Garnishment, exemption, 79-9,104 Investments, authorized, 79-9,107 to 79-9,111 Leave of absence, treatment, 79-990, 79-995, 79-999 Lump-sum benefit, 79-9,106 Maternity resignation, effect, 79-990, 79-999

Membership, 79-988 Restriction, 4-108, 79-9,118 Military service, treatment, 79-990, 79-995, 79-999 Preretirement planning program, 79-9.117 Prior service credit, 79-991, 79-998 **Records**, 79-989 Reemployment, effect, 79-992 to 79-995 **Refunds**, 79-992 Report required, 79-987 **Resignation for maternity** purposes, effect, 79-990, 79-999 Rollover distributions, when allowed, 79-998 Rules and regulations, 79-981 Separate employment, effect, 79-988 Separation payments, treatment, 79-514 Single-sum payment, 79-9,101 Social security, agreement, coverage group, 79-9,114 Supplemental retirement benefits, 79-941 to 79-947 Treasurer school district, duties, 79-986 Trustees. Appointment, 79-980 Duties, 79-982, 79-9,111 415 compensation, 79-9,102 CLEAN INDOOR AIR ACT, NEBRASKA See generally SAFETY AND HEALTH REGULATIONS Act, how cited, 71-5716 Child care programs, licensed, smoking prohibited, 71-5724, 71-5729 Definitions, 71-5718 to 71-5728 **Exemptions**, 71-5730 Cigar shop, defined, 53-103.08 Findings, 71-5730 Intent, 71-5730 Injunction, 71-5732 Intent. 71-5717 Proprietor, duties, 71-5731

CLERKS

CLEAN INDOOR AIR ACT. NEBRASKA -Cont'd Reporter of violation, retaliation against such person prohibited, 71-5732 Rules and regulations, 71-5734 Smoking in place of employment or public place prohibited, 71-5729 Exemptions, 71-5730 Tobacco retail outlet, Sign, required, 71-5735 Waiver by employees, required, 71-5735 Violations. Injunction, 71-5732 Penalties, 71-5733 Waiver of act, when, 71-5732

CLEAN-BURNING MOTOR FUEL DEVELOPMENT ACT, NEBRASKA

See generally MOTOR FUELS Act, how cited, 66-201 Definitions, 66-202 Fund, Clean-burning Motor Fuel Development, 66-204 Rebate for qualified clean-burning motor vehicle fuel property, 66-203

CLERGY

See generally RELIGION Churches, See CHURCHES Common carriers, free services authorized, 75-126 Correctional facilities, visitation of by clergy, allowed when, 83-186 **Employment Security Law,** applicability, 48-604 Hearsay statements, permitted as evidence, when, 27-803 Marriage, solemnization, 42-101 to 42-117 Militia, exemption from service, 55-106 Privileged communications, 27-506 Religious residential facility, exempt from Health Care Facility Licensure Act, 71-466

See generally GOVERNMENT OFFICERS AND EMPLOYEES City clerks. Cities of the first class, See CITIES OF THE FIRST CLASS Cities of the primary class, See CITIES OF THE PRIMARY CLASS Cities of the second class, See CITIES OF THE SECOND CLASS Villages, See VILLAGES Clerk of the Legislature, See LEGISLATURE County clerks, See COUNTY CLERKS **Court clerks and administrative** court clerks. Commission of Industrial Relations. See INDUSTRIAL RELATIONS ACT County courts, See COUNTY COURTS Court of Appeals, See COURT OF APPEALS District courts, See DISTRICT COURTS Juvenile courts, See JUVENILE COURTS Supreme Court, See SUPREME COURT Workers' Compensation Court, See WORKERS' COMPENSATION COURT, NEBRASKA Township clerks, See TOWNSHIPS **CLINICAL NURSE SPECIALIST PRACTICE ACT** See generally PROFESSIONS AND OCCUPATIONS Act. how cited. 38-901 Definitions. 38-902 to 38-906 Exemptions, 38-907 Licensure, See also CREDENTIALING ACT, UNIFORM; 38-101 Eligibility, 38-908 Qualifications, 38-909 Renewal, 38-909 Requirements, 38-908 Licensure under, See ADVANCED PRACTICE REGISTERED NURSE PRACTICE ACT; 38-201 Use of title, 38-910 Scope of practice, 38-906

CLOSED MEETINGS See OPEN MEETINGS ACT; 84-1407

CLOSED SHOP See LABOR AND EMPLOYMENT

COCAINE See DRUGS AND MEDICINE

COCKFIGHTING See ANIMALS

 COLD STORAGE PLANTS See generally BUSINESS ENTITIES
 Cities of the second class, 17-956 to 17-960
 Game and fish in cold storage, 37-508
 Villages, 17-956 to 17-960
 COLLECTION AGENCY ACT See generally FINANCIAL

TRANSACTIONS Act, how cited, 45-601 **Board, Collection Agency Licensing**, 45-603 Bonding requirements, 45-608, 77-377.03 Business, change location, 45-618 Complaint, procedure, 45-613 Definitions, 45-602 Delinquent tax collection, 45-623, 77-377.01 to 77-377.04 Fees. 45-606, 45-620 Financial statement, 45-606, 45-619 Fund, Nebraska Collection Agency, 45-621 Government contracts, authorized, 45-623, 77-377.01 Hearing, 45-613 to 45-615 License, Application, 45-605, 45-606 Display, 45-609 Fees, 45-606, 45-620 Issuance, 45-605 Qualifications, 45-607 Refusal to issue or revocation, appeal, 45-616, 45-617 Renewal, 45-611 Required, 45-601

Practice of law, prohibited, 45-622 Private detective work, prohibited, 71-3205 Public funds, collection, contracts authorized, 45-623 Rules and regulations, 45-604 Secretary of State, duties, 45-603 Solicitor's certificates, 45-610, 45-611 Refusal to issue or revocation, appeal, 45-616, 45-617 Subpoena power, 45-614 Violation. Conviction procedure, 45-612 Penalty, 45-601 **COLLECTIVE BARGAINING** See generally LABOR AND EMPLOYMENT Applicability, Minimum wage and hour disputes, 48-1207 Public employees, this heading **Discrimination**, prohibited, 48-214 Enforcement shall conform with Article I, Constitution of Nebraska, 48-214 Public employees, Labor negotiations, See INDUSTRIAL RELATIONS ACT; 48-801 State employees, See STATE EMPLOYEES COLLECTIVE BARGAINING ACT; 81-1369 COLLEGES See POSTSECONDARY EDUCATION **COLLEGIATE ATHLETIC ASSOCIATION PROCEDURES** ACT, NEBRASKA See generally ATHLETICS Act. how cited, 85-1201 Actions authorized, 85-1208 Due process required, 85-1203 to 85-1205 Intent, 85-1202 Judicial review, 85-1209 Penalty, imposition, 85-1204, 85-

Remedies cumulative, 85-1210

1205

COLLEGIATE ATHLETIC ASSOCIATION PROCEDURES ACT, NEBRASKA – Cont'd Violations, liability, 85-1206, 85-1207

COMBINED IMPROVEMENT ACT

See generally POLITICAL SUBDIVISIONS Act, how cited, 19-2415 Assessments, 19-2413 Bonds, 19-2414 Contracts, 19-2412 District, creation, 19-2410, 19-2411 Improvements, Authorized, 19-2409 Dollar limitations, 19-2408 Intent, 19-2408 Warrants, 19-2412

COMMERCIAL CODE, UNIFORM

See generally TRADE PRACTICES General provisions, Acceptance under reservation of rights, UCC 1-308 Applicability, Parties' choice of law, UCC 1-301 Territorial applicability, UCC 1-301 Variation by agreement, UCC 1-302 Article, how cited, UCC 1-101 Claim or right, waiver of, UCC 1-306 Code, how cited, UCC 1-101 Construction of law, UCC 1-103 Construction against implied repeal, UCC 1-104 Federal electronic signatures act, relationship to, UCC 1-108 Section captions, part of code, UCC 1-107 Course of dealing, UCC 1-303 Course of performance, UCC 1-303 Documents, third-party, prima facie evidence, UCC 1-307 Evidence, prima facie, UCC 1-307 Good faith, obligation of, UCC 1-304 Performance under reservation of rights, UCC 1-308 Principles of law and equity, supplemental, when, UCC 1-103 Purpose of law, UCC 1-103

Remedies, liberally administered, UCC 1-305 Scope of article, UCC 1-102 Severability of provisions, UCC 1-105 Short titles, UCC 1-101 Subordinated obligations, UCC 1-310 Terminology, General definitions, UCC 1-201 Knowledge, UCC 1-202 Lease vs security interest, UCC 1-203 Notice, UCC 1-202 Option to accelerate at will, UCC 1-309 Presumptions, UCC 1-206 Reasonable time, UCC 1-205 Seasonableness, UCC 1-205 Singular, plural, gender, UCC 1-106 Value, UCC 1-204 Usage of trade, UCC 1-303 Absence and absentees, Sales contracts. Specific time provisions, UCC 2-309 Specified place for delivery, UCC 2-308 Accidents, Document of title, defined, UCC 1-201 Insurance, this heading Accommodations, Nonconforming goods offered buyer, UCC 2-206 Accord and satisfaction, Delivery of goods excused, UCC 7-403 Negotiable instruments, use of instrument, UCC 3-311 Accounts and accounting, Bank deposits and collections, this heading Investment securities, Delivery to, warranties, UCC 8-109 Entitlements, UCC 8-501 Negotiable instruments, this heading Sales. Resale of goods, UCC 2-706

COMMERCIAL CODE, UNIFORM -Cont'd Accounts and accounting -Cont'd, Sales – Cont'd Secured transactions, application of law. UCC 9-109 Secured transactions, this heading Security interest, defined, UCC 1-201 Actions and proceedings, Aggrieved party, defined, UCC 1-201 Bank deposits and collections, this heading Bills of lading, this heading Enforcement of remedies, UCC 1-305 Investment securities, this heading *Negotiable instruments*, this heading Sales, this heading Specific performance, this heading Subrogation, this heading Third parties, this heading Warehouse receipts, provisions, UCC 7-204 Advances and advancements. Financing agency, defined, UCC 2-104 Secured transactions, UCC 9-204 Warehouse receipts, forms, UCC 7-202 Afternoon, Bank deposits and collections, Cutoff time, UCC 4-108 Defined, UCC 4-104 Agents and agencies, Bank deposits and collections, UCC 4-201 Funds transfers, transfer system, UCC 4A-206 Investment securities, this heading Issuer under documents of title, UCC 7-102 Negotiable instruments, this heading Sales, this heading Seller, UCC 2-707 Signatures. Negotiable instruments, UCC 3-403 Warehouse receipts, UCC 7-202

Agreements. Defined, UCC 2-106 Agricultural products, Application, UCC 2-102 Contracts, sale, growing crops, UCC 2-107 Future crops, sales, insurable interest, UCC 2-501 Goods, defined, UCC 2-105 Insurable interest of buyer, growing crop, UCC 2-501 Priorities and preferences, secured transactions, UCC 9-334 Sales, UCC 2-102 Secured transactions, agricultural lien, defined, UCC 9-102 Secured transactions, priorities and preferences, UCC 9-334 Third party, rights, UCC 2-107 Warehouse receipts, UCC 7-201 Warehouses, this heading Agriculture, Liens and encumbrances, secured transactions. Application of law, UCC 9-109 Perfection, priorities and preferences, UCC 9-302 Air carriers, foreign, location as debtor in a secured transaction, UCC 9-307 Alcoholic beverages, Bank deposits and collections, incompetency of customer, UCC 4-405 Warehouse receipts, UCC 7-201 to 7-210 Alteration of instruments. Bank deposits and collections, this heading Banks and banking, duty of customer, UCC 4-406 Bills of lading, UCC 7-306 Forgery, this heading Investment securities, UCC 8-206 Negotiable instruments, this heading Warehouse receipts, UCC 7-208 Alternative payees, Negotiable instruments, payable to order, UCC 3-110

COMMERCIAL CODE, UNIFORM -Cont'd Ambassadors and consuls, Negotiable instruments, certificate of dishonor, UCC 3-505 Animals, Sales, goods, Defined, UCC 2-105 Insurable interest, UCC 2-501 Secured transactions, purchasemoney security interests. priorities and preferences, UCC 9-324 Unborn young of animals, sales, insurable interest, UCC 2-501 Assignment for benefit of creditors, Secured transactions, attachment, perfection, UCC 9-309 Assignments. Damages, breach of sales contract, UCC 2-210 Judgments and decrees, this heading Letters of credit, proceeds, UCC 5-114 Sales contract, UCC 2-210 Secured transactions, this heading Associations and societies, Organization, defined, UCC 1-201 Assumed or fictitious names, Negotiable instruments, signatures, UCC 3-404 Attachment, Funds transfers, UCC 4A-502 Goods under document of title, UCC 7-602 Secured transactions, this heading Attorneys, Documents of title, fees, lost, stolen, or destroyed documents, bailee, UCC 7-601 Attorney's fees, statutory authorization. Documents of title, lost, stolen, or destroyed, bailee, UCC 7-601 Funds transfers. Execution of payment orders, receiving banks, liability, UCC 4A-305

Payment orders, cancellation or amendment, losses and expenses, UCC 4A-211 Letters of credit, UCC 5-111 Secured transactions, Collection and enforcement, UCC 9-607 Redemption, UCC 9-623 Auctions and auctioneers, Bids, retraction, UCC 2-328 Buyer, UCC 2-328 Completion of sale, UCC 2-328 Elections of bids. UCC 2-328 Forced sales, UCC 2-328 Fraud, UCC 2-328 Good faith, bidding, UCC 2-328 Lots, UCC 2-328 Motor carriers, enforcement of liens, UCC 7-308 Reopen bidding, UCC 2-328 Resale by seller, UCC 2-706 Reserve, UCC 2-328 Sale by auction, UCC 2-328 Warehouse, lien. Enforcement, UCC 7-210 Termination of storage, UCC 7-206 Without reserve, UCC 2-328 Bailment. Acknowledgment goods held for buyer, UCC 2-705 Delivery of property, duty to deliver goods, UCC 7-403 Document of title, defined, UCC 1-201 Good faith delivery of goods, documents of title. UCC 7-404 Investment securities, financial assets, transfer, UCC 8-115 Sales, this heading Secured transactions, Financing statements, UCC 9-505 Perfection, UCC 9-312 Stoppage of delivery, UCC 2-703, UCC 2-705 Leases of personal property, default by lessee, UCC 2A-526 Warehouses, this heading

COMMERCIAL CODE, UNIFORM -Cont'd Bank deposits and collections, Acceptance, Commercial paper, application, defined, UCC 4-104 Death of customer. UCC 4-405 Incompetency of customer, UCC 4-405 Notice of holding, UCC 4-210 Presentment warranties, UCC 4-208 Settlement, UCC 4-213 Warranties, UCC 4-207 Accounts and accounting, Defined, UCC 4-104 Late return of items, UCC 4-302 Actions and proceedings, choice of law, UCC 4-102 Adverse claimants, UCC 4-504 Afternoon, defined, UCC 4-104 Afternoon hour, cutoff time, UCC 4-108 Age of check, UCC 4-404 Agency relationship, UCC 4-201 Agreements, Electronic presentment, UCC 4-110 Settlement, UCC 4-213 Variation, UCC 4-103 Alteration of instruments, Duty of customer, UCC 4-406 Presentment warranties, UCC 4-208 Transfer warranties, UCC 4-207 Application of law, UCC 4-102, UCC 4-201 Bank offered spot rates, chargeback or refund, UCC 4-214 Banking day, defined, UCC 4-104 Branch banks, Defined, UCC 1-201 Payment, time and place, UCC 4-106 Separate bank, UCC 4-107 Breach of warranties, Damages, UCC 4-207 Encoding, retention, UCC 4-209 Presentment, warranties, UCC 4-208

Statute of limitations. UCC 4-111 Transfer warranties, UCC 4-207 Burden of proof, damages, Payment after stop payment order, UCC 4-403 Reasonable time, UCC 4-202 Cashier's check. Obligated bank, failure to pay, UCC 3-411 Settlement, UCC 4-213 Certification, commercial paper, application, UCC 4-104 Certified checks. Obligated bank, failure to pay, UCC 3-411 Time for presenting, UCC 4-404 Chargeback, UCC 4-214 Charging items against accounts, UCC 4-401 Charging or certifying items, UCC 4-303 Checks, Definitions, Commercial paper, application, UCC 4-104 Electronic presentment, UCC 4-110 More than six months old, UCC 4-404 Postdating, charging against account. UCC 4-401 Presentment warranties. UCC 4-208 Transfer warranties, UCC 4-207 Choice of law, UCC 4-102 Clearinghouse, UCC 4-213 Collecting bank, Care required. UCC 4-202 Chargeback, UCC 4-214 Death of customer, UCC 4-405 Defined, UCC 4-105 Delay beyond time limit, UCC 4-109 Documents of title, warranties, UCC 7-508 Final payment, UCC 4-213 Incompetence of customer, UCC 4-405 Instructions, UCC 4-203, UCC 4-204

-Cont'd Bank deposits and collections –Cont'd. Collecting bank -Cont'd Item not payable by, through, or at bank, UCC 4-210 Methods of sending and presenting, UCC 4-204 Modification of time limit, UCC 4-109 Nonbank payor, sending items to, UCC 4-204 Nonpayment, UCC 4-202 Notice of dishonor, UCC 4-202 Ordinary care required, UCC 4-202 Payable at or through, UCC 4-106 Payment suspended, UCC 4-214 Presentment, UCC 4-202 Presumption and duration of agency status, UCC 4-201 Refund, UCC 4-214 Restrictive indorsement, UCC 3-206 Seasonable action. UCC 4-202 Sending direct to payor bank, UCC 4-204 Transfer warranties, UCC 4-207 Unindorsed items, UCC 4-205 Warranties, UCC 4-207 Collection nonaction, UCC 4-102 Compromise and settlement, Agency, UCC 4-201 Final payment, UCC 4-213 Revocation, UCC 4-212, UCC 4-301 Warranties, UCC 4-207 Consideration, damages for breach of warranty, UCC 4-207 Conversion, UCC 4-203 Copies, payment of items, UCC 4-406 Customers. Alterations, duty, UCC 4-406 Charging against account, UCC 4-401 Damages for wrongful dishonor, UCC 4-402 Death. UCC 4-405 Defined, UCC 4-104

COMMERCIAL CODE, UNIFORM

Depositary banks, encoding, warranties, UCC 4-209 Incompetence, UCC 4-405 Stop payment orders, UCC 4-403 Transfer warranties, UCC 4-207 Unauthorized signature, duty, UCC 4-406 Warranties, UCC 4-207 Encoding, depositary banks, UCC 4-209 Damages, UCC 4-103 Agreement, UCC 4-103 Breach of warranties, UCC 4-207 Encoding retention, UCC 4-209 Presentment warranties, UCC 4 208 Transfer warranties, UCC 4-207 Pavment after stop payment order, UCC 4-403 Presentment warranties, UCC 4-208 Transfer warranties, UCC 4-207 Wrongful dishonor, UCC 4-402 Death of customer, UCC 4-405 Default, UCC 4-202 Definitions, UCC 4-104, UCC 4-105 Delay, Beyond time limit, UCC 4-109 Notice, UCC 4-202 Demand deposits, restrictive indorsement, effect, UCC 4-204 Depositary bank, Chargeback, UCC 4-214 Defined, UCC 4-105 Application, UCC 4-104 Encoding and retention warranties, UCC 4-209 Final payment, UCC 4-213 Holder, unindorsed items, UCC 4-205 Refund, UCC 4-214 Restrictive indorsement, UCC 3-206. UCC 4-204 Unindorsed items, UCC 4-205 Disclaimer, Presentment warranties, UCC 4-208 Transfer warranties, UCC 4-207

COMMERCIAL CODE, UNIFORM –Cont'd Bank deposits and collections -Cont'd Dishonor. Documentary drafts, UCC 4-501 to UCC 4-504 Defined, UCC 4-104 Security interest, UCC 4-504 Electronic presentment, UCC 4-110 Presenting bank, collections, UCC 4-503 Presentment warranties, UCC 4-208 Time, UCC 4-301 Transfer warranties, UCC 4-207 Warranties. Presentment warranties, UCC 4-208 Transfer warranties, UCC 4-207 Wrongful, damages, UCC 4-402 Documentary drafts, Handling, UCC 4-501 Notice of dishonor, UCC 4-501 Presentment, UCC 4-501 On arrival drafts, UCC 4-502 Privilege of presenting bank to deal with goods, UCC 4-504 Referees, UCC 4-503 Report of reasons for dishonor, UCC 4-503 Security interest for expenses, UCC 4-504 Drafts. Definitions, commercial paper, application, UCC 4-104 Documentary drafts, UCC 4-501 to UCC 4-504 On arrival draft, presentment, UCC 4-502 Payable at, UCC 4-106 Unaccepted drafts, presentment warranties, UCC 4-208 Electronic presentment, UCC 4-110 Agreements, UCC 4-209 Defined, UCC 4-110 Encoding, UCC 4-209 Warranties, UCC 4-209

Expenses, Lien on goods for expenses following dishonor, UCC 4-504 Reimbursement for expenses incurred following instructions after dishonor, UCC 4-503 Extension, time limits, UCC 4-109 Federal reserve banks, Bank deposits and collections, UCC 4-103 Methods of sending and presenting, UCC 4-204 Regulations, negotiable instruments, UCC 3-102 Federal reserve regulations, UCC 4-103 Electronic presentment agreement, UCC 4-110 Settlement, UCC 4-213 Final payment, UCC 4-213 Finality, settlement, UCC 4-213 Chargeback or refund, UCC 4-214 Finance charges, damages for breach of warranty, UCC 4-207 Foreclosure of liens, dishonor of documentary draft, UCC 4-504 Foreign currency, chargeback or refund, UCC 4-214 Forgeries, customer's duty to report, UCC 4-406 Funds transfers, this heading Guaranty, warranties, UCC 4-207 Holder. Acquisition of rights, UCC 4-201 Unindorsed items, depositary banks. UCC 4-205 Holder in due course, UCC 4-201, UCC 4-209 Definitions, commercial paper, application, UCC 4-104 Subrogation of bank, UCC 4-407 Unindorsed items, depositary banks, UCC 4-205 Warranties, UCC 4-207 Identity, transferor bank, UCC 4-206 Incompetents, customers, rights of bank, UCC 4-405 Incomplete items, transfer warranties. UCC 4-207 Index of definitions, UCC 4-104

COMMERCIAL CODE, UNIFORM -Cont'd Bank deposits and collections -Cont'd Indorsements. Presentment warranties, UCC 4-208 Restrictive indorsements, UCC 3-206, UCC 4-203 Settlement, UCC 4-201 Transfer warranties, UCC 4-207 Indorsements, this heading Insolvency, UCC 4-202 Transfer warranties, UCC 4-207 Instructions, Collecting bank, UCC 4-203 Documentary drafts, Presentment, UCC 4-503 Remitting bank, UCC 4-105 Method of sending and presenting instruments, UCC 4-204 Intermediary banks, defined, UCC 4-105 Investment securities, application, UCC 4-102 Item, defined, UCC 4-104, UCC 4-110 Knowledge. Presentment warranties, UCC 4-208 Transfer warranties. UCC 4-207 Late return of item, UCC 4-302 Liability, Adverse claimants, handling goods, expenses, UCC 4-504 Chargeback, UCC 4-214 Customers. Overdrafts, UCC 4-401 Refund, UCC 4-214 Limitation of actions, UCC 4-111 Losses, negligence, UCC 4-403 Lost or destroyed property, notice to transferor, UCC 4-202 Medium of settlement, UCC 4-213 Methods, sending and presenting, UCC 4-204 Midnight deadline, Defined, UCC 4-104 Late return of item. UCC 4-302 Return of items, UCC 4-301

Seasonable action, UCC 4-202 Misconduct, UCC 4-202 Mistake, UCC 4-202 Modification, time limit, UCC 4-109 Negligence. Liability, UCC 4-202 Other banks, UCC 4-202 Payment, damages, UCC 4-403 Negotiable instruments, UCC 3-102 Nonaction, liability, UCC 4-102 Nonbank payor, items sent to by collecting bank, UCC 4-204 Nonpayment, collecting bank, UCC 4-202 Notice, Duty of customer, unauthorized payment, UCC 4-406 Item not payable by, through, or at bank, UCC 4-210 Negotiable instruments, dishonor, UCC 3-503 Presentment, UCC 4-110 Warranties, UCC 4-208 Transfer warranties, UCC 4-207 Notice of dishonor, UCC 4-202, UCC 4-301 Collecting bank, UCC 4-202 Definitions, commercial paper, application, UCC 4-104 Documentary draft, UCC 4-501 Sending notice, UCC 4-202 Warranties, UCC 4-207 Operating circular, electronic presentment, UCC 4-110 Orders. Branch banks, UCC 4-107 Stop payment, UCC 4-303, UCC 4-403 Overdrafts, charging against account, UCC 4-401 Payable at, UCC 4-106 Payable through, UCC 4-106 Payment, UCC 4-213 Branch banks, UCC 4-107 Charging against accounts, UCC 4-401 Check, time limit for presenting, UCC 4-404 Death of customer, UCC 4-405

COMMERCIAL CODE, UNIFORM -Cont'd Bank deposits and collections -Cont'd. Payment -Cont'd Electronic presentment, UCC 4-110 Incompetence of customer, UCC 4-405 Nonaction, UCC 4-102 Nonpayment, collecting bank, UCC 4-202 Payable at or through, UCC 4-106 Presentment warranties, UCC 4-208 Revocation, UCC 4-301 Subrogation, UCC 4-407 Suspended, UCC 4-216 Transfer, UCC 4-207 Transfer warranties, UCC 4-207 Warranties, UCC 4-207 Payor bank, Death of customer, UCC 4-405 Defined, UCC 4-105 Delayed beyond time limits, UCC 4-109 Final payment, UCC 4-213 Incompetence of customer, UCC 4-405 Late return of item, UCC 4-302 Notice of dishonor, UCC 4-301 Payment suspended, UCC 4-216 Remitting bank, UCC 4-105 Revocation of payment, UCC 4-301 Stop orders, UCC 4-303 Subrogation, UCC 4-407 Waiver of defense against unauthorized signature or alteration. UCC 4-406 Warranties, unindorsed items, UCC 4-205 Place of payment, branch banks, UCC 4-107 Place of presentment, UCC 4-204 Postdated checks, charging against account, UCC 4-401 Preferred claims, UCC 4-216 Presenting bank, Application, UCC 4-104

Defined, UCC 4-105 Place of presentment, UCC 4-204 Presentment, Agreement, UCC 4-110 Collecting bank, UCC 4-202 Payable through, UCC 4-106 Definitions, commercial paper, application, UCC 4-104 Documentary drafts, UCC 4-501 to UCC 4-504 Electronic presentment agreements, retention, warranties. UCC 4-209 Methods, UCC 4-204 Nonaction, UCC 4-102 Place, UCC 4-204 Time limit, check, UCC 4-404 Warranties, UCC 4-207, UCC 4-208 Presentment warranties, UCC 4-208 Presumptions, agency status of collecting bank, UCC 4-201 Priorities and preferences, UCC 4-216 Process, items subject to, time, UCC 4-303 Protests, collecting bank, UCC 4-202 Provisional settlement, UCC 4-213 Chargeback or refund, UCC 4-214 Final payment, UCC 4-213 Payment suspended, UCC 4-216 Proximate cause, damages, wrongful dishonor, UCC 4-402 Rates and charges, bank offered spot rate, chargebacks and refunds. UCC 4-214 Receipts, time, UCC 4-108 Recoupment, transfer warranties, UCC 4-207 Refunds, UCC 4-214 Overdrafts, charging against account, UCC 4-401 Release and discharge, Damages for breach of warranty, UCC 4-207 Transfer warranties, breach of warranty, UCC 4-207 Remitting bank, application, UCC 4-104

COMMERCIAL CODE, UNIFORM -Cont'd Bank deposits and collections -Cont'd Repossession, liability for inability to obtain repossession, UCC 4-202 Retention, Electronic presentment agreement, UCC 4-110 Items not returned, UCC 4-406 Warranties, UCC 4-209 Returns, UCC 4-214 Item received through, UCC 4-301 Rules varied by agreement, UCC 4-103 Settlement, UCC 4-213 Suspension of payment, UCC 4-216 Revocation of payment, UCC 4-301 Sales, security interest, dishonor of documentary draft, UCC 4-504 Savings deposits, incompetent depositors, UCC 4-405 Secured transactions. UCC 9-104 Security interest, Dishonor of documentary draft, UCC 4-504 Holder in due course, UCC 4-209 Sending item, method, UCC 4-204 Setoff and counterclaim, this heading Settle, defined, UCC 4-104 Signatures, Presentment warranties, UCC 4-208 Transfer warranties, UCC 4-207 Unauthorized signature, duty of customer, UCC 4-406 Warranties, UCC 4-207, UCC 4-208 Special indorsements, status of collecting banks, UCC 4-201 Statement of account, UCC 4-406 Statute of limitations, UCC 4-111 Stop payment, UCC 4-303, UCC 4-403 Subrogation, UCC 4-407 Payor bank, UCC 4-407 Suspends payments, defined, UCC 4-104

Suspension of payment, UCC 4-216 Teller's check, settlement, UCC 4-213 Teller's checks, Obligated bank, failure to pay, UCC 3-411 Tender, settlement, UCC 4-213 Time. Branch banks, UCC 4-107 Chargeback or refund, UCC 4-214 Damages for breach of warranty, UCC 4-207, UCC 4-208 Electronic presentment, UCC 4-110 Limit for presenting check, UCC 4-404 Limitation of actions, UCC 4-111 Modification, UCC 4-109 Notice of holding, UCC 4-210 Receipt of items, obligation of bank to determine, UCC 4-303 Retention of items not returned, UCC 4-406 Separate office of bank, UCC 4-107 Settlement, UCC 4-213 Stop payment orders, UCC 4-403 Withdrawal of deposits, UCC 4-213 Unauthorized signatures, duty of customer, UCC 4-406 Unindorsed items, depositary bankholders, UCC 4-205 Value, holder in due course, UCC 4-209 Variation, agreement, UCC 4-103 Waiver. Defense against unauthorized signature or alteration, UCC 4-406 Warranties, Breach, late return of items, UCC 4-302 Collecting bank, UCC 4-207 Documents of title, UCC 7-508 Damages for breach, UCC 4-207 Transfer warranties, UCC 4-207 Depositary bankholders, unindorsed items. UCC 4-205 Dishonor and protest, UCC 4-207

COMMERCIAL CODE, UNIFORM –Cont'd Bank deposits and collections -Cont'd. Warranties -Cont'd. Dishonor and protest -Cont'd Transfer warranties, UCC 4-207 Encoding, UCC 4-209 Retention warranties, UCC 4-209 Transfer warranties, UCC 4-207 Transferor, UCC 4-207 Unindorsed items, depositary bankholders, UCC 4-205 Wronaful dishonor, UCC 4-402 Bankruptcy, See also BANKRUPTCY Trusts and trustees, creditor, defined, UCC 1-201 Banks and banking. Banker's credit, defined, UCC 2-325 Banking day, defined, UCC 4-104 Branch offices, deposits and collections, UCC 4-102 Definitions, UCC 1-201 Deposit accounts, perfection and priority of security interests, UCC 9-304 Documents, title, delivery, UCC 2-308 Federal reserve banks, UCC 3-102, UCC 4-103, UCC 4-204 Financing agency, UCC 2-104 Funds transfers, UCC 4A-105 Obligated bank, Defined, UCC 3-312, UCC 3-411 Negotiable instruments, UCC 3-312 Bearer instruments, Investment securities, this heading Negotiable instruments, this heading Beneficiaries, Defined. Funds transfer, UCC 4A-103 Letters of credit, UCC 5-102 Funds transfers, this heading Letters of credit, this heading Beverages, Alcoholic beverages, this heading Sales, merchantable warranty, UCC 2 - 314

Bills of lading, Actions and proceedings, Provisions, UCC 7-309 Through bills, UCC 7-302 Alterations, UCC 7-306 Applicability of sections, UCC 7-703, UCC 7-704 Attachment, goods covered by document, UCC 7-602 Blanks, Filing, UCC 7-306 Unauthorized alteration or filling, UCC 7-306 Bona fide purchaser, UCC 7-501 Breach of obligation, through bills, UCC 7-302 Bulk freight, shippers weight, UCC 7-301 Care required, UCC 7-309 Change of instructions, UCC 7-303 Charges, lien of carrier, UCC 7-307 C.I.F., UCC 2-320 Claims, provisions, UCC 7-309 Connecting carriers, damages, UCC 7-302 Consignee, delivery of goods, UCC 7-303 Consignor, Carrier's lien effective against, UCC 7-307 Diversion instructions, UCC 7-303 Contracts, commercial, compliance with, UCC 7-509 Contracts for sale, application of law, UCC 7-509 Conversion, UCC 7-308 Bailee, UCC 7-601 Carriers liability, UCC 7-309 Carrier's sale to enforce lien, UCC 7-308 Limitation of liability, UCC 7-309 Title and rights acquired by negotiation, UCC 7-502 Damages. Description of goods, UCC 7-301 Limitation, UCC 7-309 Overissue, UCC 7-402 Sale by carrier, UCC 7-308 Sets, UCC 7-304 Through bills. UCC 7-302

COMMERCIAL CODE, UNIFORM -Cont'd Bills of lading -Cont'd Defenses, UCC 7-504 Definitions, general, UCC 1-201 Degree of care required, UCC 7-309 Delivery of goods, UCC 7-403 Demurrage charges, lien of carrier, UCC 7-307 Description of goods, Damages, UCC 7-301 Destination bills, UCC 7-305 Discharge of obligation, through bills, delivery, UCC 7-302 Diversion of goods, UCC 7-303 Duplicates, UCC 7-402 Duty of care, limitation of liability, UCC 7-309 Electronic documents of title. Control of, UCC 7-106 Reissuance in alternative medium, UCC 7-105 Enforcement of carrier's lien, UCC 7-308 Expenses, lien of carrier, UCC 7-307 F.A.S., UCC 2-319 Foreign governments, Agreement as to liabilities, UCC 7-302 Sales, UCC 2-323 Fraud, negotiation, UCC 7-502 Good faith, sale of goods by carrier, UCC 7-308 Good faith delivery, UCC 7-404 Goods, description of, UCC 7-301 Guaranty, accuracy of descriptions, marks. UCC 7-301 Holder, diversion instructions, UCC 7-303 Indemnification. Rights of issuer, UCC 7-301 Seller's stoppage of delivery, expenses of bailee, UCC 7-504 Indorsements, UCC 7-501 Delivery without indorsement, UCC 7-506 Not guarantee for other parties, UCC 7-505

Instructions. Change of shipping instructions, effect, UCC 7-504 Delivery of goods, UCC 7-303 Interpleader, conflicting claims, UCC 7-603 Irregularity in issue, obligation of issuer, UCC 7-401 Judicial process lien, UCC 7-602 Labels, description of goods, UCC 7-301 Liens and encumbrances, Carriers, UCC 7-307, UCC 7-308 Goods covered by negotiable document, UCC 7-602 Limitation of damages, UCC 7-309 Loss, lien of carrier, UCC 7-307 Lost or destroyed documents, duplicates, UCC 7-601 Marks, description of goods, UCC 7-301 Misdescription of goods, damages, UCC 7-301 Mistakes, obligations of issuer, UCC 7-401 Negligence, carrier, UCC 7-309 Negotiability, UCC 7-104 Negotiation, UCC 7-501 to UCC 7-509 Rights, UCC 7-502, UCC 7-504 Nonnegotiable, UCC 7-104 Nonreceipt of goods, damages, UCC 7-301 Notice, lien of carrier, enforcement, UCC 7-308 Operative date provisions, UCC 7-703. UCC 7-704 Overseas shipment, UCC 2-323 Sets, UCC 7-304 Packages of goods, issuer to count, UCC 7-301 Preservation of goods, expenses, lien of carrier, UCC 7-307 Presumptions, UCC 1-206 Reconsignment, UCC 7-303 Reservation of interest, Security interest, UCC 2-401 Seller, UCC 2-505 Satisfaction, lien of carrier, UCC 7-308

COMMERCIAL CODE, UNIFORM –Cont'd Bills of lading –Cont'd Savings clauses, UCC 7-704 Secured transactions, application of law, priorities and preferences, UCC 9-331 Secured transactions, protection of security interest, UCC 9-303 Security interest, negotiation, UCC 7-503 Sets, UCC 7-304 Overseas shipment, UCC 2-323 Shippers weight, bulk freight, UCC 7-301 Statutes, application of law, UCC 7-103 Stoppage in transit, sellers remedies, UCC 2-705 Stopping delivery, defenses, UCC 7-504 Substitute bills, UCC 7-305, UCC 7-601 Tangible bills of lading in a set, UCC 7-304 Tender, overseas shipment, set of parts, UCC 2-323 Terminal charges, lien of carrier, UCC 7-307 Through bills, UCC 7-302 Title defeated, when, UCC 7-503 Treaties, application, UCC 7-103 Warranties, UCC 7-507 Collecting bank, UCC 7-508 Blanks, Bills of lading, filling in, UCC 7-306 Investment securities, filling, UCC 8-206 Warehouse receipts, filling, authority, UCC 7-206 Bonds. Bills of lading, lost, stolen, or destroyed documents, UCC 7-601 Documents of title, Lost, stolen, or destroyed documents, UCC 7-601 Receipt issued for goods stored under statute requiring, UCC 7-201

Investment securities, Lost or stolen securities, UCC 8-405 Registration, UCC 8-403 Warehouse receipts, lost or destroyed documents, UCC 7-601 Books and papers, Negotiable instruments, evidence of dishonor, UCC 3-505 Brands, marks, and labels, Bills of lading, guaranty, UCC 7-301 Merchantability requirements, UCC 2-314 Negotiable instruments, signatures, UCC 3-401 Brokers. Defined, UCC 8-102 Investment securities, this heading Business and commerce, Customs and usages, defined, UCC 1-303 Business records, Negotiable instruments, dishonor, UCC 3-505 Business trusts, included in definition of organization, UCC 1-201 Buyer, Sales, this heading Secured transactions, this heading Buyer in ordinary course of business. Defined, UCC 1-201 Calls, investment securities, Registered owner, liability, UCC 8-207 Revoked, UCC 8-203 Carriers. Leases, stoppage of delivery, default by lessee, UCC 2A-526 Liens and encumbrances. enforcement, UCC 7-308 Sales, liens and encumbrances, UCC 7-308 Certificated securities, Defined, UCC 8-102 Investment securities, this heading Secured transactions, this heading

COMMERCIAL CODE, UNIFORM -Cont'd Certificates and certification, Definitions, commercial paper, application, bank deposits and collections, UCC 4-104 Evidence, this heading Certificates of deposit, Bank deposits and collections, this heading Defined, UCC 3-104 Certificates of title. Application of law, UCC 2A-105 Defined, UCC 9-102 Priorities and preferences, secured transactions, UCC 9-337 Secured transactions, this heading Certified checks, Negotiable instruments, this heading Chattel mortgages, Secured transactions, this heading Chattel paper, Defined, UCC 9-102 Secured transactions, this heading Security interest, defined, UCC 1-201 Checks, Bank deposits and collections, this heading Negotiable instruments, this heading Children and minors. Defenses, Accommodation parties, negotiable instruments, UCC 3-305 Negotiable instruments, recoupment, UCC 3-305 Duress, recoupment, negotiable instruments, UCC 3-305 Holders in due course, defenses, UCC 3-305 Negotiable instruments, Accommodation parties, defenses, UCC 3-305 Recoupment, defenses, claims, UCC 3-305 Rescission of negotiation, UCC 3-202

Rescission, negotiation of commercial paper, UCC 3-202, UCC 3-207 Choice of laws. Bank deposits and collections, UCC 1-301, UCC 4-102 Bank liability, UCC 4-102 Funds transfers, UCC 1-301, UCC 4A-507 Investment securities, this heading Rights of seller's creditors, UCC 2-402 Sales, UCC 1-301 Secured transactions, UCC 1-301 Secured transactions, this heading Clearinghouse, Bank deposits and collections, this heading Defined, UCC 4-104 Negotiable instruments, presentment, UCC 3-501 Return, item received, UCC 4-301 Rules, varying by agreement, UCC 4-103 Collateral. Defined, UCC 9-102 Secured transactions, this heading Collecting bank, Bank deposits and collections, this heading Commercial paper, Negotiable instruments, this heading Commingled goods, Defined, UCC 9-336 Secured transactions, this heading Warehouse, fungible goods, UCC 7-207 Commodities, Frauds, statute of, UCC 2-201 Secured transactions, this heading Commodity contracts, Defined, UCC 9-102 Secured transactions, UCC 9-106 Communications, Telecommunications, this heading Computers. Funds transfers, this heading Software, secured transactions, purchase-money security interest, UCC 9-103, UCC 9-324

COMMERCIAL CODE, UNIFORM –Cont'd Conditional sales, Secured transactions, this heading Consideration, Firm offers, UCC 2-205 Sales contract, agreement modifying, UCC 2-209 Value, definition, UCC 1-204 Waiver or relinquishment of claim or right, UCC 1-306 Consignee, defined, UCC 9-102 Consignment, Creditors claims, UCC 2-326 Debtors and creditors, rights of creditors against consignee, UCC 2-403 Defined, UCC 9-102 Secured transactions, application of law, UCC 9-109 Security interest, defined, UCC 1-201 Consignor, Bills of lading, Carriers lien, UCC 7-307 Delivery of goods, UCC 7-303 Defined, UCC 7-102, UCC 9-102 Construction. Fixtures, secured transactions, priorities and preferences, mortgages, UCC 9-334 Consular invoice, Evidence, UCC 1-307 Containers. Bills of lading, description of goods, UCC 7-301 Sales, this heading Contracts, Agricultural products, this heading Breach of contract, Sales, this heading Secured transactions, assignments, modification, UCC 9-405 Specific performance, this heading C.I.F. or C. & F., UCC 2-320 Course of dealing, UCC 1-303 Definitions, UCC 1-201, UCC 2-106 Deterioration of goods, no arrival, no sale term, UCC 2-324

Foreign shipment, UCC 2-323 Funds transfers, variation of law, UCC 4A-501 Inspection of goods, UCC 2-513 Investment securities, this heading Leases, this heading Obligation, good faith, UCC 1-304 Price basis, UCC 2-321 Sales, this heading Secured transactions, this heading Specific performance, this heading Timber and lumber, this heading Conversion. Bank deposits and collections, UCC 4-203 Bills of lading, this heading Documents of title, title and rights, UCC 7-502 Indorsements, restrictive, UCC 3-206 Investment securities, this heading Negotiation, anomalous indorsement, UCC 3-205 Sales, merchant buyer, rejected goods, UCC 2-603, UCC 2-604 Warehouse receipts, this heading Warehouseman's lien, enforcement, UCC 7-210 Cooperation, Sales agreement, particulars of performance, UCC 2-311 Corporations, Directors, fiduciary duties, breach, notice, UCC 3-307 Negotiable instruments, this heading Secured transactions, collateral, UCC 9-207 Credit, Banker's credit, defined, UCC 2-103 Buyer in ordinary course of business, defined, UCC 1-201 Confirmed credit, defined, UCC 2-325 Letters of credit, this heading Sales, beginning of period, UCC 2-310 Value, defined, UCC 1-204 Credit unions. Funds transfers, this heading

COMMERCIAL CODE, UNIFORM -Cont'd Currency, Frauds, statute of, sales, UCC 2-201 Money, defined, UCC 1-201 Custom and usage, Agreement, defined, UCC 1-201 Bank deposits and collections, variation by agreement, UCC 4-103 Commercial practices, continued expansions, UCC 1-303 Fungible goods, defined, UCC 1-201 Sales, this heading Damages, Assignment, breach of sales contract, UCC 2-210 Bank deposits and collections, this heading Bills of lading, this heading Breach of warranty, UCC 2-316 Documents of title, this heading Incidental damages, UCC 2-710 Investment securities, this heading *Leases, this heading* Letters of credit, UCC 5-111 Limitations, Bank deposits and collections, UCC 4-103 Bills of lading, UCC 7-309 Sales, UCC 2-718, UCC 2-719 Liquidated damages, letters of credit, UCC 5-111 Measure of damages, bank deposits and collections, agreements, UCC 4-103 Misdescription of goods, consignee, UCC 7-301 Negotiable instruments, this heading Nonreceipt of goods, consignee, UCC 7-301 Proximate cause, wrongful dishonor, UCC 4-402 Sales, this heading Secured transactions, this heading Specific performance, this heading Warehouse, sale to enforce lien, UCC 7-210 Warehouse receipts, this heading

Wrongful dishonor of bank item, UCC 4-402 Death, Bank customer, authority of bank, UCC 4-405 Funds transfers, payment orders, cancellation, UCC 4A-211 Debtors and creditors, Debtor, defined, UCC 9-102 Funds transfers, process, UCC 4A-502 Insolvency, sellers remedies, UCC 2 - 702Investment securities, UCC 8-112 Entitlements, intermediaries, UCC 8-503 Leases, UCC 2A-308 Sale on approval, UCC 2-326 Sale or return, UCC 2-326 Secured transactions, this heading Seller of goods, rights, UCC 2-402 Unsecured creditors, rights against buyer, UCC 2-402 Default, Bank, deposits and collections, UCC 4-202 Leases, UCC 2A-501 to UCC 2A-532 Secured transactions, this heading Demand deposits, Bank deposits and collections, this heading Depositary bank, Bank deposits and collections, this heading Deterioration of goods, Buyer's option, UCC 2-613 C.I.F. or C.& F. contracts, risk on seller, UCC 2-321 No arrival, no sale, term, goods no longer conforming to contract, UCC 2-324 Sales, this heading Warehouse, right to sell, UCC 7-206 Detinue, Leases, personal property, UCC 2A-521

COMMERCIAL CODE, UNIFORM -Cont'd Discharge, Bank deposits and collections, Breach of warranty, transfer, UCC 4-207 Damages, breach of warranty, UCC 4-207 Negotiable instruments, this heading Secured transactions, this heading Disclaimer, Bank deposits and collections, this heading Secured transactions, Default, warranties, UCC 9-610 Priorities and preferences, fixtures, UCC 9-334 Dishonor, Bank deposits and collections, this heading Checks, payment of instrument, UCC 2-511 Collecting banks, notice, UCC 4-202 Defined, UCC 3-502 Letters of credit, this heading Negotiable instruments, this heading Presenting bank, collections, UCC 4-503 Sales, this heading **Disorderly conduct**, Secured transactions, UCC 9-603 Documentary drafts, Bank deposits and collections, UCC 4-501 to 4-504 Defined, UCC 4-104 Negotiable instruments, this heading Documents of title, Accident, title and rights, UCC 7-502 Adequacy, UCC 7-509 Adverse claims, UCC 7-603 Applicability of sections, UCC 7-703, UCC 7-704 Attachment, goods, UCC 7-602 Attorney's fees, lost, stolen, or destroyed documents, bailee, UCC 7-601 Bailee. Attorney's fees, lost, stolen, or destroyed documents, UCC 7-601

Defined, UCC 7-102 Possession, tender of delivery, UCC 2-503 Banking channels, delivery, UCC 2-308 Bills of lading, this heading Bona fide purchasers, defenses, UCC 7-504 Collecting bank, warranties, UCC 7-508 Conflicting claims, UCC 7-603 Consignee, defined, UCC 7-102 Consignor, defined, UCC 7-102 Contract for sale, Adequacy, UCC 7-509 Defined, UCC 2-106 Conversion, UCC 7-601 Creditors, title to goods, UCC 7-504 Damage to goods, delivery, UCC 7-403 Damages, Description of goods, reliance, UCC 7-203 Duplicate documents, UCC 7-402 Good faith delivery, UCC 7-404 Definitions, UCC 1-201, UCC 7-102 Delay, delivery, UCC 7-403 Delivery, UCC 2-308, UCC 2-310 Description of goods, reliance, UCC 7-203 Destruction, UCC 7-601 Diversion of goods, Delivery, UCC 7-403 Title, UCC 7-504 Document, Goods. Good faith, damages, UCC 7-404 Stoppage, UCC 7-504 Negotiation, UCC 7-501 Obligation, UCC 7-403 Payment due and demanded, UCC 2-507 Title and rights, UCC 7-504 Without indorsement, UCC 7-506 Duplicates, UCC 7-402 Duress or coercion, title and rights, UCC 7-502 Electronic documents of title, Control of, UCC 7-106

COMMERCIAL CODE, UNIFORM -Cont'd **Documents of title** –Cont'd, Electronic documents of title -Cont'd Reissuance in alternative medium, UCC 7-105 Excuses for nondelivery of goods, UCC 7-403 Financing agency, rights secured, UCC 2-506 Fraud, title and rights, UCC 7-502 Fungible goods, rights of holder, UCC 7-207 Generally, UCC 7-101 to 7-106 Good faith delivery, damages, UCC 7-404 Goods. Defined, UCC 7-102 Delivery, UCC 7-403 Holder, rights, UCC 7-502 Indemnity, Lost or missing document, security of claimant, UCC 7-601 Overissue, UCC 7-402 Indorsements, Delivery without indorsement, UCC 7-506 Liability, UCC 7-505 Negotiation, UCC 7-501 Right to compel indorsement, UCC 7-506 Injunction, rights of purchaser, UCC 7-602 Interpleader, UCC 7-603 Irregular document, UCC 7-401 Irregularities, obligations of issuer, UCC 7-401 Issuer. Defined, UCC 7-102 Obligations, UCC 7-401 Legal interest before issuance of document, UCC 7-503 Letters of credit, adequacy, UCC 7-509 Liens, Bailee's lien, satisfaction, UCC 7-403 Judicial process, UCC 7-602 Warehouse, UCC 7-209

Loss of goods, delivery, UCC 7-403 Lost instruments, UCC 7-601 Lost or destroyed documents, UCC 7-601 Misdescription, damages, UCC 7-203 Negotiability, UCC 7-104 Negotiation, UCC 7-501 Application, UCC 7-104 Requirements, UCC 7-501 Rights acquired by, UCC 7-502 Nonnegotiable, title and rights, UCC 7-104. UCC 7-504 Nonreceipt of goods, damages, UCC 7-203 Obligation, Delivery, UCC 7-403 Issuer, UCC 7-401 Operative date provisions, UCC 7-703, UCC 7-704 Overissue, Damages, UCC 7-402 Liabilities of issuer, UCC 7-402 Partial delivery, UCC 7-403 Passing title to goods, UCC 2-401 Person entitled under the document UCC 7-102 Place of delivery, UCC 2-308 Presumptions, UCC 1-206 Receipt of goods, UCC 2-103 Reconsignment, delivery, UCC 7-403 Release, warehouse, delivery excused, UCC 7-403 Right in goods defeated, UCC 7-503 Rights acquired, UCC 7-502 Rights of holder, UCC 7-502 Risk of loss, passage on receipt, UCC 2-509 Sales, delivery, UCC 2-310 Savings clause, UCC 7-704 Secured transactions, this heading Security, posting of, stolen or destroyed documents, UCC 7-601 Security interest, title to goods, UCC 7-503 Statutes, application of law, UCC 7-103 Stoppage of delivery, UCC 7-504

COMMERCIAL CODE, UNIFORM -Cont'd **Documents of title** –Cont'd, Stoppage of delivery -Cont'd Defenses, UCC 7-504 Exercise of right, UCC 7-403 Surrender of documents, UCC 7-601 Tender of delivery, bailee in possession, UCC 2-503 Title and rights, UCC 7-502 Title defeated, when, UCC 7-503 Treaties, application, UCC 7-103 United States statutes, application, UCC 7-103 Warehouse, defined, UCC 7-102 Warehouse receipts, this heading Warranties, UCC 7-507 Collecting bank, UCC 7-508 Warranties on negotiation or delivery of title, UCC 7-507 Domicile and residence, Goods, place of delivery, UCC 2-308 Negotiable instruments, place of payment, UCC 3-111 Secured transactions, debtors, UCC 9-307 Drafts, Bank deposits and collections, this heading Defined, UCC 3-104, UCC 4-104 Delivery of documents, UCC 2-514 Documentary drafts, UCC 4-501 to UCC 4-504 Incompetency, UCC 4-405 Purchases, rights of financing agency, UCC 2-506 Sales, this heading Duress or coercion, Documents of title, title and rights, UCC 7-502 Holder in due course, defense, UCC 3-305 Electronic transactions. Authorized, See ELECTRONIC TRANSACTIONS Funds transfers, this heading Secured party, electronic document, duties, UCC 9-208

Evidence. Bank deposits and collections, Damages, stop payment order, UCC 4-403 Reasonable time, UCC 4-202 Bill of lading, defined, UCC 1-201 Certificates and certification, presumptions, third party documents, UCC 1-307 Consular invoice, UCC 1-307 Dishonor, negotiable instruments, UCC 3-505 Document of title, defined, UCC 1-201 Insurance, this heading Investment securities, signatures, UCC 8-114 Lack of good faith, UCC 1-309 Leases, this heading Market price, UCC 2-723 Negotiable instruments, this heading Nonconformance of goods, UCC 2-607 Parol evidence. Contract for sale, UCC 2-202 Sale or return, UCC 2-326 Warranties, sales, UCC 2-316 Presumptions. Collecting banks, agencies status, UCC 4-201 Generally, UCC 1-206 Investment securities, signatures, UCC 8-114 Negotiable instruments, this heading Prima facie evidence by third-party documents, UCC 1-307 Reasonable time, bank collections, UCC 4-202 Sales, this heading Secured transactions, this heading Signatures, representatives, negotiable instruments, UCC 3-403 Third party documents, UCC 1-307 Usage of trade, UCC 1-303 Executions, Funds transfers, UCC 4A-502 Negotiable instruments, this heading

COMMERCIAL CODE, UNIFORM -Cont'd **Executions** –Cont'd Secured transactions, default, sales, UCC 9-601 Fiduciaries. Defined, UCC 3-307 Limited liability companies, negotiable instruments, breach of duty, notice, UCC 3-307 Negotiable instruments, this heading Foreclosure. Judicial sales, this heading Mortgages, this heading Secured transactions, default, UCC 9-601 Foreign currency, Collecting bank, chargeback or refund. UCC 4-214 Frauds, statute of, sales, UCC 2-201 Negotiable instruments, form of payment, UCC 3-107 Foreign governments, Bills of lading, agreements as to liabilities, UCC 7-302 Choice of laws, this heading Excuse by failure of governmental regulation, UCC 2-615 Sales, bills of lading, UCC 2-323 Substituted performance, UCC 2-614 Forgery, Genuine, defined, UCC 1-201 Investment securities, alteration, UCC 8-206 Letters of credit, UCC 5-109 Unauthorized signature, defined, UCC 1-201 Warehouse receipts, UCC 7-208 Forms. Conspicuous language, defined, UCC 1-201 Contracts, UCC 2-204 Motor vehicles, this heading Secured transactions, this heading Warehouse receipts, UCC 7-202 Fraud. Alterations, investment securities, UCC 8-206 Bills of lading, this heading

Buyer's misrepresentation of solvency, UCC 2-702 Documents of title, title and rights, UCC 7-502 Frauds, statute of, this heading Holder in due course, defense, UCC 3-305 Investment securities, this heading Leases, this heading Letters of credit, UCC 5-109 Negotiable instruments, this heading Remedies, UCC 2-721 Rights of creditor, UCC 2-402 Secured transactions, UCC 9-205 Frauds, statute of, Commodities, UCC 2-201 Currency, sales, UCC 2-201 Foreign currency, sales, UCC 2-201 Formal requirements of contract, UCC 2-201 Futures contracts, UCC 2-201 Investment securities, UCC 8-113 Modification of contract, UCC 2-209 Negotiable instruments, accommodation parties, UCC 3-419 Sales, contract modification, UCC 2-209 Funds transfers, Acceptance, payment orders, UCC 4A-209 Agents, transfer system, UCC 4A-206 Amendments, payment orders, UCC 4A-211 Application of law, choice of law and jurisdiction, UCC 4A-507 Article 4A, applicability, Not applicable when federal Electronic Fund Transfer Act applies, UCC 4A-108 To funds transfers defined in UCC 4A-104, UCC 4A-102 Attachment, UCC 4A-502 Attorney's fees, Execution of payment orders, receiving banks, liability, UCC 4A-305

COMMERCIAL CODE, UNIFORM –Cont'd Funds transfers -Cont'd, Attorney's fees -Cont'd Payment orders, cancellation or amendment, losses and expenses, UCC 4A-211 Beneficiaries, Acceptance of payment orders, UCC 4A-209 Creditor process, UCC 4A-502 Defined, UCC 4A-103 Identification of banks, payment orders, UCC 4A-208 Interest, payment by beneficiary banks, UCC 4A-404 Liability, beneficiary banks, payment, UCC 4A-404 Misdescription, payment orders, UCC 4A-207 Notice. Payment by beneficiary banks, UCC 4A-404 Refusal of payment, UCC 4A-406 Payment, UCC 4A-406 By beneficiary banks, UCC 4A-404, UCC 4A-405 Refunds, payment by beneficiary banks, UCC 4A-405 Time, Payment by beneficiary banks, UCC 4A-404, UCC 4A-405 Payment of obligation, UCC 4A-406 Between banks, UCC 4-206 Cancellation, payment orders, UCC 4A-211 Choice of laws, UCC 1-301, UCC 4A-507 Completions of transfers, acceptance of payment, UCC 4A-104 Consumer transactions, federal law, application of law, UCC 4A-108 Contracts, variation of law, UCC 4A-501 Death, payment orders, cancellation, UCC 4A-211

Debtors and creditors, process, UCC 4A-502 Definitions, UCC 4A-103 to UCC 4A-105 Creditor process, UCC 4A-502 Execution, UCC 4A-301 Payment, UCC 4A-401 Security procedure, UCC 4A-201 Executions, UCC 4A-502 Payment orders, UCC 4A-301 to UCC 4A-305 Federal Reserve System, rules and regulations, UCC 4A-107 Fees, receiving banks, execution of payment orders, UCC 4A-302 Garnishment, UCC 4A-502 Generally, UCC 4A-101 to UCC 4A-507 Incompetency, payment orders, cancellation, UCC 4A-211 Injunction, UCC 4A-503 Interest. Beneficiaries, payment by beneficiary banks, UCC 4A-404 Payment orders, Execution, delay, UCC 4A-305 Pending disposition by receiving banks, UCC 4A-210 Receiving banks, rate, UCC 4A-506 Unauthorized payment orders, refunds, UCC 4A-204 Intermediary banks, Defined, UCC 4A-104 Execution of payment orders, UCC 4A-302 Identification, payment orders, UCC 4A-208 Refunds. UCC 4A-402 Jurisdiction, application of law, UCC 4A-507 Liability, beneficiaries, payment by beneficiary banks, UCC 4A-404 Liens and encumbrances, process, UCC 4A-502 Negotiable instruments, exception, UCC 3-102

COMMERCIAL CODE, UNIFORM –Cont'd Funds transfers -Cont'd Notice. Beneficiaries, Payment by beneficiary banks, UCC 4A-404 Refusal of payment, UCC 4A-406 Objections, payment, UCC 4A-505 Payment, UCC 4A-401 to UCC 4A-406 Beneficiaries, UCC 4A-404, UCC 4A-406 Discharge of obligations, UCC 4A-406 Obligation of sender of payment orders, UCC 4A-402 Receiving banks, by senders, UCC 4A-403 Time, UCC 4A-401 Payment orders, UCC 4A-201 to UCC 4A-212 Acceptance, UCC 4A-209 Completion of transfers, UCC 4A-104 Acceptance and rejection, UCC 4A-210 Amendments, UCC 4A-211 Authorization, UCC 4A-202 Cancellation, UCC 4A-211 Defined, UCC 4A-103 Enforceability, UCC 4A-203 Execution, UCC 4A-301 to UCC 4A-305 Injunction, UCC 4A-503 Instructions, execution of orders, UCC 4A-302 Interest. Execution, delay, UCC 4A-305 Pending disposition by receiving banks. UCC 4A-210 Refunds, UCC 4A-204 Liability, Cancellation and amendments, UCC 4A-211 Execution Failures, UCC 4A-305 Mistake, UCC 4A-303

Misdescription of beneficiaries. UCC 4A-207 Misdescription of intermediary or beneficiary banks, UCC 4A-208 Mistake, UCC 4A-205 Payment before time, UCC 4A-209 Receiving banks, UCC 4A-212 Transfer system, UCC 4A-206 Unauthorized orders, UCC 4A-203. UCC 4A-204 Mistake, UCC 4A-205 Beneficiaries, misdescription, UCC 4A-207 Execution, UCC 4A-303 Intermediary or beneficiary banks, identification, UCC 4A-208 Reports, execution, UCC 4A-304 Notice. Cancellation or amendment, UCC 4A-211 Errors and mistakes, UCC 4A-205 Execution, mistake, UCC 4A-304 Misdescription of beneficiaries, UCC 4A-207 Misdescription of intermediary or beneficiary banks, UCC 4A-208 Rejection, UCC 4A-210 Unauthorized orders, UCC 4A-204 Objections, customers, UCC 4A-505 Obligations of senders, UCC 4A-402 Priorities and preferences, UCC 4A-504 Refunds, unauthorized orders, UCC 4A-204 Rejection, UCC 4A-210 Security procedure, UCC 4A-201, UCC 4A-202 Separate payments, UCC 4A-103 System transmittal, UCC 4A-105 Time. Acceptance, UCC 4A-209 Cancellation, UCC 4A-211

COMMERCIAL CODE, UNIFORM –Cont'd Funds transfers -Cont'd, Payment orders -Cont'd, Time –Cont'd Execution, UCC 4A-301 Issuance, UCC 4A-103 Objections, customers, UCC 4A-505 Receipt, UCC 4A-106 Rejection, UCC 4A-210 Transfer system, liability, UCC 4A-206 Unenforceability, UCC 4A-203 Verification, UCC 4A-202 Presentment warranties, UCC 4A-208 Priorities and preferences, Payment and withdrawals, UCC 4A-504 Payment orders, acceptance and rejection, UCC 4A-210 Receiving banks, Creditor process, UCC 4A-502 Damages, execution of payment orders, UCC 4A-305 Defined, UCC 4A-104 Erroneous execution of payment orders, UCC 4A-303 Execution of payment orders, UCC 4A-302 Interest, rates, UCC 4A-506 Liability, payment orders, UCC 4A-212 Payment by senders, UCC 4A-403 Time, payment by senders, UCC 4A-403 Recovery, execution of payment orders, mistake, UCC 4A-303 Refunds. Beneficiaries, payment by beneficiary banks, UCC 4A-405 Payment, UCC 4A-402 Unauthorized payment orders, UCC 4A-204 Rejection, payment orders, UCC 4A-210 Reports, execution of payment orders, mistake, UCC 4A-304

Restraining orders, UCC 4A-503 Rules and regulations, Choice of law, UCC 4A-507 Federal Reserve System, UCC 4A-107 Transfer system, UCC 4A-501 Security procedure, payment orders, UCC 4A-201, UCC 4A-202 Settlement, bank deposits and collections, UCC 4-213 Time. Beneficiaries. Payment by beneficiary banks, UCC 4A-404, UCC 4A-405 Payment of obligation, UCC 4A-406 Business days, UCC 4A-105 Payment, UCC 4A-401 Receiving banks, payment by senders, UCC 4A-403 Transfer system, Agents, liability, UCC 4A-206 Application of law, jurisdiction, UCC 4A-507 Beneficiaries, payment by beneficiary banks, UCC 4A-405 Defined, UCC 4A-105 Payment to receiving banks by senders, UCC 4A-403 Receiving banks, UCC 4A-302 Rules and regulations, UCC 4A-501 Warranties, UCC 4-207 Fungible goods, Commingling effect, UCC 7-207 Defined, UCC 1-201 Implied warranties, UCC 2-314 Merchantability, UCC 2-314 Sales, this heading Undivided shares, identification, UCC 2-105 Warehouse receipts, this heading Futures contracts, Frauds, statute of, UCC 2-201 Garnishment. Funds transfers, UCC 4A-502 Good faith. Accelerate payments or performance, UCC 1-309

COMMERCIAL CODE, UNIFORM –Cont'd Good faith -Cont'd Auction bidding, UCC 2-328 Bailee's liability, UCC 7-404 Buyer in ordinary course of business, defined, UCC 1-201 Definitions, Generally, UCC 1-201 Investment securities, UCC 8-102 Letters of credit, UCC 5-102 Negotiable instruments, UCC 3-103 Sales, UCC 2-103 Secured transactions, UCC 9-102 Holder in due course, negotiable instruments, UCC 3-302 Negotiable instruments, this heading Obligation, UCC 1-304 Purchasers, voidable title, UCC 2-403 Rejected goods, duties of buyer, UCC 2-603 Sales, this heading Secured transactions, default, transfers, UCC 9-617 Goods, wares, and merchandise, Bailment, this heading Commodities, this heading Contracts, payment of price, UCC 2-304 Definitions, Documents of title, UCC 7-102 Goods defined, UCC 9-102 Sales, UCC 2-105 Deterioration of goods, this heading Expenses and expenditures, Inspection of goods, liabilities, UCC 2-513 Rejected goods, Buyer's security interest, UCC 2-711 Care and sale. UCC 2-603 *Leases,* this heading Misdescription, bills of lading, UCC 7-301 Sales, this heading Governing law, Choice of laws, this heading

Grain warehouses. Warehouses, this heading Guaranty, Suretyship and guaranty, this heading Handwriting, Negotiable instruments, contradictory terms, UCC 3-114 Holder, Bank deposits and collections, this heading Banks, acquisition of right, UCC 4-201 Defined, UCC 1-201 Negotiable instruments, this heading Holder in due course, Bank deposits and collections, this heading Negotiable instruments, this heading Transfer, rights, UCC 3-203 Holder in due course, defined, UCC 4-104 Identity and identification, Defined, UCC 2-103 Negotiable instruments, this heading Purchaser rights of transferor, UCC 2-403 Sales, this heading Secured transactions, Collateral, UCC 9-207 Reasonableness, UCC 9-108 Implied warranties, Sales, this heading Indemnity and indemnification, Bills of lading, rights of issuer, UCC 7-301 Lost or destroyed instruments, security of claimant, UCC 7-601 Negotiable instruments, payment, UCC 3-602 Seller's stoppage of delivery, expenses of bailee, UCC 7-504 Subrogation, this heading Independent contractors, Negotiable instruments, fraudulent indorsement by employee, UCC 3-405 Indorsements. Bills of lading, UCC 7-501 Defined, UCC 3-204, UCC 8-102

COMMERCIAL CODE, UNIFORM -Cont'd Indorsements -Cont'd Documents of title, this heading Indorser, negotiable instruments, discharge, UCC 3-605 Investment securities, this heading Unauthorized signature, defined, UCC 1-201 Unindorsed items, depositary banks, UCC 4-205 Warehouse receipts, transfer by indorsement, UCC 7-501 Injunctions, Documents of title, rights of purchaser, UCC 7-602 Funds transfers, UCC 4A-503 Investment securities, this heading Letters of credit, forgery or fraud, UCC 5-109 Negotiable instruments, this heading Secured transactions, UCC 9-625 Innocent purchasers, Bills of lading, UCC 7-501 Investment securities, this heading Judicial process, lien, UCC 7-602 Resale by seller, UCC 2-706 Seller, right to reclaim goods, UCC 2 - 702Title to goods, UCC 2-403 Warehouse lien, sale to enforce, UCC 7-210 Warehouse receipts, alteration, UCC 7-208 Insolvency, Bank deposits and collections, this heading Holder in due course, defenses, UCC 3-305 Insolvent, defined, UCC 1-201 Leases. Recovery by lessee, UCC 2A-522 Refusal of delivery, UCC 2A-525 Negotiable instruments, this heading Sales, this heading Inspection and inspectors, *Evidence*, this heading Resale of goods, right of inspection, UCC 2-706 Sales, this heading

Installment sales. Sales, this heading Instruments, defined for, Negotiable instruments, UCC 3-104 Secured transactions, UCC 9-102 Insurance. Buyer in sale, UCC 2-501 C.I.F., sales, UCC 2-320 Records and recordation, negotiable instruments, notice of dishonor, UCC 3-503 Sales. Price, UCC 2-320 Risk of loss, UCC 2-510 Secured transactions, this heading Subrogation, this heading Suretyship and guaranty, this heading Warehouse, lien for costs, UCC 7-209 Interest. Funds transfers, this heading Letters of credit, UCC 5-111 Negotiable instruments, this heading Real estate, this heading Interpleader, Document of title, UCC 7-603 Inventories. Defined, UCC 9-102 Secured transactions, this heading Investment company security, defined, UCC 8-103 Investment securities, Accounts and accounting, Delivery to, warranties, UCC 8-109 Entitlements, UCC 8-501 Acquisition, UCC 8-104 Entitlement, intermediaries, UCC 8-116 Actions and proceedings, UCC 8-105, UCC 8-114 Financial assets, adverse claims, UCC 8-502 Admissions, signatures, UCC 8-114 Adverse claims, UCC 8-302 Choice of laws, UCC 8-110 Entitlements, UCC 8-510, UCC 8-511 Notice, UCC 8-105

COMMERCIAL CODE, UNIFORM –Cont'd Investment securities -Cont'd. Adverse claims -Cont'd, Notice –*Cont'd* Indorsements, bearer form, UCC 8-304 Purchaser, UCC 8-302 Agents, Delivery, warranties, UCC 8-108 Financial assets, transfer, UCC 8-115 Indorsements, signature, warranties, UCC 8-306 Registration of transfer, UCC 8-407 Signatures. Assurance, UCC 8-402 Instructions, warranties, UCC 8-306 Alteration, UCC 8-206 Assessments, registered owner, liability, UCC 8-207 Assurances, registration, UCC 8-402 Authenticating trustees, Registration of transfer, UCC 8-407 Signature, UCC 8-205 Warranties, UCC 8-208 Authentication, warranty, UCC 8-208 Bailee, financial assets, transfer, UCC 8-115 Bank deposits and collections, application, UCC 4-102 Bearer instruments, Adverse claims, notice, UCC 8-105 Control, UCC 8-106 Indorsements, UCC 8-304 Blank indorsements, UCC 8-304 Blanks, completion of instrument, UCC 8-206 Bonds (officers and fiduciaries), Lost or stolen securities, UCC 8-405 Registration, UCC 8-403 Brokers, financial assets, transfer, UCC 8-115 Burden of proof, signatures, UCC 8-114

Calls. Registered owner, liability, UCC 8-207 Revoked, UCC 8-203 Capacity, signatures, Indorsements, UCC 8-306 Instructions, UCC 8-306 Certificated securities, Secured transactions, UCC 9-106 Warranties, UCC 8-108 Choice of laws, UCC 1-301, UCC 8-110 Intermediaries, entitlements, UCC 8-509 Citation, UCC 8-101 Clearing corporation, Entitlements, priorities and preferences, UCC 8-511 Rules, UCC 8-111 Completion of instrument, UCC 8-206 Conditional delivery, defenses of issuer, UCC 8-202 Constructive trust, financial assets, adverse claims, UCC 8-502 Contracts, statute of frauds, UCC 8-113 Control, UCC 8-106 Conversion, Financial assets, adverse claims, UCC 8-502 Indorsements, UCC 8-304 Countersignature, warranty, UCC 8-208 Damages, entitlements, wrongful transfer, UCC 8-507 Dates, presentment or surrender, notice of adverse claim, UCC 8-105 Debtors and creditors, UCC 8-112 Defect. Burden of proof, UCC 8-114 Genuineness, UCC 8-202 Staleness of security as notice, UCC 8-203 Definitions, UCC 8-102, UCC 8-103 Appropriate evidence of appointment or incumbency, registration, UCC 8-402

COMMERCIAL CODE, UNIFORM –Cont'd Investment securities -Cont'd. Definitions -Cont'd Guaranty of the signature, registration, UCC 8-402 Issuer, UCC 8-201 Jurisdiction, choice of laws, UCC 8-110 Overissue, UCC 8-210 Protected purchaser, UCC 8-303 Securities account, entitlements, UCC 8-501 Delay, registration, liability, UCC 8-401 Delivery, UCC 8-301 to UCC 8-307 Agents, warranties, UCC 8-108 Conditional delivery, UCC 8-202 Control, purchaser, UCC 8-106 Indorsements, transfer, UCC 8-304 Purchaser, rights acquired, UCC 8-302 Demand, Not to register transfer, UCC 8-403 Proof of authority to transfer, UCC 8-307 Registration of transfer, UCC 8-401 Wrongful registration, liability, UCC 8-404 Destroyed instruments, Notice, time, UCC 8-406 Registration of transfer, UCC 8-405, UCC 8-406 Distribution, entitlements, UCC 8-505 Due care. Intermediaries, financial assets, UCC 8-504 Payment or distribution, UCC 8-505 Effectiveness, indorsements, instructions, entitlement orders, UCC 8-107 Employees, unauthorized signature, UCC 8-205 Entitlements, UCC 8-501 to UCC 8-511 Account, UCC 8-501 Acquisition, UCC 8-104

Adverse claims, UCC 8-502 Change in form of holding, UCC 8-508 Choice of laws, UCC 8-110 Control, UCC 8-106 Debtors and creditors, legal process, UCC 8-112 Financial assets, UCC 8-504 Payments or distributions, UCC 8-505 Form, change in form of holding, UCC 8-508 Intermediaries, UCC 8-503 Acquisition for value, UCC 8-116 Duties, UCC 8-506 Legal duties, fulfillment, UCC 8-509 Orders. Compliance, UCC 8-507 Effective, UCC 8-107 Warranties, UCC 8-109 Priorities and preferences, Intermediaries, claims against, UCC 8-510 Purchasers for value, UCC 8-510 Property interest, UCC 8-503 Purchaser for value, UCC 8-510 Wrongful transfer, UCC 8-507 Equity, liens, financial assets, adverse claims, UCC 8-502 Evidence, signatures, UCC 8-114 Exception, UCC 3-102 Exemptions, UCC 8-103 Fiduciaries, registration, indorsements, evidence, UCC 8-402 Financial assets. Acquisition, UCC 8-104 Entitlements, UCC 8-501 to UCC 8-511 Purchaser for value, UCC 8-116 Transfer, UCC 8-115 Forgery, alteration, UCC 8-206 Forms, entitlements, change in form of holding, UCC 8-508 Frauds, statute of, UCC 2-201, UCC 8-113 Generally, UCC 8-101 to UCC 8-603

COMMERCIAL CODE, UNIFORM -Cont'd Investment securities -Cont'd Genuine. Defenses, UCC 8-202 Signatures, authenticating trustee, Indorsements, warranties, UCC 8-306 Registrar or transfer agent, UCC 8-208 Government, issuance, responsibilities, UCC 8-202 Guarantees. Indorsements, signature, UCC 8-306 Signatures, registration, UCC 8-402 Guaranty, liabilities of guarantor, UCC 8-201 Incomplete instruments, UCC 8-206 Incorporation by reference, terms, UCC 8-202 Indorsements, UCC 8-304 Adverse claims, notice, UCC 8-105 Assurances, UCC 8-402 Control, UCC 8-106 Effective, UCC 8-107 Liability for registration, UCC 8-404 Registration, UCC 8-401 Registration of transfer, liability, UCC 8-404 Signatures, warranties, UCC 8-306 Warranties, UCC 8-306 Initial transaction statements, unauthorized signature, UCC 8-205 Injunction, Debtors and creditors, UCC 8-112 Demand, issuer not to register transfer, UCC 8-403 Registration of transfer, wrongful registration, liability, UCC 8-404 Instructions, Assurances, UCC 8-402 Registration, UCC 8-402 Completion, UCC 8-305 Effective, UCC 8-107 Registration, UCC 8-401 Signatures, warranties, UCC 8-306

Warranties, registration of transfer, UCC 8-108 Wrongful registration, liability, UCC 8-404 Intermediaries, Choice of laws, UCC 8-110 Control, UCC 8-106 Entitlements, UCC 8-501 to UCC 8-511 Exercise of rights, entitlements, UCC 8-506 Financial assets. Purchaser for value, UCC 8-116 Secured transactions, perfection, priorities and preferences, UCC 9-305 Transfer, UCC 8-115 Intermediary bank, defined, UCC 4-105 Issue, establishment of entitlement, UCC 8-501 Issuer, UCC 8-201 to UCC 8-210 Actions and proceedings, UCC 8-114 Assurances, registration, UCC 8-402 Defenses, UCC 8-202 Demand, not to register transfer, UCC 8-403 Government or governmental agency or unit, validity, UCC 8-202 Liens and encumbrances, UCC 8-209 Overissue, UCC 8-210 Registration. Duties, UCC 8-401 Liabilities, UCC 8-404 Registration of transfer, Assurances, UCC 8-402 Demand not to register, UCC 8-403 Responsibility, UCC 8-202 Restrictions on transfer, UCC 8-204 Rights with respect to registered owners, UCC 8-207 Jurisdiction, choice of laws, UCC 8-110 Laches, UCC 8-203

COMMERCIAL CODE, UNIFORM -Cont'd Investment securities -Cont'd Lack of genuineness, defense, UCC 8-202 Larceny, Notice to issuer, time, UCC 8-406 Reissuance, UCC 8-405 Legal process, debtors and creditors, UCC 8-112 Liens and encumbrances, Financial assets, adverse claims, UCC 8-502 Issuer, UCC 8-209 Limited interest, purchaser, UCC 8-302 Lost instruments, Notice, time, UCC 8-406 Registration of transfer, UCC 8-405 Modification, contract for purchase, statute of frauds, UCC 8-113 Negotiable instruments, exception, UCC 3-102 Nondelivery, defenses of issuer. UCC 8-202 Notice. Defect or defense, UCC 8-202 Lost, destroyed, or stolen securities, failure to notify issuer within reasonable time. UCC 8-406 Registered owners, rights, UCC 8-207 Registration of transfer, UCC 8-403 Staleness, UCC 8-203 Overissue, UCC 8-210 Delivery, registration, UCC 8-404 Owners and ownership, registered owner, rights, UCC 8-207 Payment, entitlements, UCC 8-505 Possession, delivery, UCC 8-301 Powers and duties, intermediaries, entitlements, UCC 8-501 to UCC 8-511 Presumptions, signatures, UCC 8-114

Priorities and preferences. Entitlements, intermediaries, claims of creditors, UCC 8-511 Purchaser for value, UCC 8-510 Secured parties, UCC 8-302 Proof of authority to transfer, demand, UCC 8-307 Property interest, entitlements, UCC 8-503 Protected purchasers, Indorsements, UCC 8-304 Lost, destroyed, or wrongfully taken securities, UCC 8-405 Purchaser, UCC 8-301 to UCC 8-307 Delivery, rights acquired, UCC 8-302 Limited interest, UCC 8-302 Notice. Adverse claims, UCC 8-105, UCC 8-302 Defect in issue or defense of issuer. UCC 8-203 Purchasers for value. Blanks, completion of instrument, UCC 8-206 Defects. UCC 8-202 Defenses, UCC 8-202 Entitlements, UCC 8-503, UCC 8-510 Financial assets, intermediary, UCC 8-116 Priorities and preferences, UCC 8-510 Registration of transfer. warranties. UCC 8-108 Unauthorized signatures, UCC 8-205 Reference, incorporation of terms, UCC 8-202 Registered form. Adverse claims, notice, UCC 8-105 Control, UCC 8-106 Registered owner, rights, UCC 8-207 Registrar. Registration of transfer, UCC 8-407 Unauthorized signature, UCC 8-205

COMMERCIAL CODE, UNIFORM –Cont'd Investment securities -Cont'd. Registrar – Cont'd Warranties, UCC 8-208 Registration of transfer, UCC 8-401 to UCC 8-407 Agents, UCC 8-407 Assurances, instructions, UCC 8-402 Control, purchaser, UCC 8-106 Delivery, UCC 8-301 Demand not to register, UCC 8-403 Destroyed instruments, UCC 8-405, UCC 8-406 Issuer, Choice of laws, UCC 8-110 Liability, UCC 8-404 Lost, destroyed, or wrongfully taken instruments, UCC 8-406 Notice, UCC 8-403 Registered owner, rights, UCC 8-207 Registrar, UCC 8-407 Stolen instruments, UCC 8-405, UCC 8-406 Transfer agent, UCC 8-407 Trustee, UCC 8-407 Reissue, overissue, UCC 8-210 Rejectment or rescission of transfer, UCC 8-307 Replacement, UCC 8-405 Replevin, financial assets, adverse claims, UCC 8-502 Representatives, effectiveness, indorsements, instructions, entitlement orders, UCC 8-107 Restriction on transfer, UCC 8-204 Rules and regulations, clearing corporation, UCC 8-111 Sales, this heading Secured transactions, this heading Securities, this heading Securities account, secured transactions, description, UCC 9-108 Security interest, Entitlements, UCC 8-504

Security interest, Entitlements, Priorities and preferences, UCC 8-511 Seizures, UCC 8-112 Signatures. Admissions, proceedings, UCC 8-114 Evidence, UCC 8-114 Guarantee, registration, UCC 8-402 Registrar. Unauthorized signature, UCC 8-205 Warranties, UCC 8-208 Transfer agent, Unauthorized signature, UCC 8-205 Warranties, UCC 8-208 Trustees. Unauthorized signature, UCC 8-205 Warranties, UCC 8-208 Unauthorized signature, UCC 8-205 Warranties, UCC 8-208 Special indorsements, UCC 8-304 Specific performance, notice, adverse claim, UCC 8-105 Staleness, notice of defects, UCC 8-203 Stolen instruments, registration of transfer, UCC 8-405, UCC 8-406 Taxes, compliance with law, UCC 8-401 Terms, UCC 8-202 Theft, reissuance, UCC 8-405 Time, effectiveness, indorsements, instructions, entitlement orders, UCC 8-107 Transfer, UCC 8-301 to UCC 8-307 Adverse claims, knowledge of transfer, notice, UCC 8-105 Demand, proof of authority, UCC 8-307 Entitlements, wrongful transfer, UCC 8-507 Financial assets, UCC 8-115 Indorsements, UCC 8-304

COMMERCIAL CODE, UNIFORM –Cont'd Investment securities -Cont'd. Transfer – Cont'd Lost, destroyed, or stolen securities, failure to notify issuer within reasonable time, UCC 8-406 Notice, adverse claims, UCC 8-105 Proof of authority, demand, UCC 8-307 Rejection or rescission, UCC 8-307 Rescission or rejection, UCC 8-307 Restriction, UCC 8-204 Units, indorsements, UCC 8-304 Warranties, UCC 8-108 Transfer agents, Registration of transfer, UCC 8-407 Unauthorized signature, UCC 8-205 Warranties, UCC 8-208 Trusts and trustees, Constructive trusts, financial assets, adverse claims, UCC 8-502 Registration of transfer, UCC 8-406, UCC 8-407 Unauthorized signature, UCC 8-205 Warranties, UCC 8-208 Unauthorized signature, UCC 8-205 Uncertificated securities. Control, UCC 8-106 Secured transactions, UCC 9-106 Unit transfers, indorsements, UCC 8-304 Validity. Choice of laws, UCC 8-110 Overissue, UCC 8-210 Warranties, Accounts, delivery to, UCC 8-109 Agents, delivery, UCC 8-108 Entitlement orders, UCC 8-109 Indorsements, UCC 8-306 Purchaser for value, UCC 8-108 Registrar, UCC 8-208

Transfer agent, UCC 8-208 Trustees, UCC 8-208 Wrongful transfer, entitlements, UCC 8-507 Invoices, C.I.F. and C. & F. terms, preparation by seller, UCC 2-320 Consular invoices, presumptions, UCC 1-307 Issuer, Defined, UCC 5-102, UCC 7-102, UCC 8-201 Investment securities, this heading Letters of credit, this heading Judgments and decrees, Assignments, secured transactions, application of law, UCC 9-109 Secured transactions, default, UCC 9-601 Judicial sales. Executions, this heading Instruments, purchased, holder in due course, UCC 3-302 Negotiable instruments, holder in due course, UCC 3-302 Leases. Acceptance of goods, Default by lessor, UCC 2A-515 Rejection, UCC 2A-516 Revocation, Defaults, UCC 2A-517 Incidental damages, UCC 2A-520 Accessions, UCC 2A-310 Actions and proceedings, Breach of warranty, UCC 2A-516 Default, UCC 2A-506 Enforceability, UCC 2A-201 Warranties, UCC 2A-107 Administrative law and procedure, default, UCC 2A-501 Application of law, UCC 2A-102, UCC 2A-104 Arbitration of disputes, default, UCC 2A-501 Bailment, this heading Cancellation. Contract, default by lessee, UCC 2A-523

COMMERCIAL CODE, UNIFORM -Cont'd Leases –Cont'd. Cancellation -Cont'd Default, lessor, UCC 2A-508 Executory obligations, UCC 2A-505 Claim and delivery, UCC 2A-521 Consent, modification, repudiation, excuse, substitution, cancellation, termination, UCC 2A-406 Consequential damages, UCC 2A-503 Default by lessor, UCC 2A-519 Construction of contracts, UCC 2A-201 to UCC 2A-221 Consumer leases, repudiation, UCC 2A-402 Course of dealing, oral agreements, UCC 2A-202 Cover, incidental damages, UCC 2A-520 Damages, Breach of warranty, default by lessor, UCC 2A-519 Consequential damages, UCC 2A-503, UCC 2A-520 Default by lessor, UCC 2A-519 Default, UCC 2A-508 Lessee, UCC 2A-523 to UCC 2A-532 Lessor, UCC 2A-508 Incidental damages, UCC 2A-520 Default by lessee, UCC 2A-530 Liquidation, default by lessor, UCC 2A-518, UCC 2A-519 Market rent, UCC 2A-507 Residual interest of lessor, recovery for, UCC 2A-532 Debtor and creditor, UCC 2A-308 Default, UCC 2A-501 to UCC 2A-532 Actions and proceedings, discharges, UCC 2A-107 Burden of proof, UCC 2A-516 Lessor, UCC 2A-508 to UCC 2A-522 Repudiation, UCC 2A-402

Revoking acceptance of lot or commercial unit, UCC 2A-517 Security interest, creation, UCC 2A-303, UCC 9-406 Default by lessor, UCC 2A-508, UCC 2A-518 Defined, UCC 2A-103 Delay in delivery or nondelivery, UCC 2A-405 Delivery, Commercially impractical, UCC 2A-404 Refusal, insolvency of lessee, UCC 2A-525 Stopping, carriers or bailees, UCC 2A-526 Withholding or stopping, default by lessee, UCC 2A-523 Detinue, UCC 2A-521 Disposal of goods, default by lessee, UCC 2A-529 Effect of lease contract, UCC 2A-301 to UCC 2A-311 Evidence, damages, rent, UCC 2A-507 Excuse, UCC 2A-401 to UCC 2A-407 Executory obligations, cancellation, termination, or rescission, UCC 2A-505 Express warranties, UCC 2A-210 Fixtures, liens and encumbrances, UCC 2A-309 Fraud, UCC 2A-304 Default, UCC 2A-505 Fraudulent transfers, UCC 2A-308 Generally, UCC 2A-101 to UCC 2A-532 Identification of goods, UCC 2A-217 Casualty, UCC 2A-221 Insurable interest, UCC 2A-218 Repudiation, UCC 2A-402 Incidental damages, Default, UCC 2A-520 Lessee, UCC 2A-530 Indefiniteness, enforceability, UCC 2A-204 Insolvency, Lessee, refusal of delivery, UCC 2A-525

COMMERCIAL CODE, UNIFORM –Cont'd Leases -Cont'd. Insolvency -Cont'd Lessor, recovery of goods by lessee, UCC 2A-522 Installment leases. Default, UCC 2A-509 Deliveries, UCC 2A-510 Rejection of goods, UCC 2A-509, UCC 2A-510 Irrevocability, UCC 2A-406 Jurisdiction, UCC 2A-106 Liens and encumbrances, UCC 2A-306, UCC 2A-307 Fixtures, UCC 2A-309 Limitation of actions, default, UCC 2A-506 Liquidation, Consequential damages, UCC 2A-503 Damages, UCC 2A-504 Default by lessor, UCC 2A-518, UCC 2A-519 Material misrepresentation, default, UCC 2A-505 Modification, Consideration, UCC 2A-208 Supply contracts, UCC 2A-209 Nonconformities, revocation of acceptance, UCC 2A-517 Notice. Actions and proceedings, breach of warranty, UCC 2A-516 Cancellation, nonconformities, UCC 2A-510 Default. UCC 2A-501 Acceptance of goods, UCC 2A-519 Installment contracts, UCC 2A-509 Lessor, UCC 2A-508 Rent, UCC 2A-507 Delay or nondelivery, UCC 2A-405 Material or incident delay, UCC 2A-406 Modification or rescission, supply contracts, finance leases, UCC 2A-209 Rejection of goods, UCC 2A-512

Repudiation, default, UCC 2A-402 Retraction of waivers, UCC 2A-208 Offers, construction, UCC 2A-206 Oral agreements, UCC 2A-202 Performance of lease contracts, UCC 2A-401 to UCC 2A-407 Personal property, UCC 2A-101 to UCC 2A-109 Possession, application of law, UCC 2A-302 Prevailing rent, damages, default, UCC 2A-507 Priorities and preferences, Fixtures, liens and encumbrances, UCC 2A-309 Subordination agreements, personal property, UCC 2A-311 Prohibition, security interest creation, UCC 2A-303, UCC 9-407 Reinstatement, retraction, repudiation, UCC 2A-403 Rejection. Default by lessor, UCC 2A-508, UCC 2A-514 Incidental damages, UCC 2A-520 Justification, UCC 2A-514 Security interest, UCC 2A-511 Remedies, default of lessee, UCC 2A-523 to UCC 2A-532 Renunciation, actions and proceedings, default or breach of warranty, UCC 2A-107 Replevin, default by lessor, UCC 2A-508 Repudiation, UCC 2A-401 to UCC 2A-407 Rescission, default, UCC 2A-505 Residual interest of lessor, recovery of damages for, UCC 2A-532 Restitution, lessees rights, UCC 2A-504 Retraction, repudiation, UCC 2A-402 Revocation, Default by lessor, UCC 2A-508 Incidental damages, UCC 2A-520 Merchants, UCC 2A-205 Risks of loss, UCC 2A-219, UCC 2A-220

COMMERCIAL CODE, UNIFORM -Cont'd Leases –Cont'd Secured transactions, this heading Security, default, lessor, UCC 2A-508 Security interest, Defined, UCC 1-201 Prohibiting, making default, enforcement, UCC 2A-303, UCC 9-407 Rejection of goods, UCC 2A-511 Sequestration, UCC 2A-521 Special manufactured goods, UCC 2A-201 Specific performance, UCC 2A-521 Subleases, UCC 2A-305 Defined, UCC 2A-103 Transfer of interest, UCC 2A-305 Subordination agreements, UCC 2A-311 Substitute performance, UCC 2A-404, UCC 2A-405 Substitution, UCC 2A-401 to UCC 2A-407 Supplies, UCC 2A-208, UCC 2A-209 Termination, delay, UCC 2A-406 Third parties, Actions against, UCC 2A-530 Application of law, UCC 2A-302 Time. Agreement, UCC 2A-204 Substitution of conforming tender, UCC 2A-513 Title to property, application of law, UCC 2A-302 Transfer of interest, UCC 2A-303 Unpaid rent, recovery by lessor, default by lessee, UCC 2A-529 Usage of trade, oral agreements, UCC 2A-202 Waiver. Actions and proceedings, default or breach of warranty, UCC 2A-107 Executory portions, UCC 2A-208 Warranties, Actions and proceedings, UCC 2A-107 Discharges, UCC 2A-107

Adverse claims, UCC 2A-211 Breaches, damages, default by lessor, UCC 2A-508 Construction, UCC 2A-215 Express warranties, UCC 2A-210, UCC 2A-214 Fitness, implied warranty, UCC 2A-213 Implied warranties, UCC 2A-212, UCC 2A-213 Merchantability, implied warranty, UCC 2A-212 Legal tender, Sales, demand for payment, UCC 2-511 Letters of credit, Advisers, UCC 5-107 Defined, UCC 5-102 Amendment, UCC 5-106 Applicants, defined, UCC 5-102 Application of law, UCC 5-103 Assignments, proceeds, UCC 5-114 Attorney's fees, UCC 5-111 Authentication, UCC 5-104 Beneficiaries. Assignments, proceeds, UCC 5-114 Defined, UCC 5-102 Name change, UCC 5-113 Successors, UCC 5-113 Transferee beneficiaries, notice, UCC 5-107 Warranties, UCC 5-110 Cancellation, UCC 5-106 Change of name, beneficiaries, UCC 5-113 Choice of law. UCC 5-116 Confirmers, UCC 5-107 Defined, UCC 5-102 Consent. Amendment or cancellation, UCC 5-106 Assignments, proceeds, UCC 5-114 Consideration, UCC 5-105 Contract for sale, defined, UCC 2-106 Damages, UCC 5-111 Definitions, UCC 5-102 Discharge, issuer, UCC 5-108

COMMERCIAL CODE, UNIFORM –Cont'd Letters of credit -Cont'd Dishonor, UCC 5-108 Documents, defined, UCC 5-102 Duration, UCC 5-106 Enforceability, UCC 5-106 Expiration, UCC 5-106 Forgery, UCC 5-109 Fraud, UCC 5-109 Generally, UCC 2-325, UCC 5-101 to UCC 5-202 Good faith, defined, UCC 5-102 Honor, UCC 5-108 Injunction, forgery or fraud, UCC 5-109 Interest, UCC 5-111 Issuance, UCC 5-104, UCC 5-106 Issuer, UCC 5-108 Defined, UCC 5-102 Security interest, UCC 5-118 Jurisdiction, UCC 5-116 Limitation of actions, UCC 5-115 Liquidated damages, UCC 5-111 Midnight deadline, defined, UCC 4-104 Nominated persons, UCC 5-107 Defined, UCC 5-102 Security interest, UCC 5-118 Nondocumentary conditions, UCC 5-108 Notice. Advisers, UCC 5-107 Dishonor, UCC 5-108 Transferee beneficiaries, UCC 5-107 Perpetual letters of credit, UCC 5-106 Presentation, UCC 5-108 Presenter, defined, UCC 5-102 Proceeds, assignments, UCC 5-114 Records and recordation, UCC 5-104 Defined, UCC 5-102 Reimbursement, issuer, UCC 5-108 Repudiation, UCC 5-111 Restitution, issuer, UCC 5-108 Revocability, UCC 5-106 Secured transactions, this heading Security interest, UCC 5-118

Signatures, authentication, UCC 5-104 Specific performance, wrongful dishonor or repudiation, UCC 5-111 Standard practice, issuers, UCC 5-108 Subrogation, UCC 5-117 Successors of beneficiaries, UCC 5-113 Defined, UCC 5-102 Time. UCC 5-106 Transferee beneficiaries, notice, UCC 5-107 Transfers, UCC 5-112 Transmission, UCC 5-106 Warranties, UCC 5-110 Wrongful dishonor, UCC 5-111 Liens and encumbrances, Agriculture, this heading Bailee's lien, satisfaction, UCC 7-403 Bills of lading, UCC 7-307 Enforcement, UCC 7-308 Carriers, this heading Defined, UCC 2A-103, UCC 2A-309 Delivery of goods ex-ship, satisfaction, UCC 2-322 Documents of title, this heading Fixtures, priorities and preferences, secured transactions, UCC 9-334 Funds transfers, process, UCC 4A-502 Investment securities, issuer, UCC 8-209 Issuer, investment securities, UCC 8-103 Leases, UCC 2A-306, UCC 2A-307 Presenting banks, expenses, UCC 4-504 Priorities and preferences, secured transactions, fixtures, UCC 9-334 Sales, fraudulent transfers, UCC 2-403 Sales contracts, warranties, UCC 2-312 Secured transactions, this heading Warehouse receipts, this heading Warehouses, this heading

COMMERCIAL CODE, UNIFORM -Cont'd Liens and encumbrances -Cont'd Warranty of freedom, UCC 2-312 Limited liability companies, negotiable instruments, breach of fiduciary duty, notice, UCC 3-307 Lots. Auctions, UCC 2-328 Defined, UCC 2-105 Sales, this heading Machinery and equipment, Commercial unit, defined, UCC 2-105 Equipment defined, UCC 9-102 Negotiable instruments, signatures, UCC 3-401 Manufactured homes. Defined, UCC 9-102 Financing statement, duration, UCC 9-515 Money, Defined, UCC 1-201 Foreign currency, this heading Foreign governments, this heading Negotiable instruments, this heading Sales. Legal tender, payment demands, UCC 2-511 Payment of price, UCC 2-304 Mortgages, Defined, UCC 9-102 Financing statement, secured transactions, filing, UCC 9-502 Priorities and preferences, secured transactions, fixtures, UCC 9-334 Purchase and purchaser, defined, UCC 1-201, UCC 2A-103 Secured transactions, this heading Motor carriers. Connecting carriers, bills of lading, damages, UCC 7-302 Liens and encumbrances, bills of lading, UCC 7-307 Possessory liens, bills of lading, UCC 7-307

Sales. Market price, computation, UCC 2 - 723Risk of loss, UCC 2-509 Shipment by seller, UCC 2-504 Stoppage in transit, sellers remedies, UCC 2-705 Substituted performance, UCC 2-614 Terms of delivery, UCC 2-319 Motor vehicles, Disposition, collateral, security interest. UCC 9-614 F.O.B., UCC 2-319 Forms, default, security interest, notice, UCC 9-614 Notice, security interest, default, UCC 9-614 Sales, security interest, default, notice, UCC 9-614 Security interest, Default, notice, UCC 9-614 Disposition, collateral, UCC 9-614 Notice, default, UCC 9-614 Names. Change of name, letters of credit, beneficiaries, UCC 5-113 Negotiable instruments, this heading Secured transactions, this heading Signatures, this heading Negligence, Bank deposits and collections, this heading Indemnity, this heading Negotiable instruments, Acceleration, UCC 1-309 Overdue instrument, UCC 3-304 Payable at a definite time, UCC 3-108 Acceptance, Cancellation, UCC 3-410 Defined, UCC 3-409 Dishonor, UCC 3-502 Draft, obligation of indorser, UCC 3-415 Excuse, presentment, UCC 3-504 Mistake, UCC 3-418 Obligation, Acceptor, UCC 3-413 Drawer, UCC 3-414

COMMERCIAL CODE, UNIFORM -Cont'd Negotiable instruments -Cont'd. Acceptance -Cont'd Revocation, payment by acceptance or mistake, UCC 3-418 Transfer warranties, UCC 3-416 Use of driver's license encoded information, when, 60-4,111.01 Variance, UCC 3-410 Accepted drafts, dishonor, UCC 3-502 Acceptor, Conversion, UCC 3-420 Defined, UCC 3-103 Drafts, obligations, UCC 3-413 Excuse, presentment, UCC 3-504 Liability, UCC 3-116 Transfer warranties, UCC 3-416 Accommodation parties, UCC 3-419 Defenses, UCC 3-305 Discharge, UCC 3-605 Insolvency, UCC 3-305 Accord and satisfaction, this heading Accounts and accounting, Breach of fiduciary duty, notice, UCC 3-307 Defined, UCC 4-104 Identification of payee, UCC 3-110 Action, defined, UCC 1-201 Actions and proceedings, Conversion, UCC 3-420 Enforcements, UCC 3-301 to UCC 3-312 Limitation of actions, UCC 3-118 Lost, destroyed, or stolen instruments, UCC 3-309 Notice, third party, UCC 3-119 Transfer, UCC 3-203 Address of drawee, place of payment, UCC 3-111 Admissibility of evidence, dishonor, UCC 3-505 Admissions, signatures, UCC 3-308 Adoption, signatures, UCC 3-401 Agents, Breach of fiduciary duty, notice, UCC 3-307

Conversion, UCC 3-420 Identification of payee, UCC 3-110 Restrictive indorsement, UCC 3-206 Signatures, UCC 3-401, UCC 3-403 Agreements, Liability, UCC 3-116 Other agreements affecting instrument, UCC 3-117 Separate written agreement, UCC 3-117 Alteration of instruments. Defined, UCC 3-407 Incomplete instrument, UCC 3-115 Negligence, UCC 3-406 Presentment warranties, UCC 3-417 Transfer warranties. UCC 3-416 Alternative payees, identification, UCC 3-110 Antedating, UCC 3-113 Application of law, Bank deposits and collections, UCC 3-102 Secured transactions, priorities and preferences, UCC 9-331 As originally drawn, obligation of acceptor, UCC 3-413 Assignments, unaccepted drafts, drawee liabilities, UCC 3-408 Associations and societies, Discharge, UCC 3-311 Identification of payee, UCC 3-110 Signature, unauthorized, UCC 3-403 Assumed name, signature, UCC 3-404 Authenticity, Burden of proof, UCC 3-308 Holder in due course, UCC 3-302 Signatures, UCC 3-401, UCC 3-404 Bank deposits and collections, application, UCC 4-102 Banking day, defined, UCC 4-104 Bearer instruments, UCC 3-109 Beneficiaries, breach of fiduciary duty, notice, UCC 3-307 Bills of lading, this heading

COMMERCIAL CODE, UNIFORM -Cont'd Negotiable instruments -Cont'd Blank indorsements, UCC 3-205 Books and papers, evidence of dishonor, UCC 3-505 Branch bank, action taken, notices or orders given, UCC 4-107 Breach, Fiduciaries, UCC 3-307 Notice to third party, UCC 3-119 Rescission, UCC 3-202 Breach of warranties, UCC 3-416 Limitation of actions, UCC 3-118 Presentment warranties, UCC 3-417 Bulk transactions, holder in due course, UCC 3-302 Business records, dishonor, UCC 3-505 Businesses, place of payment, UCC 3-111 Cancellation. Acceptance, UCC 3-410 Discharge, UCC 3-604 Indorsement, reacquisition, UCC 3-207 Capacity, Accommodation parties, defenses, UCC 3-305 Recoupment, UCC 3-305 Rescission, UCC 3-202 Cash, payable to bearer, UCC 3-109 Cashier's checks, Defined, UCC 3-104 Discharge of obligation, UCC 3-310 Limitation of actions, UCC 3-118 Lost, destroyed, or stolen, UCC 3-312 Obligations of issuer, UCC 3-412 Refusal to pay, UCC 3-411 Settlement, UCC 4-213 Certificate of deposit, Defined, UCC 3-104 Limitation of actions, UCC 3-118 Certificates and certification, Acceptance, UCC 3-409 Protest, UCC 3-505

Certified checks, acceptance, UCC 3-409 Discharge of obligation, UCC 3-310 Limitation of actions, UCC 3-118 Lost, destroyed, or stolen checks, UCC 3-312 Obligation of acceptor, UCC 3-413 Refusal to pay, UCC 3-411 Time for presenting, UCC 4-404 Checks, UCC 4-213 Acceptance, UCC 3-409 Variation, UCC 3-410 Accepted drafts, dishonor, UCC 3-502 Damages, refusal to pay, UCC 3-411 Defined, UCC 2-103, UCC 3-104 Lost, destroyed, or stolen checks, UCC 3-312 Demand instrument, overdue, UCC 3-304 Destroyed, UCC 3-312 Disclaimer, warranties, UCC 3-416 Dishonor, UCC 3-502 Liability of drawee, UCC 3-408 Limitation of actions, UCC 3-118 Lost, destroyed, or stolen, UCC 3-312 Obligations, Acceptor, UCC 3-413 Drawer, UCC 3-414 Indorser, UCC 3-415 Issuer, cashier's check, UCC 3-412 Payment, Financing agency, UCC 2-506 Mistake, UCC 3-418 Refusal, UCC 3-411 Presentment. Six months after date, UCC 4-404 Warranties, UCC 3-417 Refusal to pay, UCC 3-411, UCC 4-405 Sales, this heading Stolen, UCC 3-312 Tender, UCC 2-511

COMMERCIAL CODE, UNIFORM -Cont'd Negotiable instruments -Cont'd. Checks – Cont'd Title to goods, delivery in exchange for check later dishonored, UCC 2-403 Transfer warranties, UCC 3-416 Unaccepted drafts, Dishonor, obligation of drawer, UCC 3-414 Liability of drawee, UCC 3-408 Transfer warranties. UCC 3-416 Variance of draft, UCC 3-410 Without recourse, obligation of drawer, UCC 3-414 Children and minors, this heading Citation, UCC 3-101 Claimant, defined, UCC 3-312 Claims, Accommodation parties, UCC 3-305 Accord and satisfaction, UCC 3-311 Checks, lost, destroyed, or stolen, UCC 3-312 Holder in due course, UCC 3-302, UCC 3-305 Knowledge, discharge, UCC 3-602 Lost, destroyed, or stolen instruments, UCC 3-309 Notice, breach of fiduciary duty, UCC 3-307 Presentment warranties, UCC 3-417 Recoupment, UCC 3-305 Signatures, burden of proof, UCC 3-308 Taking subject to, UCC 3-306 Transfer warranties, UCC 3-416 Clearinghouse, defined, UCC 4-104 Collateral. Discharge, UCC 3-605 Impairment, discharge, UCC 3-605 Securing payment, negotiability, UCC 3-104 Collecting bank, Defined, UCC 4-105 Notice of dishonor, UCC 3-503

Competency, burden of proof, signatures, UCC 3-308 Completion, UCC 3-115 Conditions. Issue, UCC 3-105 Promise or order, unconditional, UCC 3-106 Restrictive indorsement, UCC 3-206 Confession of judgment, negotiability, UCC 3-104 Consequential damages, refusal to pay checks, UCC 3-411 Consideration, Accommodation parties, UCC 3-419 Defined, UCC 3-303 Consuls, certificate of dishonor, UCC 3-505 Contracts, fraudulent indorsement by employee, UCC 3-405 Contradictory terms, UCC 3-114 Contributions, UCC 3-116 Accommodation party, UCC 3-419 Discharge, UCC 3-605 Conversion, UCC 3-420 Corporations, Breach of fiduciary duty, notice, UCC 3-307 Ultra vires, rescission, UCC 3-202 Countersignatures, unconditional promise or order, UCC 3-106 Creditor sale, holder in due course, UCC 3-302 Custom and usage, UCC 1-303 Customer, defined, UCC 4-104 Cut-off hour, presentment, UCC 3-501 Damages, Breach of warranty, UCC 3-416 Consequential damages, refusal to pay checks, UCC 3-411 Presentment, UCC 3-417 Presentment warranties, UCC 3-417 Death. Excuse, presentment, UCC 3-504 Signature, burden of proof, UCC 3-308

COMMERCIAL CODE, UNIFORM -Cont'd Negotiable instruments -Cont'd Declaration of loss, definitions, checks, UCC 3-312 Default, overdue instrument, UCC 3-304 Defenses. Accommodation parties, UCC 3-305 Breach of warranty, presentment warranties, UCC 3-417 Consideration, UCC 3-303 Countersignatures, unconditional promise or order, UCC 3-106 Holder in due course, UCC 3-305 Negligence contributing to forged signature or alteration, UCC 3-406 Nonissuance, UCC 3-105 Notice, holder in due course, UCC 3-302 Recoupment, UCC 3-305 Restrictive indorsement, UCC 3-206 Separate agreements, UCC 3-117 Signatures, burden of proof, UCC 3-308 Waiver, discharge, UCC 3-605 Warranties on transfer, UCC 3-416 Definitions, UCC 3-103, UCC 3-104, UCC 3-105 Acceptance, UCC 3-409 Alteration, UCC 3-407 Certified check, UCC 3-409 Checks, lost, destroyed, or stolen, UCC 3-312 Consideration, UCC 3-303 Fiduciary, UCC 3-307 Fraudulent indorsements by employee, UCC 3-405 Holder in due course, UCC 3-302 Incomplete instrument, UCC 3-115 Indorsements, UCC 3-204 Indorser, discharge, UCC 3-605 Issue, UCC 3-105 Leases, UCC 2A-103 Negotiation, UCC 3-201 Obligated bank, UCC 3-411

Person entitled to enforce, UCC 3-301 Presentment, UCC 3-501 Protest, UCC 3-505 Represented person, UCC 3-307 Delay, notice of dishonor, excuse, UCC 3-504 Delivery, UCC 3-105 Demand, presentment, UCC 3-501 Demand instrument, Dishonor, UCC 3-502 Limitation of actions, UCC 3-118 Overdue, UCC 3-304 Payable on demand, UCC 3-108 Depositary bank, definitions, bank deposits and collections, UCC 4-105 Description, payable to named persons, UCC 3-110 Destruction, discharge, UCC 3-604 Discharge, UCC 3-601 to UCC 3-605 Acceptance of draft, UCC 3-413 Accord and satisfaction, UCC 3-311 Alteration, UCC 3-407 Cancellation, UCC 3-604 Cashier's check, UCC 3-310 Certified checks, UCC 3-310 Defenses, recoupment, UCC 3-305 Insolvency, defense, recoupment, UCC 3-305 Liability, UCC 3-116 Notice. Holder in due course, UCC 3-302. UCC 3-601 Organizations, UCC 3-311 Obligation of indorser, UCC 3-415 Organizations, UCC 3-311 Payment, UCC 3-310, UCC 3-602 Effect, UCC 3-601 to UCC 3-605 Presentment warranties, UCC 3-417 Renunciation, UCC 3-604 Secured transactions, UCC 3-605 Teller's checks, UCC 3-310 Tender of payment, UCC 3-603 Transfer warranties, UCC 3-416

COMMERCIAL CODE, UNIFORM -Cont'd Negotiable instruments -Cont'd, Discharge -Cont'd Variance of draft, UCC 3-410 Disclaimers. Liability, obligation of drawer, UCC 3-414 Presentment warranties, UCC 3-417 Transfer warranties, UCC 3-416 Dishonor. Acceptance, UCC 3-409 Drafts, acceptance varying, UCC 3-410 Evidence, UCC 3-505 Letter of credit, UCC 2-325 Notes, suspension of obligations, UCC 3-310 Obligation of indorser, UCC 3-415 Payment or acceptance by mistake, UCC 3-418 Presentment, UCC 3-501 Unaccepted drafts, obligation of drawer, UCC 3-414 Variance of draft, UCC 3-410 Warranties, UCC 3-417 Rules and regulations, UCC 3-502 Disputes, accord and satisfaction, UCC 3-311 Documents of title, this heading Dollars, foreign money, payable in, UCC 3-107 Drafts, this heading Drawee. Defined, UCC 3-103 Payment by acceptance or mistake, UCC 3-418 Presentment warranties, UCC 3-417 Drawer, Declaration of loss, UCC 3-312 Defined, UCC 3-103 Issuer, UCC 3-105 Liability, UCC 3-116 Notice of dishonor, UCC 3-503 **Obligations**, UCC 3-414 Signature, representative, UCC 3-402

Duress. Recoupment, UCC 3-305 Rescission, UCC 3-202 Electronic communications, Notice of dishonor, UCC 3-503 Presentment, UCC 3-501 Employee, definitions, UCC 3-405 Enforcement, UCC 3-301 to UCC 3-312 Estates, Holder in due course, UCC 3-302 Identification of payee, UCC 3-110 Evidence. Burden of proof, Holder in due course, UCC 3-308 Impairment, discharge, UCC 3-605 Incomplete instrument, UCC 3-115 Lost, destroyed, or stolen instruments, UCC 3-309 Negligence contributing to forged signature or alteration, UCC 3-406 Dishonor, UCC 3-505 Presentment, UCC 3-501 Presumptions. Accommodation parties, UCC 3-419 Conversion, UCC 3-420 Dishonor, UCC 3-505 Signatures, intent, UCC 3-308, UCC 3-403 Third party documents, UCC 1-307 Exceptions, UCC 3-102 Exchange, value, UCC 3-303 Excuse. Notice of dishonor, UCC 3-504 Presentment, UCC 3-504 Executions, Accommodation parties, UCC 3-419 Holder in due course, UCC 3-302 Signature, UCC 3-401 Exhibition of instruments, presentment, UCC 3-501 Expenses. Presenting bank, UCC 4-503, UCC 4-504

COMMERCIAL CODE, UNIFORM -Cont'd Negotiable instruments -Cont'd. Expenses -Cont'd Presentment warranties, UCC 3-417 Refusal to pay checks, UCC 3-411 Transfer warranties, UCC 3-416 Extensions, Discharge, indorsers, accommodation parties, UCC 3-605 Payable at definite time, UCC 3-108 Federal reserve banks, regulations, UCC 3-102 Fictitious payees, UCC 3-404 Fiduciaries. Definitions. UCC 3-307 Identification of payee, UCC 3-110 Notice, breach of duty, UCC 3-307 Restrictive indorsement, UCC 3-206 First delivery, UCC 3-105 Fixed dates, payable at definite time, UCC 3-108 Foreign money, UCC 3-107 Forged indorsements, employer responsibility, UCC 3-405 Forged signatures, negligence, UCC 3-406 Fraud, Accommodation parties, UCC 3-419 Alteration, UCC 3-407 Defense, recoupment, UCC 3-305 Indorsement. Definitions, UCC 3-405 Employees, UCC 3-405 Rescission, UCC 3-202 Funds, Discharge of drawer, UCC 3-414 Identification of payee, UCC 3-110 Generally, UCC 3-101 to UCC 3-605 Good faith, UCC 1-304 Acceleration, UCC 1-309 Definitions, UCC 3-103 Holder in due course, UCC 3-302 Tender, accord and satisfaction. UCC 3-311

Guarantors, accommodation parties, UCC 3-419 Holder, Claims, UCC 3-306 Countersignatures, UCC 3-106 Determination, UCC 3-110 Enforcement of instruments. UCC 3-301 to UCC 3-312 Indorsements, UCC 3-204 Negotiation, UCC 3-201 Payable at will, demand instrument, UCC 3-108 Reacquisition, UCC 3-207 Holder in due course, UCC 3-302 Alteration, defense, UCC 3-406, UCC 3-407 Burden of proof, signature, UCC 3-308 Claims, UCC 3-306 Discharge, UCC 3-601 to 3-605 Lost, destroyed, or stolen checks, payment, UCC 3-312 Obligation of acceptor, UCC 3-413 Payment by acceptance or mistake, UCC 3-418 Recoupment, UCC 3-305 Remedies, UCC 3-202 Restrictive indorsement, UCC 3-206 Signature by representative, liability, UCC 3-402 Unauthorized signatures, Defense, UCC 3-406 Liability, UCC 3-403 Unconditional promise or order, UCC 3-106 Identity and identification. Notice of dishonor, UCC 3-503 Payees, UCC 3-110 Presentment, UCC 3-501 Illegal transactions, Recoupment, UCC 3-305 Rescission, UCC 3-202 Impairment, recourse or collateral, discharge, UCC 3-605 Imposters, issuance, UCC 3-404 Incomplete instruments, Acceptance, UCC 3-409 Alteration, UCC 3-407 Definitions, UCC 3-115

COMMERCIAL CODE, UNIFORM –Cont'd Negotiable instruments -Cont'd. Incomplete instruments -Cont'd Obligations. Drawer, UCC 3-414 Indorser, UCC 3-415 Issuer, UCC 3-412 Indemnification, payment, UCC 3-602 Independent contractors, fraudulent indorsement by employee, UCC 3-405 Indorsements, Accommodation parties, UCC 3-419 Anomalous, UCC 3-205 Cancellation, reacquisition, UCC 3-207 Cancellation or striking out, UCC 3-207, UCC 3-604 Conversion, UCC 3-420 Definitions, UCC 3-204 Discharge, UCC 3-207, UCC 3-605 Dishonor, presentment, UCC 3-501 Effect, UCC 3-201 Fraud, employer responsibility, UCC 3-405 Imposter, UCC 3-404 Names, UCC 3-204 Liability, UCC 3-116, UCC 3-310 Blank, UCC 3-205 Negotiation, UCC 3-201 Transfer, UCC 3-203 Notice of dishonor, UCC 3-503 Obligations, Acceptor, UCC 3-413 Drawer, UCC 3-414 Indorser, UCC 3-415 Presentment, UCC 3-501 Warranties, UCC 3-417 Right of transferee, UCC 3-203 Transfer warranties, UCC 3-416 Without recourse, obligation of indorser, UCC 3-415 Indorser. Definitions, UCC 3-204, UCC 3-605

Liability, UCC 3-116 Injunction, knowledge, payment, UCC 3-602 Insolvency, Accommodation parties, UCC 3-419 Defense, recoupment, UCC 3-305 Excuse, presentment, UCC 3-504 Holder in due course, UCC 3-302 Transfer warranties, UCC 3-416 Installments, overdue, UCC 3-304 Instruments. Definitions, UCC 3-104 Unconditional, UCC 3-106 Intent. Identification of payee, UCC 3-110 Imposters, indorsement, UCC 3-404 Incomplete instruments, UCC 3-115 Indorsements, UCC 3-204 Signatures, UCC 3-403 Interest, UCC 3-112 Presentment warranties, UCC 3-417 Refusal to pay checks, UCC 3-411 Tender of payment, discharge, UCC 3-603 Transfer warranties, UCC 3-416 Intermediary bank, definitions, bank deposits and collections, UCC 4-105 Issue, Cashier's check, obligation, UCC 3-412 Conversion, UCC 3-420 Date of payment, UCC 3-113 Definitions, UCC 3-105 Fiduciaries, breach of duty, notice, UCC 3-307 Imposters, UCC 3-404 Notes, obligation, UCC 3-412 Obligations, notes, cashier's check, UCC 3-412 Value, UCC 3-303 Issuer, definitions, UCC 3-105 Item, bank deposits and collections, UCC 4-104 Joint and several liability, UCC 3-116

COMMERCIAL CODE, UNIFORM -Cont'd Negotiable instruments -Cont'd Judgments and decrees, rate of interest, UCC 3-112 Judicial sales, holder in due course, UCC 3-302 Knowledge, Discharge, UCC 3-602 Transfer warranties, UCC 3-416 Letters of credit, this heading Liability, UCC 3-116 Conversion, UCC 3-420 Discharge of obligations, UCC 3-310 Drawee, unaccepted drafts, UCC 3-408 Fraudulent indorsement by employee, UCC 3-405 Obligations, drawer, UCC 3-414 Indorser, UCC 3-415 Presentment warranties, UCC 3-417 Restrictive indorsement, UCC 3-206 Transfer warranties, UCC 3-416 Unauthorized signatures, UCC 3-403 Limitation of actions, UCC 3-118 Limited liability companies, fiduciaries, breach of duty, notice, UCC 3-307 Loss. Discharge, modification, UCC 3-605 Fraudulent indorsement by employee, liability, UCC 3-405 Imposters, fictitious payees, UCC 3-404 Negligence contributing to forged signature or alteration, UCC 3-406 Presentment warranties, UCC 3-417 Transfer warranties, UCC 3-416 Lost checks, UCC 3-312 Lost instruments, UCC 3-309 Machines, signatures, UCC 3-401 Maker. Definitions, UCC 3-103

Excuse, presentment, UCC 3-504 Issuer, UCC 3-105 Liability, UCC 3-116 Transfer warranties, UCC 3-416 Manual signatures, UCC 3-401 Mark, signatures, UCC 3-401 Midnight deadline, definitions, bank deposits and collections, UCC 4-104 Mistake. Payment or acceptance, UCC 3-418 Rescission, UCC 3-202 Modification, UCC 3-117, UCC 3-407 Money, Exceptions, UCC 3-102 Foreign money, payable in, UCC 3-107 Interest, UCC 3-112 Limitation of actions, UCC 3-118 Mutilation, discharge, UCC 3-604 Names, Fraudulent indorsement by employee, UCC 3-405 Identification of payee, UCC 3-110 Signatures, UCC 3-401 Trade names, UCC 3-401 Negligence. Alteration, UCC 3-406 Forged signatures, UCC 3-406 Negotiation, Definitions, UCC 3-201 Partial transfer, UCC 3-203 Reacquisition, UCC 3-207 Rescission, UCC 3-202 Restrictive indorsement, UCC 3-206 Special indorsement, UCC 3-205 Notaries public, certificate of dishonor, UCC 3-505 Notes. Certificates of deposit, UCC 3-104 Definitions, UCC 3-104 Obligation of issuer, UCC 3-412 Suspension of obligation, UCC 3-310 Notice, Acceptance of draft, UCC 3-409 Breach of warranty, UCC 3-416

COMMERCIAL CODE, UNIFORM -Cont'd Negotiable instruments -Cont'd. Notice –*Cont'd* Fiduciaries, breach of duty, UCC 3-307 Holder in due course, UCC 3-302 Indorsements, obligation of indorser, UCC 3-415 Presentment warranties, UCC 3-417 Restrictive indorsement, UCC 3-206 Separate office or branch bank, UCC 4-107 Signature for accommodation, UCC 3-419 Third party, obligation, UCC 3-119 Nullified by separate agreement, UCC 3-117 Numbers and numbering, Contradictory terms, UCC 3-114 Identification of payee, UCC 3-110 Incomplete instrument, UCC 3-115 Obligated bank, definitions, UCC 3-312, UCC 3-411 Obligations, Acceptance, UCC 3-409 Acceptor, UCC 3-413 Discharge, UCC 3-310, UCC 3-601 to UCC 3-605 Drawer, UCC 3-414 Indorser, UCC 3-415 Issuer of note or cashier's check, UCC 3-412 Notice to third party, UCC 3-119 Presentment, excuse, UCC 3-504 Suspension, UCC 3-310 Tender of payment, UCC 3-603 Office, instruments payable to, UCC 3-110 Officers and employees, fraudulent indorsement by employee, UCC 3-405 Options, acceleration, UCC 1-309 Oral communication, Notice of dishonor, UCC 3-503 Presentment, UCC 3-501 Orders. Definitions, UCC 3-103

Negotiability, UCC 3-104 Payment, payable to order, UCC 3-109 Separate office or branch bank, UCC 4-107 Unconditional, UCC 3-106 Ordinary care, definitions, UCC 3-103 Overdue, Acceptance, UCC 3-409 Demand instruments, UCC 3-304 Partial assignment, transfer, UCC 3-203 Partial transfer, UCC 3-203 Parties. Definitions, UCC 3-103 Liability, UCC 3-116 Partnership, fiduciary duty, breach, notice, UCC 3-307 Payable at a definite time, UCC 3-108 Limitation of actions, UCC 3-118 Negotiability, UCC 3-104 Payable at place of payment, UCC 3-111 Payable on demand, UCC 3-108 Date of instrument, UCC 3-113 Negotiability, UCC 3-104 Payable to bearer, UCC 3-109 Negotiability, UCC 3-104 Pavee. Conversion, UCC 3-420 Declaration of loss, UCC 3-312 Fictitious payees, UCC 3-404 Identification, UCC 3-110 Unstated, payable to bearer, UCC 3-109 Payment, UCC 3-602 Accommodation parties, UCC 3-419 Accord and satisfaction, UCC 3-311 Definite time. Overdue, UCC 3-304 Prepayment, UCC 3-108 Dishonor, UCC 3-502 Excuse, presentment, UCC 3-504 Foreign money, UCC 3-107 Mistake, UCC 3-418

COMMERCIAL CODE, UNIFORM -Cont'd Negotiable instruments -Cont'd, Payment -Cont'd Notice, breach of fiduciary duty, UCC 3-307 Obligations, indorser, UCC 3-415 Orders, exception, UCC 3-102 Presentment, UCC 3-501 Warranties, UCC 3-417 Refusal, checks, UCC 3-411 Signatures, burden of proof, UCC 3-308 Suspension, obligation of drawer, UCC 3-414 Tender, discharge, UCC 3-603 Unaccepted drafts, obligation of drawer, UCC 3-414 Value, UCC 3-303 Payment at definite time, overdue, UCC 3-304 Payor bank, definitions, bank deposits and collections, UCC 4-105 Person entitled to enforce. definitions, UCC 3-301 Place of payment, UCC 3-111 Prepayment, payable at a definite time, UCC 3-108 Presentment, UCC 3-501 Acceptance, UCC 3-501 Warranties, UCC 3-417 Dishonor, UCC 3-502 Excuse, UCC 3-504 Six months after date, UCC 4-404 Tender of payment, UCC 3-603 Waiver, UCC 3-504 Warranties, UCC 3-417 Presumptions, third party documents, UCC 1-307 Principals, breach of fiduciary duty, notice, UCC 3-307 Printed terms, handwritten terms, UCC 3-114 Process. Accommodation parties, UCC 3-419 Taking under, status of holder, UCC 3-302

Production of documents. lost. destroyed, or stolen instruments, UCC 3-309 Promises, Definitions, UCC 3-103 Negotiability, UCC 3-104 Unconditional, UCC 3-106 Value, UCC 3-303 Protection against loss, UCC 3-309 Protests, UCC 3-505 Prove, defined, UCC 3-103 Rates and charges, Interest, UCC 3-112 Spot rates, foreign money, UCC 3-107 Ratification, unauthorized signatures, UCC 3-403 Reacquisition, UCC 3-207 Receipts, presentment, UCC 3-501 Records, evidence of dishonor, UCC 3-505 Recoupment, Defenses, UCC 3-305 Notice, UCC 3-302 Signatures, burden of proof, UCC 3-308 Recourse, discharge, UCC 3-605 Reference to other writings, unconditional promise, UCC 3-106 Reimbursement, accommodation parties, UCC 3-419 Remedies, rescission, UCC 3-202 Remitter. Declaration of loss, UCC 3-312 Definitions, UCC 3-103 Renunciation, discharge, UCC 3-604 Representatives, Conversion, UCC 3-420 Identification of payee, UCC 3-110 Signatures, UCC 3-401, UCC 3-402 Represented person, definitions, UCC 3-307 Repudiation, excuse, presentment, UCC 3-504 Rescission, negotiation, UCC 3-202 Reservation of rights, UCC 1-308 Residence, place of payment, UCC 3-111

COMMERCIAL CODE, UNIFORM -Cont'd Negotiable instruments -Cont'd Responsibility, definitions, UCC 3-405 Restitution, payment by acceptance or mistake. UCC 3-418 Restrictive indorsement, UCC 3-206 Return, notice of dishonor, UCC 3-503 Rules and regulations, restrictive indorsement, UCC 3-206 Satisfaction, use of instruments. UCC 3-311 Secured transactions, this heading Security. Breach of fiduciary duty, notice, UCC 3-307 Value, UCC 3-303 Seizure, lost, destroyed, or stolen checks, UCC 3-312 Separate written agreements, UCC 3-117 Unconditional promise, UCC 3-106 Settlement, UCC 4-213 Sight, payable on demand, UCC 3-108 Signatures. Acceptance of draft, UCC 3-409 Accommodation parties, UCC 3-419 Discharge, UCC 3-605 Assumed names, UCC 3-404 Automated means, identification of payee, UCC 3-110 Burden of proof, UCC 3-308 Countersignatures, unconditional promise or order, UCC 3-106 Discharge, UCC 3-604 Forgery, negligence, UCC 3-406 Incomplete instruments, UCC 3-115 Issuers, identification of payee, UCC 3-110 Liability, UCC 3-116, UCC 3-401 Burden of proof, UCC 3-308 Representatives, UCC 3-402 Mark, UCC 3-401 Presentment warranties, UCC 3-417

Presumptions, UCC 3-308 Representatives, UCC 3-402 Specimen signatures, unconditional promise or order, UCC 3-106 Striking out, discharge, UCC 3-604 Symbols, UCC 3-401 Transfer warranties, UCC 3-416 Traveler's checks, UCC 3-104 Unauthorized, UCC 3-403 Special indorsements, UCC 3-205 Imposters, UCC 3-404 Payable to bearer, UCC 3-109 Specimen signatures, unconditional promise or order, UCC 3-106 Spot rates, foreign money, UCC 3-107 Statute of frauds, accommodation parties, UCC 3-419 Stolen instruments, UCC 3-309 Checks, UCC 3-312 Successor, Holder in due course, UCC 3-302 Identification of payees, UCC 3-110 Sufficiency, notice of dishonor, UCC 3-503 Supplementation, UCC 3-117 Sureties, accommodation parties, UCC 3-419 Surrender. Discharge, UCC 3-604 Presentment, UCC 3-501 Suspension, **Obligations**, UCC 3-310 Payments, damages, UCC 3-411 Symbols, signatures, UCC 3-401 Teller's checks, Definitions, UCC 3-104 Discharge of obligations, UCC 3-310 Limitation of actions, UCC 3-118 Lost, destroyed, or stolen, UCC 3-312 Refusal to pay, UCC 3-411 Settlement, UCC 4-213 Tender, Accord and satisfaction, UCC 3-311 Discharge, UCC 3-603

COMMERCIAL CODE, UNIFORM –Cont'd Negotiable instruments -Cont'd Terms of draft, variance, UCC 3-410 Theft, payment, UCC 3-602 Third parties, Discharge, UCC 3-310 Documents, authenticity, presumptions, UCC 1-307 Notice of right to defend, UCC 3-119 Time. Acceptance of draft, UCC 3-409 Checks, lost, destroyed, or stolen checks, enforceable claims, UCC 3-312 Date of instrument, UCC 3-113 Definite time. Overdue instrument, UCC 3-304 Payment, UCC 3-108 Dishonor, UCC 3-502 Extension, discharge, UCC 3-605 Interest, UCC 3-112 Limitation of actions, UCC 3-118 Notice of dishonor, UCC 3-503 Delay, excuse, UCC 3-504 Overdue instrument, UCC 3-304 Payable at a definite time, UCC 3-108 Presentment, UCC 3-501 Separate office or branch bank, action taken, notices or orders given, UCC 4-107 Tender of payment, discharge, UCC 3-603 Trade names, signatures, UCC 3-401 Transfer, UCC 3-203 Checks, lost, destroyed, or stolen, UCC 3-312 Declaration of loss, UCC 3-312 Indorsements, UCC 3-204 Lost, destroyed, or stolen instruments, UCC 3-309 Negotiation, UCC 3-201 Presentment warranties, UCC 3-417 Reacquisition, UCC 3-207 Recoupment, UCC 3-305

Restrictive indorsement, UCC 3-206 Value, UCC 3-303 Warranties, UCC 3-416 Transfer warranties, UCC 3-416 Trusts and trustees. Breach of fiduciary duty, notice, UCC 3-307 Identification of payee, UCC 3-110 Restrictive indorsement, UCC 3-206 Typewritten terms, UCC 3-114 Unaccepted drafts, dishonor, UCC 3-502 Unauthorized signatures, UCC 3-403 Uncertified checks, suspension of obligations, UCC 3-310 Unconditional promise or order, UCC 3-106 Negotiability, UCC 3-104 Undated instruments, UCC 3-113 Unissued instrument, date of payment, UCC 3-113 United States consul, certificate of dishonor, UCC 3-505 Unliquidated amounts, accord and satisfaction, UCC 3-311 Ungualified indorsement, UCC 3-204 Value, Holder in due course, UCC 3-302 Issue or transfer, UCC 3-303 Variance, acceptance, UCC 3-410 Vested rights, transfer, UCC 3-203 Vice consul, certificate of dishonor, UCC 3-505 Waiver. Benefits of law, negotiability, UCC 3-104 Discharge, UCC 3-605 Excuse, presentment, notice of dishonor, UCC 3-504 Warehouse receipts, this heading Warranties, declaration of loss, Lost, destroyed, or stolen checks, UCC 3-312 Presentment warranties, UCC 3-417 Transfer warranties, UCC 3-416 Without recourse, drafts, Obligation of drawer, UCC 3-414

COMMERCIAL CODE, UNIFORM –Cont'd Negotiable instruments -Cont'd. Without recourse, drafts -Cont'd Obligation of indorser, UCC 3-415 Words. Contradictory terms, UCC 3-114 Incomplete instruments, UCC 3-115 Written communications. Notice of dishonor, UCC 3-503 Presentment, UCC 3-501 Notice. Bank deposits and collections, this heading Conspicuous, defined, UCC 1-201 Corporations, this heading Debtors and creditors, this heading Definitions, generally, UCC 1-201 Evidence, this heading Funds transfers, this heading Investment securities, this heading *Leases*, this heading Letters of credit, this heading Motor vehicles, this heading Negotiable instruments, this heading Sales, this heading Secured transactions, this heading Usage of trade, offer of evidence, UCC 1-303 Options, Commercial paper, acceleration, UCC 1-309 Payment, acceleration at will, UCC 1-309 Performance, acceleration at will, UCC 1-309 Sales, this heading Security interest, defined, UCC 1-201 Warehouse, termination of storage, UCC 7-206 Oral evidence. Evidence, this heading Orders. Branch banks, bank deposits and collections, UCC 4-106, UCC 4-107 Definitions, negotiable instruments, UCC 3-103

Negotiable instruments, this heading Stop payment, bank deposits and collections, UCC 4-303, UCC 4-403 Orders of court, Injunctions, this heading Secured transactions, noncompliance, UCC 9-625 Overissue, Documents of title, liabilities of issuer, UCC 7-402 Investment securities, wrongful registration, UCC 8-404 Warehouse receipts, Fungible goods, liability of warehouse, UCC 7-207 Liabilities, UCC 7-402 Parol evidence. Evidence, this heading Parties, Aggrieved parties, Defined, UCC 1-201 Remedy, defined, UCC 1-201 Definitions, negotiable instruments, UCC 3-103 Third parties, this heading Payment, Bank deposits and collections, this heading Funds transfers, this heading Negotiable instruments, this heading Option to accelerate at will, UCC 1-309 Sales, this heading Payment orders, Funds transfers, this heading Payor bank, Bank deposits and collections, this heading Perfection. Secured transactions, this heading Personal injuries, Damages, this heading Personal property, Auctions and auctioneers, this heading Bailment, this heading Executions, this heading Goods, Wares, and Merchandise, this heading

COMMERCIAL CODE, UNIFORM -Cont'd Personal property -Cont'd Leases, this heading Liens and encumbrances, this heading Theft, this heading Title to property, this heading Pipes and pipelines, Secured transactions, Filing, UCC 9-501 Transmitting utility, financing statement duration, UCC 9-515 Pledges, Purchase, defined, UCC 1-201 Secured transactions, this heading Priorities and preferences, Bank deposits and collections, this heading Funds transfers, Payment orders, acceptance and rejection, UCC 4A-210 Payments and withdrawals, UCC 4A-504 Investment securities, this heading Leases, fixtures, liens and encumbrances, UCC 2A-309 Liens and encumbrances, this heading Mortgages, this heading Sales, rights of seller's creditors, UCC 2-402 Secured transactions, this heading Probate proceedings, Creditor, defined, UCC 1-201 Secured transactions, assignments, beneficial interests, attachment, perfection, UCC 9-309 Process. Bank deposits and collections, items subject to, time, UCC 4-303 Investment securities, debtors and creditors, UCC 8-112 Secured transactions, default, UCC 9-609 Promissory notes, Negotiable instruments, this heading Secured transactions, this heading Property. Commodities, this heading

Investment securities, entitlements, holders interest, UCC 8-503 Leases, this heading Purchase-money security interest, Secured transactions, this heading Real estate. Contract for sale of land. Goods to be severed from realty, UCC 2-107 Price payable in, UCC 2-304 Secured transactions, enforcement, UCC 9-604 Security interest, structures to be moved, contract for sale, UCC 2-107 Reasonable time. Acceptance of offer, UCC 2-206, UCC 2-207 Defined, UCC 1-205 Firm offers, revocability, UCC 2-205 Receipt of goods, Defined, UCC 2-103 Delivery under C.I.F. and C. & F. terms, UCC 2-320 Delivery under F.O.B. and F.A.S. terms, UCC 2-319 Receipts. Bank deposits and collections, this heading Negotiable instruments, presentment, UCC 3-501 Warehouse receipts, this heading Receivers and receivership, Creditor, defined, UCC 1-201 Renunciation, Claims after breach, UCC 1-306 Negotiable instruments, discharge, UCC 3-604 Rights after breach, UCC 1-306 **Reservation of interest**, Bills of lading. Security interest, UCC 2-401 Seller, UCC 2-505 Security interest, defined, UCC 1-201 Reservation of rights, Acceptance under, UCC 1-308 Performance under, UCC 1-308 Restitution. Buyer's right, UCC 2-718

COMMERCIAL CODE, UNIFORM -Cont'd **Retention warranties**, Bank deposits and collections, UCC 4 - 209Sale on approval, Acceptance, UCC 2-327 Rights of creditors, UCC 2-326 Risk of loss, UCC 2-509 Sales. Absence, Specific time provisions, UCC 2-309 Specified place for delivery, UCC 2-308 Acceptance, UCC 2-206, UCC 2-606 Assurance of future performance, UCC 2-609 Condition, tender of delivery, UCC 2-507 Conditional, UCC 2-207 Damages. Nonacceptance, UCC 2-708 Nonconformity of tender, UCC 2-714 Definitions, UCC 2-606 Draft, documents delivered, UCC 2-514 Improper delivery, UCC 2-601 Inspection of goods, UCC 2-513 Measure of damages, nonacceptance, UCC 2-708 Nonacceptance, measure of damages, UCC 2-708 Nonconforming goods, UCC 2-206 Nonconformity of tender, UCC 2-714 Obligation of parties, UCC 2-301 Part of unit, UCC 2-606 Payment, UCC 2-607 Before inspection, UCC 2-512 Reasonable time, UCC 2-206 Rejection precluded, UCC 2-607 Risk of loss, UCC 2-510 Sale on approval, UCC 2-327 Substituted performance, UCC 2-614 Written confirmation, UCC 2-207 Affirmation of fact, express warranty, UCC 2-313

Agents, person in position of seller, UCC 2-707 Agreement, definitions, UCC 2-106 Agricultural products, this heading Allocation, Delay in performance, UCC 2-616 Performance, UCC 2-615 Risk under sales contract, UCC 2-303 Ancillary obligation or promise, contract, remedies for breach, UCC 2-701 Animals, this heading Anticipatory repudiation, Market price, UCC 2-723 Performance not due, UCC 2-610 Retraction, UCC 2-610, UCC 2-611 Application of law, UCC 2-102 Apportionment of price, lots, UCC 2-307 Approval. Acceptance, UCC 2-327 Delivered goods, return, UCC 2-326 Risk of loss, UCC 2-509 Sale on approval, UCC 2-326 Special incidents, UCC 2-327 Assignment of rights, UCC 2-210 Assortment of goods, option, UCC 2-311 Assurance of due performance, UCC 2-609 Auctions and auctioneers, this heading Bailment. Acknowledgment of goods held for buyer, UCC 2-705 Risk of loss, UCC 2-509 Tender of delivery, UCC 2-503 Bank deposits and collections, this heading Banker's credit, defined, UCC 2-325 Between merchants, Assurance of performance, UCC 2-609 Contract for sale, UCC 2-201 Modification of contract, UCC 2-209 Rescission of contract, UCC 2-209

COMMERCIAL CODE, UNIFORM -Cont'd Sales -Cont'd Beverages, this heading Bills of lading, this heading Brands and labels, merchantability requirements, UCC 2-314 Breach of contract, Anticipatory repudiation, UCC 2-610 Collateral contract, UCC 2-701 Damages, assignment, UCC 2-210 Deduction of damages from price, UCC 2-717 Delegation of duty, UCC 2-210 Installment contracts, UCC 2-612 Letter of credit, UCC 2-325 Limitation of actions. UCC 2-725 Risk of loss, UCC 2-509, UCC 2-510 Waiver or renunciation of claim or right after breach, UCC 1-306 Breach of installment contracts, UCC 2-612 Breach of warranty, Consequential damages, UCC 2-715 Damages, UCC 2-316, UCC 2-714 Incidental damages, UCC 2-715 Limitation of actions, UCC 2-725 Notice to seller, UCC 2-607 Burden of proof, conformance, UCC 2-607 Buyer, Acceptance of goods, UCC 2-301, UCC 2-606 Assignment of rights, UCC 2-210 Cover, UCC 2-711, UCC 2-712 Defined, UCC 2-103 Deterioration of goods, option, UCC 2-613 Insolvency, UCC 2-702 Remedy of seller, UCC 2-702 Insolvency of seller, UCC 2-502 Inspection, UCC 2-513 Insurable interest, UCC 2-501 Limited interest, UCC 2-403 Merchant buyer, rejection, duties, UCC 2-603 Objections, waiver, UCC 2-605

Obligations, UCC 2-301 Exclusive dealing, UCC 2-306 Perishable goods rejected, UCC 2-604 Rejection of goods, UCC 2-401, UCC 2-602 Replevin, UCC 2-716 Resale, UCC 2-711 Rights on improper delivery, UCC 2-601 Risk of loss, UCC 2-509 Special property, identification of goods, UCC 2-401 Specific performance, UCC 2-716 Third party actions, UCC 2-722 Title acquired, UCC 2-403 C. & F., UCC 2-320 Foreign shipment, UCC 2-323 Price, UCC 2-322 Cancellation, UCC 2-703, UCC 2-711 Construed, UCC 2-720 Definitions, UCC 2-106 Open price term, UCC 2-305 Carriers, this heading Cash sales, UCC 2-403 Title to goods, UCC 2-403 Casualty, identified goods, UCC 2-613 Certainty of contract, UCC 2-204 Change of position, Anticipatory repudiation, UCC 2-610, UCC 2-611 Reliance on waiver, UCC 2-209 Checks, UCC 2-403, UCC 2-514 Conditional payment, UCC 2-511 Dishonored, nonacceptance or rejection of tender of delivery, UCC 2-403, UCC 2-503 Financing agency, rights, UCC 2-506 Tender of payment, UCC 2-511 Choice of laws, UCC 1-301 Rights of seller's creditors, UCC 2-402 C.I.F., UCC 2-320 Inspection of goods, UCC 2-513 Overseas shipment, UCC 2-323 Price, UCC 2-321 Citation, UCC 2-101

COMMERCIAL CODE, UNIFORM –Cont'd Sales -Cont'd Claims, adjustment, UCC 2-515 C.O.D., inspection of goods, UCC 2-513 Collateral promises, breach, UCC 2-701 Commercial unit, Acceptance of part, UCC 2-606 Defined, UCC 2-105 Commission. Incidental damages, Aggrieved seller, UCC 2-710 Sellers breach, UCC 2-715 Merchant buyer on sale after rejection of goods, UCC 2-603 Perishable goods rejected, UCC 2-603 Commodities, this heading Conditional acceptance, UCC 2-207 Conditional delivery, transfer of title, UCC 2-505 Conditional payment, checks, UCC 2-511 Conditions, Acceptance, UCC 2-207 Tender of delivery, acceptance of goods, UCC 2-507 Confirmed credit, defined, UCC 2-325 Conformance to description, warranty, UCC 2-313 Conforming goods, Identity to contract, UCC 2-704 No arrival, no sale, UCC 2-324 Consequential damages, Breach of warranty, UCC 2-715 Limitation, UCC 2-719 Consideration. Modification of contract, UCC 2-209 Revocation of offer. lack of consideration, UCC 2-205 Consignee, defined, UCC 7-102 Consignment, this heading Consumer goods, Application, UCC 2-102 Consequential damages, limitation, UCC 2-719

Containers, warranty, UCC 2-314 Contemporaneous oral agreement, UCC 2-202 Contracts. Conduct of parties, UCC 2-207 Course of dealing, UCC 2-202 Implied warranty, exclusion or modification, UCC 2-316 Cure, UCC 2-508 Defined, UCC 2-106 Explained or supplemented, UCC 2-202 Foreign governments, Excuse by failure of governmental regulation, UCC 2-615 Payment regulations, substituted performance, UCC 2-614 Form, UCC 2-204 Growing crops, UCC 2-107 Indefiniteness, UCC 2-204 Limitation of actions, UCC 2-725 Unconscionable, UCC 2-302 Conversion, merchant buyer, After rejection of goods, UCC 2-603 Rejected goods, UCC 2-604 Cooperation between parties, UCC 2-311 Contract of performance, particulars, UCC 2-311 Costs, damages for repudiation, UCC 2-708 Course of dealing, Agreement, defined, UCC 1-201 Defined, UCC 1-303 Implied warranty, exclusion or modification, UCC 2-316 Cover by buyer, UCC 2-711, UCC 2-712 Credit period, duration, UCC 2-310 Creditors. Sale or return, UCC 2-326 Sellers, creditors rights, UCC 2-402 Crops, insurable interest, UCC 2-501 Cure of defects, UCC 2-508 Custom and usage, Alteration of agreement, UCC 2-202

COMMERCIAL CODE, UNIFORM -Cont'd Sales -Cont'd. Custom and usage -Cont'd Contract for sale, UCC 2-202 Final expression of agreement, UCC 2-202 Implied warranty, UCC 2-314 Exclusion, UCC 2-316 Market price, UCC 2-723 Overseas shipment, bills of lading, UCC 2-323 Shipment by seller, UCC 2-504 Damages, Action for price, UCC 2-709 Assignment, breach of contract, UCC 2-210 Breach of warranty, UCC 2-316, UCC 2-714 Consequential damages, UCC 2-715 Cancellation construed, UCC 2-720 Consequential damages, UCC 2-715 Limitation, UCC 2-719 Cover, UCC 2-711, UCC 2-712 Deduction from price, UCC 2-717 Fraud, UCC 2-721 Incidental damages, UCC 2-710 Accepted goods, UCC 2-714 Breach of warranty, UCC 2-715 Cover by buyer, UCC 2-712 Nondelivery or repudiation, UCC 2 - 713Limitation, UCC 2-718 Liquidated, UCC 2-718 Market price, determination, UCC 2-713, UCC 2-723 Modification, UCC 2-719 Nonacceptance, UCC 2-703, UCC 2-708 Nonconforming goods, UCC 2-714 Nondelivery, UCC 2-713 Person in position of seller, UCC 2-707 Rejection of goods, UCC 2-603 Replevin, UCC 2-716 Repudiation, UCC 2-708 Repudiation by seller, UCC 2-713

Resale, UCC 2-706 Rescission construed, UCC 2-720 Sales contract, breach, assignment, UCC 2-210 Specific performance, UCC 2-716 Third party actions, UCC 2-722 Default, installment contracts, UCC 2-612 Defects. Documents, reimbursement of financing agency, UCC 2-506 Waiver by buyer, UCC 2-605 Deficiency, casualty to identified goods, UCC 2-613 Defined within goods, UCC 2-105 Definitions, UCC 2-103 to UCC 2-106 Leases, UCC 2A-103 Delay, repudiation of contract, UCC 2-611 Delegation of performance, UCC 2-210 Delivery, Apportionment, UCC 2-307 Bailee, previous sale enforcing lien or termination of storage, UCC 7-403 Conditions, delivery on condition, UCC 2-507 Delay, UCC 2-615, UCC 2-616 Breach of duty, UCC 2-615 Excuse, UCC 2-311 Notice of excuse, UCC 2-616 Entrusting as including delivery, UCC 2-403 Ex-ship, UCC 2-322 Failure, buyer's right to cancel, UCC 2-711 F.A.S., UCC 2-319 Financing agency's rights, UCC 2-506 Substitute, UCC 2-614 F.O.B., UCC 2-319 Improper, Acceptance, UCC 2-609 Buyer's rights, UCC 2-601 Insolvent buyer, UCC 2-702 Installment contract, UCC 2-612 Letter of credit, UCC 2-325

COMMERCIAL CODE, UNIFORM –Cont'd Sales –Cont'd, Delivery -Cont'd Nonconformance, risk of loss, UCC 2-510 Nondelivery, remedy of buyer, UCC 2-711 Obligation of seller, UCC 2-301 Open price term, UCC 2-305 Option, UCC 2-311 Passage of title, UCC 2-401 Place, UCC 2-308 Procured through fraud, UCC 2-403 Rejection, UCC 2-508 Risk of loss, shipment by seller, UCC 2-509 Seller's remedy, UCC 2-703 Shipment by seller, UCC 2-504 Single delivery, UCC 2-307 Stoppage, UCC 2-705 Time, UCC 2-309 Description, Inconsistent specifications, UCC 2-317 Warranty of conformance, UCC 2-313 Deterioration of goods, Casualty to identified goods, UCC 2-613 No arrival, no sale, UCC 2-324 Risk, UCC 2-321 Dishonor. Checks, Nonacceptance or rejection of tender of delivery, UCC 2-503 Payment by instrument, UCC 2-511 Letter of credit, UCC 2-325 Sale of goods for dishonored check, UCC 2-403 Disputes, evidence of goods, preservation, UCC 2-515 Division of risk, UCC 2-303 Document, draft drawn, UCC 2-514 Drafts. Delivery of document, UCC 2-514

Payment by financing agency, UCC 2-506 Purchases, rights of financing agency, UCC 2-506 Duration, contract calling for successive performances, UCC 2-309 Election to return, sale on approval, UCC 2-327 Encumbrances, warranties, UCC 2-312 Enforcement, UCC 2-201 Contract for sale, UCC 2-201 Entrusting, defined, UCC 2-403 Evidence. Conformance of goods, UCC 2-515 Exclusion or modification of warranties, UCC 2-316 Intent, UCC 2-202 Market price, UCC 2-723 Examination of goods, implied warranties, UCC 2-316 Exclusion, warranty of merchantability, UCC 2-316 Exclusive dealing, UCC 2-306 Excuse. Delayed performance, UCC 2-311, UCC 2-615, UCC 2-616 Failure of presupposed conditions, UCC 2-615 Performance of agreements, UCC 2-311 Exemptions, UCC 2-102 Expenses and expenditures. Incidental damages from seller's breach, UCC 2-715 Inspection of goods, liabilities, UCC 2-513 Rejected goods, buyer's security interest, UCC 2-711 Rights of buyer, UCC 2-603 Seller's incidental damages after breach, definition, UCC 2-710 Express warranties, UCC 2-313 Cumulative, UCC 2-317 Intention of parties, UCC 2-317 Farmers, application, UCC 2-102 F.A.S., UCC 2-319

COMMERCIAL CODE, UNIFORM -Cont'd Sales -Cont'd Financing agency, Definitions, UCC 2-104 Letter of credit, UCC 2-325 Reservation of security interest, UCC 2-505 Rights, UCC 2-506 Firm offers, UCC 2-205 F.O.B., UCC 2-319 Forced sales, auctions, UCC 2-328 Foreign governments, bills of lading, UCC 2-323 Foreign shipment, UCC 2-323 Letter of credit, UCC 2-325 Form, contract for sale, UCC 2-204 Fraud. Insolvency of buyer, UCC 2-702 Remedies, UCC 2-721 Retention of possession in fraud of creditors, UCC 2-402 Frauds, statute of, UCC 2-201 Freight, C.I.F. and C. & F., definitions, UCC 2-320 Fungible goods, Implied warranties, UCC 2-314 Merchantability, UCC 2-314 Undivided share, UCC 2-105 Future goods. Defined, UCC 2-105 Insurable interest, time of acquisition, UCC 2-501 Future installments, performance demanded, UCC 2-612 Future performance, assurance, UCC 2-609 Future sales, identification of goods, UCC 2-501 Generally, UCC 2-101 to 2-725 Good faith. Cover by buyer, UCC 2-712 Defined, UCC 2-103 Injury to goods, third parties, UCC 2-722 Installment contracts, UCC 2-612 Open price term, UCC 2-305 Price, UCC 2-709 Purchaser, voidable title, UCC 2-403

Rejected goods, duties of buyer, UCC 2-603 Replevin, UCC 2-711, UCC 2-716 Seller's resale, UCC 2-706 Specific performance, UCC 2-711 UCC 2-716 Goods. Defined, UCC 2-105 Payment of price, UCC 2-304 Governmental regulations, Delay in delivery, UCC 2-615 Substituted performance, UCC 2-614 Growing crops, UCC 2-107 Identification of goods, UCC 2-501 Action for price, UCC 2-709 Contracts, UCC 2-704 Casualty, UCC 2-613 Place of delivery, UCC 2-308 Passing title, UCC 2-401 Purchaser, rights of transferor, UCC 2-403 Resale of goods by seller, UCC 2-706 Implied warranties, UCC 2-314, UCC 2-315 Cumulative, UCC 2-317 Examination of goods, UCC 2-316 Fitness for particular purpose, UCC 2-315 Exclusion or modification. UCC 2-316 Improper delivery, buyer's rights, UCC 2-601 Inconsistent claims, UCC 2-721 Inconsistent express warranty, UCC 2 - 317Intention of parties, UCC 2-317 Merchantability, UCC 2-314 Exclusion or modification, UCC 2-316 Indefiniteness, contracts, validity, UCC 2-204 Index of definitions, UCC 2-103 Infringement, Burden of proof, UCC 2-607 Buyer's warranties, UCC 2-312 Claims, duties of buyer, UCC 2-607 Warranty, UCC 2-312

COMMERCIAL CODE, UNIFORM –Cont'd **Sales** – Cont'd Injuries, Breach of warranty, UCC 2-715 Consequential damages, limitation, UCC 2-719 Insolvency, Buyer, UCC 2-702 Remedy, UCC 2-702 Rights of buyer, UCC 2-502 Seller, UCC 2-502 Stoppage of delivery, UCC 2-705 Inspection and inspectors, UCC 2-310 Buyer, UCC 2-513 Conformance of goods, UCC 2-515 Incidental damages from seller's breach, UCC 2-715 Payment, UCC 2-321, UCC 2-512 Resale of goods, right of inspection, UCC 2-706 Installment sales. Breach, UCC 2-612 Defined, UCC 2-612 Delay in performance, UCC 2-616 Instructions. Delivery instructions, UCC 2-319 Rejected goods, UCC 2-603 Insurance, this heading Intention of parties, Express warranty, creation, UCC 2-313 Warranties, UCC 2-317 Interest in land, contract for sale, UCC 2-107 Investment securities, Defined within goods, UCC 2-105 Limitation of actions, UCC 2-725 Minerals, UCC 2-107 Modification of contracts, UCC 2-207 Parol agreement, modification, UCC 2-209 Price, UCC 2-305 Requirements, UCC 2-201 Single delivery, UCC 2-307 Specially manufactured, UCC 2-201

Structures on realty, UCC 2-107 Timber, UCC 2-107 Usage of trade, UCC 2-202 Written agreement, UCC 2-201 Invoices, C.I.F., UCC 2-320 Irrevocable offers, period of irrevocability, UCC 2-205 Judicial sales, this heading Lack of consideration, revocation of offer, UCC 2-205 Lapse, offer before acceptance, UCC 2-206 Larceny, transfer of title, UCC 2-403 Legal tender, demand of payment, UCC 2-511 Letters of credit, this heading Liens and encumbrances, fraudulent transfers, UCC 2-403 Limitation of actions, contract breaches, UCC 2-725 Limitation of damages, UCC 2-718, UCC 2-719 Limitation of warranty, UCC 2-316 Limited interest. UCC 2-403 Liquidated damages, UCC 2-718 Lots. Auctions, UCC 2-328 Defined, UCC 2-105 Price, apportionment, UCC 2-307 Market price. Anticipatory repudiation, UCC 2-723 Determination, UCC 2-713 Memoranda, contract for sale, UCC 2-201 Merchant buyer, rejection, duties, UCC 2-603 Merchantability, implied warranties, UCC 2-314 Models. Examination, implied warranty, UCC 2-316 Inconsistent specifications, UCC 2-317 Warranty of conformance, UCC 2-313 Modification, Contract, UCC 2-209 Damages, UCC 2-719

COMMERCIAL CODE, UNIFORM –Cont'd Sales –Cont'd. Modification -Cont'd Warranty of merchantability, UCC 2 - 316Warranty of title, UCC 2-312 Money, Legal tender, payment demand, UCC 2-511 Payment of price, UCC 2-304 Motor vehicles, this heading Negation of warranty, UCC 2-316 Net landed weights, C.I.F. or C. & F. contracts, payment, UCC 2-321 No arrival, no sale, Casualty, identified goods, UCC 2-613 Conforming goods, UCC 2-324 Nonacceptance, damages, UCC 2-708, UCC 2-709 Nonconforming goods, Acceptance, UCC 2-206 Effect, UCC 2-607 Damages, UCC 2-714 Identification, rights of buyer, UCC 2 - 501Installment contracts, UCC 2-612 Partial acceptance, UCC 2-608 Payment before inspection, UCC 2-512 Preserving evidence, UCC 2-515 Rejection, UCC 2-508 Revocation of acceptance, UCC 2-608 Risk of loss, UCC 2-510 Nonconforming tender, Cure, UCC 2-508 Risk of loss, UCC 2-510 Nondelivery, damages, UCC 2-713 Notice. Allocation of performance, UCC 2-616 Buyer's rights in realty, UCC 2-107 Deduction of damages from price, UCC 2-717 Delay, UCC 2-615 Litigation notice given seller, UCC 2 - 607

Nonconforming tender or delivery, intention to cure, UCC 2-508 Nondelivery, UCC 2-615 Performance, UCC 2-616 Inspection of goods, UCC 2-515 Rejection, UCC 2-602, UCC 2-604 Repudiating party, performance awaited, UCC 2-610 Revocation of acceptance, UCC 2-608 Sampling goods, UCC 2-515 Seller's resale, UCC 2-706 Shipment by seller, UCC 2-504 Stopped delivery, UCC 2-705 Tender of delivery, UCC 2-503 Termination, UCC 2-309 Test of goods, UCC 2-515 Waiver, retraction, UCC 2-209 Obligations, UCC 2-301 Exclusive dealing, UCC 2-306 Offers, UCC 2-206 Additional terms, acceptance, UCC 2-207 Revocation, UCC 2-205 Offset, buyer's right to restitution, UCC 2-718 Open price term, UCC 2-305 Operation of law, rejection, revesting of title in seller, UCC 2-401 Opinions warranty, UCC 2-313 Options, Allocation of production and deliveries, UCC 2-615 Assortment of goods, UCC 2-311 Casualty to identified goods, UCC 2-613 Open price term, UCC 2-305 Performance, UCC 2-311 Remedy, UCC 2-719 Return, Insurable interest, UCC 2-501 Time of exercising option, UCC 2-327 Sale or return, UCC 2-327 Oral agreements, contract for sale, UCC 2-202 Output of seller, quantity, UCC 2-306 Overseas. Defined, UCC 2-323

COMMERCIAL CODE, UNIFORM –Cont'd Sales -Cont'd, Overseas -Cont'd Shipment, bill of lading, form, UCC 2-323 Parol agreement, modification of written contract, UCC 2-209 Parol evidence, Contract for sale, UCC 2-202 Sale or return, UCC 2-326 Warranties, UCC 2-316 Part interest, UCC 2-105 Partial acceptance of goods, UCC 2-608 Passing of title, UCC 2-401 Payment, Acceptance of goods, UCC 2-607 Before inspection, UCC 2-512 C.I.F., UCC 2-320 F.A.S., UCC 2-319 F.O.B., UCC 2-319 Insolvent buyer, UCC 2-702 Inspection of goods, UCC 2-321, UCC 2-513 Obligation of buyer, UCC 2-301 Open time, UCC 2-310 Price, UCC 2-304 Substituted performance, UCC 2-614 Tender, UCC 2-511 Delivery, UCC 2-507 Time and place, UCC 2-310 Performance, UCC 2-501 to UCC 2-515 Anticipatory repudiation, UCC 2-610 Retraction, UCC 2-611 Assurance, UCC 2-609 Delegation of duty, UCC 2-210 Specific performance, UCC 2-711, UCC 2-716 Specified by parties, UCC 2-311 Substitute, UCC 2-614 Perishable goods rejected, UCC 2-603, UCC 2-604 Person in position of seller, defined, UCC 2-707 Personal injuries. Breach of warranty, UCC 2-715

Consequential damages, limitation, UCC 2-719 Place. Delivery, UCC 2-308 Payment, UCC 2-310 Possession, Merchant buyer, rejection, UCC 2-603 Rejection by buyer, UCC 2-602 Postdating invoice, Beginning, UCC 2-310 Credit period, UCC 2-310 Preexisting claims, satisfaction, rights of creditors, UCC 2-402 Preference, right of seller's creditors, UCC 2-402 Present sale, defined, UCC 2-106 Prices. Action to recover, UCC 2-709 C. & F., UCC 2-321 C.I.F., UCC 2-321 Contract for sale, UCC 2-305 Deduction of damages, UCC 2-717 F.O.B., UCC 2-319 Lots, UCC 2-307 Market price, evidence, UCC 2-723 Payment, UCC 2-304 Prior agreement, UCC 2-202 Probate proceedings, this heading Profits, resale of goods, accounting, UCC 2-706 Promises. Creation by seller, UCC 2-313 Express warranties, UCC 2-313 Quantity. Output of seller, UCC 2-306 Requirements of buyer, UCC 2-306 Quota, Acceptance by buyer due to delay. UCC 2-616 Necessity by failure of presupposed conditions, UCC 2-615 Ratification, acceptance of goods, UCC 2-606 Real estate, this heading Reasonable price, open price term, UCC 2-305

COMMERCIAL CODE, UNIFORM –Cont'd Sales -Cont'd Reasonable time. Acceptance, UCC 2-206, UCC 2-207 Anticipatory repudiation, UCC 2-610 Firm offers, revocability, UCC 2-205 Inspection of goods, UCC 2-513 Notice of breach, UCC 2-607 Rejection of goods, UCC 2-602 Revocation of acceptance, UCC 2-608 Specific time provision absent, UCC 2-309 Receipt of goods, Defined, UCC 2-103 Delivery under C.I.F. and C. & F. terms, UCC 2-320 Delivery under F.A.S. terms, UCC 2-319 Incidental damages from seller's breach. UCC 2-715 Receivers and receivership, this heading Reclamation, sellers remedies on discovery of buyer's insolvency, UCC 2-702 Rejection, Buyer, UCC 2-401 Improper delivery, UCC 2-601 Inconsistent claims, UCC 2-721 Installment contract, UCC 2-612 Merchant buyer, duties, UCC 2-603 Nonconformance, UCC 2-508 Perishable goods, UCC 2-604 Precluded by acceptance, UCC 2-607 Remedies. Buyer, UCC 2-711 Seller, UCC 2-703 Revesting of title in seller, UCC 2-401 Salvage of rejected goods, UCC 2-604 Time. UCC 2-602 Waiver, UCC 2-605

Remedies, UCC 2-701 to UCC 2-725 Action for price, UCC 2-709 Breach of collateral contract, UCC 2 - 701Breach of warranty, UCC 2-714 Consequential damages, UCC 2-715, UCC 2-719 Cover, UCC 2-711, UCC 2-712 Delivery not made, UCC 2-711 Fraud, UCC 2-721 Identified goods to contract, UCC 2-704 Incidental damages, UCC 2-710 Breach of warranty, UCC 2-715 Insolvency of buyer, UCC 2-702 Misrepresentation, UCC 2-721 Nonacceptance, UCC 2-708, UCC 2-709 Nonconforming goods, UCC 2-714 Nondelivery, UCC 2-713 Rejection of goods, UCC 2-703 Replevin, buyer, UCC 2-716 Repudiation, UCC 2-708 Seller, UCC 2-713 Revocation of acceptance, UCC 2-703 Seller, UCC 2-703 Specific performance, UCC 2-716 Stoppage in transit, UCC 2-705 Substitution, UCC 2-719 Unfinished goods, UCC 2-704 Replevin, UCC 2-711 Unique goods, UCC 2-716 Repudiation. Damages, UCC 2-708 Evidence of market price, UCC 2-723 Performance not due, UCC 2-610 Remedy of buyer, UCC 2-711 Risk of loss, UCC 2-510 Seller, UCC 2-713 Specially manufactured goods, UCC 2-201 Resales, UCC 2-706 Action for price, UCC 2-709 Buyer, UCC 2-711 Damages, UCC 2-703 Incidental damages, UCC 2-710 Liquidated damages, UCC 2-718

COMMERCIAL CODE, UNIFORM –Cont'd Sales –Cont'd. Resales -Cont'd Unfinished goods, UCC 2-704 Rescission, UCC 2-209 Construed, UCC 2-720 Effect, claims for antecedent breach, UCC 2-720 Remedies for fraud, UCC 2-721 Written instrument, UCC 2-209 Reservation, shipments under. rights of seller, UCC 2-310 Reservation of security interest, UCC 2-505 Reservation of title, security interest, UCC 2-401 Reshipment of rejected goods, UCC 2-604Residence, place of delivery, UCC 2-308 Restitution, delivery of goods withheld, UCC 2-718 Retention of possession by seller, fraud. UCC 2-402 Retraction, anticipatory repudiation, UCC 2-610, UCC 2-611 Returns. Inconsistent claims, UCC 2-721 Open price term, price not fixed, UCC 2-305 Rights of buyer, UCC 2-326 Risk, sale on approval, UCC 2-327 Sale or return, UCC 2-326 Definitions, UCC 2-326 Special incidents, UCC 2-327 Revesting title in seller, rejection of goods, UCC 2-401 Revocation of acceptance, UCC 2-608. UCC 2-703 Firm offers, UCC 2-205 Offer to buy or sell, UCC 2-205 Remedies. Buyer, UCC 2-711 Seller, UCC 2-401, UCC 2-703, UCC 2-704 Risk of loss, UCC 2-510 Risk, UCC 2-327, UCC 2-509 Risk of loss. UCC 2-509 Assignment of rights, UCC 2-210

Casualty, identified goods, UCC 2-613 C.I.F., UCC 2-320 Deterioration, UCC 2-321 Division, UCC 2-303 Ex-ship, delivery, UCC 2-322 F.O.B., UCC 2-319 No arrival, no sale terms, UCC 2-324 Nonconforming tender, UCC 2-510 Return, sale on approval, UCC 2-327 Sale on approval, UCC 2-327 Sale or return, UCC 2-327 Shifting allocation, UCC 2-303 Shrinkage, UCC 2-321 Running of credit, Open time, UCC 2-310 Sale on approval, UCC 2-326 Salvage, Anticipatory repudiation, UCC 2-610 Rejected goods, UCC 2-604 Salvageable personal property, unfinished goods, UCC 2-704 Samples, Examination, implied warranties, UCC 2-316 Inconsistent specifications, UCC 2-317 Preserving evidence of goods in dispute, UCC 2-515 Warranty of conformance, UCC 2-313 Scope of law, UCC 2-102 Secured transactions, this heading Security interest, Preferences, creditors, UCC 2-402 Rejected goods, UCC 2-711 Reservation, UCC 2-505 Reservation of title, UCC 2-401 Warranty of freedom from, UCC 2-312 Seller, Action for price, UCC 2-709 Assignment of rights, UCC 2-210 Cancellation of contract, UCC 2-703 Creditors, rights, UCC 2-402

COMMERCIAL CODE, UNIFORM -Cont'd Sales -Cont'd. Seller -Cont'd Cure of nonconformance, UCC 2-508 Defined, UCC 2-103 Exclusive dealing, UCC 2-306 Identified goods to contract, UCC 2-704 Incidental damages, UCC 2-710 Insolvency, rights of buyer, UCC 2-502 Insurable interest, UCC 2-501 Nonconforming goods, UCC 2-510 Nondelivery, UCC 2-713 Obligations, UCC 2-301 Persons included. UCC 2-707 Repudiation, damages, UCC 2-713 Resale, UCC 2-706 Reservation of security interest, UCC 2-505 Risk of loss, UCC 2-509 Security interest, UCC 2-401 Shipment, UCC 2-504 Stop delivery, UCC 2-703 Stoppage in transit, UCC 2-705 Tender of delivery, UCC 2-503, UCC 2-507 Third party actions, UCC 2-722 Shipment by seller, UCC 2-504 Shrinkage, risk, UCC 2-321 Specially manufactured, UCC 2-201 Specific performance, UCC 2-711, UCC 2-716 Specification of performance, UCC 2-311 Specifications, Inconsistent sample or model, UCC 2-317 Warranties, UCC 2-312 Stop delivery, insolvent buyer, UCC 2-702 Stoppage in transit, UCC 2-705 Bailee excused from delivery, UCC 7-403 Damages, expenses, UCC 2-710 Person in position of seller, UCC 2-707

Structure to be moved from realty, UCC 2-107 Substituted goods, buyers procurement, UCC 2-712 Substituted performance, UCC 2-614 Delay in delivery, UCC 2-615 Substitution, conforming tender for nonconforming tender, UCC 2-508 Successive performances, termination, UCC 2-309 Tender, UCC 2-503 Bill of lading, overseas shipment, UCC 2-323 Delivery, UCC 2-507 Manner, UCC 2-503 No arrival, no sale terms, conforming goods on arrival, UCC 2-324 Nonconformance, risk of loss, UCC 2-510 Payment, UCC 2-511 Rejection, UCC 2-508 Risk of loss, UCC 2-509, UCC 2-510 Risk of loss passing, UCC 2-509 Substituted performance, UCC 2-614 Termination. Defined, UCC 2-106 Notice, UCC 2-309 Third parties, Actions, UCC 2-722 Inspection of goods, UCC 2-515 Notice of buyer's right, UCC 2-107 Time. Anticipatory repudiation, UCC 2-610 Assurance of due performance, UCC 2-609 Delivery, UCC 2-309 Offer and acceptance, UCC 2-205 Open time, UCC 2-310 Passing of title, UCC 2-401 Payment, UCC 2-310 Rejection, UCC 2-602 Revocation of acceptance, UCC 2 - 608

COMMERCIAL CODE, UNIFORM –Cont'd **Sales** –*Cont'd*, Time – Cont'd Sales contract breaches, limitation of actions, UCC 2-725 Tender of delivery, UCC 2-503 Title to property, UCC 2-403 Passing, UCC 2-401 Sale on approval, UCC 2-327 Warranty, UCC 2-312 Transfer. Interest in realty, price, UCC 2-304 Obligation of seller, UCC 2-301 Unborn young, insurable interest, UCC 2-501 Unconscionable contracts, UCC 2-302 Damages, UCC 2-719 Undivided share in identified bulk, UCC 2-105 Unfinished goods, UCC 2-704 Unique goods, specific performance, UCC 2-716 Unsecured creditors, rights against buyer, UCC 2-402 Voidable title, good faith purchaser, UCC 2-403 Waiver, UCC 2-209 Rejection, UCC 2-605 Retraction, UCC 2-209 War risk insurance, C.I.F., UCC 2-320 Warehouses. Deterioration of goods, UCC 7-206 Enforcement of lien, UCC 7-210 Warranties, UCC 2-312 Affirmation of fact, UCC 2-313 Course of dealing, UCC 2-314 Cumulative, UCC 2-317 Damages for breach, incidental damages, UCC 2-715 Description, conformance, UCC 2-313 Drink, UCC 2-314 Encumbrances, UCC 2-312 Exclusion or modification, UCC 2-316 Food, UCC 2-314 Infringement, UCC 2-312

Intention of parties, UCC 2-317 Liens, freedom from, UCC 2-312 Limitation, UCC 2-316 Limitation of actions, UCC 2-725 Merchantability, UCC 2-314 Models, conformance, UCC 2-313 Modification, UCC 2-316 Negation, UCC 2-316 Opinion, UCC 2-313 Promise, UCC 2-313 Sample, conformance, UCC 2-313 Security interest, free from, UCC 2 - 312Title, UCC 2-312 Usage of trade, UCC 2-314 Written instruments, Confirmation of acceptance, UCC 2-207 Contract for sale, formal requirements, UCC 2-201 Modification, UCC 2-209 Offers, UCC 2-205 Rescission, UCC 2-209 Secured transactions, Acceptance, Default, UCC 9-620 Effect, UCC 9-622 Proposal, notice, UCC 9-621 Accessions, UCC 9-335 Defined, UCC 9-102 Account debtors, defined, UCC 9-102 Accounts and accounting, Control of deposit accounts, UCC 9-104 Defined, UCC 9-102 Requests, UCC 9-210 Sales. Application of law, UCC 9-109 Legal or equitable interest, UCC 9-318 Acknowledgment, Filing, UCC 9-523 Perfection, possession, UCC 9-313 Actions and proceedings, Deficiencies, UCC 9-626 Surplus, UCC 9-626 Advances, UCC 9-204

COMMERCIAL CODE, UNIFORM -Cont'd Secured transactions -Cont'd. Advances – Cont'd Priorities and preferences, UCC 9-323 Adverse or pecuniary interest, application of law, UCC 9-201 After-acquired collateral, UCC 9-204 Agricultural liens, Application of law, UCC 9-109 Default, UCC 9-606 Defined, UCC 9-102 Disposition, collateral, UCC 9-315 Perfection, UCC 9-308 Filing, UCC 9-310 Priorities and preferences, UCC 9-302 Priorities and preferences, UCC 9-317 Conflicts, UCC 9-322 Agricultural products, priorities and preferences, UCC 9-334 Air carriers, foreign, location as a debtor, UCC 9-307 Application of law, UCC 9-109, UCC 9-201 As-extracted collateral, defined, UCC 9-102 Assembly, collateral, default, UCC 9-609 Assignment for benefit of creditors, attachment, perfection, UCC 9-309 Assignments, UCC 9-404 Application of law, UCC 9-109 Attachment, perfection, UCC 9-309 Chattel paper, priorities and preferences, knowledge, UCC 9-330 Damages, UCC 9-625 Discharge, UCC 9-406 Modification, UCC 9-405 Notice, UCC 9-209 Operative date provisions, UCC 9-701 to UCC 9-710 Party of record, UCC 9-511 Perfected security interest, UCC 9-310

Priorities and preferences, UCC 9-331 Record of mortgage, UCC 9-514 Secondary obligors, UCC 9-618 Secured party, financing statements, UCC 9-514 Third parties, UCC 9-401 Attachment, UCC 9-203 Perfection, UCC 9-309 Agricultural liens, UCC 9-308 Attorney's fees, redemption, UCC 9-623 Authenticate, defined, UCC 9-102 Authentication, transfer statements, default, UCC 9-619 Authorization, filing, UCC 9-509 Bailment, Financing statements, UCC 9-505 Perfection, UCC 9-312 Bank deposits and collections, UCC 9-104 Banks and banking, Debtors, location, UCC 9-307 Defined, UCC 9-102 Perfection. Change in governing law, effect, UCC 9-316 Of deposit account security interest, UCC 9-304 Bills of lading, application of law, priorities and preferences, UCC 9-331 Breach of contract, assignments, modification, UCC 9-405 Breach of peace, UCC 9-603 Burden of proof, purchase-money security interests, nonconsumer goods transactions, UCC 9-103 Buyer, Financing statements, UCC 9-505 Priorities and Preferences, Advances, UCC 9-323 Priorities and preferences, Consumer goods, UCC 9-320 Ordinary course of business, UCC 9-320 Receipt of delivery, UCC 9-317 Receivables, advances, UCC 9-323 Cash proceeds, defined, UCC 9-102

COMMERCIAL CODE, UNIFORM –Cont'd Secured transactions -Cont'd Categories, collateral, reasonable identification, UCC 9-108 Certificated securities. UCC 9-106 Priorities and preferences, UCC 9-328 Perfection, UCC 9-305 Temporary perfection, UCC 9-312 Certificates of title. Accessions, UCC 9-335 Definitions, UCC 9-102 Perfection, Change in governing law, effect, UCC 9-316 Preemption, UCC 9-311 Priorities and preferences, UCC 9-303 Priorities and preferences, UCC 9-337 Change in collateral, effect, Financing statements, UCC 9-507 Legal or equitable interest, UCC 9-318 Records and recordation, UCC 9-523 Charges, surplus, calculation, UCC 9-616 Chattel paper. Application of law, UCC 9-109 Defined, UCC 9-102 Perfection, UCC 9-312 Priorities and preferences, Assignments, knowledge, UCC 9-330 Conflicts, UCC 9-322 Purchasers. Priorities and preferences, UCC 9-330 Proceeds, UCC 9-330 Sales, legal or equitable interest, UCC 9-318 Chief executive offices, debtors, UCC 9-307 Claims. Application of law, UCC 9-109 Collateral, conflicting claims, UCC 9 - 709

Collateral. After-acquired collateral, UCC 9-204 Claims, conflicting claims, UCC 9-709 Consumer-goods, disposition, UCC 9-614 Defined, UCC 9-102 Disposition, UCC 9-315 Financing statements, UCC 9-504 Identity and identification, reasonableness, UCC 9-108 Priorities and preferences, conflicting claims, UCC 9-709 Purchase-money security interests, UCC 9-103 Secured party, powers and duties, UCC 9-207 to UCC 9-210 Title to property, UCC 9-202 Collections, Attorney's fees, UCC 9-607 Default, UCC 9-607 Collusion, Deposit accounts, transfers, priorities and preferences, UCC 9-332 Money, transfers, priorities and preferences, UCC 9-332 Commercial reasonableness, UCC 9-627 Commercial tort claims, After-acquired collateral, UCC 9-204 Defined, UCC 9-102 Description, UCC 9-108 Commingling goods, UCC 9-207 Priorities and preferences, UCC 9-336 Proceeds, UCC 9-315 Commitments, buyer of goods, priorities and preferences, advances, UCC 9-323 Commodities. Accounts and accounting, Agricultural liens, perfection, UCC 9-308 Defined, UCC 9-102 Description, UCC 9-108 Contracts, UCC 9-106 Attachment, UCC 9-203

COMMERCIAL CODE, UNIFORM –Cont'd Secured transactions -Cont'd. Commodities -Cont'd Perfection, UCC 9-309 Priorities and preferences, UCC 9-305, UCC 9-328 Communicate, defined, UCC 9-102 Compensation and salaries, assignments, application of law, UCC 9-109 Conflict of laws. UCC 9-109 Perfection, UCC 9-316 Priorities and preferences, UCC 9-301 Agricultural liens, UCC 9-302 Certificates of title, UCC 9-303 Deposit accounts, UCC 9-304 Investment securities, UCC 9-305 Letters of credit, UCC 9-306 Conflicting claims, collateral, UCC 9-709 Conflicts. Commingling goods, UCC 9-336 Priorities and preferences, UCC 9-322 Consent. Debtors, default, acceptance, UCC 9-620 Priorities and preferences, fixtures, UCC 9-334 Consignees, Defined, UCC 9-102 Financing statements, UCC 9-505 Priorities and preferences, UCC 9-319 Consignment, Application of law, UCC 9-109 Defined, UCC 9-102 Consignor, Defined, UCC 9-102 Financing statements, UCC 9-505 Construction mortgages, priorities and preferences, fixtures, UCC 9-334 Consumer debtors, defined, UCC 9-102

Consumer goods, After-acquired collateral, UCC 9-204 Application of law, UCC 9-201 Attachment, perfection, UCC 9-309 Damages, UCC 9-625 Default. Mandatory disposition, UCC 9-620 Partial satisfaction, UCC 9-620 Deficiencies, calculation, UCC 9-616 Definitions, UCC 9-102 Description, UCC 9-108 Statements, records and recordation. Assignments, UCC 9-404 Third parties, UCC 9-403 Surplus, calculation, UCC 9-616 Third parties, statements, records and recordation, UCC 9-403 Consumer obligors, defined, UCC 9-102 Continuation. Financing statement, duration, UCC 9-515 Statements, Defined, UCC 9-102 Operative date, transition provisions, UCC 9-701 to UCC 9-710 Continuous perfection, agricultural liens, UCC 9-308 Contracts. Assignments, UCC 9-408 Breach, assignments, modification, UCC 9-405 Default, disposal, UCC 9-610 Control, Deposit accounts, UCC 9-342 Electronic chattel paper. requirements, 9-105 Investment property, priorities and preferences, UCC 9-328 Letters of credit, priorities and preferences, UCC 9-329 Perfection, UCC 9-312, UCC 9-314 Costs, collateral, UCC 9-207

COMMERCIAL CODE, UNIFORM -Cont'd Secured transactions –Cont'd Crops, priorities and preferences, UCC 9-334 Custody, collateral, UCC 9-207 Damages, UCC 9-625 Limited liability, UCC 9-628 Removal, UCC 9-604 Debtors and creditors. Debtor, defined, UCC 9-102 Default, acceptance, consent, UCC 9-620 Deposit accounts, UCC 9-104 Discharge, UCC 9-406 Goods made available, temporary perfection, UCC 9-312 Names. Financing statements, UCC 9-503 Removal, filing, UCC 9-519 New debtors, priorities and preferences, UCC 9-326 Place of business, UCC 9-307 Sales, legal or equitable interest, UCC 9-318 Third parties, UCC 9-402 Decedents' estates, assignments, beneficial interests, attachment, perfection, UCC 9-309 Default, UCC 9-601 to UCC 9-628 Accessions, removal, UCC 9-335 Notice. Disposition, collateral, UCC 9-611 Forms, UCC 9-613 Consumer goods, UCC 9-614 Time, UCC 9-612 Defenses. Application of law, UCC 9-109 Third parties, UCC 9-403 Deficiencies, UCC 9-615, UCC 9-616 Actions and proceedings, UCC 9-626 Calculation, damages, UCC 9-625 Evidence, UCC 9-626 Proceeds, UCC 9-608 Definitions, UCC 9-102

Accounts and accounting, UCC 9-210 Collateral, reasonable identification, UCC 9-108 Commingled goods, priorities and preferences, UCC 9-336 Debtors correct name, financing statements, UCC 9-506 Notification date, default, UCC 9-611 Place of business, UCC 9-307 Possessory lien, priorities and preferences, UCC 9-333 Purchase-money security interests, UCC 9-103 Surplus, calculation, UCC 9-616 Transfer statements, default, UCC 9-619 Delay, filing, UCC 9-524 Delivery, Buyers, lessees, priorities and preferences, UCC 9-317 Investment securities, payment, intermediaries. UCC 9-206 Perfection, UCC 9-313 Demand, UCC 9-208 Damages, UCC 9-625 Deposit accounts, UCC 9-104 Control, UCC 9-342 Defined, UCC 9-102 Demand, UCC 9-208 Perfection, UCC 9-312 Change in governing law, effect, UCC 9-316 Control, UCC 9-314 Of security interest, UCC 9-304 Powers and duties, UCC 9-341 Priorities and preferences, UCC 9-327 Conflicts, UCC 9-322 Transfers, UCC 9-332 Setoff and counterclaim, UCC 9-340 Description, Collateral, financing statements, UCC 9-504 Sufficiency, UCC 9-108 Destruction, filing, UCC 9-522

COMMERCIAL CODE, UNIFORM -Cont'd Secured transactions -Cont'd Disability insurance, receivables, Assignments, UCC 9-401 to UCC 9-409 Attachment, perfection, UCC 9-309 Discharge, Acceptance, UCC 9-622 Debtors, UCC 9-406 Default, transfers, UCC 9-617 Disclaimer, default, warranties, UCC 9-610 Disposition, Collateral, UCC 9-315 Consumer goods, UCC 9-614 Default, UCC 9-610 Equipment, default, UCC 9-609 Documents. Defined, UCC 9-102 Perfection, UCC 9-312 Documents of title, application of law, priorities and preferences, UCC 9-331 Domicile and residence, debtors, UCC 9-307 Duration, financing statement, UCC 9-515 Perfection, UCC 9-311 Effectiveness, UCC 9-201 Financing statements, UCC 9-515 Amendments, UCC 9-512 Transition, UCC 9-705 Electronic chattel paper, Control, UCC 9-105 Defined, UCC 9-102 Demand, UCC 9-208 Perfection by control, UCC 9-314 Encumbrances, defined, UCC 9-102 Enforcement, UCC 9-203, UCC 9-601 to UCC 9-628 Operative date, transition provisions, UCC 9-701 to UCC 9-710 Equipment, Defined, UCC 9-102 Rendered unusable, default, UCC 9-609 Errors. effect. Filing, indexes, UCC 9-517

Financing statements, UCC 9-506 Inaccurate or wrongfully filed record, file information statement, UCC 9-518 Evidence. Assignments, discharge, UCC 9-406 Deficiencies, UCC 9-626 Purchase-money security interests, nonconsumer goods transactions, UCC 9-103 Subordinate interests, UCC 9-615 Surplus, UCC 9-626 Executions, sales, default, UCC 9-601 Expenses and expenditures. Collateral, UCC 9-207 Collection, enforcement, UCC 9-607 Redemption, UCC 9-623 Farm products, defined, UCC 9-102 Farming operation, defined, UCC 9-102 Federal laws, perfection, UCC 9-311 Fees, filing, UCC 9-525 File number, defined, UCC 9-102 Filing, UCC 9-501 to UCC 9-531 Acceptance, records and recordation, UCC 9-520 Acknowledgment, UCC 9-523 Amendments, UCC 9-509 Authorization, UCC 9-509 Buyer of consumer goods, priorities and preferences. UCC 9-320 Damages, UCC 9-625 Delay, UCC 9-524 Destruction of records, UCC 9-522 Effectiveness, UCC 9-510, UCC 9-516 Fees, UCC 9-525 Financing statements, UCC 9-502 to UCC 9-518, UCC 9-529, UCC 9-530 First to file, priorities and preferences, UCC 9-322 Inaccurate or wrongfully filed record, file information statement, UCC 9-518

COMMERCIAL CODE, UNIFORM -Cont'd Secured transactions –Cont'd, Filing –*Cont'd* Incorrect information, priorities and preferences, UCC 9-338 Indexes, UCC 9-519 Errors, UCC 9-517, UCC 9-518 Lapsed statements, maintenance, UCC 9-522 Maintenance of records, UCC 9-522 Names, debtor, removal, UCC 9-519 Notice. Priorities and preferences, UCC 9-331 Refusal to accept, records and recordation, UCC 9-520 Numbers and numbering, UCC 9-519 Offices, UCC 9-501, UCC 9-519 to UCC 9-531 Filing office, defined, UCC 9-102 Perfection, UCC 9-310 Permissive filing, UCC 9-312 Refusal to accept, effect, UCC 9-516 Records and recordation, UCC 9-520 Reports, UCC 9-527 Retrieval, UCC 9-519 Lapsed statements, UCC 9-522 Rules and regulations, UCC 9-526 Time, UCC 9-510, UCC 9-519 Acknowledgment, UCC 9-523 Financing statement, Amendments, UCC 9-509, UCC 9-512 Preoperative date, UCC 9-708 Secured party of record, UCC 9-511 Written form, UCC 9-521 Centralized computer system, UCC 9-529 Collateral, UCC 9-504 Continuation, UCC 9-515 Defined, UCC 9-102 Duration, UCC 9-515

Effectiveness, UCC 9-507, UCC 9-515 Amendments, UCC 9-512 New debtors, UCC 9-508 Errors, effect, UCC 9-506 Form, UCC 9-521 Lapse, UCC 9-515 Manufactured homes, UCC 9-515 Mortgages, records and recordation, UCC 9-515 Names, UCC 9-503 Change, effect, UCC 9-507 Omissions, effect, UCC 9-506 Operative date, transition provisions, UCC 9-701 to UCC 9-710 Perfection, filing, UCC 9-310 Preoperative date, UCC 9-708 Public finance transactions, UCC 9-515 Rendered ineffective, when, UCC 9-507 Secured party of record, UCC 9-511 Termination, UCC 9-513 Unauthorized filing, remedies, UCC 9-513A Written form, UCC 9-521 First to file, priorities and preferences, UCC 9-322 Fixture filings, defined, UCC 9-102 Fixtures. Defined, UCC 9-102 Enforcement, UCC 9-604 Financing statements, Filing, UCC 9-502 Perfection, UCC 9-301 Priorities and preferences, UCC 9-334 Foreclosure, default, UCC 9-601 Forms, Default, notice, UCC 9-613 Consumer goods, UCC 9-614 Written financing statement and amendment, UCC 9-521 Formulas, collateral, reasonable identification, UCC 9-108 Franchises, assignment, UCC 9-408 Fraud, UCC 9-205

COMMERCIAL CODE, UNIFORM -Cont'd Secured transactions -Cont'd General intangibles, defined, UCC 9-102 Generally, UCC 9-101 to UCC 9-710 Good faith. Default, transfers, UCC 9-617 Defined, UCC 9-102 Goods, wares, and merchandise, Goods, defined, UCC 9-102 Purchase-money security interest, UCC 9-103 Governmental unit, defined, UCC 9-102 Identity and identification, Collateral, UCC 9-207 Reasonableness, UCC 9-108 Indexes. Errors, UCC 9-517 Filing, UCC 9-519 Information statement, UCC 9-518 Inferences, UCC 9-626 Purchase-money security interest, nonconsumer goods transactions, UCC 9-103 Injunctions, UCC 9-625 Instruments. Defined, UCC 9-102 Perfection, UCC 9-312 Insurance, collateral, UCC 9-207 Intangibles, Application of law, UCC 9-109 Assignments, UCC 9-408 Licensee in ordinary course of business, priorities and preferences, UCC 9-321 Payment intangible, Attachment, perfection, UCC 9-309 Defined, UCC 9-102 Sales, legal or equitable interest, UCC 9-318 Intermediaries, UCC 9-206 Perfection, Change in governing law, effect, UCC 9-316 Investment securities, priorities and preferences, UCC 9-305

Inventories. Defined, UCC 9-102 Perfection, UCC 9-311 Priorities and preferences, UCC 9-324 Purchase-money security interest, UCC 9-103 Investment securities, UCC 9-106 Application of law, priorities and preferences, UCC 9-331 Attachment, UCC 9-203 Perfection, UCC 9-309 Definitions. UCC 9-102 Demand, UCC 9-208 Description, UCC 9-108 Intermediaries, UCC 9-206 Perfection, UCC 9-312 Change in governing law, effect, UCC 9-316 Control, UCC 9-314 Priorities and preferences, UCC 9-305 Priorities and preferences, UCC 9-328 Conflicts, UCC 9-322 Judgments and decrees, Assignments, application of law, UCC 9-109 Default, UCC 9-601 Jurisdiction. Organization, registered, defined, UCC 9-102 Perfection, change in governing law, effect, UCC 9-316 Priorities and preferences, UCC 9-301 Agricultural liens, UCC 9-302 Certificates of title, UCC 9-303 Commodities, UCC 9-305 Deposit accounts, UCC 9-304 Investment securities, UCC 9-305 Letters of credit. UCC 9-306 Knowledge, chattel paper, priorities and preferences, assignments, UCC 9-330 Landlord and tenant, liens and encumbrances, application of law, UCC 9-109

COMMERCIAL CODE, UNIFORM -Cont'd Secured transactions –Cont'd Lapse, financing statements, UCC 9-515 Leases. Application of law, UCC 9-109, UCC 9-110 Assignments, UCC 9-407 Priorities and preferences, Goods, advances, UCC 9-323 Ordinary course of business, UCC 9-321 Receipt of delivery, UCC 9-317 Letters of credit, UCC 9-107 Assignments, UCC 9-409 Demand, UCC 9-208 Perfection, UCC 9-312 Change in governing law, effect, UCC 9-316 Control, UCC 9-314 Priorities and preferences, UCC 9-306 Priorities and preferences, UCC 9-329 Conflicts, UCC 9-322 Licensee in ordinary course of business, priorities and preferences, UCC 9-321 Licenses and permits, Assignments, UCC 9-408 Records and recordation, UCC 9-523 Liens and encumbrances, Acceptance, proposal, notice, UCC 9-621 Application of law, UCC 9-109 Creditor. Lien creditor, defined, UCC 9-102 Priorities and preferences, UCC 9-323 Discharge, acceptance, UCC 9-622 Levy, default, UCC 9-601 Priorities and preferences, Fixtures, UCC 9-334 Possessory liens, UCC 9-333 Subordinate interests, evidence, UCC 9-615

Limited liability, UCC 9-628 Lists. Accounts and accounting, requests, UCC 9-210 Collateral, reasonable identification, UCC 9-108 Damages, UCC 9-625 Livestock, purchase-money security interest, priorities and preferences, UCC 9-324 Mandatory disposition, waiver, UCC 9-624 Manufactured homes. Defined, UCC 9-102 Financing statements, UCC 9-515 Manufactured-home transactions, definitions, UCC 9-102 Mines and minerals. Buyer in ordinary course of business, priorities and preferences, UCC 9-320 Perfection, UCC 9-301 Modification, assignments, UCC 9-405 Money, Perfection, UCC 9-312 Priorities and preferences, transfers, UCC 9-332 Mortgages. Financing statements, Filing, UCC 9-502 Records and recordation, UCC 9-515 Nonjudicial enforcement, default, UCC 9-607 Priorities and preferences, fixtures, UCC 9-334 Names. Debtors and creditors, removal, filing, UCC 9-519 Financing statements, UCC 9-503 Change, effect, UCC 9-507 Errors seriously misleading, effect, UCC 9-506 New debtors, UCC 9-508 Negotiable instruments, Application of law, UCC 9-109 Attachment, perfection, UCC 9-309 Bailment, perfection, UCC 9-312

COMMERCIAL CODE, UNIFORM -Cont'd Secured transactions -Cont'd, Negotiable instruments -Cont'd Priorities and preferences, Application of law, UCC 9-331 Conflicts, UCC 9-322 New debtors, UCC 9-203 Defined, UCC 9-102 Financing statements, effectiveness, UCC 9-508 Priorities and preferences, UCC 9-326 New value, Defined, UCC 9-102 Temporary perfection, UCC 9-312 Noncash proceeds, defined, UCC 9-102 Noncompliance, UCC 9-625 to UCC 9-628 Nonconsumer goods transactions, payment, UCC 9-103 Notice. Assignments, discharge, UCC 9-406 Debtors and creditors, default, objection, UCC 9-620 Filing, Priorities and preferences, UCC 9-331 Refusal to accept, records and recordation, UCC 9-520 Inventories, priorities and preferences, conflicts, UCC 9-324 Livestock, purchase-money security interest, priorities and preferences, UCC 9-324 Payment, default, UCC 9-607 Priorities and preferences, conflicts, UCC 9-324 Proposal, acceptance, UCC 9-621 Waiver, collateral, disposition, UCC 9-624 Numbers and numbering, files, UCC 9-519 Objections, default, debtors and creditors, notice, UCC 9-620 Obligors, defined, UCC 9-102

Office, filing, UCC 9-501, UCC 9-519 to UCC 9-531 Oil and gas, Buyer in ordinary course of business, priorities and preferences, UCC 9-320 Perfection, UCC 9-301 Omissions, financing statements, UCC 9-506 Operative date, transition provisions, UCC 9-701 to UCC 9-710, UCC 9-801 to UCC 9-809 Orders of court, noncompliance, UCC 9-625 Original debtors, definitions, UCC 9-102 Owners, financing statements, UCC 9-505 Partial satisfaction, Acceptance, proposal, notice, UCC 9-621 Default, UCC 9-620 Party of record, financing statements, UCC 9-511 Payment, Default, agricultural lien, UCC 9-606 Investment securities, intermediaries, delivery against payment, UCC 9-206 Nonconsumer goods transactions, UCC 9-103 Perfection, UCC 9-301 to UCC 9-316 Collateral, priorities and preferences, UCC 9-709 Operative date, transition provisions, UCC 9-701 to UCC 9-710 Perishables, notice, default, disposition, collateral, UCC 9-611 Person related to, defined, UCC 9-102 Personal property, enforcement, UCC 9-604 Pipes and pipelines, Filina, office, UCC 9-501 Financing statements, UCC 9-515

COMMERCIAL CODE, UNIFORM –Cont'd Secured transactions -Cont'd Place of business, UCC 9-307 Debtors, UCC 9-307 Possession, UCC 9-205 Buyer of goods, priorities and preferences, UCC 9-320 Collateral, powers and duties, UCC 9-207 Default, UCC 9-609 Perfection, UCC 9-312, UCC 9-313 Possessory liens, priorities and preferences, UCC 9-333 Powers and duties, Filing office, UCC 9-519 to UCC 9-531 Perfection, delivery, UCC 9-313 Secured party, UCC 9-207 to UCC 9-210 Preemption, UCC 9-109 Perfection, UCC 9-311 Preservation, collateral, UCC 9-207 Priorities and preferences, UCC 9-301 to UCC 9-342 Conflicting claims, UCC 9-709 Goods covered by negotiable instruments, UCC 9-312 Nonconsumer goods transactions, payment, UCC 9-103 Operative date, transition provisions, UCC 9-701 to UCC 9-710 Probate proceedings, beneficial interests, attachment, perfection, UCC 9-309 Proceeds. Application, UCC 9-608 Priorities and preferences, UCC 9-615 Attachment, UCC 9-203 Chattel paper, purchasers, priorities and preferences, UCC 9-330 Default, UCC 9-607 Defined, UCC 9-102 Perfection, UCC 9-315 Priorities and preferences, time, UCC 9-322

Process, default, UCC 9-609 Promissory notes, Application of law, UCC 9-109 Assignments, UCC 9-408 Attachment, perfection, UCC 9-309 Defined, UCC 9-102 Sales, legal or equitable interest, UCC 9-318 Proposals, defined, UCC 9-102 Public organic record, defined, UCC 9-102 Public utilities. Filing, office, UCC 9-501 Financing statements, UCC 9-515 Public-finance transactions, Defined, UCC 9-102 Financing statements, UCC 9-515 Purchase-money security interest, UCC 9-103 Inventories, priorities and preferences, new value, UCC 9-330 Priorities and preferences, UCC 9-317, UCC 9-324 Fixtures, UCC 9-334 Purchasers, chattel paper, priorities and preferences, UCC 9-330 Pursuant to commitment, defined, UCC 9-102 Quantity, collateral, reasonable identification, UCC 9-108 Rates and charges, Accounts and accounting, requests, UCC 9-210 Deficiencies, calculation, UCC 9-616 Surplus, calculation, UCC 9-616 Real property, enforcement, UCC 9-604 Records and recordation, Default, Transfer statements, UCC 9-619 Warranties, disclaimer, UCC 9-610 Deposit accounts, UCC 9-104 Electronic chattel paper, UCC 9-105 Inaccurate or wrongfully filed, file information statement, UCC 9-518

COMMERCIAL CODE, UNIFORM -Cont'd Secured transactions -Cont'd. Records and recordation -Cont'd Licenses and permits, UCC 9-523 Mortgages. Assignments, UCC 9-514 Nonjudicial enforcement, default, UCC 9-607 Record, defined, UCC 9-102 Sales, UCC 9-523 Recoupment, Application of law, UCC 9-109 Deposit accounts, UCC 9-340 Redemption, UCC 9-623 Waiver, UCC 9-624 Registered organizations, Debtors, location, UCC 9-307 Defined, UCC 9-102 Registered owners, financing statements, UCC 9-505 Reimbursement, accessions, default, removal, UCC 9-335 Remedies, noncompliance, UCC 9-625 to UCC 9-628 Removal. Accessions, default, UCC 9-335 Damages, UCC 9-604 Priorities and preferences, fixtures, UCC 9-334 Renewal, perfection, UCC 9-311 Rent, application of law, UCC 9-109 Reports, filing, UCC 9-527 Representatives, financing statements, names, UCC 9-503 Requests, accounts and accounting, UCC 9-210 Right to payment or performance, agricultural liens, perfection, UCC 9-308 Rules and regulations, filing, UCC 9-526 Sales. Accounts and accounting, application of law, UCC 9-109 Application of law, UCC 9-109, UCC 9-110

Executions, default, UCC 9-601

Satisfaction. Acceptance, proposal, notice, UCC 9-621 Default, UCC 9-620 Savings clause, UCC 9-702 Secondary obligors, UCC 9-618 Defined, UCC 9-102 Secured parties, Assignments, financing statements, UCC 9-514 Defined, UCC 9-102 Deposit accounts, UCC 9-104 Electronic chattel paper, UCC 9-105 Financing statements, assignments, UCC 9-514 Party of record, financing statements, UCC 9-511 Powers and duties. UCC 9-207 to UCC 9-210 Securities, Intermediaries, priorities and preferences, UCC 9-328 Security agreement, defined, UCC 9-102 Security entitlement, UCC 9-106 Agricultural liens, perfection, UCC 9-308 Description, UCC 9-108 Intermediaries, UCC 9-206 Perfection, priorities and preferences, UCC 9-305 Priorities and preferences, UCC 9-328 Sellers, financing statements, UCC 9-505 Send, defined, UCC 9-102 Setoff and counterclaim, application of law, UCC 9-109 Short title, UCC 9-101 Software, Defined, UCC 9-102 Priorities and preferences, UCC 9-324 Purchase-money security interest, UCC 9-103 Standards, UCC 9-603 State, defined, UCC 9-102

COMMERCIAL CODE, UNIFORM -Cont'd Secured transactions -Cont'd Status. Purchase-money security interest, nonconsumer goods transactions, UCC 9-103 Registered organizations, debtors and creditors, location, UCC 9-307 Subordination, Evidence, UCC 9-615 Priorities and preferences, UCC 9-339 Subrogation, secondary obligors, UCC 9-618 Supporting obligations, Agricultural liens, perfection, UCC 9-308 Defined, UCC 9-102 Priorities and preferences, time, perfection, UCC 9-322 Surplus, UCC 9-615, UCC 9-616 Actions and proceedings, UCC 9-626 Calculation, damages, UCC 9-625 Evidence, UCC 9-626 Proceeds, UCC 9-608 Tangible chattel paper, definitions, UCC 9-102 Taxation, collateral, UCC 9-207 Telecommunications, Filing, office, UCC 9-501 Financing statements, UCC 9-515 Temporary perfection, UCC 9-312 Tender, redemption, UCC 9-623 Termination, Financing statements, UCC 9-513 Statements. Damages, UCC 9-625 Termination statement, defined, UCC 9-102 Third parties, UCC 9-401 to UCC 9-409 Timber, Financing statements, filing, UCC 9-502 Perfection, UCC 9-301

Time. Advances, priorities and preferences, UCC 9-323 Default, notice, UCC 9-612 Filing, UCC 9-510, UCC 9-519 Acknowledgment, UCC 9-523 Financing statements, termination, UCC 9-513 Perfection, Control, UCC 9-314 Possession, delivery, UCC 9-313 Priorities and preferences, rank according to priority in time, filing, perfection, UCC 9-322 Redemption, UCC 9-623 Title to property, UCC 9-202 Torts, Application of law, UCC 9-109 Third parties, UCC 9-402 Trade names, financing statements, UCC 9-503 Transfer statements, default, UCC 9-619 Transferred collateral, priorities and preferences, UCC 9-325 Transfers, Acceptance, UCC 9-622 Default, UCC 9-617 Money, priorities and preferences, UCC 9-332 Secondary obligors, UCC 9-618 Statements, UCC 9-619 Third parties, UCC 9-401 Transition, UCC 9-701 to UCC 9-710 Transmitting utilities, Filing, office, UCC 9-501 Financing statements, UCC 9-515 Operative date, transition provisions, UCC 9-705 Transportation, Filing, office, UCC 9-501 Financing statements, UCC 9-515 Treaties, perfection, UCC 9-311 Type, collateral, description, UCC 9-108 Uncertificated securities, UCC 9-106 Perfection, priorities and preferences, UCC 9-305

COMMERCIAL CODE, UNIFORM –Cont'd Secured transactions -Cont'd United States. Debtors and creditors, location, UCC 9-307 Laws, perfection, UCC 9-311 Unknown persons, UCC 9-605 Unperfected security interests, Operative date, transition provisions, UCC 9-704 Priorities and preferences, UCC 9-317 Sales, UCC 9-318 Utilities. Filing, office, UCC 9-501 Financing statements, UCC 9-515 Waiver, UCC 9-602 Assignments, discharge, UCC 9-406 Mandatory disposition, UCC 9-624 Notice. Collateral, disposition, UCC 9-624 Default, disposition, collateral, UCC 9-611 Redemption, UCC 9-624 Warehouse receipts, application of law, priorities and preferences, UCC 9-331 Warranties, default, disposition, UCC 9-610 Securities, Application of law, negotiable instruments, UCC 3-102 Negotiable instruments, Application of law, UCC 3-102 Discharge, UCC 3-605 Exemptions, UCC 3-102 Secured transactions, this heading Security interest. Bills of lading, reservation of interest, UCC 2-401 Collecting banks, UCC 4-207 Defined, UCC 1-201 Investment securities, this heading *Leases*, this heading Letters of credit, this heading *Motor vehicles, this heading* Negotiable instruments, this heading

Real estate, this heading Sales, this heading Secured transactions, this heading Seller of goods, insurable interest, UCC 2-501 Warehouse receipts, this heading Setoff and counterclaim. Action, included in term, UCC 1-201 Bank deposits and collections, UCC 4-201 Payor bank, UCC 4-303 Buyer's right to restitution, UCC 2-718 Defendant, defined, UCC 1-201 Deposit accounts, Secured transactions, UCC 9-340 Secured transactions, Application of law, UCC 9-109 Deposit accounts, UCC 9-340 Ships and shipping, F.A.S., UCC 2-319 F.O.B., UCC 2-319 Signatures, Agents, Negotiable instruments, UCC 3-403 Warehouse receipts, UCC 7-202 Bank deposits and collections, this heading Burden of proof, negotiable instruments, UCC 3-308 Countersignature, investment securities, warranty, UCC 8-208 Evidence, this heading *Forgery*, this heading Investment securities, this heading Letters of credit, authentication, UCC 5-104 Negotiable instruments, this heading Renunciation, claim or right after breach, UCC 1-306 Representatives, negotiable instruments, UCC 3-403 Waiver, claim or right after breach, UCC 1-306 Warehouse receipts, UCC 7-202 Specific performance, Buyer, rights, UCC 2-711, UCC 2-716

COMMERCIAL CODE, UNIFORM -Cont'd Specific performance -Cont'd Leases, personal property, UCC 2A-521 Letters of credit, wrongful dishonor or repudiation, UCC 5-111 Storage, Liens and encumbrances, warehouse, UCC 7-202, UCC 7-209 Warehouse receipts, this heading Subordination. Personal property, leases, priority, agreements, UCC 2A-311 Secured transactions, priorities and preferences, UCC 9-339 Subrogation, Letters of credit, UCC 5-117 Payor bank, UCC 4-407 Secured transactions, secondary obligors, UCC 9-618 Suretyship and guaranty, Bills of lading, brands, marks and labels, UCC 7-301 Documents of title, indorser, UCC 7-505 Investment securities, Liabilities of guarantor, UCC 8-201 Signature of indorser, UCC 8-402 Telecommunications, Funds transfers, this heading Secured transactions, Filing, office, UCC 9-501 Financing statements, UCC 9-515 Teller's checks, Bank deposits and collections, settlement, UCC 4-213 Negotiable instruments, this heading Theft. Documents of title, UCC 7-601 Investment securities. Notice to issuer, UCC 8-405 Reissuance, UCC 8-405 Negotiable instruments, payment, UCC 3-602 Sales, transfer of title, UCC 2-403 Title and rights, UCC 7-502

Third parties, Application of law, secured transactions, UCC 9-401 Documents, presumptions, UCC 1-307 Inspection of goods, UCC 2-515 Insurance, this heading Leases, application of law, UCC 2A-302 Party, defined, UCC 1-201 Sales, this heading Secured transactions, UCC 9-401 to UCC 9-409 Timber and lumber, Contracts, UCC 2-107 Secured transactions, Financing statements, filing, UCC 9-502 Perfection, UCC 9-301 Title to property, Documents of title, this heading Sales, this heading Secured transactions, UCC 9-202 Warehouse lien, enforcement, UCC 7-210 Torts, Secured transactions, Application of law, UCC 9-109 Third parties, UCC 9-402 Treaties. Documents of title, application, UCC 7-103 Secured transactions, perfection, UCC 9-311 Trusts and trustees, Bankruptcy, this heading Investment securities, this heading Secured transactions, this heading Unauthorized signature, investment securities, UCC 8-205 United States. Secured transactions, Debtors and creditors, location, UCC 9-307 Laws, perfection, UCC 9-311 Statutes, documents of title, UCC 7-103 Warehouse receipts, Advances, made, statement, UCC 7-202 Alcoholic beverages, this heading

COMMERCIAL CODE, UNIFORM –Cont'd Warehouse receipts -Cont'd Alteration, UCC 7-208 Applicability of sections, UCC 7-703, UCC 7-704 Attachment, goods covered by document, UCC 7-602 Bailee, obligation to delivery, UCC 7-403 Blanks, filling, UCC 7-208 Claims, provisions, UCC 7-204 Collecting bank, UCC 7-508 Commingling goods, UCC 7-207 Common ownership, UCC 7-202 Contracts, commercial, compliance with, UCC 7-509 Contracts for sale, application of law, UCC 7-509 Conversion, Bailee, UCC 7-601 Damages, UCC 7-204 Delivery of goods under missing document, UCC 7-601 Description of goods, reliance, UCC 7-203 Title and rights acquired by negotiation, UCC 7-502 Damages, UCC 7-204 Duplicate documents, UCC 7-402 Overissue, UCC 7-402 Definitions, generally, UCC 1-201 Delivery of goods, Adverse claim, UCC 7-603 Bailee duty, UCC 7-403 Conversion, UCC 7-601 Demand, UCC 7-206 Good faith, liability of bailee, UCC 7-404 Indorsements, documents of title, UCC 7-506 Lien, loss of, UCC 7-209 Negotiation, UCC 7-501 Statement as to delivery, UCC 7-202 Stoppage by seller, UCC 7-504 Demand, delivery of goods, UCC 7-206 Description of goods, UCC 7-202

Deterioration of goods, sale, UCC 7-206 Distilled spirits, issuance, UCC 7-201 Duplicates, Liability, UCC 7-402 Lost instruments, UCC 7-601 Duty of care, limitation of liability, UCC 7-204 Electronic documents of title, Control of, UCC 7-106 Reissuance in alternative medium, UCC 7-105 Enforcement of warehouse's lien, UCC 7-210 Forgery, UCC 7-208 Form, UCC 7-202 Fraud, negotiation, UCC 7-502 Fungible goods, UCC 7-207 Buyer in ordinary course, UCC 7-205 Commingling, effect, UCC 7-207 Loss of goods, UCC 7-204 Shortage, UCC 7-207 Limitations, UCC 7-204 Title, UCC 7-205 Generally, UCC 7-201 to UCC 7-210 Good faith delivery of goods, liability of bailee, UCC 7-404 Goods covered by negotiable document, UCC 7-602 Handling charges, UCC 7-202 Indorsement, Delivery without indorsement, UCC 7-506 Not guarantor for other parties, UCC 7-505 Transfer by indorsement, UCC 7-501 Injunction, surrender of documents, UCC 7-602 Innocent purchasers, UCC 7-501 Blanks filled in without authority, UCC 7-208 Defenses, UCC 7-504 Judicial process, lien, UCC 7-602 Sale to enforce warehouse lien, UCC 7-210 Title to property, UCC 7-205

COMMERCIAL CODE, UNIFORM –Cont'd Warehouse receipts –Cont'd Interpleader, conflicting claims, UCC 7-603 Irregularity in issue, obligation of issuer, UCC 7-401 Issuance, UCC 7-201 Joint owner, UCC 7-202 Labor and employment, lien of warehouse, UCC 7-209 Liens of warehouse, UCC 7-209 Limitations. Damages, UCC 7-204 Proceeds of sale, UCC 7-206 Location of warehouse, UCC 7-202 Lost or destroyed documents, duplicates, UCC 7-601 Misdescription, damages, UCC 7-203 Negotiability, UCC 7-104 Negotiation, UCC 7-501 to UCC 7-509 Rights, UCC 7-502, UCC 7-504 Nonreceipt of goods, damages, UCC 7-203 Notice, termination of storage, UCC 7-206 Omissions, Effect, UCC 7-202 Implication, UCC 7-105 Operative date provisions, UCC 7-703, UCC 7-704 Option, termination of storage, UCC 7-206 Overissue, Fungible goods, liability of warehouse, UCC 7-207 Liabilities, UCC 7-402 Owners, sole owner, UCC 7-202 Rate of storage, UCC 7-202 Lien of warehouse, UCC 7-209 Reliance, UCC 7-203 Sales, Deterioration of goods, UCC 7-206 Enforcement of warehouse lien, UCC 7-210 Savings clause, UCC 7-704

Secured transactions, application of law, priorities and preferences, UCC 9-331 Security, posting of, lost or destroyed documents, UCC 7-601 Security interest, UCC 7-209 Negotiation, UCC 7-503 Separation of goods, UCC 7-207 Signature, UCC 7-202 Statements, advances made, UCC 7-202 Statutes, application of law, UCC 7-103 Stopping delivery, defenses, UCC 7-504 Storage and handling charges, terms, UCC 7-202 Surrender of documents, UCC 7-60² Tenancy in common, fungible goods, UCC 7-207 Termination of storage, UCC 7-206 Title. Acquired by negotiation, UCC 7-502 Defeated, when, UCC 7-503 Fungible goods, UCC 7-205 Treaties, application, UCC 7-103 Warranties, UCC 7-507 Warehouses. Auction sales. Enforcement of lien, UCC 7-210 Termination of storage, UCC 7-206 Commingling goods, fungible goods, UCC 7-207 Commodities, this heading Conversion, sale to enforce lien, UCC 7-210 Damages. Fungible goods, shortages, UCC 7-207 Sale to enforce lien, UCC 7-210 Definitions, documents of title, UCC 7-102 Deteriorating goods, right to sell, UCC 7-206 Enforcement, UCC 7-210 Furniture, liens, UCC 7-209 Household goods, UCC 7-209 Defined, UCC 7-209

COMMERCIAL CODE, UNIFORM -Cont'd Warehouses -Cont'd Liens and encumbrances. UCC 7-206, UCC 7-209, UCC 7-210 Notice, termination of storage, UCC 7-206 Satisfaction, UCC 7-403 Security interest, rates and charges, UCC 7-209 Storage charges, Lien. UCC 7-209 Statement, UCC 7-202 Tenancy in common, fungible goods, UCC 7-207 Termination of storage, options, UCC 7-206 Title of property, enforcement of lien, UCC 7-210 Warehouse receipts, this heading Warranties, Bank deposits and collections, this heading Documents of title, Collecting bank, UCC 7-508 Negotiation or delivery, UCC 7-507 Investment securities, this heading Leases, this heading Letters of credit, UCC 5-110 Negotiable instruments, this heading Presentment warranties, Bank deposits and collections, UCC 4-208 Negotiable instruments, UCC 3-417 Sales, this heading Secured transactions, default, disposition, UCC 9-610 Transfer warranties, Bank deposits and collections, UCC 4-207 Negotiable instruments, UCC 3-416

COMMERCIAL DOG AND CAT OPERATOR INSPECTION ACT See generally ANIMALS

Act, how cited, 54-625

Animal control facility. Emergency veterinary care plan, written, required to maintain, 54-627.01 Exempt from certain prohibited acts. 28-1018, 37-528 License required, 54-627 Premises made available for inspection, 54-627 Animal rescue, Emergency veterinary care plan, written, required to maintain, 54-627.01 Exempt from certain prohibited acts, 28-1018, 37-528 License required, 54-627 Premises made available for inspection, 54-627 Animal shelter. Emergency veterinary care plan, written, required to maintain, 54-627.01 Exempt from certain prohibited acts. 28-1018, 37-528 License required, 54-627 Premises made available for inspection, 54-627 Appeals, 54-630, 54-632 Breeder, Commercial dog breeder, Breeding dog, microchip, identification, 54-641.03 Duties. Health care and records, 54-641.02 Provide exercise, exceptions, 54-641.01 Commercial dog or cat breeder, Duties, 54-640 License required, 54-627 Premises made available for inspection, 54-627 Veterinary care plan, written, required to maintain, 54-640 Dealer, License required, 54-627 Premises made available for inspection, 54-627 Veterinary care plan, written, required to maintain, 54-627.01

COMMERCIAL DOG AND CAT **OPERATOR INSPECTION ACT** -Cont'd Definitions, 54-626 Department, Enforcement powers, 54-636 Inspection powers, 54-628 Report of costs and revenue, 54-642 Stop-movement order, issuance for noncompliance, 54-628.01 Director, powers and duties, 54-632 **Disciplinary actions**, 54-631 Enforcement powers, 54-633, 54-633.01, 54-634, 54-636 Fund, Commercial Dog and Cat **Operator Inspection Program** Cash, 54-635 Hearing, 54-628.02, 54-630, 54-632 Injunctions. 54-633 Inspection program, 54-628 Application inspection, 54-630 Investigators, law enforcement officers for animal cruelty violations, 28-1008 Premises made available, 54-627 Kennel, boarding, Emergency veterinary care plan, written, required to maintain, 54-627.01 License required, 54-627 Premises made available for inspection, 54-627 License, Application inspection, 54-630 Denial, grounds, appeal, 54-630 Fees. 54-627 Requirements, 54-627, 54-631 Licensee, duties, 54-631, 54-637 Noncompliance, issuance of stopmovement order, 54-628.01 Notice, service of, 54-632 Pet shop. License required, 54-627 Premises made available for inspection, 54-627 Veterinary care plan, written, required to maintain, 54-627.01 Primary enclosures, requirements, 54-641 Rules and regulations, 54-629

Spaving and neutering. Agreement, requirements, 54-639 Provide information, 54-637 Required, when, 54-638 Special investigator, powers, 54-633.01 Stop-movement orders, Contents, 54-628.01 Costs, 54-628.01 Department, powers and duties, 54-628.01 Hearing, 54-628.01 Inspection, 54-628.01 Issuance, 54-628.01 Reinspection required, 54-628.01 Veterinary care plan or emergency veterinary care plan, when required, 54-627.01 Violations. 54-634.01 Administrative fines, 54-633, 54-634 Penalty, 54-634 COMMERCIAL FEED ACT See generally LIVESTOCK Act. Administration, 54-848 How cited, 54-847 Acts prohibited, 54-855 Adulterated feed, 54-854 Appeal, 54-861 Customer-formula feed. requirements, 54-852 Definitions, 54-849 Directors, cooperation, 54-862 Enforcement, 54-859 Fees. Inspection, 54-856 License, 54-850 Fund, Commercial Feed Administration Cash, 54-857 Injunctions, 54-861 Inspections, 54-859 Labels, requirements, 54-852 License, 54-850 Misbranded, 54-853 **Records**, 54-856 **Report**, 54-863 Rules and regulations, 54-858 Violations, penalties, 54-860, 54-861

COMMERCIAL FERTILIZER AND SOIL CONDITIONER ACT, **NEBRASKA** See generally FERTILIZERS Act, how cited, 81-2,162.22 Administration of act, 81-2,162.01 Adulterated commercial fertilizer or soil conditioner, 81-2,162.26 Analysis of samples, 81-2,162.07 Custom-blended products, 81-2,162.03 to 81-2,162.06 Definitions. 81-2.162.02 Destruction. 81-2.162.15 Director, powers and duties, 81-2,162.07 Disciplinary actions, 81-2,162.13 Enforcement, 81-2, 162.14, 81-2,162.15, 81-2,162.19 Fund, Fertilizers and Soil Conditioners Administrative, 81-2,162.27 Ingredients, requirements, 81-2,162.08 Injunctions, 81-2,162.20 **Inspections**, 81-2,162.06 Fees, 81-2,162.06 Labeling of commercial fertilizer, 81-2,162.04, 81-2,162.05 Licensure, Cancellation, 81-2,162.13 Manufacturer or distributor, 81-2,162.23 Misbranded commercial fertilizer or **soil conditioner**, 81-2,162.25 Orders, stop-sale, stop-use, or removal, 81-2,162.14 Preemption of local law, 81-2,162.28 Records, 81-2,162.23 **Registration of soil conditioner**, 81-2.162.03 Cancellation and refusal, 81-2,162.13 Reports. Analysis, 81-2,162.11 Sales, 81-2,162.11 Tonnage, 81-2,162.06 Rules and regulations, 81-2,162.12 Sales or exchanges, 81-2,162.21 Shipments, 81-2, 162.21

Violations, penalty, 81-2,162.16 to 81-2,162.18 Warning, 81-2,162.18

COMMERCIAL PAPER

See generally FINANCIAL TRANSACTIONS Checks, See CHECKS Evidence, self-authentication, when, 27-902 Negotiable instruments, Article 3, UCC, See also COMMERCIAL CODE. UNIFORM Certificate of deposit, action to enforce, statute of limitation, UCC 3-118, 25-227 Venue of estate proceeding related to commercial paper, 30-2410 **COMMERCIAL REAL ESTATE BROKER LIEN ACT** See generally REAL ESTATE Act, how cited, 52-2101 Definitions, 52-2102 Lien. Amount, 52-2103 Attachment, when, 52-2103 Notice of, 52-2103 Contents, 52-2105 For future commissions, 52-2103 Requirements, 52-2104 Period of enforceability, 52-2106 Recording, 52-2103 Release, procedure, 52-2108 Priority of liens, 52-2107

COMMISSION FOR THE BLIND AND VISUALLY IMPAIRED ACT

See generally STATE GOVERNMENT Act, How cited, 71-8601 Purposes, 71-8602 Blindness-related services, qualifications, 71-8609 Certified vocational rehabilitation counselor, Continuing competency requirements, 71-8610.02 Duties, 71-8610.01 Qualifications, 71-8610.02

COMMISSION FOR THE BLIND AND VISUALLY IMPAIRED ACT -Cont'd Claims against, settlement, public access requirements, 84-713 Commission for the Blind and Visually Impaired, Created, 71-8604 Director and employees, 71-8605 Members, 71-8604 Powers and duties, 63-106, 71-8607 to 71-8609, 71-8615 Report, annual, 71-8613 Definitions, 71-8603 Electronic postmark, use authorized, 86-644 Fund, Commission for the Blind and Visually Impaired Cash, 71-8612 Hearing authorized, 71-8614 Report, annual, contents, 71-8613 Rules and regulations, 71-8615 Self-support, promotion of, 71-8608 Transfer of property, contracts, and agreements to commission, 71-8616 Vending facilities, license, 71-8611 Vocational rehabilitation services, 71-8610 COMMISSION FORM OF MUNICIPAL GOVERNMENT (For cities with a population of

2,000 or more), See generally POLITICAL SUBDIVISIONS Applicability of law, 19-422 Authorized, when, 19-401 Council, Appropriations, 19-423 Meetings, 19-418 Members, Bond, 19-411 Compensation, 19-412 Election, 19-404 to 19-409 Excise members, 19-407 Terms, 19-409 Vacancy, How filled, 19-411, 32-568, 32-569 When, 19-3101, 32-560

Powers, 19-413, 19-417 Departments. Administration, 19-415 Authorized, 19-414 Election, 19-406, 32-539 Commission plan, Adoption, 19-402 to 19-404 Discontinuance, 19-432, 19-433 Council members, 19-404, 19-409 Excise members, 19-407, 19-409 Primary election, 19-405, 19-406 Nominees, 19-409 Petitions, verification, 19-421 Mayor, Compensation, 19-412 Duties, 19-419 Officers and employees, 19-416 Compensation, 19-412 **COMMISSION ON PROBLEM** GAMBLING, NEBRASKA See generally STATE GOVERNMENT Commission, Created, 9-1003 Duties. 9-1004 Expenses, 9-1004 Meetings, 9-1003 Officers, 9-1004 Report, 9-1004 Rules and regulations, 9-1004 Terms, vacancies, 9-1003 Definitions, 9-1002 Fund, Compulsive Gamblers Assistance, 9-1006 State lottery funding, Article III, section 24, Constitution of Nebraska, 9-812 Funding, findings and intent, 9-1001 Gamblers Assistance Program, 9-1005 Transition from division to commission, 9-1007

COMMISSION ON UNIFORM STATE LAWS See generally STATE GOVERNMENT

Established, 49-901 to 49-905

COMMISSIONS

See generally STATE GOVERNMENT

COMMISSIONS –Cont'd General provisions, Actions between state agencies, costs, 25-1808, 25-1809 Claims against, settlement, public access requirements, 84-713 Collection agency, contracts authorized, 45-623 Electronic postmark, use authorized, 86-644 Expense reimbursement procedures, 81-1170.01 to 81-1182.01 Legislative review of commissions, 50-1301 to 50-1304 Mileage, reimbursement, 81-1176 Rulemaking, See ADMINISTRATIVE PROCEDURE ACT; 84-901: NEGOTIATED RULEMAKING ACT; 84-921 Volunteers, payments authorized, 81-1182.01 Airport zoning commission, 3-308 Bar commission. 7-102 Bridge commission (cities of the metropolitan class), 14-1227 Bridge commission (municipal), 39-868 Building commission (cities of the second class), 17-159 **Central Interstate Low-Level Radioactive Waste Compact Commission**, 81-1599.02 Child Support Advisory Commission, 43-3342.05 City planning commission (cities of the primary class), 15-1101 **Civil Service Commission (county)**, 23-2503 **Civil service commission** (municipal), 19-1827 Commission for the Blind and Visually Impaired, 71-8604, See also COMMISSION FOR THE BLIND AND VISUALLY IMPAIRED ACT Commission for the Deaf and Hard of Hearing, 71-4720 Commission of Industrial Relations, Article XV, section 9, Constitution of Nebraska, 48-803

Commission on Indian Affairs. 81-2501, See also INDIAN AFFAIRS, COMMISSION ON **Commission on Judicial** Qualifications, Article V, section 28. Constitution of Nebraska. 24-715 to 24-721, See also JUDICIAL QUALIFICATIONS, COMMISSION ON Commission on Latino-Americans, 81-8.262. See also LATINO-AMERICANS, COMMISSION ON Commission on Public Advocacy, 29-3923 Commission on the status of women (city of the primary class), 15-277 Commission on the status of women (county), 23-104.04 **Commission on Uniform State** Laws, 49-901 **Coordinating Commission for** Postsecondary Education, Article VII, section 14, Constitution of Nebraska. 85-1403. See also COORDINATING COMMISSION FOR POSTSECONDARY EDUCATION ACT County planning commission, 23-114.01 Dry Bean Commission, 2-3745 **Education Commission of the** States, 79-1503 Equal Opportunity Commission, 48-1116, See also EQUAL **OPPORTUNITY COMMISSION** Fire protection and emergency service commission, 13-318 Game and Parks Commission, 37-101, See also GAME AND PARKS COMMISSION Governor's Residence Advisory Commission, 72-2101 Interjurisdictional planning commission (municipal), 19-932 Interstate Commission for Adult Offender Supervision, 29-2640 Interstate Commission on **Educational Opportunity for** Military Children, 79-2201

COMMISSIONS –*Cont'd* Interstate Insurance Product Regulation Commission, 44-7801

Interstate Oil Compact Commission, Vol. 2A Appendix section 1-108 Judicial nominating commissions,

Article V, section 21, Constitution of Nebraska, 24-801, See also JUDICIAL NOMINATING COMMISSIONS

Judicial Resources Commission, 24-1201 to 24-1206, See also JUDICIAL RESOURCES COMMISSION

Land Reutilization Commissions, 77-3203

Landmark heritage preservation commission (cities of the metropolitan class), 14-2001

Midwestern Higher Education Commission, 85-1301

Nebraska Accountability and Disclosure Commission, 49-14,105, See also ACCOUNTABILITY AND DISCLOSURE COMMISSION, NEBRASKA

Nebraska Aeronautics Commission, 3-104

Nebraska Boundary Commission, Vol. 2A Appendix section 1-120

Nebraska Capitol Commission, 81-1108.32

Nebraska Children's Commission, 43-4202, See also CHILDREN'S COMMISSION, NEBRASKA

Nebraska Commission on Law Enforcement and Criminal Justice, 81-1416, See also LAW ENFORCEMENT AND CRIMINAL JUSTICE, NEBRASKA COMMISSION ON

Nebraska Commission on Problem Gambling, 9-1001 to 9-1007, See also COMMISSION ON PROBLEM GAMBLING, NEBRASKA

Nebraska Commissions on the Status of Women, 15-277, 23-194.04, See also WOMEN, COMMISSIONS ON THE STATUS OF Nebraska Educational **Telecommunications Commission**, 79-1313 Nebraska Exchange Stakeholder **Commission**, 44-8703 Nebraska Hall of Fame Commission, 72-724 Nebraska Information Technology **Commission**, 86-515 Nebraska Library Commission, 51-401 Nebraska Liguor Control Commission, 53-105, See also LIQUOR CONTROL COMMISSION, NEBRASKA Nebraska Natural Resources Commission, 2-1504 Nebraska Oil and Gas Conservation Commission, 57-904 Nebraska Rural Health Advisory **Commission**, 71-5654 Nebraska Sesquicentennial Commission, 81-8,309, 81-8,310 Nebraska State Capitol Environs Commission, 90-306 Nebraska Tourism Commission. 81-3710 Nebraska Volunteer Service Commission, 79-8,141 Nebraska-Kansas Water Compact Commission, Vol. 2A Appendix section 1-111 Planning commission (municipal), 19-925 **Professional Practices** Commission, 79-861 Public building commission, 13-1303 Public safety commission, 13-318 Public Service Commission, Article IV. section 20. Constitution of Nebraska, 75-101 to 75-159, See also PUBLIC SERVICE COMMISSION Sheriff's office merit commission, 23-1722 State Emergency Response Commission. 81-15.210 State Highway Commission, 39-1101

COMMISSIONS –Cont'd State Racing Commission, 2-1201 State Real Estate Commission, 81-885.07 **Tax Equalization and Review Commission,** Article IV, section 28. Constitution of Nebraska. 77-5003, See also TAX EQUALIZATION AND REVIEW COMMISSION ACT Urbanizing area planning commission (county), 23-3632 Veterans' Advisory Commission, 80-401.06 COMMITTEES See generally STATE GOVERNMENT General provisions, Actions between agencies, costs, 25-1808, 25-1809 Collection agency, contracts authorized, 45-623 Expense reimbursement procedures, 81-1170.01 to 81-1182.01 Legislative review of committees, 50-1301 to 50-1304 Mileage, reimbursement, 81-1176 Rulemaking, See ADMINISTRATIVE PROCEDURE ACT; 84-901; NEGOTIATED RULEMAKING ACT; 84-921 Volunteers, payments authorized, 81-1182.01 Accreditation committee, 79-703 Advisory committees, Advisory Committee on Developmental Disabilities, 83-1212.01 Bridge to Independence Advisory Committee, 43-4513 Health Care Data Base Advisory Committee, 71-9202 Advisory committees (unnamed), Affiliated high school district, 79-4,103 Agriculture promotion and development program, 2-3815 Board of Public Accountancy, 1-113 County consolidation agreement, 22-402

County historic monuments and markers, 23-351 Developmental disability specialized program, 83-1217 Geographic Information System, 86-571 Governor's Policy Research Office, 84-134 Homeless shelter assistance, 68-1605 Learning community coordinating council, 79-2104.01 Missouri River Barge Traffic Compact, Vol. 2A Appendix section 1-118 Nebraska Advantage Microenterprise Tax Credit Act, 77-5904 Nebraska Insurers Supervision. Rehabilitation, and Liquidation Act, 44-4814 Noxious weed control, 2-965.01 Road improvement district, 39-1643 Teacher certification, 79-808 Breast and Cervical Cancer Advisory Committee, 71-7012 **Carbon Sequestration Advisory Committee**, 2-5302 Citizen advisory review committee, 18-2715 **Climate Assessment Response Committee**, 2-4901 Committee on Americanism, 79-724 Committee on artwork for public construction projects, 82-321 **Committee on Building** Maintenance, 81-185 **Committee on Justice** Reinvestment Oversight, 50-434 Conveyance Advisory Committee, 48-2503 **County veterans service** committee, 80-101 **Credentials committee** (Legislature), 50-102 **Crime Victim's Reparations** Committee, 81-1802

COMMITTEES -Cont'd **Division of Medicaid and Long-Term Care Advisory Committee** on Aging, 68-1101 Foster Care Advisory Committee, 43-1302 Foster Care Reimbursement Rate **Committee**, 43-4216 **Governor's Keep Nebraska** Beautiful Committee, 81-1504 Housing advisory committee (county), 58-704 Housing advisory committee (Department of Economic **Development)**, 81-1281 **Interagency Management Committee**, 71-7106 Joint advisory committee (Master's degree programs), 85-954 **Judicial Branch Education** Advisory Committee, 24-205.01 Legislative Performance Audit **Committee**, 50-1204 Legislature's Planning Committee, 50-1402 Local emergency planning committees, 81-15,215 Local juvenile justice advisory **committees**, 43-3505 Local monitoring committee, 81-15.101.01 Management Committee, Interstate **Insurance Product Regulation Commission**, 44-7801 Medical and dental advisory committee, 71-1632 Nebraska Brand Committee, 54-191, See also LIVESTOCK BRAND ACT Nebraska Children's Commission (unnamed committees authorized), 43-4203 Nebraska Community College **Student Performance and Occupational Education Grant Committee.** 85-1539 Nebraska Potato Development **Committee**, 2-1803

Nebraska Poultry and Egg **Development, Utilization, and** Marketing Committee, 2-3404 Nebraska Retirement Systems Committee, 50-416.01 Negotiated rulemaking committee, 84-924 Nominating committee (State Historical Society), 82-101.01 Perfusionist Committee, 38-2712 Pharmaceutical and therapeutics **committee**. 68-953 Physician Assistant Committee, 38-2056 Preliminary survey committee, 49-232 Private Onsite Wastewater **Treatment System Advisory** Committee, 81-15,245 **Racial Profiling Advisory Committee**, 20-506 Regional juvenile justice advisory **committees**, 43-3504 Regional management committee, 71-7110 **Rent-Restricted Housing Projects** Valuation Committee, 77-1333 **Retirement committee** (Firefighters: cities of the first class), 16-1034 Retirement committee (Police; cities of the first class), 16-1014 Safety committee, 48-443 Site review committee, 81-1521.09 Special advisory committee (Commission for the Deaf and Hard of Hearing), 71-4728.03 **Special committee** (Telecommunications Relay System), 86-315 State Advisory Committee on Mental Health Services, 71-814 State Advisory Committee on Substance Abuse Services, 71-815 State Committee for the **Reorganization of School Districts**, 79-435

COMMITTEES –Cont'd State Comprehensive Capital Facilities Planning Committee, 81-1108.41 State-Tribal Relations Committee, 50-445 Stem Cell Research Advisory **Committee**, 71-8803 Tax Rate Review Committee, 77-2715.01 Technical advisory committee on statewide assessment plans and instruments, 79-760.03 **Technical advisory committees** (unnamed), Nebraska Regulation of Health Professions Act, 71-6224 Records Board, State, 84-1205.01 **Title IV-E Demonstration Project Committee**, 43-4208 Vacant Building and Excess Land **Committee**, 72-812 Visitors committee, 81-3717 COMMODITY CODE See generally TRADE PRACTICES Action, civil, authorized, 8-1721.01 Administration, 8-1730 Confidentiality, 8-1730 Cooperation with other jurisdictions, 8-1731 Administrative proceeding, 8-1735 Appeal, 8-1736 Applicability of law, 8-1734 Attorney's fees, 8-1721.01 Board of trade, requirements, 8-1720 Code, How cited, 8-1701 How construed, 8-1724 Commodity sale or purchase, Acts prohibited, 8-1721 Liability, 8-1721.01, 8-1722 Defense for failure to make physical delivery, 8-1717.01 Laws applicable, 8-1734 Requirements, 8-1717 to 8-1719 Definitions, 8-1702 to 8-1716 Enforcement, 8-1725, 8-1726 Exemptions, 8-1719

Burden of proof, 8-1737 Fines, 8-1726, 8-1729 Hearing, 8-1735 Investigation, 8-1725 Merchant, requirements, 8-1720 Rules and regulations, 8-1719, 8-1732 Securities Act of Nebraska, effect, 8-1723 Service of process, 8-1733 Statute of limitation, 8-1721.01 Survival of action, 8-1721.01 Violations. Director of Banking and Finance, powers, 8-1726 Penalties, criminal, 8-1729 Remedies, civil, 8-1727, 8-1728 Waiver of provisions, prohibited, 8-1721.01 **COMMON CARRIERS** See generally TRANSPORTATION Airplanes, exempt from common carrier regulations, 75-201 Alcoholic liquor, shipment, Direct consumer sales, shipment by common carrier only, 53-123.15 Requirements, 53-162, 53-192, 53-194.03 **Buses,** See BUSES School transportation, See SCHOOL TRANSPORTATION Claims against, statute of limitation, 25-226 Consolidation of property, procedures, Article X, section 3, Constitution of Nebraska Disabled persons, right to transportation, 20-127 **Discrimination**, See DISCRIMINATION Equipment, duty to repair, 75-115 Explosive materials, permit required, 28-1235 Federal regulations, provisions adopted, See MOTOR CARRIERS Game animal shipment, prohibited acts, 37-510 to 37-512 Hazardous materials. Federal shipment regulations adopted, 75-362 to 75-367

COMMON CARRIERS -Cont'd Hazardous materials -Cont'd Regulation enforcement, 75-369.01 to 75-369.07 Shipment of radioactive materials, fees, 71-3523 to 71-3528, See also RADIOACTIVE MATERIALS Livestock, shipment requirements, 54-7,104 Motor carriers, See MOTOR CARRIERS Pay-per-call services, regulation of, See INTRASTATE PAY-PER-CALL **REGULATION ACT: 86-258** Pipelines, See OIL AND GAS Prior law, effect, 75-801 **Public Service Commission**, jurisdiction, Article IV, section 20, Constitution of Nebraska, 75-109, 75-109.01, See also PUBLIC SERVICE COMMISSION Railroads, See RAILROADS Rates, unjust discrimination and practices prohibited, 75-126 Report, annual, and fee, 75-116 **Reports**, Article X, section 1, Constitution of Nebraska Safety glass, violations, effect, 60-6,262 to 60-6,264 Sales and use tax, exemption certificate, 77-2706 Statute of limitation, claims against common carriers, 25-226 Stock. Consolidation or increase, Article X, section 3, Constitution of Nebraska, 75-146 Restrictions, Article X, section 5, Constitution of Nebraska **Telecommunications**, See **TELECOMMUNICATIONS** Traffic regulations, See RULES OF THE ROAD. NEBRASKA; 60-601 **Trucks.** See TRUCKS Unstamped cigarettes, shipment, 77-2621, 77-2622 Vehicle registration requirements, See MOTOR VEHICLE **REGISTRATION ACT; 60-301**

COMMON LAW See generally LAW Actions involving public petition and participation, effect on common-law rights, 25-21,243, 25-21.244 Adoption as law of state, 49-101 Attorney General, powers, 84-212 Banking and Finance, Director of, delegation of duties relating to securities, common law, effect, 8-1120 Causes of action preserved, when, 25-2224 Code of civil procedure, rule reauiring strict construction of statutes in derogation of common law not applicable, 25-2218 **Commission of Industrial** Relations, not bound by common law rules of evidence. 81-1383 Commodity Code, effect on common-law privileges, 8-1730 Court clerks, powers, 25-2214 District court jurisdiction, Article V, section 9, Constitution of Nebraska Driver's license, common-law name change recognized, 60-4,120 Employee or employment does not codify common law, 48-237, 48-604, 48-1229 Employer, job reference immunity, effect. 48-201 English common law adopted, 49-101 Fresh pursuit, defined by common law, 29-420 Governor, emergency management powers, 81-829.38 Hospital-Medical Liability Act, Nebraska, 44-2802, 44-2821 Insurance. Association, powers include common-law rights, 44-2707 Fraud, reporting, common-law privileges, 44-3,133, 44-1112

COMMON LAW –Cont'd Insurance –Cont'd Insolvent insurer, common-law rights of policyholders, 44-2403 Insurance Fraud Act, effect on common-law rights, 44-6605 Insurance producer termination. statutory rights not exclusive, 44-4062 Insurers Examination Act, effect on common-law rights, 44-5909 Viatical settlements, common-law privileges not abrogated. 44-1107, 44-1112 Judicial notice by courts, 25-12,101 Liens, nonconsensual, prohibited, 28-935, 52-1901 to 52-1907 Liquor control, common-law label protection recognized, 53-103.15, 53-103.29 Medical treatment, common-law rights recognized, 20-402 Name change pursuant to dissolution action, effect on common-law rights, 42-380 Name Protection Act, effect on common-law rights, 21-2508 Nonprofit Hospital Sale Act, effect on common-law authority, 71-20.114 Petroleum Release Remedial Action Act, effect on commonlaw rights, 66-1517, 66-1528 Pipeline operators, common-law liability, 81-545 Presumptions in criminal cases, 27-303 Real estate, Private transfer fee obligation, common-law principles not applicable, 76-3102 Real estate brokers, common law superseded, 76-2429 Residential Mortgage Licensing Act, effect on common-law rights, 45-746 Rule against perpetuities. superseded, 76-2008 Transfer on death deed. applicability, 76-3403

Remedy not otherwise available, 25-2224 Right to privacy, common-law rights and privileges, 20-206 Rule against perpetuities, superseded, 76-2008 Rules of evidence and procedure, when not applicable, 48-168, 48-635 Securities Act of Nebraska, effect on common-law privileges, 8-1117 Seller-assisted marketing plan, common-law rights, 59-1760, See also SELLER-ASSISTED MARKETING PLAN ACT Sheriffs, powers, 23-1701.03 State highway, temporary use for special events by political subdivision, common-law duties and responsibilities superseded. 39-1359 Statement of injured person, common-law rights, 25-12,126 Survival of actions, 25-1401 **Trade names**, 87-218 Trade practices, unfair and deceptive, 87-302, 87-303 Trusts and trustees, Supplemental to Nebraska Uniform Trust Code, 30-3806 Trustees, authority to disburse for common-law claims, 30-3143 Trusts, application in exclusion from rule against perpetuities, 76-2005 Unemployment compensation, service definition exclusive, 48-604 Uniform Partnership Act of 1998, common-law rights, 67-405 Vessels, negligent operation, 37-1267 **COMMUNICABLE DISEASES** See DISEASES AND INJURIES COMMUNICATION ASSISTANTS

See AUDIOLOGY AND SPEECH-

COMMUNICATION ASSISTANTS

-Cont'd LANGUAGE PATHOLOGY PRACTICE ACT; 38-501

COMMUNICATIONS

See TELECOMMUNICATIONS

COMMUNITY AGING SERVICES ACT, NEBRASKA See generally SENIOR CITIZENS Act, how cited, 81-2201 Area agency on aging, Chief executive officer, 81-2219 Designation, 81-2215 to 81-2217 Duties, 81-2218, 81-2220 Malfeasance, 81-2226 Plan, 81-2221 Reimbursement, 81-2224, 81-2225 Staffing, 81-2219 Taxes, maintain, 81-2228 Budget, 81-2221, 81-2227 **Committee, Division of Medicaid** and Long-Term Care Advisory Committee on Aging, duties, 68-1104, 81-2212 Definitions, 81-2204 to 81-2211.03 Department, powers and duties, 81-2213 Funding formula, intrastate, 81-2225.01 Intent, 81-2202, 81-2203 Records, confidential, 81-2214.02 Services. Community aging services, defined, 81-2210 Eligibility determination, 81-2223 Funding, 81-2222 Senior companions, See SENIOR COMPANION VOLUNTEER PROGRAM ACT, NEBRASKA; 81-2273 Transportation of clients, 75-303.01 to 75-303.03 COMMUNITY ANTENNA TELEVISION SERVICE

See TELEVISION

COMMUNITY COLLEGE AID ACT See generally POSTSECONDARY EDUCATION Act. How cited, 85-2231 Intent, 85-2233 Community college area, annual report, 85-2236 **Coordinating Commission for** Postsecondary Education, Certify aid, 85-2233 Rules and regulations, 85-2237 Definitions. 85-2232 Fund, Community College Aid, 85-2235 State aid. Allocation of aid, formula, 85-2234 Procedures and conditions, 85-2233 COMMUNITY COLLEGE GAP ASSISTANCE PROGRAM ACT See generally POSTSECONDARY EDUCATION Act, how cited, 85-2001 Community college gap assistance program, Application, 85-2004 Costs, eligible, 85-2006 Created, 85-2003 Criteria, 85-2005 Eligibility, 85-2003 Initial assessment of applicant, 85-2007 Termination of assistance, when, 85-2008 Tracking system, applicants, 85-2010 Definitions, 85-2002 Eligible costs, 85-2006 Fund, Community College Gap Assistance Program, 85-2009 Nebraska Community College **Student Performance and Occupational Education Grant** Committee, duties, 85-2010 **Purpose**, 85-2003 Recipient of assistance, duties, 85-2008 Rules and regulations, 85-2011

Termination of assistance, when, 85-2008 COMMUNITY COLLEGES See generally POSTSECONDARY EDUCATION Accessibility barriers, elimination, Bonds, 85-1515 Tax levy, 85-1517 Activities pass, issuance, 85-1541, 85-1542 Admissions, denial prohibited, when, 85-607 Alcohol, sale of, permitted on campus as part of culinary education program, 53-124.15, 53-177.01 Areas, Designation, 85-1504 Powers, 85-1505 Artwork, purchase for public display, See ART COLLECTION ACT, NEBRASKA; 82-401 Associate degree holder, deemed high school graduate for postsecondary aid and admission, 79-771 Associations, voluntary **membership**, 85-1502 Audit, By Auditor of Public Accounts, when, 84-304 Requirements, 85-1511 Board of governors. 85-1506 Dual office holding, prohibited, 32-604 Elections, 32-514, 85-1512 Expenses, 85-1509 Meetings, See OPEN MEETINGS ACT; 84-1407 Members, qualifications and restrictions, 85-1512 Officers, 85-1507, 85-1508 Powers and duties, 85-1511, 85-1527 Quorum requirements, 85-1507 Vacancies, 85-1514

COMMUNITY COLLEGE GAP

-Cont'd

ASSISTANCE PROGRAM ACT

Bonds. See BONDS Budget, Expenditures, additional authorized, See LOCAL GOVERNMENT MISCELLANEOUS EXPENDITURE ACT; 13-2201 Requirements, See BUDGET ACT, NEBRASKA; 13-501 Buildings and facilities, Authorized, 85-1520 Construction alternatives, See POLITICAL SUBDIVISIONS CONSTRUCTION ALTERNATIVES ACT; 13-2901 Revenue bonds, 85-1520 to 85-1527 Utilities, authority to provide, 85-1525 Campuses. 85-963 Capital improvements. 85-1519 Committee, Nebraska Community **College Student Performance** and Occupational Education Grant, 85-1539 Applications for aid or grants, 85-1539 Nebraska Community College Student Performance and Occupational Education Grant Fund, 85-1540 Contracts, Applied technology programs, facilities, 85-1535 Education programs, federal or tribal area, 85-965 Leave of absence, effect, 85-1534.01 Probationary period, 85-1534 Teachers and school nurses, 85-1528, 85-1529 Coordination. By commission, See COORDINATING COMMISSION FOR POSTSECONDARY EDUCATION ACT; 85-1401 Definitions, 85-1503 Discipline of students or faculty. 85-601 to 85-605

COMMUNITY COLLEGES –Cont'd **Discrimination prohibited**, See EQUAL OPPORTUNITY IN POSTSECONDARY EDUCATION ACT, NEBRASKA; 85-9,166 Elections, provide students with information on early voting, 85-903 Electronic postmark, use authorized, 86-644 Employees, Benefit plans, Authorized, 44-1615 Funding, See POLITICAL SUBDIVISIONS SELF-FUNDING BENEFITS ACT; 13-1601 Joint procurement, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Collective bargaining, See INDUSTRIAL RELATIONS ACT; 48-801 Environmental hazards, abatement, Bonds. 85-1515 Tax levy, 85-1517 Eye protective devices, required when, 85-901 Fees and tuition established, 85-1511 Financial aid for students. See FINANCIAL AID FOR POSTSECONDARY EDUCATION STUDENTS Funds, Capital improvement and bond sinking fund, Authorized, 85-1515 Tax levy, 85-1517 Nebraska Community College Student Performance and Occupational Education Grant, 85-1540 High school equivalency programs, aid for, See DIPLOMA OF HIGH SCHOOL EQUIVALENCY ASSISTANCE ACT: 79-2301 Indemnification, authorized, 85-1510 Information system, 85-1421 to 85-1427

Information technology purchases, requirements, 86-520.01 Insurance, Joint procurement, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Purchase authorized, 13-916, 85-1510 Intent, 85-1501 to 85-1502 Joint entity, authorized, See INTERLOCAL COOPERATION ACT; 13-801; JOINT PUBLIC AGENCY ACT; 13-2501 Libraries, See LIBRARIES Liquor, sale of, permitted on campus as part of culinary education program, 53-124.15, 53-177.01 Loans, See FINANCIAL AID FOR POSTSECONDARY EDUCATION STUDENTS Minors. Power to consent to medical treatment, when, 30-2604 Power to contract or lease, when, 43-2101 Nebraska Educational Data System, 85-1421 to 85-1427 Officers and employees, Bond requirements, 85-1508 Expenses, authorized, See LOCAL GOVERNMENT MISCELLANEOUS EXPENDITURE ACT; 13-2201 Reduction in force. Contract termination, effect, 85-1532 Evidence required, 85-1531 Noncompliance with federal or state law, 85-1533 Policy, adoption, 85-1530 Reemployment, 85-1532 Retirement benefits, 85-606, 85-606.01 Role and mission. Academic course instruction, 85-964 Applicability of sections, 85-959, 85-966 Award associate degrees, diplomas, and certificates. 85-961 Community services, 85-960 Construction of sections, 85-966

COMMUNITY COLLEGES –Cont'd **Role and mission** –*Cont'd* Cooperation, 85-963 Courses associate-degree level or below, 85-961 Definitions, 85-918 to 85-932.01 Expenditures, comply with mission, 85-933 Foundations education, 85-960.02 Intent, 85-917, 85-962 Legislative change, conditions, 85-966.01 Priorities. 85-962 Remedial programs, 85-963 Research, applied, 85-960.01 Transfer programs, 85-963 Scholarships, See FINANCIAL AID FOR POSTSECONDARY EDUCATION STUDENTS State aid, See also COMMUNITY COLLEGE AID ACT; 85-2231 For 2010-13, 90-517 Grants, Nebraska Community **College Student Performance** and Occupational Education Grant Fund, 85-1540 Reduction, when, 85-1418 State aid requests, 85-1416 Student data, share with State Board of Education, 79-776, 85-1511 Tax levy, Board, power to certify, 85-1517 Limit on property tax, 13-518 to 13-522, 77-3446 Property tax levies, limitations, 77-3442 to 77-3446 Vote, required when, 85-1518 **Telecommunications**, See **EDUCATIONAL TELECOMMUNICATIONS** Training for in-demand occupations, aid for, See COMMUNITY COLLEGE GAP ASSISTANCE PROGRAM ACT; 85-2001 Tuition and fees, See POSTSECONDARY EDUCATION Warrants, 85-1516

COMMUNITY CORRECTIONS ACT See generally PAROLE AND PROBATION Act, how cited, 47-619 **Community correctional** programming, Parole, use in, 47-629 Probation, use in, 47-628 **Community Corrections Division of** the Nebraska Commission on Law Enforcement and Criminal Justice. Created, 47-622 Duties, 47-624, 47-624.01, 47-632 Definitions, 47-621 Fees, 47-633 **Fund, Community Corrections** Uniform Data Analysis Cash, 47-632 Funds received by local entity, requirements, 47-634 Intent, 47-620 Uniform crime data analysis system, 47-627 COMMUNITY DEVELOPMENT See generally ECONOMIC DEVELOPMENT Authority or limited authority, creation authorized, See COMMUNITY DEVELOPMENT LAW; 18-2101 Bank, investment in stock of community development corporation, conditions, 8-148.04 Buildings, See BUILDINGS Business and commerce. See BUSINESS AND COMMERCE Charitable organizations. See CHARITABLE ORGANIZATIONS **Community betterment** organization, tax credit incentives, See COMMUNITY DEVELOPMENT ASSISTANCE ACT: 13-201 Community development agency, cities of the primary class, 15-1301 to 15-1307

COMMUNITY DEVELOPMENT -Cont'd Community development authority, See COMMUNITY DEVELOPMENT LAW: 18-2101 **Department of Economic** Development, 81-1201.07 Community and Rural Development Division, 81-1201.16 **Community Development Block** Grant Program, 81-1201.18 **Development districts**, See **DEVELOPMENT DISTRICTS: 13-1901** Enterprise zones, See ENTERPRISE ZONE ACT; 13-2101 Federal aid, 13-605 Health care, See HEALTH CARE Housing, See HOUSING Industrial development, See ECONOMIC DEVELOPMENT Infrastructure redevelopment, cities of the primary class, See MUNICIPAL INFRASTRUCTURE **REDEVELOPMENT FUND ACT; 18-2601** Low-income community capital or equity investment, tax credit incentives for, See NEW MARKETS JOB GROWTH INVESTMENT ACT; 77-1101 Municipal development funds, cities of the metropolitan and primary classes, 19-101 to 19-104, See also MUNICIPAL DEVELOPMENT FUNDS Municipal grants for civic and community centers, historic buildings, See CIVIC AND COMMUNITY CENTER FINANCING ACT Planning, See ZONING AND PLANNING Redevelopment projects, Community development, See COMMUNITY DEVELOPMENT LAW; 18-2101 Enterprise zones, See ENTERPRISE ZONE ACT; 13-2101 Incentives, See REDEVELOPMENT ACT, NEBRASKA; 58-501 Industrial and economic development, powers of counties, cities, and villages, funding, Article XIII, section 2,

Constitution of Nebraska, 13-1101 to 13-1110 NIFA, See INVESTMENT FINANCE AUTHORITY ACT, NEBRASKA; 58-201 Taxation authorized, Article VIII, section 12, Constitution of Nebraska Social services, See SOCIAL SERVICES Tax increment financing, Ad valorem tax, 18-2147 Cost-benefit analysis. reimbursement for, when, 18-2147.01 Pledge of taxes, 18-2150 Project valuation, 18-2148 Redeveloper, penal bond, when required, 18-2151 Sections, how construed, 18-2153 **Zoning,** See ZONING AND PLANNING COMMUNITY DEVELOPMENT ASSISTANCE ACT See generally COMMUNITY DEVELOPMENT Act, how cited, 13-201 Definitions, 13-203 **Department of Economic** Development, duties, 81-1201.12 Intent. 13-202 Organization, community betterment, tax credit status, 13-204 Program proposal, 13-205 Rules and regulations, 13-206 Tax credits. 13-206 Franchise tax credit, financial institutions, 77-3806 Gross premium and retaliatory tax credit, insurance companies, 44-150, 77-908 Income tax credit. Corporations, 77-2734.03 Individuals, 77-2715.07 Limit. 13-208 Receipt, when, 13-207

COMMUNITY DEVELOPMENT LAW See generally COMMUNITY DEVELOPMENT Agency, 18-2101.01 Authorities. Area of operation, 18-2123, 18-2123.01 Budget requirements, See BUDGET ACT, NEBRASKA; 13-501 Community redevelopment authorities. Authorized, 18-2101.01, 18-2102.01 Conveyance, effect, 18-2141 Members, 18-2102.01 Expenses, 18-2140 Terms, 18-2102.01 Powers and duties, 18-2101.01, 18-2102.01, 18-2107 Limited community redevelopment authorities. Applicability of law, 18-2145 Authorized, 18-2102.01 Housing ordinance, adopt, 18-2146 Powers and duties. 18-2107 Blighted area, declaration of, 18-2109 Bonds. Actions, effect, 18-2129 Authorized, 18-2124 Bondholders' rights, 18-2133 Default, 18-2131 Enforcement of security interest, See GOVERNMENTAL UNIT SECURITY INTEREST ACT, NEBRASKA; 10-1101 Enhanced employment area, 18-2142.04 Investment, authorized, 18-2134 Liability for, 18-2125 Sale, 18-2127 Security, 18-2130, 18-2150 Signatures, validity, 18-2128 Terms, 18-2126 Validity and enforceability, 18-2142.01 Conflict of interest, 18-2106 Contracts, authorized, 18-2119 Default, federal assistance, effect, 18-2135

Defense site, former. redevelopment project, conditions, 18-2123.01 Definitions, 18-2103 Disaster assistance, 18-2105 Eminent domain, 18-2122, 18-2142.03 Enhanced employment area, Eminent domain, use prohibited, when, 18-2142.03 Occupation tax, conditions, 18-2142.02. 18-2142.04 Plan or proposal, requirements, 18-2116, 18-2119 Revenue bonds, 18-2142.04 Intent. 18-2102 Judgments, how treated, 18-2136 Law. How cited, 18-2101 How construed, 18-2143 to 18-2145 Programs and plans, Approval, Considerations, 18-2113 Cost-benefit analysis, 18-2113 Planning commission, 18-2112 Statements, recommendations, required, 18-2114 Cooperation, public body, 18-2138, 18-2139 Develop, 18-2104, 18-2105 Hearings, 18-2115 Modification, 18-2117 Neighborhood associations, register, notify, 18-2115 Notices required, 18-2115 Preparation, 18-2111 Report. 18-2117.01 Submission to governing body, 18-2110 Real estate. Acquisition, 18-2108, 18-2123 Formerly used defense site, 18-2123.01 Disposition, 18-2118 Temporary, 18-2121 Public use, conveyance, 18-2120 Redeveloper, penal bond required, 18-2151 Relocation. Housing, 18-2103.02

COMMUNITY DEVELOPMENT LAW -Cont'd

Relocation –*Cont'd* Procedure, 18-2154 Sections, how construed, 18-2153 Substandard and blighted area, declaration of, 18-2109 Taxation, 18-2137, 18-2140 Levy, 18-2107 Limitations, 77-3442 to 77-3446 Occupation tax, when, 18-2142.02, 18-2142.04

COMMUNITY GARDENS ACT

See generally AGRICULTURE Act, how cited, 2-301 Application, 2-304 Definitions, 2-303 Findings, 2-302 Intent, 2-302 Rules and regulations, 2-304 Task force, duties, 2-305 Vacant public lands, use of, 2-304

COMMUNITY PROPERTY

See generally MARRIAGE Repeal of Community Property Law which was in effect from 1947 to 1949, Property acquired, presumed not

community property, 42-603, 42-617 Ramifications, 42-617 to 42-620

COMMUNITY TRUST

See CRIME VICTIM'S REPARATIONS ACT, NEBRASKA; 81-1801

COMPACTS

See generally LAW General provisions, Adoption, interstate children's assistance, 43-147 to 43-154 County authority, 23-104.01 Tribal gaming, 9-1,106 Agreement on Detainers, 29-759 to 29-765

Blue River Basin Compact, Vol. 2A Appendix section 1-115 Central Interstate Low-Level Radioactive Waste Compact, See also LOW-LEVEL RADIOACTIVE WASTE DISPOSAL ACT: 81-1578 Withdrawal from, 71-3522 Compact for Education, 79-1501 to 79-1504 Compact for Prevention and Control of Forest Fires, 35-201 Driver License Compact, Vol. 2A Appendix section 1-113 **Emergency Management** Assistance Compact. Vol. 2A Appendix section 1-124 Interstate Civil Defense and Disaster Compact, Vol. 2A Appendix section 1-109, 81-829.56 Interstate Compact for Adult Offender Supervision, 29-2639, 29-2640 Interstate Compact for Juveniles, 43-1011 Interstate Compact for the Placement of Children, 43-1103 Interstate Compact on Educational **Opportunity for Military** Children, 79-2201 Interstate Compact on Licensure of Participants in Horse Racing with Pari-Mutuel Wagering, 2-1247 Interstate Compact on Mental Health, 83-801 to 83-806 Interstate Compact to Conserve Oil and Gas, Vol. 2A Appendix section 1-108 Interstate Corrections Compact, 29-3401 Interstate Insurance Product Regulation Compact, 44-7801 Iowa-Nebraska Boundary Compact, Vol. 2A Appendix section 1-104 Midwest Nuclear Compact, Vol. 2A Appendix section 1-116 Midwestern Education Compact, Vol. 2A Appendix section 1-117 Midwestern Higher Education **Compact**, 85-1301, 85-1302

COMPACTS –Cont'd **Missouri River Barge Traffic** Compacts, Vol. 2A Appendix sections 1-118 and 1-121 Missouri-Nebraska Boundary Compact, Vol. 2A Appendix section 1-114 Nebraska Boundary Commission, Vol. 2A Appendix section 1-120 Nebraska-Kansas Water Compact Commission, Vol. 2A Appendix section 1-111 Nebraska-South Dakota-Wyoming Water Compact, Vol. 2A Appendix section 1-110 **Nonresident Violator Compact of** 1977, Vol. 2A Appendix section 1-119 Nurse Licensure Compact, 71-1795 Republican River Compact, Vol. 2A Appendix section 1-106 South Dakota-Nebraska Boundary **Compact,** Vol. 2A Appendix section 1-123 South Platte River Compact, Vol. 2A Appendix section 1-105 Wyoming-Nebraska Compact on Upper Niobrara River, Vol. 2A Appendix section 1-112 COMPARATIVE NEGLIGENCE See NEGLIGENCE COMPETITIVE LIVESTOCK MARKETS ACT See generally LIVESTOCK Act, how cited, 54-2601 Attorney General, enforcement, Duties, 54-2605, 54-2616, 54-2626 Powers, 54-2630 Reciprocal agreements, authorized, 54-2631 Cattle. Contract restrictions, 54-2617 to 54-2619

Contract voidable, when, 54-2620

Damages, actions for authorized,

Reports of sales information

required, 54-2623

54-2611, 54-2621

Contract restrictions, 54-2617 to 54-2619 Reports of sales information required, 54-2623 Production of livestock by, prohibited, 54-2604 Swine, Pricing differences, restrictions, 54-2607 to 54-2609 Reports of sales information required, 54-2613 Preemption by federal act, 54-2627.01 Rules and regulations, 54-2629 Sales information, Available to public, 54-2614, 54-2624 Fee assessed per animal unit, 54-2627 Packer reporting requirements, 54-2613, 54-2623 Swine. Contract and pricing requirements, 54-2607 to 54-2609 Contract voidable, when, 54-2610 Reports of sales information required, 54-2613 Violations, penalties, Cattle, 54-2621, 54-2622, 54-2625 Livestock production, 54-2605, 54-2606 Packer reporting requirements, 54-2615, 54-2625 Swine, 54-2611, 54-2612, 54-2615 COMPOSITE REPORTS AS **EVIDENCE ACT, UNIFORM** See generally EVIDENCE Act. How cited, 25-12,119

Definitions. 54-2602

2627

Intent, 54-2603

Packers.

Cattle,

Fee assessed per animal unit, 54-

Fund, Competitive Livestock

Markets Cash, 54-2628

How construed, 25-12,118

Notice and copy required, 25-12,117 Report, admissible, when, 25-12,115 COMPREHENSIVE HEALTH **INSURANCE POOL ACT** See generally HEALTH CARE PLANS Act, how cited, 44-4201 Application for coverage, 44-4228 Benefits, reduced, when, 44-4229, 44-4230 **Comprehensive Health Insurance** Pool, Board of directors, 44-4216 Created, 44-4216 Duties, 44-4220.01, 44-4220.02 Powers, 44-4220, 44-4220.02 Reports required, 44-4220.01, 44-4220.02, 44-4225 Reviews required, 44-4220.01, 44-4220.02 Health care provider reimbursement rates review, requirements, 44-4220.02 Created, 44-4216 Pool administrator. Duties, 44-4224 Selection, 44-4217, 44-4223 Coverage required, Exclusions, 44-4228 Major medical expenses, 44-4226 **Definitions**, 44-4203 to 44-4215.02 Emergency services, See MANAGED CARE EMERGENCY SERVICES ACT: 44-6825 Fraud, See also INSURANCE FRAUD ACT; 44-6601 Criminal penalty, 28-631 Fund, Comprehensive Health **Insurance Pool Distributive**, 44-4225 Funding of, 77-912, 77-918

COMPOSITE REPORTS AS

party, 25-12,116

-Cont'd

EVIDENCE ACT, UNIFORM

Cross-examination by adverse

Health care provider, Collection of reimbursement for covered services, prohibitions, 44-4220.02 Reimbursement for covered services, Limitations, 44-4220.02 Rates, agreement, 44-4220.02 Health care purchasing pool, See HEALTH CARE PURCHASING POOL ACT; 44-6701 Intent. 44-4202 Liability, limitation, 44-4231 Notices required, 44-4235 Plan of operation, 44-4218, 44-4219 Pool coverage, Application, requirements, 44-4228 Eligibility, 44-4221 Exclusions, 44-4228 Ineligibility, 44-4222 Rates, premium and standard risk, 44-4227 Subrogation, 44-4230 Taxation. Exemption, 44-4232 Offset premium tax liability, 44-4233 Termination of employment, eligible for coverage, when, 44-4228 Unfair trade practice, See also UNFAIR INSURANCE TRADE PRACTICES ACT; 44-1521 Action by insurer, agent, broker, or third-party administrator, 44-4222.01 Violation, 44-4222.01 Veterans, coordination of benefits, 80-401.05 Violation, 44-4222.01 COMPRESSED FUEL TAX ACT See generally MOTOR FUEL TAXES Act, how cited, 66-697 Buses, tax treatment, 66-6,109.01 Definitions, 66-699 to 66-6,105, 66-712 Enforcement, 66-6,116 Excise taxes.

Allocation, 66-6,108 Authorized, 66-6,108, 66-6,109

COMPRESSED FUEL TAX ACT -Cont'd Excise taxes –Cont'd Collection, 66-6,113 Computation, 66-6,111 Credits, 66-6,108 Disposition, 66-6,112 Equalization fee, 66-6,109.01 Rates, 66-6,107 to 66-6,109 Refunds, 66-6, 108, 66-6, 109.01 Indians, state-tribal tax agreements authorized, conditions, 66-741 License. retailer. 66-6.106 Penalties, disposition, 66-6,115 Purpose, 66-698 Retailer. Commission on collection, 66-6,113 License, 66-6,106 Records, 66-6,114 Tax returns, filing, 66-6,110 By mail, effect, 49-1201 to 49-1203 Rules and regulations, 66-6,116 Sales and use tax, exemption, 77-2704.05 Security requirements, 66-6,106 Taxes. Collection, retailer commission, 66-6.113 *Excise taxes*, this heading Setoff authorized, 66-1405 Wholesale price, average, tax on, 66-6,109.02 Violations, penalty, 66-6,115, 66-727 COMPUTER CRIMES ACT See generally CRIMES AND OFFENSES Act. How cited, 28-1341 How construed, 28-1348 Computer operations, unlawful disruption, 28-1345 Computer security system, unauthorized access. 28-1343.01 Confidential information, unauthorized access, 28-1346 **Definitions**, 28-1343 Intent, 28-1342 Property or services, unlawful deprivation or gain, 28-1344

Unauthorized computer access, 28-1347

Violations, penalties, 28-1343.01 to 28-1347

COMPUTERS

See generally TELECOMMUNICATIONS **Access**,

Electronic communication services, 86-2,104 to 86-2,110 Public records, computer output microfilm services, 84-1225, 84-1226

Bonds of political subdivisions, sale using Internet auction system authorized, 10-145

Crimes, See COMPUTER CRIMES ACT; 28-1341

Criminal justice information systems, computer security required, 29-3519

Data center, tax incentives to encourage businesses, 77-202, 77-2704.62

Educational technology, See EDUCATIONAL

TELECOMMUNICATIONS Electronic transactions, authorized, 86-611, See also ELECTRONIC TRANSACTIONS ACT, UNIFORM: 86-612

Enticement of child by electronic device, penalty, 28-833

Filings, electronic, See ELECTRONIC TRANSACTIONS

Geographic Information Systems, 86-569 to 86-573

Government, Court automation expenses, 24-226, 24-227.01, 24-228, 33-107.03

- Information management services division, 81-1116 to 81-1117
- Information technology, See INFORMATION TECHNOLOGY INFRASTRUCTURE ACT; 86-501
- Intergovernmental data services program, See INTERGOVERNMENTAL DATA SERVICES PROGRAM ACT; 86-550

Government -Cont'd Postmark, electronic, use by state agencies, 86-644 Public records, electronic access to, 84-1204 to 84-1205.05 Interception of communications. 86-271 to 86-2,115, See also **TELECOMMUNICATIONS** Internet. Dark fiber, lease, 86-2304 Financial assistance to political subdivisions, 86-580 Fund, Nebraska Internet Enhancement, 86-579 Political information, recorded telecommunications, requirements, 49-1474.02 Retail or wholesale services. restrictions on political subdivisions, 86-593 to 86-598 Web sites, See WEB SITES Motor vehicle titling and registration computer system, 60-372 Sexual assault of child, use of electronic communication device to commit. 28-320.02 Signatures, digital and electronic, authorized, 86-611, See also ELECTRONIC TRANSACTIONS ACT. UNIFORM; 86-612 State government, Government, this heading CONCEALED HANDGUN PERMIT ACT See generally PUBLIC SAFETY Act. How cited. 69-2427 How construed, 69-2445 Limitation on liability, 69-2438 Churches, concealed handoun, when allowed, 69-2441 Criminal history information check, required, when, 69-2431 Definitions, 69-2429 **Denial**, appeal, 69-2430 Fees. Permit fee, 69-2436

COMPUTERS –Cont'd

Training and safety course, 69-2432 Firearm-related disabilities, petition to remove, 71-963, See also MENTAL HEALTH COMMITMENT ACT. NEBRASKA Handgun training and safety course. 69-2432 Parking area, concealed handgun, when allowed, 69-2441 Permit. Application, Applicant, requirements, 69-2433 Form, contents, 69-2430 Authorized, 69-2428 Design and form, 69-2434 Issued by another jurisdiction, how treated, 69-2448 Nontransferable, 69-2437 Period valid, 69-2436 Renewal, 69-2436 Revocation, Procedure, 69-2439 When, 69-2443 Permitholder. Duties, 69-2435, 69-2440, 69-2442, 69-2449 Restrictions, 69-2441 Reciprocity, license or permit issued by another jurisdiction, 69-2448 Records. Listing of applicants and permitholders, availability, 69-2444 Permit status, 69-2447 Religious organizations, concealed handgun, when allowed, 69-2441 Rules and regulations, 69-2446 Violations, penalties, 69-2430, 69-2443 CONCILIATION COURT LAW See generally MARRIAGE Act. Applicability, 42-803 How cited, 42-802 Child custody, parenting plan, See PARENTING ACT; 43-2920

Confidentiality, 42-810

CONCILIATION COURT LAW –*Cont'd* Counselor of conciliation, 42-808, 42-809 Fees, prohibited, 42-816 Hearings, 42-817 to 42-820 Intent, 42-801 Judge, designation, 42-805, 42-807 Jurisdiction, 25-2740, 42-804, 42-811, 42-823 Orders of court, 42-820, 42-821 Petition, 42-812 to 42-816 Rights pending determination, 42-821 Transfers, 42-360, 42-806, 42-822

CONCUSSION AWARENESS ACT

See generally DISEASES AND INJURIES Act, Findings, 71-9102 How cited, 71-9101 How construed, 71-9106 City, village, business, or nonprofit organization, Duties, 71-9105 Effect of licensed health care professional signature, 71-9105 Definitions, 71-9103 Schools, Duties, 71-9104 Effect of licensed health care professional signature, 71-9104

CONDEMNATION

See EMINENT DOMAIN

CONDOMINIUM ACT, NEBRASKA

See generally HOUSING Act, Applicability, 76-807, 76-824.01, 76-826, 76-834 Modification or waiver, 76-878 How cited, 76-825 How construed, 76-833 to 76-835 Severability, 76-835 Supplemental provisions, 76-832 Advertising, restrictions, 76-892 Assessments, For common expenses, 76-873 Lien for unpaid, 76-874

Payments to escrow account, use, 76-874.01 Unit owners association, powers, 76-860 Association, unit owners, Funds, 76-872 Liability limitation, 76-869 Maintenance, duties, 76-865 Meetings, quorums, 76-866, 76-867 Organization, 76-859 Powers, 76-860 Delegation, 76-857 Proxies, 76-868 Records, 76-876 Trustee, acting as, 76-877 Votes, 76-868 Attorney's fees, 76-874, 76-891.01 Building codes, applicability, 76-830 Bylaws, 76-840, 76-864 Common elements, Allocation, 76-844 Boundaries, 76-839 Conveyance or encumbrance, 76-870 Easement, 76-853 Expenses, Allocation, 76-844 Assessment, 76-873 Liens, 76-875 Limited, 76-845 Consolidation. 76-858 Contracts, Cancellation, when, 76-883 Good faith, 76-836 Liability limitations, 76-869 Prohibited, 76-828 Termination, 76-863 Unconscionable term or condition, 76-835.01 Conversion of buildings, rights of tenants, 76-886 Creation, 76-838 Declarant. Liability for repair, 76-893 Rights and liabilities, transfer, 76-862 Declaration. Amendment, 76-854 Construction or validity, 76-840 Contents, 76-842

CONDOMINIUM ACT, NEBRASKA -Cont'd **Declaration** –*Cont'd* Creation, 76-838 Restrictions, 76-856 Definitions, 76-827 Development rights, 76-847 Easement, Common elements, 76-853 Encroachment, 76-851 Eminent domain, conditions, 76-831 Executive board, 76-857, 76-861 Funds, surplus, distribution, 76-872 Insurance, 76-871 Leasehold condominiums, requirements, 76-843 Lenders, secured, Restrictions on lien, 76-856 Rights, 76-856 Liability, 76-862, 76-869, 76-893 Liens, Assessments, 76-874 Common elements, 76-875 Condominium, 76-875 Foreclosure of, 76-855 Release, 76-885 Maintenance, duties, 76-865, 76-893 Merger, 76-858 Offices, sales and management, 76-852 Ordinances, applicability, 76-830 Plats and plans, requirements, 76-846 Public-offering statements, 76-879 to 76-883 **Remedies**, 76-837 **Taxation**, 76-829 Termination, Condominium, 76-855 Contracts and leases, declarant, 76-863 Units, Additional, creation, 76-838 Alteration, 76-848 Association of owners, Association, unit owners, this heading Boundaries, 76-839, 76-849 Common elements, 76-839, 76-845 Eminent domain, 76-831

How treated, 76-829 Legal description, 76-841 Release of liens, 76-885 Resale, 76-884 Sale or conveyance, 76-885, 76-894 Subdivision, 76-850 Violations, rights of action, 76-891.01 Waiver of sections, 76-828, 76-878 Warranties. 76-887 to 76-890 CONDOMINIUM PROPERTY ACT See generally HOUSING Act. Amendments, effect, 76-824.01 How cited, 76-801 Apartment, value, 76-806 Applicability of law, 76-807, 76-824.01, 76-826 Bylaws, 76-814, 76-815 Common elements, 76-806 to 76-808 Deeds. Requirements, 76-809 to 76-811 Tenancies, authorized, 76-805 Definitions, 76-802 Expenses, 76-817, 76-818 Insurance requirement, 76-820, 76-820.01 **Records**, 76-816 Regime, Divisions, additions, deletions, 76-812.01 Effect, 76-804 Establish, 76-803 Waiver, 76-812, 76-813 Sale of property. Joint and several liability, 76-819 Unpaid assessments, 76-818, 76-819 Vote required, 76-812, 76-813 **Taxation**, 76-823 CONDOMINIUMS

See generally HOUSING Condominium property regime, See CONDOMINIUM PROPERTY ACT; 76-801 Creation, regulation, and purchaser protection, See CONDOMINIUM ACT, NEBRASKA; 76-825

Discrimination, By real estate professionals, prohibited, 81-885.24 Prohibited, See FAIR HOUSING ACT, NEBRASKA; 20-301 Time-share agreement, See TIME-SHARE ACT, NEBRASKA; 76-1701 CONFESSION OF JUDGMENT See generally JUDGMENTS Attorney, requirements, 25-1312 Cities of the metropolitan class. authority of city attorney, 14-809 Contents, 25-1310 Debtor may confess, when, 25-1309 Enforcement procedure, 25-1311 Motor vehicles. Operator's license, restoration, 60-511 Security deposit returned, 60-514 Procedure, 25-906, 25-907, 25-1309 to 25-1312 Prohibited, when, Consumer rental agreement, 69-2107 Loans, 8-823 Private postsecondary career schools, 85-1645 Real property, rental agreements, 76-1415 Taxation, county board of equalization, valuation, 77-1510.01 CONFLICT OF LAWS LIMITATIONS ACT, UNIFORM See generally CIVIL PROCEDURE Act. Applicability, 25-3206 How cited, 25-3201 Purpose, 25-3207 Claim based on law of another state, 25-3203

CONDOMINIUMS –Cont'd

Definitions, 25-3202 Rules for computation of limitation period, 25-3204 Unfairness, 25-3205 CONGRESS See generally ELECTIONS Candidates. Ballots, 32-813, 32-912 Filing fees, 32-608 Districts, 32-504, 32-505 Legislature to provide for elections of Senators and Representatives, Article I, section 4, Constitution of the United States Representatives. Election, 32-503 Vacancy, how filled, 32-564 Resignation, how made, 32-562 Senators, United States, Election, 32-502 Vacancy, how filled, 32-565 Statement of Nebraska intent for congressional term limits, Article XVIII, section 1, Constitution of the United States CONSERVATION See ENVIRONMENTAL PROTECTION **CONSERVATION AND** PRESERVATION EASEMENTS ACT See generally ENVIRONMENTAL PROTECTION Act. Effect, 76-2,117 How cited, 76-2,118 Approval required, 76-2,112 Condemnation, 76-2,117 Creation. 76-2.112 **Definitions**, 76-2,111 Enforcement, 76-2,115 Modification, 76-2,114 Release or transfer, 76-2,113 Taxation, assessment of property, 76-2,116,77-1359 **Termination**, 76-2,114

CONSERVATION CORPORATION

See generally ENVIRONMENTAL PROTECTION

CONSERVATION CORPORATION ACT –Cont'd Act. How cited, 2-4201 How construed, 2-4246 Intent, 2-4202 Purpose, 2-4203 Bondholders, Contract with corporation, 2-4240 Pledge of state, 2-4241 Bonds, Authorized, 2-4221, 2-4222 Enforcement of security interest, See GOVERNMENTAL UNIT SECURITY INTEREST ACT, NEBRASKA; 10-1101 Form, 2-4226 Investment in, authorized, 2-4244 Issuance, capital reserve fund amounts, 2-4236 Liability for executing bonds, 2-4233 Negotiable instruments, 2-4231 Payment, general obligations, 2-4223 Purchase by corporation, 2-4229 Refunding, 2-4222 Resolution, 2-4226, 2-4227 Secured, how, 2-4223 Signatures of prior members, valid, 2-4232 State, liability, 2-4224 Tax exempt, when, 2-4223 Trust indenture, secured by, 2-4230 Capital reserve fund, Created, 2-4234 Earnings, 2-4235 Issuance of bonds, amount required, 2-4236 Valuation, 2-4237 Corporation, Nebraska Conservation, Acceptance of funds, 2-4225 Administrator, 2-4208 Powers and duties, 2-4209 Surety bond, 2-4212 Board of directors. Expenses, 2-4208 Officers, 2-4205 Powers, vested, 2-4206 Quorum, 2-4206

Surety bond, 2-4212 Conflict of interest, 2-4211 Coordination of activities, 2-4215 Created, 2-4205 Dissolution, disposition of assets, 2-4243 Duties, enumerated, 2-4214 Employees, 2-4210 Expenses, how paid, 2-4242 Funds, authorized, 2-4238 Meetings, 2-4207 Money, Deposit, 2-4239 Held in trust, 2-4240 Powers, enumerated, 2-4213 Property tax exempt, when, 2-4243 Report, 2-4245 Definitions, 2-4204 Loans. Assignments to corporation, authorized, 2-4217 Authorized, 2-4216 Investment by corporation, authorized. 2-4217 Purchase by corporation, authorized, 2-4217 Requirements, 2-4218 Optional, 2-4219 Rules and regulations, 2-4220 Pledge, corporation assets, 2-4228 Rules and regulations, corporation adopt, 2-4220 State. Liability. Bonds of corporation, 2-4224 Expenses of corporation, 2-4241, 2-4242 Pledge to bondholders, 2-4241 Taxation, tax-exempt status, when, 2-4243 CONSERVATORS See generally FIDUCIARIES Accounting requirements, 30-2648 Aged, blind, or disabled assistance, payment to guardian or conservator, 68-1014 Appointment, 30-2630

Acceptance, effect, 30-2642, 30-2649

CONSERVATORS –Cont'd Appointment -Cont'd Appointment of public guardian, 30-4112 to 30-4117, See also PUBLIC GUARDIANSHIP ACT Bond requirements, 30-2640, 30-2641 National criminal history record check, 30-2602.02 Priorities. 30-2639 Qualifications, 30-2639 Attorney's fees and costs, 30-2643 Buyer's rights, 30-2652 Claims, Enforcement, 30-2657 Release, 30-2637, 30-2653, 31-415 Compensation and expenses, 30-2643 Conflict of interest. 30-2651 Definitions, Nebraska Probate Code, 30-2209 Nebraska Uniform Transfers to Minors Act, 43-2702 Protection of persons under disability and their property, 30-2601 Delegation of powers by parent or guardian, 30-2604 Duties, 30-2646 Estate plan, effect on conservator, 30-2656 Ex parte orders authorized, violation, penalty, 30-2602.01 **Fees, county court, 33-126.02** Foreign conservators, 30-2661 Frivolous action, attorney's fees and costs. 30-2643 Guardian ad litem, appointment, 30-2636 Hearing, 30-2220, 30-2636 Expedited hearing, 30-2630.01 Rights of protected person, 30-2634 In forma pauperis, action authorized, 30-2643 Inventory and records, 30-2647 Jurisdiction of court, 24-517, 30-2602, 30-2631 Letters of conservatorship, recordation. 30-2650 Liability, 25-308, 30-2658

Mediation, contested conservatorship proceedings, 25-2911 Notice, 25-508.01, 30-2220, 30-2634, 30-2635 Orders, Permitted, 30-2637 Subsequent to appointment, 30-2645 Party to action, 25-307 to 25-310 **Petition**, 30-2633 Subsequent to appointment, 30-2645 Powers, 30-2653 to 30-2655 Protected person's place of abode, limitation, 30-2655 Protective orders, 30-2630 to 30-2638 Petition. 30-2633 Real estate, Certificate of pending proceeding, 25-2708 Filing required, 25-2708 **Removal**, 30-2644 Standard of care, 30-2646 Temporary conservator, 30-2630.01 Termination, 30-2659 Title to property, 30-2649, 30-2650 Training, 30-2601.01, 30-2639 Trusts, duties, See CUSTODIAL TRUST ACT. NEBRASKA UNIFORM: 30-3501 Venue, 30-2632, See also ADULT GUARDIANSHIP AND PROTECTIVE PROCEEDINGS JURISDICTION ACT. NEBRASKA UNIFORM; 30-3901 Violations, penalties, ex parte orders, 30-2602.01 CONSPIRACY See generally CRIMES AND OFFENSES **Defense**, 28-203 **Defined**, 28-202

Indictment requirements, proof, 29-2014 Military code, penalty, 55-453 Restraint of trade, Acts prohibited, 59-801, 59-1603 Effect, 59-1620

CONSTABLES See generally PEACE OFFICERS College education benefit for child of deceased law enforcement officer, See IN THE LINE OF DUTY **DEPENDENT EDUCATION ACT: 85-**2301 Deputy sheriff, acting as, prohibited, 23-1704.01 Fees, 33-119, 33-135.01 Advance payment, 33-120, 33-121 Remittance, 33-117 Neglect of duty, Liability insurance, payment of judgment, 13-1801, 13-1802 Practice of law, unauthorized, 7-111, 23-1706 Service of process, Bonding requirements, 25-2230 Contract for services, 25-2229 Duties, 25-2236, 64-108 Person taken into custody, procedure, 25-2237 Territorial jurisdiction, 25-2231 Sheriff's sales, purchases prohibited, 23-1707 CONSTITUTION OF NEBRASKA See generally LAW (Found in Volume 2) Affirmative action or discrimination prohibited in public employment, public education, or public contracting, Article I, section 30, Constitution of Nebraska Agricultural lands, Corporate ownership restrictions, Farms and ranches, this heading Taxation. Classifications, Article VIII, section 2, Constitution of Nebraska Uniformity, Article VIII, section 1, Constitution of Nebraska Agricultural products, taxation of seed and grain, Article VIII, section 10, Constitution of Nebraska

Amendments. Constitutional convention, Article XVI, section 2, Constitution of Nebraska Delegates, election of, 49-212 to 49-234 Initiative, Article III, sections 1, 2, and 4, Constitution of Nebraska, 32-1401 to 32-1416 Legislature, resolutions, Ballot language, 49-202.01 Ballots, 49-208, 49-209 Contested elections, 32-1108 Election, 49-204, 49-205 Special election, 49-235 to 49-238 Enrollment, 49-206 Multiple amendments, procedure, 49-207 Procedure, Article XVI, section 1, Constitution of Nebraska, 49-201 to 49-203 Supreme Court, report of constitutional defects. Article IV, section 23, Constitution of Nebraska Appropriations, Agency expenditure reports, Article IV, section 23, Constitution of Nebraska Governor, Budget bill, Article IV, section 7, Constitution of Nebraska Line-item appropriation veto, Article IV, section 15, Constitution of Nebraska Legislative requirements, Article III, sections 22 and 25, Constitution of Nebraska, 49-805 Schools, restrictions on use, Article VII. sections 9 and 11. Constitution of Nebraska Attorney General, Executive officers, this heading Auditor of Public Accounts, Executive officers, this heading Bill of rights, See BILL OF RIGHTS

CONSTITUTION OF NEBRASKA -Cont'd Blighted areas, Industrial and economic development, powers of counties, cities, and villages, funding, Article XIII, section 2, Constitution of Nebraska, 13-1101 to 13-1110 Redevelopment projects, taxation for, Article VIII, section 12,

Constitution of Nebraska

Boards,

- Board of Education, State, Article VII, section 3, Constitution of Nebraska, 79-301
- Board of Educational Lands and Funds, Article VII, section 6, Constitution of Nebraska, 72-201
- Board of Pardons, Article IV, section 13, Constitution of Nebraska, 83-1,126
- Board of Parole, Article IV, section 13, Constitution of Nebraska, 83-188
- Board of Regents of the University of Nebraska, Article VII, section 10, Constitution of Nebraska, 85-103
- Board of Trustees of the Nebraska State Colleges, Article VII, section 13, Constitution of Nebraska, 85-301

Bonds,

- Blighted areas, this heading Executive officers, this heading Highway bonds, this heading Nonprofit enterprise development, Article XIII, section 4, Constitution of Nebraska Postsecondary education, this heading Schools and school districts, this heading Water, this heading
- Capital, relocation requirements, Article XV, section 12, Constitution of Nebraska

Charitable organizations, Charitable gaming, authorized, Article III, section 24, Constitution of Nebraska Property tax exemption, Article VIII, section 2, Constitution of Nebraska, 77-202 Child labor laws, Labor laws, this heading Cities of the first class, *Home rule charter*, this heading Municipalities, this heading Cities of the metropolitan class, Home rule charter, this heading Municipalities, this heading Cities of the primary class, Home rule charter, this heading Municipalities, this heading Cities of the second class. Municipalities, this heading Civil officers, impeachment for misdemeanor in office or in pursuit of office, Article IV, section 5. Constitution of Nebraska Civil remedies, authorized, Article I, section 13, Constitution of Nebraska, 20-148 Civil rights, Article I, Constitution of Nebraska, See also BILL OF **RIGHTS: CIVIL RIGHTS** Closed shop prohibitions, Labor laws, this heading Colleges, Postsecondary education, this heading Commissions. Commission of Industrial Relations, Article XV, section 9, Constitution of Nebraska, 48-803, See also INDUSTRIAL **RELATIONS ACT** Commission on Judicial Qualifications, Article V, sections 28 to 30, Constitution of Nebraska, 24-715 to 24-721, See also JUDICIAL

CONSTITUTION OF NEBRASKA -Cont'd **Commissions** –*Cont'd* Coordinating Commission for Postsecondary Education, Article VII, section 14, Constitution of Nebraska. See also COORDINATING COMMISSION FOR POSTSECONDARY EDUCATION ACT; 85-1401 Judicial nominating commissions, Article V. section 21. Constitution of Nebraska. 24-801 to 24-812, See also JUDICIAL NOMINATING COMMISSIONS Public Service Commission, Article IV. section 20. Constitution of Nebraska, 75-101 to 75-159, See also PUBLIC SERVICE COMMISSION Tax Equalization and Review Commission, Article IV, section 28. Constitution of Nebraska. See also TAX EQUALIZATION AND **REVIEW COMMISSION ACT; 77-5001** Common carriers, Consolidation of property, procedures, Article X, section 3, Constitution of Nebraska Discrimination, unjust, Article X, section 7, Constitution of Nebraska Railroads, this heading Rates, regulation, Article X, section 7, Constitution of Nebraska Reports, Article X, section 1, Constitution of Nebraska, 75-116 Stock and dividends, restrictions, Article X, section 5, Constitution of Nebraska Constitutional convention. Amendments, this heading Contracts. Closed shop prohibition, Article XV, section 13, Constitution of Nebraska

Compensation, restrictions, Article III, section 19, Constitution of Nebraska Conflict of interest prohibition, Article III, section 16, Constitution of Nebraska Educational services. Article VII. section 11, Constitution of Nebraska Enforcement by arbitration or mediation, Article I, section 13, Constitution of Nebraska Impairment prohibited. Article I. section 16, Constitution of Nebraska Indebtedness of state, Article XIII, section 1, Constitution of Nebraska Cooperative corporations, authorized, Article XII, section 1, Constitution of Nebraska, 21-1301 to 21-1306 **Coordinating Commission for** Postsecondary Education, Postsecondary education, this heading Corporations, Article XII, section 1, Constitution of Nebraska Agricultural land, ownership restrictions. Farms and ranches, this heading Cooperative corporations, this heading Credit of state, prohibitions, Article XIII, section 3, Constitution of Nebraska Eminent domain, taking by state, Article X, section 6, Constitution of Nebraska Governmental ownership, restricted, Article XI, section 1, Constitution of Nebraska Public lands, donation of, prohibited, Article III, section 21, Constitution of Nebraska Regulation, Article XII, section 1, Constitution of Nebraska Religious corporation, protections, 21-1919

CONSTITUTION OF NEBRASKA -Cont'd **Corporations** –Cont'd Special legislation for, prohibited, Article III, section 18, Constitution of Nebraska Correctional facilities. administration, Article IV, section 19, Constitution of Nebraska Counties. Boundaries, legal descriptions, 22-101 to 22-193 Area, Article IX, section 1, Constitution of Nebraska Change, Article IX, sections 2 and 3. Constitution of Nebraska Consolidation of counties, Authorized, Article XV, section 18, Constitution of Nebraska Municipal counties, See MUNICIPAL COUNTIES Treatment of indebtedness, Article IX, section 3, Constitution of Nebraska Industrial development, funding, Article XIII, section 2, Constitution of Nebraska, 13-1101 to 13-1110 Intergovernmental cooperation, Article XV, section 18, Constitution of Nebraska Liquor regulation, Article XV, section 19, Constitution of Nebraska Merger of counties, Authorized, Article XV, section 18, Constitution of Nebraska Municipal counties, See MUNICIPAL COUNTIES Nonprofit enterprise development, Article XIII, section 4, Constitution of Nebraska, 13-1101 to 13-1110 Officers and employees. Compensation, restrictions, Article III, section 19, Constitution of Nebraska Qualifications, positions of trust, Article XV. section 2. Constitution of Nebraska

Terms, Article XVII, section 5. Constitution of Nebraska Offices, consolidation, Article IX, section 4, Constitution of Nebraska, 22-401 to 22-416 Stock acquisition, prohibited, Article XI, section 1, Constitution of Nebraska Taxation, Levy limitation, Article VIII, section 5. Constitution of Nebraska Release from. Article VIII. section 4. Constitution of Nebraska Township, Officers, Article IX, section 4, Constitution of Nebraska Organization, Article IX, section 5, Constitution of Nebraska County courts, Courts, this heading Court of Appeals, Courts, this heading Courts. Applicability of law, Article V, section 26. Constitution of Nebraska Established, Article V, section 1, Constitution of Nebraska Juvenile courts, authorized, Article V, section 27, Constitution of Nebraska, 43-2,111 Workers' Compensation Court. Nebraska, authorized, 48-152 Judges. Chief Justice, Article V, sections 1 and 6, Constitution of Nebraska, 24-201 Disciplinary actions. Article V. sections 30 and 31, Constitution of Nebraska District judges, powers and duties, Article V, section 12, Constitution of Nebraska, 24-312 Oath, Article XV, section 1, Constitution of Nebraska Practice of law, prohibited, Article V, section 14, Constitution of Nebraska

-Cont'd **Courts** –*Cont'd*. Judges -Cont'd Qualifications, positions of trust, Article XV, section 2, Constitution of Nebraska Removal from office, procedure, Article V, sections 30 and 31, Constitution of Nebraska Residence, Article V, sections 4 and 20. Constitution of Nebraska Retention in office, procedure, Article V, section 21, Constitution of Nebraska, 24-813 to 24-818, 24-820 Salary, Article V, section 13. Constitution of Nebraska, 24-201.01, 24-201.03, 24-301.01 Restrictions, Article III, section 19, Constitution of Nebraska Supreme Court, 24-201 Membership, Article V, section 2. Constitution of Nebraska Qualifications, Article V, section 7, Constitution of Nebraska Vacancy in office, Article V, section 21, Constitution of Nebraska Judicial districts. District courts, Article V, sections 10 and 11, Constitution of Nebraska, 24-301.02 Juvenile courts, Article V, section 27. Constitution of Nebraska Supreme Court, Article V, section 5, Constitution of Nebraska, 24-201.02 to 24-201.04 Judicial nominating commissions, established, Article V, section 21. Constitution of Nebraska. 24-801 to 24-812, See also JUDICIAL NOMINATING COMMISSIONS Judicial Qualifications, Commission on, See also JUDICIAL QUALIFICATIONS, COMMISSION ON

CONSTITUTION OF NEBRASKA

Established, Article V. section 28. Constitution of Nebraska, 24-715 to 24-721 Investigations, Article V, section 30, Constitution of Nebraska Majority vote, required, Article V, section 29, Constitution of Nebraska Jurisdiction, 24-204, 24-302, 24-517, 24-1106, 43-246.01, 43-247, 43-295, 43-2,113 Chambers, Article V. section 23. Constitution of Nebraska District court, Article V, section 9, Constitution of Nebraska Juvenile court, Article V, section 27, Constitution of Nebraska Supreme Court, Article V, section 2. Constitution of Nebraska Rights granted, See BILL OF RIGHTS Rules of practice, Article V, section 25. Constitution of Nebraska State Court Administrator, Article V, section 1, Constitution of Nebraska State reports, copyright, Article V, section 8, Constitution of Nebraska Supreme Court, Budget, Article V, section 8, Constitution of Nebraska Divisions, sitting as, Article V, section 2, Constitution of Nebraska Staff, appointment, Article V, section 8. Constitution of Nebraska Terms, Article V, section 3, Constitution of Nebraska, Special terms, 24-206 Uniform practice, Article V, section 19. Constitution of Nebraska Credit of the state, restrictions. Article XIII, section 3, Constitution of Nebraska Criminal procedure, See BILL OF RIGHTS Defects, duties of Revisor of Statutes, 49-702

CONSTITUTION OF NEBRASKA -Cont'd **Discrimination or affirmative action** prohibited in public employment, public education, or public contracting, Article I. section 30. Constitution of Nebraska District courts, Courts, this heading Due process, Article I, section 3, Constitution of Nebraska, See also BILL OF RIGHTS Education, Discrimination or affirmative action prohibited in public education, Article I, section 30, Constitution of Nebraska Postsecondary education, this heading School lands, School lands and funds, this heading Schools and school districts, this heading State Board of Education, Article VII, sections 2 to 4, Constitution of Nebraska, 79-301 State Department of Education, Commissioner of Education. Article VII. sections 2 and 4. Constitution of Nebraska, 79-301 Establishment, Article VII, section 2, Constitution of Nebraska, 79-301 **Educational Lands and Funds.** Board of, School lands and funds, this heading Elections. Age of voter, Article VI, section 1, Constitution of Nebraska, 32-110. 32-312 Canvass of election returns, Article IV, section 4, Constitution of Nebraska Constitutional amendment, Amendments, this heading

Contests. Constitutional amendment, Amendments, this heading Executive officers, Article IV, section 4, Constitution of Nebraska, 32-1102 General election. Article XVII. section 4, Constitution of Nebraska, 32-403 Poll tax, prohibited, Article I, section 22, Constitution of Nebraska Qualifications of voter. Article VI. sections 1 and 2. Constitution of Nebraska Voting. Military personnel, treatment, Article VI, section 3, Constitution of Nebraska, 32-116 Secrecy preserved, Article VI, section 6, Constitution of Nebraska Electors, privilege from arrest, Article VI, section 5, Constitution of Nebraska Electricity. Utilities, this heading **Emergency authority, legislative** authority, Article III, section 29, Constitution of Nebraska Eminent domain, Compensation required, Article I, section 21, Constitution of Nebraska Corporations subject to, Article X, section 6. Constitution of Nebraska Railroads, Article X, sections 6 and 8, Constitution of Nebraska, 74 308 Takings clause, Article I, section 21, Constitution of Nebraska Equal protection, Article I, section 3, Constitution of Nebraska, See also BILL OF RIGHTS **Executive officers**, Bond, Article IV, section 26, Constitution of Nebraska Bond or insurance, 81-111

CONSTITUTION OF NEBRASKA -Cont'd Executive officers -Cont'd Compensation, Article IV, section 25, Constitution of Nebraska, 84-101.01, 84-201.01, 84-721, 84-723 Conflict of interest, Article III, section 16, Constitution of Nebraska Election contests, Elections, this heading Governor. Appointment and removal powers, Article IV, sections 1 and 10 to 12, Constitution of Nebraska Budget and message, Article IV, section 7, Constitution of Nebraska Duties, Article IV, section 6, Constitution of Nebraska, 84-731, 84-732 Qualifications, Article IV, section 2. Constitution of Nebraska Succession, Article IV, section 16, Constitution of Nebraska, 84-120 to 84-122 Term limits, Article IV, section 1, Constitution of Nebraska Veto powers, Article IV, sections 7 and 15, Constitution of Nebraska Lieutenant Governor, Duties, Article IV, section 16, Constitution of Nebraska Qualifications. Article IV. section 2, Constitution of Nebraska Oath, Article XV, section 1, Constitution of Nebraska Officers to be elected, Article IV, section 1, Constitution of Nebraska Qualifications, positions of trust, Article XV, section 2, Constitution of Nebraska State Treasurer, term limits, Article IV, section 3, Constitution of Nebraska

Terms, when commenced. Article XVII, section 5, Constitution of Nebraska Vacancy in office, Article IV, section 11, Constitution of Nebraska Executive offices, creation, Article IV, section 27, Constitution of Nebraska Farms and ranches, Corporate ownership restrictions, Article XII, section 8, Constitution of Nebraska, found unconstitutional in Jones v. Gale, 470 F.3d 1261, 2006 Initiative 300, Article XII, section 8, Constitution of Nebraska Fees, payment into treasury, Article IV, section 25, Constitution of Nebraska Fines and penalties, allocation, Article VII, section 5, Constitution of Nebraska Fish, hunt, and harvest wildlife, citizens right to, Article XV, section 25, Constitution of Nebraska Funds. Appropriations, this heading Reports of state funds, Article IV, sections 22 and 23. Constitution of Nebraska Retirement funds, this heading School lands and funds, this heading Trustee, gualifications, Article XV, section 2, Constitution of Nebraska Gambling, prohibitions, Article III. section 24, Constitution of Nebraska Governor. Executive officers, this heading Grand jury, See also BILL OF RIGHTS Special legislation for, prohibited, Article III, section 18, Constitution of Nebraska Highway bonds, Article XIII, section 1, Constitution of Nebraska, 39-2223

CONSTITUTION OF NEBRASKA -Cont'd Home rule charter, authorized for certain cities, Article XI, sections 2 to 5, Constitution of Nebraska, 19-501 to 19-503 Hunt, fish, and harvest wildlife. citizens right to, Article XV, section 25, Constitution of Nebraska Impeachment, Court of impeachment, 24-101 to 24-109. See also IMPEACHMENT Grounds, Article IV, section 5, Constitution of Nebraska Legislative procedures, Article III, section 17, Constitution of Nebraska Income tax, federal law, basis, Article VIII, section 1B, Constitution of Nebraska, 77-2759, 77-2760 Indebtedness, County consolidation, treatment, Article IX, section 3, Constitution of Nebraska Imprisonment prohibited, Article I, section 20, Constitution of Nebraska Municipalities, corporate purpose limitations. Article VIII. section 7, Constitution of Nebraska State contract for, Article XIII, section 1. Constitution of Nebraska Individual rights, Article I, Constitution of Nebraska. See also BILL OF RIGHTS Industrial Relations, Commission of. Labor laws, this heading Initiative and referendum, Article III, sections 1 to 4, Constitution of Nebraska, 32-1401 to 32-1416 Initiative procedure, Amendments, this heading Referendum procedure, Referendum, this heading Initiative 300.

Farms and ranches, this heading

Intergovernmental cooperation. Article XV, section 18, Constitution of Nebraska Irrigation, Water, this heading Judicial nominating commissions, Courts, this heading Judicial Qualifications, Commission on, Courts, this heading Juvenile courts, Courts, this heading Labor laws. Children, regulation of employment conditions, Article XV, section 8. Constitution of Nebraska Closed shop prohibited, Article XV, section 13, Constitution of Nebraska Commission of Industrial Relations, Article XV, section 9, Constitution of Nebraska, 48-803, See also INDUSTRIAL **RELATIONS ACT** Organizations, membership, Article XV, sections 13 to 15, Constitution of Nebraska, 48-217 Public employment or public contracting, discrimination or affirmative action prohibited. Article I, section 30, Constitution of Nebraska Right to work, Article XV, section 13, Constitution of Nebraska Unions, membership, Article XV, sections 13 to 15. Constitution of Nebraska, 48-217 Women, regulation of employment conditions, Article XV, section 8, Constitution of Nebraska Law, See LAW Legislature, Committee votes on bills, recorded, Article III, section 11, Constitution of Nebraska Constitutional amendments, Amendments, this heading

CONSTITUTION OF NEBRASKA -Cont'd Legislature –Cont'd Disrespect to, penalty, Article III, section 10, Constitution of Nebraska Districts, legislative, 50-1153, 50-1154 Apportionment, Article III, section 5, Constitution of Nebraska Redistricting, effect, Article III, section 7, Constitution of Nebraska Emergency authority, this heading Impeachment powers, Impeachment, this heading Legislation. Appropriations, this heading Authorized, Article III, section 30, Constitution of Nebraska Compensation, restrictions, Article III, section 19, Constitution of Nebraska Effective date, Article III, section 27. Constitution of Nebraska Emergency clause, Article III, section 27, Constitution of Nebraska One-subject rule, Article III, sections 14 and 22. Constitution of Nebraska Presentment to Governor, Article IV, section 15, Constitution of Nebraska Referendum, this heading Requirements, style, Article III, sections 13, 14, and 22. Constitution of Nebraska Restrictions, Article I, section 16, Constitution of Nebraska Special, prohibited, Article III, section 18, Constitution of Nebraska Supreme Court, report of statutory defects, Article IV, section 23, Constitution of Nebraska Members. Arrest, privilege against, Article III, section 15. Constitution of Nebraska

Compensation, Article III, section 7, Constitution of Nebraska, 50-123.01, 50-201 Conflict of interest, Article III, section 16, Constitution of Nebraska Duties, 49-1493 to 49-14,104 Defined, Article XVII, section 1, Constitution of Nebraska Election of, Article III, section 7. Constitution of Nebraska, 32-508 Expulsion, procedure, Article III, section 10, Constitution of Nebraska Number, Article III, section 6, Constitution of Nebraska Oath, Article XV, section 1, Constitution of Nebraska Personal and political papers, preservation, 84-1206, 84-1215 Privileges, Article III, sections 15 and 26. Constitution of Nebraska, 50-104 Qualifications, Article III, sections 8 and 9, Constitution of Nebraska Positions of trust, Article XV, section 2, Constitution of Nebraska Speech, protection, Article III, section 26, Constitution of Nebraska, 50-104, 50-404 Term limits, Article III, section 12, Constitution of Nebraska Terms, when commenced. Article III, section 10, Constitution of Nebraska Unicameral, established, Article III, section 1, Constitution of Nebraska Voting, Article III, section 11, Constitution of Nebraska Public access, Article III, section 11, Constitution of Nebraska Publication. Committee votes on bills, Article III, section 11, Constitution of Nebraska

CONSTITUTION OF NEBRASKA -Cont'd Legislature –Cont'd. Publication -Cont'd Journal and session laws, Article III, section 27, Constitution of Nebraska, 49-501 to 49-509.01, 85-176, 85-177 Legislation, Article III, section 14, Constitution of Nebraska Punishment by, grounds, Article III, section 10, Constitution of Nebraska Sessions. Annual, Article III, section 6, Constitution of Nebraska Duration, Article III, section 10, Constitution of Nebraska Procedure, Article III, section 10, Constitution of Nebraska Special, Article IV, section 8, Constitution of Nebraska, 50-125, 50-126 Lieutenant Governor. Executive officers, this heading Liquor regulation, Article XV, section 19, Constitution of Nebraska Lotteries. Article III. section 24. Constitution of Nebraska Marriage, same-sex not valid or recognized, Article I, section 29, Constitution of Nebraska Mental institutions, administration, Article IV, section 19, Constitution of Nebraska Military, Authorized, Article XIV, section 1, Constitution of Nebraska Restrictions, Article I, section 17, Constitution of Nebraska Governor, duties, Article IV, section 14, Constitution of Nebraska Housing, Article I, section 18. Constitution of Nebraska Voting, Article VI, section 3, Constitution of Nebraska, 32-116 Municipalities, Blighted areas, taxation for redevelopment projects, Article

VIII, section 12, Constitution of Nebraska Industrial and economic development, funding, Article XIII, section 2, Constitution of Nebraska, 13-1101 to 13-1110 Intergovernmental cooperation. Article XV, section 18, Constitution of Nebraska Liquor regulation, Article XV, section 19, Constitution of Nebraska Merger, Authorized, Article XV, section 18. Constitution of Nebraska Municipal counties, See MUNICIPAL COUNTIES Nonprofit enterprise development, Article XIII. section 4. Constitution of Nebraska, 13-1101 to 13-1110 Officers and employees, Compensation, restrictions, Article III, section 19, Constitution of Nebraska Qualifications, positions of trust. Article XV, section 2, Constitution of Nebraska Terms, Article XVII, section 5. Constitution of Nebraska Retirement funds, this heading Stock acquisition, prohibited, Article XI, section 1, Constitution of Nebraska Taxation. Authorized, Article VIII, sections 6 and 7. Constitution of Nebraska Release from, Article VIII, section 4, Constitution of Nebraska Mutual associations. authorized. Article XII, section 1, Constitution of Nebraska Oath. official. Article XV. section 1. Constitution of Nebraska Pardons, Board of, Article IV, section 13, Constitution of Nebraska, 83-1,126 Parole, Board of, Article IV, section 13, Constitution of Nebraska, 83-188

CONSTITUTION OF NEBRASKA -Cont'd Pension funds, Retirement funds, this heading Political subdivisions, Counties, this heading Home rule charter, this heading Intergovernmental cooperation, Article XV, section 18, Constitution of Nebraska Merger or consolidation, Authorized, Article XV, section 18, Constitution of Nebraska Municipal counties, See MUNICIPAL COUNTIES Municipalities, this heading Officers, Compensation, restrictions, Article III, section 19, Constitution of Nebraska Terms, Article XVII, section 5, Constitution of Nebraska Stock acquisition, prohibited, Article XI, section 1, Constitution of Nebraska Taxation, release from, Article VIII, sections 2 and 4, Constitution of Nebraska Postsecondary education, Coordinating Commission for Postsecondary Education, Article VII, section 14, Constitution of Nebraska, See also COORDINATING COMMISSION FOR POSTSECONDARY EDUCATION ACT; 85-1401 State colleges, board of trustees, Article VII, section 13, Constitution of Nebraska, 85-301 Universities and colleges, bonds, Article XIII. section 1. Constitution of Nebraska University of Nebraska, Board of Regents, Article VII, section 10, Constitution of Nebraska, 85-103 Vacancies, Article IV, section 11, Constitution of Nebraska

Property rights, Aliens, Article I, section 25, Constitution of Nebraska Discrimination prohibited, Article I, section 25, Constitution of Nebraska Eminent domain, this heading Farms and ranches, this heading Property tax. Agricultural products, valuation of seed and grain, Article VIII, section 10, Constitution of Nebraska Classification of property, Article VIII, sections 1 and 2, Constitution of Nebraska Equalization, Article IV, section 28, Constitution of Nebraska Exemptions, Article VIII, sections 2 and 2A, Constitution of Nebraska Historically significant property, rehabilitation valuation, Article VIII, section 2, Constitution of Nebraska, 77-201, 77-1385 to 77-1388 Homestead exemption, Article VIII, section 2, Constitution of Nebraska, 77-3501 to 77-3529, See also HOMESTEADS Levy limitation, county, Article VIII, section 5, Constitution of Nebraska Motor vehicles, method and allocation of revenue, Article VIII, section 1, Constitution of Nebraska Nonprofit enterprises, treatment, Article XIII, section 4, Constitution of Nebraska, 13-1101 to 13-1110 Public property, treatment, public purpose, Article VIII, section 2, Constitution of Nebraska Ratification of legislation, Article VIII, section 13, Constitution of Nebraska Redemption, Article VIII, section 3, Constitution of Nebraska

CONSTITUTION OF NEBRASKA -Cont'd **Property tax** –Cont'd Release from tax, Article VIII, sections 2 and 4, Constitution of Nebraska, 77-1861 State, prohibited, Article VIII, section 1A, Constitution of Nebraska Tax Equalization and Review Commission, Article IV, section Constitution of Nebraska, See also TAX EQUALIZATION AND **REVIEW COMMISSION ACT: 77-5001** Uniformity requirements, Article VIII, section 1, Constitution of Nebraska Exception, Article VIII, section 10, Constitution of Nebraska Public lands. Alienation, restrictions, Article III, sections 20 and 21, Constitution of Nebraska Board of Educational Lands and Funds. Article VII. section 6. Constitution of Nebraska, 72-201 Mineral rights, Article III, section 20, Constitution of Nebraska, 72-301 to 72-314 Taxation of, public purpose, Article VIII, section 2, Constitution of Nebraska Public Service Commission, Article IV, section 20, Constitution of Nebraska, 75-109, 75-109.01, 75-118 Vacancies, Article IV, section 11, Constitution of Nebraska Punitive damages, restrictions, Article VII, section 5, Constitution of Nebraska Raffles. Article III. section 24. Constitution of Nebraska Railroads, Common carriers, this heading Eminent domain, 74-308 Execution and sale of property. Article X. section 2. Constitution of Nebraska Rates, regulation, 75-119, 75-121

Eminent domain. Article X. sections 6 and 8, Constitution of Nebraska Governmental ownership restrictions, Article XI, section 1. Constitution of Nebraska Liability, Article X, section 4, Constitution of Nebraska Rates, regulation, Article X, sections 4 and 7, Constitution of Nebraska Regulation of railways, Article X, section 4. Constitution of Nebraska Referendum, Article III, sections 1, 3, and 4. Constitution of Nebraska Regents, Board of, Postsecondary education, this heading Retirement funds, Benefits, exemption authorized, Article VIII. section 2. Constitution of Nebraska Investment authorized. Article XV. section 17. Constitution of Nebraska, 30-3209 Public employee, treatment, Article III, section 19, Constitution of Nebraska Right to work. Labor laws, this heading School lands and funds, Appropriations limitations, Article VII, section 11, Constitution of Nebraska Board of Educational Lands and Funds, Article VII, section 6. Constitution of Nebraska, 72-201 Distribution of funds, Article VII, section 9, Constitution of Nebraska, 79-1041 Permanent school fund. Article VII. section 7, Constitution of Nebraska Source of funds, Article VII, sections 7 and 9, Constitution of Nebraska

CONSTITUTION OF NEBRASKA -Cont'd School lands and funds -Cont'd Temporary school fund, Article VII, section 9, Constitution of Nebraska Trust funds. Article VII. section 8. Constitution of Nebraska Schools and school districts, Age of students, Article VII, section 1. Constitution of Nebraska Bonds. authorized. Article XIII. section 1. Constitution of Nebraska, 10-123, 10-124, 10-701 to 10-719 English language, instruction, Article I, section 27, Constitution of Nebraska Fines, penalties, and license money, Article VII, section 5, Constitution of Nebraska Free education, Article VII, section 1, Constitution of Nebraska Handicapped students, contracts authorized. Article VII. section 11, Constitution of Nebraska Reform schools, Article VII, section 12. Constitution of Nebraska Religious restrictions, Article VII, section 11, Constitution of Nebraska Seal of the state, Article IV, section 24, Constitution of Nebraska, 84-501 Secretary of State, Executive officers, this heading Separation of powers, Article II, section 1, Constitution of Nebraska Sovereign immunity, See SOVEREIGN IMMUNITY Speech, freedom of, Article I, section 5. Constitution of Nebraska. See also BILL OF RIGHTS State of Nebraska, Actions and proceedings, Authorized, Article V, sections 22 and 24. Constitution of Nebraska

Claims against state, Article VIII, section 9, Constitution of Nebraska Capital, relocation, requirements, Article XV, section 12, Constitution of Nebraska Credit, restrictions, Article XIII, section 3, Constitution of Nebraska Eminent domain applicable to corporations, Article X, section 6. Constitution of Nebraska English, official language, Article I, section 27, Constitution of Nebraska Executive offices, creation, Article IV, section 27, Constitution of Nebraska Indebtedness. Initial funding, Article VIII, section 8, Constitution of Nebraska Limitations on contracts, Article XIII, section 1, Constitution of Nebraska Intergovernmental cooperation. Article XV, section 18, Constitution of Nebraska Public lands, this heading Seal, Article IV, section 24, Constitution of Nebraska, 84-501 Taxation. Property tax, prohibition, Article VIII, section 1A, Constitution of Nebraska Release from. Article VIII. section 4. Constitution of Nebraska State officers and employees, Appointment, Article IV, sections 1 and 10. Constitution of Nebraska Bonds, Article IV, section 26, Constitution of Nebraska Compensation, restrictions, Article III, section 19, Constitution of Nebraska Conflict of interest, Article III, section 16, Constitution of Nebraska

CONSTITUTION OF NEBRASKA -Cont'd State officers and employees –Cont'd. Conflict of interest -Cont'd Duties, 49-1493 to 49-14,104, See also POLITICAL ACCOUNTABILITY AND DISCLOSURE ACT, NEBRASKA Employment, restrictions, Article IV, section 2, Constitution of Nebraska Executive officers, this heading Perjury, penalty, Article IV, section 22, Constitution of Nebraska Qualifications, positions of trust, Article XV, section 2, Constitution of Nebraska Removal, Article IV, sections 1 and 10, Constitution of Nebraska Reports of expenses, Article IV, sections 22 and 23, Constitution of Nebraska Terms, Article XVII, section 5. Constitution of Nebraska Vacancy, Article IV, sections 11 and 12, Constitution of Nebraska, 81-2901 State Treasurer, Executive officers, this heading Supreme Court, Courts, this heading Tax Commissioner, appointment, Article IV, section 28, Constitution of Nebraska, 77-363 **Tax Equalization and Review** Commission. Property tax, this heading Taxation, Agricultural lands, this heading Blighted areas, this heading Counties, this heading Electrical service. Utilities, this heading Income tax, this heading Municipalities, this heading Political subdivisions, this heading Property tax, this heading

Telephones and telecommunications, rates and charges, regulation, Article X, section 7, Constitution of Nebraska Term limits. Governor, Article IV, section 1. Constitution of Nebraska Legislature, members of, Article III, section 12, Constitution of Nebraska State Treasurer, Article IV, section 3. Constitution of Nebraska Township, Counties, this heading Trial, rights at, See BILL OF RIGHTS Trustees, Board of, Postsecondary education, this heading Unicameral, Legislature, this heading Unions. Labor laws, this heading Utilities. Consolidation of property, procedures, Article X, section 3. Constitution of Nebraska Electrical service, payment in lieu of taxes, Article VIII, section 11, Constitution of Nebraska Reports, Article X, section 1, Constitution of Nebraska Stock and dividend, restrictions, Article X, section 5, Constitution of Nebraska Water service, public use, Article XV, section 7, Constitution of Nebraska Villages. Municipalities, this heading Voting, *Elections*, this heading Wages, minimum, Labor laws, this heading Water, Appropriation of water, Article XV, section 6, Constitution of Nebraska Dedicated uses. Article XV. section 5, Constitution of Nebraska

CONSTITUTION OF NEBRASKA -Cont'd

Water – Cont'd. Dedicated uses -Cont'd Access to navigable streams, 28-1401 Domestic use, Article XV, section 4. Constitution of Nebraska Irrigation use, Article XV, section 4, Constitution of Nebraska, 46-233.02 Power use. Article XV. section 7. Constitution of Nebraska Revenue bonds, Article XIII, section 1, Constitution of Nebraska Wildlife, citizens right to harvest wildlife, Article XV, section 25, Constitution of Nebraska Women, employment of, Labor laws, this heading Workers' Compensation Court, Nebraska.

Courts, this heading

CONSTITUTION OF THE UNITED STATES See generally LAW

(Not found in the Nebraska Statutes volumes) Common law, applicability, 49-101

CONSTITUTIONAL OFFICERS

See generally STATE OFFICERS AND EMPLOYEES

Attorney General, Article IV, section 1, Constitution of Nebraska, 84-201 to 84-219, See also ATTORNEY GENERAL

Auditor of Public Accounts, Article IV, section 1, Constitution of Nebraska, 84-304 to 84-321, See also AUDITOR OF PUBLIC ACCOUNTS

Board of Education, State, Article VII, section 3, Constitution of Nebraska, 79-301, See also EDUCATION, STATE DEPARTMENT OF

Board of Educational Lands and Funds, Article VII, section 6, Constitution of Nebraska, 72-201, See also EDUCATIONAL LANDS AND FUNDS, BOARD OF

Board of Pardons, Article IV, section 13, Constitution of Nebraska, 83-1,126, See also PARDONS

Board of Parole, Article IV, section 13, Constitution of Nebraska, 83-188, See also PAROLE AND PROBATION

Board of Regents of the University of Nebraska, Article VII, section 10, Constitution of Nebraska, 85-103, See also UNIVERSITY OF NEBRASKA

Board of Trustees of the Nebraska State Colleges, Article VII, section 13, Constitution of Nebraska, 85-301, See also STATE COLLEGES

Commission of Industrial Relations, Article XV, section 9, Constitution of Nebraska, 48-803, See also INDUSTRIAL RELATIONS ACT

Commission on Judicial Qualifications, See JUDICIAL QUALIFICATIONS, COMMISSION ON

Commissioner of Education, appointment, Article VII, section 4, Constitution of Nebraska, See also EDUCATION, STATE DEPARTMENT OF

Coordinating Commission for Postsecondary Education, Article VII, section 14, Constitution of Nebraska, See also COORDINATING COMMISSION FOR POSTSECONDARY EDUCATION ACT; 85-1401

Department of Education, State, Article VII, section 2, Constitution of Nebraska

Governor, Article IV, section 1, Constitution of Nebraska, See also GOVERNOR

Impeachment, See IMPEACHMENT Judicial nominating commissions, Article V, section 21, Constitution

Article V, section 21, Constitution of Nebraska, 24-801 to 24-

CONSTITUTIONAL OFFICERS –Cont'd 812.01, See also JUDICIAL NOMINATING COMMISSIONS

Judicial Qualifications, Commission on, Article V, sections 28 to 30, Constitution of Nebraska, 24-715 to 24-721

Legislature, Article III, Constitution of Nebraska, See also LEGISLATURE

Lieutenant Governor, Article IV, section 1, Constitution of Nebraska, *See also* LIEUTENANT GOVERNOR

Public Service Commission, Article IV, section 20, Constitution of Nebraska, 75-101 to 75-159, See also PUBLIC SERVICE COMMISSION

Secretary of State, Article IV, section 1, Constitution of Nebraska, See also SECRETARY OF STATE

State Treasurer, Article IV, section 1, Constitution of Nebraska, See also STATE TREASURER

Tax Commissioner, Article IV, section 28, Constitution of Nebraska, 77-363, See also REVENUE, DEPARTMENT OF

Tax Equalization and Review Commission, Article IV, section 28, Constitution of Nebraska, See also TAX EQUALIZATION AND REVIEW COMMISSION ACT; 77-5001 Term limits, See TERM LIMITS

CONSTITUTIONS

See CONSTITUTION OF NEBRASKA; CONSTITUTION OF THE UNITED STATES

CONSTRUCTION

See **PROPERTY**

CONSTRUCTION LIEN ACT, NEBRASKA

See generally LIENS Act, how cited, 52-125 Agency, presumed when, 52-128 Apportionment, 52-153 Assignment, 52-149 Attachment, 52-137

Bonds, effect on liens, 52-141, See also BONDS Notice, 52-150 Definitions, 52-127, 52-129, 52-130 Demand to institute judicial proceedings, 52-140, 52-152 **Discharge**, 52-154 Enforcement, 52-155 Information, duty to disclose, 52-143 Intent, 52-126 Liens, 52-131 Amount. 52-136 Duration, 52-140 Materials, 52-134 Notice, 52-135 Notice of, Commencement, 52-133 to 52-135, 52-145. 52-146 Recorded lien to contracting owner, 52-135 Right to assert, 52-135 Termination, effect, 52-156 Priority among claimants, 52-138, 52-139 Property, Government, exempt from lien, 52-132 Notice of commencement, effect of filing, 52-133 Recording, 52-147 to 52-153 Release, Partial, procedure, 52-154 Procedure, 52-142 **Remedies.** 52-157 Revisor of Statutes, duties, 52-159 Substitution of collateral, effect, 52-142, 52-151 Waiver, 52-144 CONSTRUCTION PROMPT PAY ACT. NEBRASKA See generally CONTRACTORS

See generally CONTRACTORS Act, Applicability, 45-1202, 45-1207, 45-1208 How cited, 45-1201 Construction contract, certain provisions void, 45-1209

CONSTRUCTION PROMPT PAY ACT. NEBRASKA – Cont'd Contractor claim against political subdivision, Civil action authorized, 45-1210 Procedure, 45-1210 Contractor payment, when due, 45-1203 Definitions, 45-1202 Delayed payment, interest due, 45-1205 Other remedies available, 45-1206 Payment request, 45-1203 Retainage payment, when due, 45-1203 Subcontractor payment, when due, 45-1203 Violation of act, action for recovery, 45-1211 Withholdings, authorized, 45-1204 CONSTRUCTIVE SERVICE See generally LEGAL PROCEDURE Authorized when, Cities of the metropolitan class. street improvements, 14-3,102 Civil procedure, general rules, 25-517.02 Divorce proceedings, 42-352 Estate proceedings, 30-2215, 30-2415, 30-2420, 30-2427, 30-2483, 30-2485 Health care, Credential revocation and suspension, 38-179 Receivership of facility, 71-2086 Medication aide registration, 71-6730 Natural resources districts, improvement project area, 2-3254 Pharmacies and pharmacists, emergency box restrictions, 71-2416 Political subdivisions, tort claims, 13-910 Revivor. 25-1409 State tort claims, 81-8,219 Visitation, 43-1803 Defendants. Name unknown, procedure, 25-321

Not all served, procedure, 25-527 Judgment, opened, 25-525 Publication, Affidavit required, 25-520 Contents, 25-519 How made, 25-519 Mailing of notice, required, 25-520.01 to 25-520.03 Newspaper, selection, 25-522, 25-523 When, 25-517.02, 25-518.01 Resident agent, effect of personal service. 25-528 Statutes of limitations on judgment, 25-525 **CONSULTANTS' COMPETITIVE NEGOTIATION ACT, NEBRASKA** See generally STATE GOVERNMENT Act. Applicability, 81-1720, 81-1721 How cited, 81-1702 How construed, 81-1714 Acts prohibited, 81-1716 to 81-1719 Conflict of interest. 81-1719 **Contingent fees, prohibited**, 81-1716 Contract negotiations, 81-1715 Definitions, 81-1703 to 81-1710 Intent, 81-1701 Meetings, open, 81-1712, See also OPEN MEETINGS ACT: 84-1407 Notice, services required, 81-1712, 81-1720 Professional services, qualifications, 81-1712 Projects, procedures, 81-1711 Selection of firm. 81-1713 Solicitation of contracts, 81-1717, 81-1718

CONSUMER CREDIT

See generally CONSUMERS Collection agencies, See COLLECTION AGENCY ACT; 45-601 Credit cards, See CREDIT CARDS Credit information, use in obtaining personal insurance, See MODEL ACT REGARDING USE OF CREDIT INFORMATION IN PERSONAL INSURANCE; 44-7701

CONSUMER CREDIT –Cont'd Credit insurance, Accident and health insurance, 44-1701 to 44-1713 Defined, 44-201 Installment loans, 45-1026, 45-1027 Life insurance, 44-1701 to 44-1713 Preauthorized loans, 45-1064 Credit reports. Credit services organizations, See CREDIT SERVICES ORGANIZATION ACT: 45-801 Provide to consumer, 20-149 Security freeze, See CREDIT REPORT PROTECTION ACT; 8-2601 Debtors and creditors. See DEBTORS AND CREDITORS Default. Applicability of law, 45-1,109, 45-1,110 Definitions, 45-1,105 Notice, 45-1,106 Right to cure, 45-1,107 Security interest, 45-1,108 Surrender of goods, 45-1,108 Financing of motor vehicle, waiver of payments upon loss or destruction of vehicle, See **GUARANTEED ASSET PROTECTION** WAIVER ACT; 45-1101 Loans. See LOANS Installment loans, See INSTALLMENT LOAN ACT, NEBRASKA; 45-1001 **Revolving charge agreements**, 45-204 to 45-209 CONSUMER INFORMATION See generally CONSUMERS Assistive devices, consumer protection, See ASSISTIVE **TECHNOLOGY REGULATION ACT; 69-**2601 **Cigarette sales,** See CIGARETTE SALES ACT, UNFAIR; 59-1501 Commodity code, See COMMODITY CODE: 8-1701 Consumer credit, See CONSUMER CREDIT

Consumer protection, See CONSUMER PROTECTION ACT; 59-1601 Consumer reporting agency, Duties, 20-149 Prohibited acts, 44-7711 Credit services organizations, See CREDIT SERVICES ORGANIZATION ACT; 45-801 Creditors, See DEBTORS AND CREDITORS **Debtors,** See DEBTORS AND CREDITORS Dogs and cats. Disclosure statement required upon sale, 54-646, See also DOG AND CAT PURCHASE PROTECTION ACT Spaying and neutering information required upon sale, 54-637, 54-638, See also COMMERCIAL DOG AND CAT OPERATOR INSPECTION ACT Financial data protection, See FINANCIAL DATA PROTECTION AND CONSUMER NOTIFICATION OF DATA SECURITY BREACH ACT OF 2006; 87-801 Financing of motor vehicle, waiver of payments upon loss or destruction of vehicle. See GUARANTEED ASSET PROTECTION WAIVER ACT; 45-1101 Health care, Advocate for consumer, See LONG-TERM CARE OMBUDSMAN ACT; 81-2237 Claim forms, See STANDARDIZED HEALTH CLAIM FORM ACT; 44-524 Discount medical plan providers, See DISCOUNT MEDICAL PLAN ORGANIZATION ACT; 44-8301 Home solicitations, 69-1601 to 69-1607 Homeowner protection against unconscionable practices, See FORECLOSURE PROTECTION ACT. NEBRASKA; 76-2701 Installment sales, See INSTALLMENT SALES ACT, NEBRASKA; 45-334

CONSUMER INFORMATION –Cont'd Insurance,

- Consumer rights regarding personal information obtained by insurer, See PRIVACY OF INSURANCE CONSUMER INFORMATION ACT; 44-901
- Use of credit information to obtain insurance, See MODEL ACT REGARDING USE OF CREDIT INFORMATION IN PERSONAL INSURANCE: 44-7701
- Viatical settlements, See VIATICAL SETTLEMENTS ACT; 44-1101
- Invention development services, See INVENTION DEVELOPMENT SERVICES DISCLOSURE ACT; 87-601
- Leases and rental agreements, See LEASES AND RENTAL AGREEMENTS
- Monopolies, See MONOPOLIES AND UNFAIR TRADE
- Motor vehicle, defective, See LEMON LAW
- Prize promotions, See TELEMARKETING AND PRIZE PROMOTIONS ACT; 86-2001
- Rental purchase agreements, See CONSUMER RENTAL PURCHASE AGREEMENT ACT; 69-2101
- Rent-to-own, See CONSUMER RENTAL PURCHASE AGREEMENT ACT; 69-2101
- Retirement subdivision or community, purchase of lot or unit, 76-1301 to 76-1315, See also SENIOR CITIZENS
- Sales and use tax, See SALES AND USE TAX
- Securities, See SECURITIES ACT OF NEBRASKA; 8-1101
- Seller-assisted marketing plans, See SELLER-ASSISTED MARKETING PLAN ACT; 59-1701
- Senior citizens, See SENIOR CITIZENS Service contracts, See SERVICE CONTRACTS
- Telecommunications consumer protection, See TELEPHONES
- Telemarketing sales, See TELEMARKETING AND PRIZE PROMOTIONS ACT; 86-2001
- Trade practices, See TRADE PRACTICES Deceptive, See DECEPTIVE TRADE PRACTICES ACT, UNIFORM; 87-301 Prohibited acts, See DECEPTIVE TRADE PRACTICES ACT, UNIFORM; 87-301 Unfair, See MONOPOLIES AND UNFAIR TRADE Wage earners, See WAGES AND WAGE EARNERS CONSUMER PROTECTION ACT See generally CONSUMERS Act. Applicability, 59-1617 How cited, 59-1623 Agricultural associations. treatment, 59-1618, 59-1620 Attorney General, duties, 59-1608 to 59-1612, 59-1619 Attorney's fees and costs, 59-1608, 59-1609 Civil action. 59-1609 Illegal overcharge or undercharge case, treatment, 59-1609.01 Competition, unfair methods, 59-1602 Compliance, assurance of, 59-1610 Conspiracy, 59-1603 to 59-1605, 59-1621 Contracts, treatment, 59-1620 Damages, Illegal overcharge or undercharge case, 59-1609.01 Recovery, disposition, 59-1608.03 Deceptive acts or practices, 59-1602 Definitions, 59-1601 Enforcement, Attorney General, 59-1608 to 59-1608.03 Exemptions, 59-1606, 59-1617 Fine. 59-1614 Franchise, court powers, 59-1615 Funds, State Settlement Cash Fund, 59-1608.04 State Settlement Trust Fund, 59-1608.05 **Inspection**, 59-1611 Judgment, effect, 59-1613

CONSUMER PROTECTION ACT -Cont'd Labor, how treated, 59-1607 Liability, 59-1622 Monopolies, unlawful, 59-1604 Records, inspection of, 59-1611 Restraint of trade, 59-1603 Conspiracy, use of evidence, 59-1621 Sale, restriction, 59-1605 Service of process, 59-1616 Statute of limitation, 59-1612 Stock or assets. acquisition restriction, 59-1606 Subpoena duces tecum, 59-1611 Venue, 59-1608.01 Violations, civil penalties, 59-1609, 59-1614 CONSUMER RENTAL PURCHASE AGREEMENT ACT See generally CONSUMERS Act, how cited, 69-2101 Acts prohibited, 69-2109 Advertising requirements, 69-2112 Agreements, Contents, 69-2108 Renegotiation or extension, 69-2111 Restrictions, 69-2107 Appeal, 69-2117 Cease and desist order, 69-2117 **Definitions**, 69-2103 Disclosures required, 69-2104, 69-2105 Enforcement powers, 69-2116, 69-2117 Examination of records, 69-2118 Fees and charges, 69-2110 **Injunction**, 69-2117 Intent, 69-2102 Investigations, 69-2116 Jurisdiction, personal, 69-2119 Liability damage waiver, requirements, 69-2110 Liability of lessor, 69-2113, 69-2115 Receipt required, 69-2106 Records, examination, 69-2118 Rules and regulations, 69-2105 Statute of limitation. 69-2114 Violations, penalties, 69-2117

CONSUMERS See generally BUSINESS AND

COMMERCE

Annuity contracts, regulation of purchase, exchange, or replacement recommendations, See PROTECTION IN ANNUITY TRANSACTIONS ACT, NEBRASKA; 44-

8101 Commercial transactions, See COMMERCIAL CODE, UNIFORM

Consumer credit, See CONSUMER CREDIT

Consumer information, See CONSUMER INFORMATION

Education, postsecondary, ensure minimum standards, See POSTSECONDARY INSTITUTION ACT; 85-2401

Financial data protection, See FINANCIAL DATA PROTECTION AND CONSUMER NOTIFICATION OF DATA SECURITY BREACH ACT OF 2006; 87-801

Nonrecourse civil litigation funding contract protections, See NONRECOURSE CIVIL LITIGATION ACT; 25-3301

CONTACT LENSES

See EYEGLASSES AND CONTACT LENSES

CONTAINERS

See SALE OF GOODS

CONTEMPT

See generally LEGAL PROCEDURE Attachment, 25-1034 City manager, city council, powers, 19-618, 19-647 Civil procedure, Mandamus, service, 25-2161 Replevin, temporary order, 25-1093.02 Subpoena, disobedience, 25-1229 to 25-1231 Summary judgment, affidavits made in bad faith, 25-1336

CONTEMPT -Cont'd **Costs**, 7-114 to 7-116 Court powers, generally, 25-2121 Effect, 25-2123 Criminal procedure, Community service, failure to perform, 29-2278 False information on statement for appointment of attorneys, 29-3916 Identification characteristics, failure to obey order, 29-3305, 29-3307 Misdemeanor, witness fail to obev subpoena, 29-610.02 Election, contested, power of hearing official, 32-1104 Evidence Rules, Nebraska, applicable, 27-1101 False medicaid claims, subpoena, failure to comply, 68-947 Fines and costs, installment, disobedience, 29-2206.01 Husband and wife, Party initiate contempt proceedings, 42-370 Spousal support, 42-358, 42-718 Injunction, enforcement, 25-1072 Judicial Qualifications, Commission on, powers, 24-721 Jurors, held in contempt, when, Failure to appear, 25-1611 For first-class mail summons, not contempt, 25-1629.04 Qualification form, failure to return, 25-1629.02 Solicitation of jury service, 25-1612 Juvenile record, violation of sealing procedures, 43-2,108.05 Legislature, contempt powers, 50-105 to 50-110 Proceedings, court, Conduct constituting contempt, 25-2121 Punishment by contempt, Effect on criminal liability, 25-2123 Procedure, 25-2122 Sheriff, failure to serve process is contempt, 23-1702

8,299 Support, child or spousal, contempt proceedings for nonpayment of, 42-358, 42-358.03, 42-364.12, 42-364.13, 42-718 CONTEST OF ELECTIONS See ELECTION ACT; 32-101 CONTINUANCE See generally LEGAL PROCEDURE Adoption, 25-2709, 43-104.24 Costs, 25-1707 County court, continuances in probate, adoption, and trust jurisdiction, 25-2709 Criminal procedure, continuance granted, when, 29-1206 District courts, failure of term, 24-308, 24-309 Forcible entry and detainer, 25-21.225 Grounds, 25-1148 Judgment debtor, discovery of property, 25-1575 Mental health board hearings, 71-950 Offer of judgment, no grounds for continuance, 25-902 Power Review Board, Nebraska, hearings, 70-1006 Procedure, 25-1148 Summary judgments, 25-1335 Trial, application for continuance, 25-1148 Workers' Compensation Court, Nebraska, nonresident employer, 48-175.01 CONTRACT CLAIMS ACT, STATE See generally STATE GOVERNMENT Act, how cited, 81-8,302 Board, State Claims, jurisdiction, when, 81-8,305 Claims.

State Claims Board, powers, 81-

District court action, when, 81-8,305 Procedure, 81-8,297 to 81-8,301 **Definitions,** 81-8,303

CONTRACT CLAIMS ACT, STATE -Cont'd Filing requirements, 81-8,304 Statute of limitation, Contract claim, 81-8,306 Court action, 81-8,305 Tolling of, when, 25-213

CONTRACTOR REGISTRATION ACT

See generally CONTRACTORS Act. Applicability, 48-2116 How cited. 48-2101 **Complaints**, 48-2113 Data base of registered contractors, 48-2117 Definitions, 48-2103 Enforcement, use of tax information, 77-27,119 Fees, 48-2107 Fund, Contractor Registration **Cash**, 48-2115 Hearing, 48-2111 Intent. 48-2102 Investigations, 48-2112 Registration. Application, 48-2105 to 48-2107 Number, 48-2108 Renewal, 48-2105 Required, 48-2104 Revocation, 48-2110, 48-2111 **Reporting requirements**, 48-2106 Violations, penalties, 48-2114, 48-2117 Workers' compensation insurance, 48-2106, 48-2109, 48-2110

CONTRACTORS

See generally PROPERTY Air conditioning air distribution contractors, certificate of competency, 18-2307, 18-2312 Architects, required, when, See ENGINEERS AND ARCHITECTS REGULATION ACT; 81-3401 Claims, failure to pay, effect, 52-123, 52-124 Construction projects, Contractor rights to payment, See CONSTRUCTION PROMPT PAY ACT NEBRASKA; 45-1201 Professional engineer or architect, required when, 81-3446, 81-3449, 81-3453, See also ENGINEERS AND ARCHITECTS **REGULATION ACT** Data base of registered contractors, 48-2117 Employee classification, duties, See EMPLOYEE CLASSIFICATION ACT; 48-2901 Equipment, earth-moving, certificate of title, not required, 60-137 Excavation, required marking of underground utilities, See ONE-CALL NOTIFICATION SYSTEM ACT; 76-2301 Farm labor contractors, See FARM LABOR CONTRACTORS ACT; 48-1701 Home repair contract paid from insurance proceeds, See **INSURED HOMEOWNERS** PROTECTION ACT; 44-8601 Income tax withholding duties, 77-2753 Indemnification agreements, prohibited, 25-21,187 Liens, construction, See CONSTRUCTION LIEN ACT, NEBRASKA; 52-125 Public building construction, bond for benefit of laborers and materials. 52-118. 70-641 Public contractor, Discrimination or affirmative action prohibited in public contracting, Article I, section 30, Constitution of Nebraska Employees, work eligibility status verification required, 4-114 **Registration of, See CONTRACTOR REGISTRATION ACT; 48-2101** Sales and use tax, See also SALES AND USE TAX Construction services not subject to tax, 77-2704.55

CONTRACTORS –Cont'd

Sales and use tax –*Cont'd* Contractor, election relating to building materials, 77-2701.10 Fund, Department of Revenue Contractor Enforcement, 77-2704.55

Water well contractors, Licensing, See WATER WELL STANDARDS AND CONTRACTORS' PRACTICE ACT; 46-1201 Well-boring apparatus, certificate of title, not required, 60-137

CONTRACTS

See generally BUSINESS AND COMMERCE Annuity contracts, See ANNUITY CONTRACTS Arbitration. Enforcement, Article I, section 13, Constitution of Nebraska Mediation centers, See DISPUTE **RESOLUTION ACT: 25-2901** Validity of agreement, 25-2602.01 Beer distribution agreement, 53-201 to 53-223, See also BEER Burial merchandise or services, prepayment for, See BURIAL PRE-NEED SALE ACT; 12-1101 Business college, tuition contract requirements, 62-303

Campgrounds, membership, See MEMBERSHIP CAMPGROUND ACT; 76-2101

Capacity to contract, Conservator, 30-2658 Custodian of minor, 43-2718 Married woman, 42-202 Personal representative, 30-2490

Carnivals, contract requirements, 2-220.01 to 2-220.04, See also FAIRS AND EXPOSITIONS

Closed shop contract, prohibited, Article XV, section 13, Constitution of Nebraska Commodities, See COMMODITY CODE;

8-1701

Commodity contracts, See COMMODITY CODE; 8-1701 Compensation of public officers, restrictions, Article III, section 19, Constitution of Nebraska Condominium Act. Nebraska. unconscionable provisions, 76-835.01 Conflict of interest. Insurance consultant, 44-2632 Public officials, 49-14,102 to 49-14,104, See also POLITICAL ACCOUNTABILITY AND DISCLOSURE ACT. NEBRASKA Solicitation by state agency employee, 81-1719 State officials, Article III, section 16, Constitution of Nebraska Construed, when, 25-21,151 Consumer. Consumer credit, See CONSUMER CREDIT Service contracts, See SERVICE CONTRACTS County officials, liability for illegal contracts, 23-336 to 23-338 Credit services organizations, See CREDIT SERVICES ORGANIZATION ACT; 45-801 Declaratory judgment, rights of claimants, 25-21,150 Educational services, contracts authorized. Article VII. section 11. Constitution of Nebraska Electronic transactions, requirements, 86-611, See also ELECTRONIC TRANSACTIONS ACT, UNIFORM: 86-612 Energy financing contracts, 66-1062 to 66-1066 Equine activities, requirements, 25-21.253 Escrow contracts, See ESCROW Farm implement franchise, 69-1501 to 69-1504 Foreclosure consulting or equity purchasing contract, See FORECLOSURE PROTECTION ACT, **NEBRASKA**; 76-2701

Franchise contracts, See FRANCHISE PRACTICES ACT; 87-401

CONTRACTS –Cont'd Home solicitation sales, 69-1601 to 69-1607 Horses, equine activities, requirements, 25-21,253 Impairment of, prohibited, Article I, sections 3 and 16, Constitution of Nebraska Indemnity provision, unenforceable when, 25-21,187 **Installment sales,** See INSTALLMENT SALES ACT. NEBRASKA; 45-334 **Insurance.** See INSURANCE Interest allowable, 45-104 Intergovernmental cooperation, See INTERLOCAL COOPERATION ACT; 13-801; JOINT PUBLIC AGENCY ACT: 13-2501 Interpleader, 25-325 Invention development services, See INVENTION DEVELOPMENT SERVICES DISCLOSURE ACT: 87-601 Joinder of claims, 25-701 to 25-705 Joint debtors, service on not all, 25-527, 25-1418 Judgment, enforcement notwithstanding stay, 25-1934 Jury trial, waiver permitted, 25-1126 Labor contract, closed shop, prohibited, Article XV, section 13, Constitution of Nebraska Law enforcement services for counties and municipalities, 29-215 Leases, See LEASES AND RENTAL AGREEMENTS Marriage, defined as civil contract, 42-101 Mediation, Enforcement, Article I, section 13. Constitution of Nebraska Farm disputes, See FARM MEDIATION ACT: 2-4801 Mediation centers, See DISPUTE **RESOLUTION ACT: 25-2901** Motor carrier transportation contracts, exculpatory provisions prohibited, 75-391 Motor vehicles. Dealer franchise, 60-1423

Motor club services, See MOTOR CLUB SERVICES ACT; 44-3701 Motor fuel franchise, death of franchisee, 87-411 to 87-414 Service contract reimbursement, See MOTOR VEHICLE SERVICE CONTRACT REIMBURSEMENT **INSURANCE ACT; 44-3520** New trial, grounds, 25-1142 Nonrecourse civil litigation funding contracts, requirements, See NONRECOURSE CIVIL LITIGATION ACT: 25-3301 Parties to action on contract, 25-304 Premarital agreements, See PREMARITAL AGREEMENT ACT, UNIFORM: 42-1001 Public contracting, discrimination or affirmative action prohibited, Article I, section 30, Constitution of Nebraska Public works contracts, unemployment tax and interest requirements. 48-657 Real estate sales contract, Specific performance, venue, 25-408 Writing required, 36-105 to 36-107, See also STATUTE OF FRAUDS Rental agreements, See LEASES AND RENTAL AGREEMENTS Rental purchase agreements, See CONSUMER RENTAL PURCHASE AGREEMENT ACT; 69-2101 Seller-assisted marketing plan, See SELLER-ASSISTED MARKETING PLAN ACT: 59-1701 Service contracts, See SERVICE CONTRACTS Signatures, digital and electronic, requirements, 86-611, See also ELECTRONIC TRANSACTIONS ACT. UNIFORM Small Claims Court, jurisdictional amount, 25-2802 State, See STATE GOVERNMENT Statute of frauds, 36-103 to 36-107, 36-202 to 36-213.01, See also STATUTE OF FRAUDS

CONTRACTS –Cont'd Statute of limitation, See STATUTES OF LIMITATION Surrogate parenthood contract, void, 25-21,200 Three-day cancellation rule, Consumer rental purchase agreement, 69-2108 Credit services contract, 45-808 Home solicitation sales, 69-1603 Invention development services contract. 87-603 Loan brokerage agreement, 45-191.04 Membership camping contract, 76-2111, 76-2112 Seller-assisted marketing plan contract, 59-1743, 59-1744 Time-share interval, 76-1713, 76-1716 Time-share agreement, See TIME-SHARE ACT, NEBRASKA; 76-1701 Uniform Commercial Code, See COMMERCIAL CODE, UNIFORM Viatical settlements. See VIATICAL SETTLEMENTS ACT; 44-1101 Writing, when required, See STATUTE OF FRAUDS CONTRIBUTORY NEGLIGENCE See generally LEGAL PROCEDURE Actions accruing prior to February 8, 1992, 25-21,185 Allocation of liability, 25-21,185.10 **Assumption of risk**, 25-21,185.12 Blind pedestrian, evidence precluded, when, 20-128 Covenant not to sue, 25-21,185.11 Damages, diminution, 25-21,185.09 Deaf or hard of hearing pedestrian, evidence precluded, when, 20-128 Definitions. 25-21.185.08 Hard of hearing pedestrian, evidence precluded, when, 20-

Joint and several liability, See JOINT AND SEVERAL LIABILITY

128

evidence precluded, when, 20-128 Railroads, defense precluded, when, 75-403 Recovery, effect on, 25-21,185.09 Release, effect, 25-21,185.11 Sections applicable, 25-21,185.07 **CONTROLLED SUBSTANCES** See generally DRUGS AND MEDICINE Anabolic steroids, See ANABOLIC STEROIDS Controlled substances and counterfeit controlled substances, See CONTROLLED SUBSTANCES ACT, UNIFORM; 28-401 License to prescribe, criminal background check, when required, 38-131 Marijuana, See MARIJUANA Narcotic drugs, See CONTROLLED SUBSTANCES ACT, UNIFORM; 28-401 Taxation of, See MARIJUANA AND CONTROLLED SUBSTANCES TAX: 77-4301 Veterinary use under collaborating agreement, See CONTROLLED SUBSTANCES ANIMAL WELFARE ACT; 54-2501 CONTROLLED SUBSTANCES ACT, UNIFORM See generally CONTROLLED SUBSTANCES Act. How cited. 28-401.01 How construed, 28-401.02, 28-437 Ammonia, anhydrous, possess with intent to manufacture controlled substance, penalty, 28-451 Appeal, 28-433 Burden of proof, 28-432 Controlled substances, Destruction of, records, 28-414.05 Schedules, 28-404, 28-405 Conviction, treatment and counseling required, 28-416, 29-2262

Physically disabled pedestrian,

CONTROLLED SUBSTANCES ACT. **UNIFORM** –Cont'd Criminal violations, Reporting requirements, 28-435.03, 38-1,137,71-7460.02 Supplemental nutrition assistance program eligibility, effect, 68-1017.02 Definitions, 28-401 **Disciplinary actions**, 28-409 **Distribution requirements**, 28-413 **Divisions, Division of Drug Control,** 28-429 Drug schedules, controlled substances, 28-405 Drugs, See DRUGS AND MEDICINE Education and research, 28-434 Emergency box drugs, See EMERGENCY BOX DRUG ACT; 71-2410 Enforcement, 28-430, 28-456 Enhanced penalties, 28-416 Ephedrine. Possession, prohibited, when, 28-452 Sale as precursor to controlled substance, prohibited, 28-450 Sale of, seller duties, 28-458 to 28-462 Sales requirements, 28-405 Expenses, investigations, 28-429 **Forfeiture**, 28-431 Funds. Methamphetamine Awareness and Education Fund, 28-455 Nebraska State Patrol Drug Control and Education Cash Fund, 28-429 Imitation controlled substances, prohibited acts, 28-445 Informants, expenses, 28-429 Inspection, controlled premises, 28-428 Intoxicants, prohibitions, 28-419 to 28-424 Inventory of registrant, requirements, 28-410 lodine, crystalline, sale requirements, 28-449 K-2, cannabinoids, 28-405, 28-416

Labeling requirements, 28-414.03, 28-415 Liability of practitioners, 28-414.06 Licensee, compliance required, 38-435 Malpractice, See MALPRACTICE Marijuana, See MARIJUANA Taxation, See MARIJUANA AND CONTROLLED SUBSTANCES TAX; 77-4301 Medical Cannabidiol Pilot Study. 28-463 to 28-469 Medicine, See also DRUGS AND MEDICINE Administration of, prohibited when, 28-403 Methamphetamine, Clandestine drug labs, property rehabilitation, 71-2432 to 71-2435 Methamphetamine Awareness and Education Fund, 28-455 Prohibited acts, 28-451, 28-452, 28-457 Retailer education program, 28-453 Methamphetamine precursor, Attorney General may exempt seller, when, 28-459 Definitions, 28-458 Law enforcement, access to exchange, 28-460 Seller, Duties, 28-459 Waiver authorized, 28-459 Immunity, 28-461 Prohibited acts, penalty, 28-462 Stop-sale alert, 28-459 Naloxone, authorized activities, 28-470 Narcotic drugs, use authorized, when, 28-412 Paraphernalia, 28-439 to 28-444 Delivery to minor, penalty, 28-443 Prescription, Contents, 28-414, 28-414.01 Label, contents, 28-414.03 Records of, requirements, 28-414.02. 28-414.03 Requirements, 38-2870

CONTROLLED SUBSTANCES ACT. **UNIFORM** –Cont'd **Pseudoephedrine or** phenylpropanolamine, Possession, prohibited, when, 28-452 Sale as precursor to controlled substance, prohibited, 28-450 Sale of, seller duties, 28-458 to 28-462 Sale restrictions, enforcement, 28-456, 28-456.01 Registrants. Considerations, 28-408 Controlled substance, transfer, when. 28-414.04 Fees, 28-406 Records, requirements, 28-410, 28-411 Required, when, 28-407 Rules and regulations, 28-406 Rules and regulations, 38-2899 Schedules, controlled substances, 28-405 Schools, violations near, 28-416 Seizure, 28-431 Sentencing, 29-433, 29-2262 Storage requirements, 28-410 Taxation of controlled substances, See MARIJUANA AND CONTROLLED SUBSTANCES TAX: 77-4301 Testimony, uncorroborated, effect, 28-1439.01 Unlawful or incompetent acts of licensees. Licensee, comply with reporting and investigation, 28-435 Reporting requirements of, Clerk of court, 28-435.03 Health care facility, 28-435.01 Insurer, 28-435.02 Peer review organization, 28-435.01 Professional association, 28-435.01 Violations, penalties, 28-410, 28-416 to 28-418, 28-424, 28-427, 28-441 to 28-445, 28-450 to 28-452.28-457 Juveniles, additional penalty, 28-416 CONTROLLED SUBSTANCES ANIMAL WELFARE ACT See generally ANIMALS Act, how cited, 54-2501 Animal welfare organization, Insurance requirements, 54-2506 Liability, 54-2505 Use of euthanizing drug, requirements, 54-2504 Collaborating veterinarian agreement, required, contents, 54-2504 Definitions. 54-2503 Intent, 54-2502 Liability, 54-2505 Veterinarian, Collaborating veterinarian agreement with organization, 54-2504 Liability limitation, 54-2505 Separate controlled substances registration, required, 54-2504 CONVENTION CENTER FACILITY FINANCING ASSISTANCE ACT See generally ECONOMIC DEVELOPMENT Act, how cited, 13-2601 Board, membership, 13-2603 Bonds and refunding bonds issued by a political subdivision, See also BONDS Election required, 13-2611 Power to issue, terms, 13-2611 Definitions, 13-2603 Fund, Convention Center Support, 13-2610 Intent, 13-2602 Rules and regulations, 13-2613 Sales tax revenue of eligible facility area. Reports required, 13-2609 Revenue determination, audit or audit reviews, 13-2609 State assistance, Applications, Contents, 13-2605 Limitation, 13-2612 Eliaibility. Board determines, 13-2607

CONVENTION CENTER FACILITY FINANCING ASSISTANCE ACT -Cont'd State assistance –Cont'd, Eligibility –*Cont'd* Hearing, 13-2606 Requirements, 13-2604 Use of assistance, 13-2604, 13-2610 Distribution, 13-2610 For poverty relief, 13-2605, 13-2610 Tax Commissioner, duties, 13-2609 CONVERSION See THEFT CONVEYANCE SAFETY ACT See generally BUILDINGS Accident involving conveyance, notification required, when, 48-2520 Act. Applicability, 48-2507 Exemptions, 48-2508 How cited, 48-2501 How construed, 48-2531 Code standards applicable, 48-2532 Committee, Conveyance Advisory, Created, 48-2503 Meetings, 48-2503 Powers and duties, 48-2504 Dangerous condition, Investigation request, 48-2530 Owner duties, 48-2532 Definitions, 48-2502 Elevator contractor, licensed, Insurance policy, requirements, 48-2527 License, requirements, 48-2521, 48-2523 License revocation, grounds, 48-2528 When required, 48-2512 Elevator mechanic, licensed, License. Continuing education, 48-2526 Disciplinary actions, 48-2528 Requirements, 48-2521, 48-2522 Temporary and emergency licenses, 48-2529

When required, 48-2512 Existing conveyance, prohibited acts, 48-2512 Fee schedule. 48-2506 Fund, Mechanical Safety Inspection, 81-405 Inspections, Alternative inspections, requirements, 48-2514 Certificate of inspection, Issuance, form, 48-2516 Temporary certificate, when, 48-2519 When required, 48-2511 Defective or unsafe, notice to owner, 48-2519 Entry upon property to conduct, 48-2518 Report. 48-2513 Request for, procedure, 48-2530 Special inspection, fee, report, 48-2515 State elevator inspector, duties, 48-2513 Landlord and tenant, duties, 76-1419, 76-1421 Licensure, reciprocity, 48-2524 New conveyance installation, requirements, 48-2512 Registration of conveyances, when required. 48-2510 Rules and regulations, 48-2509 Variance, when, 48-2509 State, liability, immunity, 48-2531 State elevator inspector, Appoint deputy inspectors, 48-2512.01 Duties, 48-2513, 48-2520, 48-2530 Qualifications, 48-2512.01 Records, 48-2517 Violations, Alleged, inquiry and investigation, 48-2530 Penalties, 48-2533 **CONVEYANCES** See generally REAL ESTATE

Buyer, cause of action against seller on disclosure statement, 76-2,120

CONVEYANCES –Cont'd Conveyance rules, See PROPERTY ACT, UNIFORM; 76-101 Curative acts, See CURATIVE ACTS Death, transfer upon, Filings required, 76-214, 76-2,126 Nontestamentary, Filing of death certificate and cover sheet required, when, 76-2.126 Transfer on death deed, See REAL PROPERTY TRANSFER ON DEATH ACT. NEBRASKA UNIFORM; 76-3401 Testamentary, See WILLS Deeds, See DEEDS Deeds of trust, See DEEDS OF TRUST Homeowner equity protections, See FORECLOSURE PROTECTION ACT, NEBRASKA; 76-2701 Like-kind exchange funds, title insurance agent, duties, 44-19,116 Marketable title. Instrument presumed in compliance, 58-530, See also REDEVELOPMENT ACT, NEBRASKA Marketable title requirements, 76-288 to 76-298 Private transfer fee obligations, violate public policy, See PRIVATE TRANSFER FEE OBLIGATION ACT; 76-3101 Security interest satisfied, instruments to record, See SECURITY INSTRUMENT SATISFACTION ACT, NEBRASKA; 76-2801 Public lands, See PUBLIC LANDS Public lands, claims and improvements upon, 76-277 to 76-282 Remonstrance, public property, Cities of the first class, See CITIES OF THE FIRST CLASS Cities of the second class. See CITIES OF THE SECOND CLASS Counties, See COUNTIES Libraries, See LIBRARIES Villages, See VILLAGES

Salespersons, See REAL ESTATE **BROKERS AND SALESPERSONS** Seller, duties, Disclosure statement regarding property required, 76-2,120 Water resources update notice, required, when, 76-2,124 Specific conveyances, 90-201, 90-202, 90-209 to 90-267 Statement, filing with register of deeds, 76-214, 76-215 Access. 76-214 Title. Abstract, See ABSTRACTERS ACT; 76-535 Defects, correction of, See CURATIVE ACTS Insurance. See TITLE INSURANCE AGENT ACT; 44-19,106; TITLE INSURERS ACT; 44-1978 Marketable title, this heading Water resources update notice, owner, duties, 76-2,124 CONVICTED SEX OFFENDER ACT See generally SEX OFFENDERS Act. How cited, 29-2922 How construed, 29-2924 Aftercare treatment program, 29-2930 Commitment under prior law, procedures applicable, 29-2934 Credit for time in treatment, 29-2929 Definitions, 29-2923 Determination that treatment is appropriate, 29-2928 Determination that treatment is not appropriate, review, 29-2926 Discharge plan, individual, 29-2930 Evaluation of offender upon commitment, 29-2925 Evaluation of treatment process. access to data and information, 29-2935 Progress reports, annual, 29-2929 **Review, annual**, 29-2929 Rules and regulations, 29-2936 Sentences, authorized, 29-2924

CONVICTED SEX OFFENDER ACT -Cont'd

Transfer of offender to treatment program, 29-2928

Uncooperative offender, transfer, 29-2929

Victim, notified of release of criminal, 81-1850

CONVICTS

See CORRECTIONAL FACILITIES AND INMATES

COOPERATIVE CORPORATIONS

See generally CORPORATIONS Articles of incorporation, contents, 21-1302 Authorized, Article XII, section 1, Constitution of Nebraska, 21-1301 Bylaws, 21-1303 Contracts, 21-1304 Electric cooperative, See ELECTRIC COOPERATIVE CORPORATION ACT; 70-701 Farm land companies, Articles of incorporation, 21-1334 Authorized, 21-1333 Fees, 21-1336 to 21-1338 In lieu of tax payments, 21-1336 Insurance company, investment allowed, 21-1339 Powers, 21-1335 Report, 21-1336 Fees, 21-1305 Filings, electronic transmission and filing, 84-511 Limited cooperative association, See LIMITED COOPERATIVE ASSOCIATION ACT, NEBRASKA; 21-2901 Marketing associations, See NONSTOCK COOPERATIVE MARKETING ACT: 21-1401 Name, use prohibited, 21-1306 **Powers**, 21-1303 **Proxy**, 21-1303 **Reports**, 21-1305

Voting requirements, 21-1301

COOPERATIVE MARKETING ASSOCIATIONS

See NONSTOCK COOPERATIVE MARKETING ACT; 21-1401

COORDINATING COMMISSION FOR POSTSECONDARY EDUCATION ACT See generally STATE GOVERNMENT

Act, how cited, 85-1401 Capital construction projects, Authorization. 85-180.14 Defined, 85-1402 Lease-purchase agreements, authorization, 85-401 Review, 85-1414 State funds, use, 85-1418 Claims against, settlement, public access requirements, 84-713 Commission, Authorized, Article VII, section 14, Constitution of Nebraska Contracts, See STATE GOVERNMENT Electronic postmark, use authorized. 86-644 Established, 85-1403 Executive director, 85-1411 Expenses, 85-1408 Meetings, 85-1409 Membership, 85-1405 Officers, 85-1409 Powers, 85-1404, 85-1412 Purposes, 85-1404 Removal, 85-1407 Staffing, 85-1411 Benefits. 85-1411 Vacancies, 85-1406 Commission, duties, Access College Early Scholarship Program Act, 85-2101 Capital construction projects, this heading Community College Aid Act, 85-223 General coordination, 85-1410 Nebraska Educational Data System. 85-1421 to 85-1427 Nebraska Opportunity Grant Act, 85-1901

POSTSECONDARY EDUCATION **ACT** –Cont'd **Commission, duties** –Cont'd Plans, Comprehensive statewide, 85-1413 Unified statewide facilities, 85-1413 Postsecondary Institution Act, 85-2401 Private Postsecondary Career School Act, 85-1601 Program authorization, Community colleges, 85-961, 85-963 Nebraska College of Technical Agriculture at Curtis, 85-943 State colleges, 85-952, 85-956, 85-958 University of Nebraska, 85-179.01, 85-180.13, 85-180.14, 85-943, 85-945, 85-947.01 Extension division, 85-106 Review, Budgets, 85-1416 Program use of state funds, 85-1418 Programs, 85-1414 State aid requests, 85-1416 Definitions, Article VII, section 14, Constitution of Nebraska, 85-1402 Funds. Coordinating Commission for Postsecondary Education Cash Fund. 85-1419 Coordinating Commission for Postsecondary Education Trust Fund. 85-1420 **Oral Health Training and Services** Fund, 85-1414.01 Oral health training and services, contracts relating to, 85-1414.01 Postsecondary education, See POSTSECONDARY EDUCATION Programs, Legislative priorities, Economic expansion and diversification, 85-1428

COORDINATING COMMISSION FOR

Reports to commission, form, 85-1417 Rules and regulations, 85-1411 CORN See GRAIN CORN RESOURCES ACT, NEBRASKA See generally GRAIN Act, how cited, 2-3601 Board, Corn Development, Utilization, and Marketing, Appointment by board, 2-3616 Appointment by Governor, 2-3614 Compensation, 2-3619 Cooperation, 2-3634 Districts, 2-3615 Duties, 2-3622 Meetings, 2-3616, 2-3621 Membership, 2-3611 Officers, 2-3618 Removal, 2-3620 Report, 2-3632 Terms, 2-3617 Vacancy, 2-3612 Definitions, 2-3603 to 2-3610 Fee, 2-3623 Adjustments, when, 2-3627 Exemption, 2-3630 Pledge of corn, effect, 2-3628 Purchaser, duties, 2-3631 Storage of corn, effect, 2-3629 Fund, Nebraska Corn **Development**, Utilization, and Marketing, 2-3633 Intent. 2-3602 Violation, penalty, 2-3635 CORONERS See generally COUNTY OFFICERS AND **EMPLOYEES** Autopsy, See AUTOPSY

Report by commission, 85-1429

Continuing education, 23-1213.03 Administration, 23-1218 Council, Nebraska County Attorney Standards Advisory, duties, 23-1213.01 to 23-1213.03 Counties, See COUNTIES

Counties, See COUNTIES **County attorney, act as,** 23-1210

CORONERS –Cont'd County attorney, act as -Cont'd Conflict of interest, 23-1206 Death. See also DEATH Determination of, See DEATH ACT, UNIFORM DETERMINATION OF; 71-7201 From motor vehicle accident, duties, 60-6,101,60-6,102 Investigations, Guidelines, 23-1213.01 Support services, 23-1213.02 Of detainee during apprehension or custody by law enforcement, duties, 23-1821 to 23-1823, 29-1401 Of minor, duties, 23-1824 Defined as peace officer, 49-801 Graves, unmarked, duties, 12-1208 Inquest, Arrest, 23-1811 to 23-1813 Authorized, 23-1801 Corpse, disposition, 23-1816 Jury, 23-1801, 23-1804, 23-1805 Warrant, 23-1802, 23-1803 Physician, 23-1818, 23-1820 Property, disposition, 23-1815 Records, return to district court, 23-1814 Subpoenas, 23-1806 Verdict, 23-1809, 23-1810 Warrant of arrest, 23-1811 to 23-1813, 23-1819 Witnesses, 23-1806 to 23-1808 Organ and tissue donations. See also ORGAN AND TISSUE DONATION Coroner access to information and donor's body, 23-1827, 23-1830 Definitions, 23-1826 Denial of recovery, written report from coroner, 23-1829 Immunity from criminal liability, 23-1832 Intent, 23-1825 Preliminary investigation, 23-1827, 23-1828 Release of organs or tissues, exception, 23-1827 Report to coroner, contents, 23-1831 Service on, when, 25-2202

Sheriff, act as, 23-1817 Training, 23-1213.03 Warrants, duty, 29-407

CORPORATIONS

See generally BUSINESS ENTITIES Actions against officeholders, quo warranto, 25-21,121 to 25-21,148 Agricultural associations, 2-2001 to 2-2004 Agricultural land, Entity ownership, reports required, 76-1520 to 76-1524 Ownership restrictions, Article XII, section 8, Constitution of Nebraska, found unconstitutional in Jones v. Gale, 470 F.3d 1261, 2006 Board of directors, election of aliens, restrictions, 76-406, 76-407 Business and commerce, See BUSINESS AND COMMERCE Business corporations, See BUSINESS CORPORATION ACT. NEBRASKA MODEL; 21-201 Benefit corporations, See BENEFIT CORPORATION ACT, NEBRASKA; 21-401 Charitable organizations, 21-608 to 21-624, See also CHARITABLE ORGANIZATIONS **Conservation corporation**, See CONSERVATION CORPORATION ACT; 2-4201 Cooperatives, Article XII, section 1, Constitution of Nebraska. 21-1301 to 21-1306, See also COOPERATIVE CORPORATIONS Limited cooperative association, See LIMITED COOPERATIVE ASSOCIATION ACT, NEBRASKA; 21-2901 Credit of state, prohibitions, Article XIII, section 3, Constitution of Nebraska **Development corporations**, See BUSINESS DEVELOPMENT CORPORATION ACT, NEBRASKA; 21-2101

CORPORATIONS –Cont'd Financial data protection, See FINANCIAL DATA PROTECTION AND CONSUMER NOTIFICATION OF DATA SECURITY BREACH ACT OF 2006; 87-801 Fontenelle Forest Association, grant of charter, 21-1101 Fraternal societies, 21-608 to 21-624 Indictment and information, 29-1608 Industrial development corporations, See INDUSTRIAL DEVELOPMENT CORPORATION ACT. NEBRASKA; 21-2301 Initiative 300, See INITIATIVE 300 Insurance, notice to issuers, 44-373 Name protection, See NAME PROTECTION ACT; 21-2501 Nonprofit, See NONPROFIT CORPORATIONS Occupation tax, See OCCUPATION TAX Officers, executive, workers' compensation insurance coverage, when, 48-115 Professional corporations. See PROFESSIONAL CORPORATION ACT, NEBRASKA; 21-2201 Public lands, donation to, prohibited, Article III, section 21, Constitution of Nebraska Regulation, Article XII, section 1. Constitution of Nebraska Securities, See SECURITIES ACT OF NEBRASKA; 8-1101 Shareholder protection, See SHAREHOLDERS PROTECTION ACT; 21-2431 Special legislation for, prohibited, Article III, section 18, Constitution of Nebraska Stock, Governmental ownership restrictions. Article XI. section 1, Constitution of Nebraska Purchase for restraint of trade, prohibited, 59-1606 Stockholder voting requirements, Article XII, section 1, Constitution of Nebraska

Subchapter S corporation, tax treatment, 77-2734.01 Takeover, See SHAREHOLDERS PROTECTION ACT; 21-2431 Taxation. Income tax, 77-2734.01, 77-2734.02, See also INCOME TAX Liability of officers, 77-1783.01 Trade practices, See TRADE PRACTICES CORRECTIONAL FACILITIES AND INMATES See generally JUSTICE SYSTEM Apprehension of escaped inmate, duty, 83-427 Appropriations, estimate by department, 83-908 Care of inmates. 83-181 Charges, disposition of, 29-3801 to 29-3809, See also CRIMINAL PROCEDURE Child support liability, effect of incarceration, 43-512.15 Civil rights, loss of, Article VI. section 2 and Article XV, section 2, Constitution of Nebraska, 29-112 to 29-113, 32-313, 83-1,118 Claims of inmates, Access to courts unrestricted, 83-4.123 Civil actions filed in forma pauperis, limitation, 25-3401 Statutes of limitation, Money or personal property, action against department, 83-153 to 83-156 Real property, action arising from tax sale, 77-1855 Compacts, Agreement on Detainers, 29-759 to 29-765 Interstate Compact for Juveniles, 43-1011 Interstate Corrections Compact, 29-3401.29-3402 Compensation and reimbursement costs. Confinement costs, payment, 29-752 Federal inmates, 83-420

CORRECTIONAL FACILITIES AND **INMATES** –Cont'd **Compensation and reimbursement** costs -Cont'd Inheritance, effect of conviction, Article I. section 15. Constitution of Nebraska Inmate wages, 83-183 to 83-184.01 Withholding, use, 83-184 Royalty income, Son of Sam law, 81-1836 to 81-1840 Transportation costs of inmates, payment, 29-3809, 83-423, 83-424 **Complaints, Public Counsel has** jurisdiction, 81-8,240 to 81-8,254 Contractual services authorized, See PRIVATE PRISON CONTRACTING ACT; 47-801 Court appearances of inmates, audiovisual and written appearances, requirements, 29-4201 to 29-4207 Crimes. Communications with inmates, unauthorized, 83-417 Escape, 28-912, 28-912.01, 83-184, 83-417, See also ESCAPE Inmates, crimes by, 28-309, 28-929 to 28-933, See also CRIMES AND OFFENSES Introducing escape instruments, 28-913 Loitering about penal institution, 28-914 Cruel and unusual punishment, prohibited, Article I, section 9, Constitution of Nebraska Death of detainee during apprehension or custody, County coroner, duties, 23-1821 to 23-1823 Grand jury convened, procedure, 29-1401 Delivery of inmates, 29-2401, 29-2402, 83-422 **Department, See CORRECTIONAL** SERVICES. DEPARTMENT OF Deposition of prisoner, 25-1233

Depositions of inmates. procedures, 25-1233, 25-1234 Detainer, agreement on, 29-759 to 29-765 Warden, duty of, 29-763 Detainer, Agreement on, duty, 29-763 Discipline of inmates, 83-4,109, 83-4,114.01 Confirmation testing, 83-4,114.02 Definitions, 83-4,110 Posting of rules, 83-4,113 Procedural requirements, 83-4,122, 83-4,123 Report, 83-4,120 Restrictions, 83-4,114, 83-4,121, 83-4,139 Review procedure, 83-4,115 Rules and regulations, 83-4,111 to 83-4,113 Solitary confinement, prohibited, 83-4.114 Standard of proof, 83-4,122 Violation of personalized program plan, disciplinary action not allowed, 83-1,107 DNA testing, See GENETIC TESTING Felony and other specified offenders, See DNA **IDENTIFICATION INFORMATION** ACT: 29-4101 Postconviction exoneration, See DNA TESTING ACT; 29-4116 Employees. Acts prohibited, 83-417, 83-443, 83-444, 83-912 Assault against with a bodily fluid, penalty, 28-934 Duty to suppress violence, 83-415 Investigations of, 83-910 Not considered law enforcement officers, 81-1401 Private prison personnel, requirements, 47-802 Stress management program, 71-7113, See also CRITICAL INCIDENT STRESS MANAGEMENT ACT Warden, 83-177, 83-427

CORRECTIONAL FACILITIES AND **INMATES** –Cont'd Employment of inmates, 81-1826 to 81-1829 Farms, 81-1829 Prison industries, this heading Restrictions on inmate labor. Department employee, financial interest in inmate labor, 83-443, 83-444 Wages, 83-183 to 83-184.01 Work release, 83-183 to 83-184.01 Workers' Compensation Act, Nebraska, applicability to inmates, 48-115 Escape, 28-912, 28-912.01, 83-184, 83-417, See also ESCAPE Duty to apprehend escapee, 83-427 Examination of prisoner, court order, 25-1233 **Extradition,** See CRIMINAL EXTRADITION ACT, UNIFORM; 29-729 Facilities and programs, Administration, Department of Correctional Services. See also CORRECTIONAL SERVICES, DEPARTMENT OF; 83-171 Division of Adult Services, 83-939 Adult correctional facility, 72-703 Adult Diagnostic and Evaluation Services Program, 83-936 Authorized, 83-108.02 Bidding requirements, 83-916 Construction and maintenance, 83-916 Conviction for substance abuse, treatment and counseling required, when, 28-416, 83-1,110.01 Farms, 81-1829 Jails, See JAILS Juvenile facilities. Community and Family Reentry Process, 43-425 Grants for, 77-2602 Secure Youth Confinement Facility, 83-905

Youth rehabilitation and treatment centers, See HEALTH AND HUMAN SERVICES, OFFICE OF JUVENILE SERVICES ACT; 43-401 Legislative examination of, 83-911 Medical program, Health care, this heading Overcrowding, response, See CORRECTIONAL SYSTEM OVERCROWDING EMERGENCY ACT; 83-960 Personalized program plan, 83-1,107 Post-release supervision plan, 83-1,107 Private prison contractors authorized, See PRIVATE PRISON CONTRACTING ACT; 47-801 Recreational activities, funding, 83-915.01 Reentry planning program, 83-186.01 Reentry program, 83-903 Rehabilitation programs, 83-182 Release or reentry plan, 83-1,107 Sex offender, attend sex offender treatment and counseling programming, 29-4014 Structured programming, 83-182.01 Treatment and rehabilitation programs, See TREATMENT AND CORRECTIONS ACT, NEBRASKA; 83-170 Vocational and Life Skills Program, 83-904 Federal inmates, confinement in state facility, 83-420 Food and food ingredients served, sales tax exemption, 77-2704.10 Foreign offenders, transfer or exchange, 83-956 Funds. Department of Correctional Services Facility Cash Fund, 83-913.01 Emergency Revolving Fund, 83-914 Inmate funds, treatment, 83-915 Inmate Welfare and Club Accounts Fund, 83-915.01 Furlough. Release of inmates, this heading Good time, 83-1,107 to 83-1,109

Grievance of inmate, Procedures, dissemination, 83-4,138 Records, preservation, 83-4,136 Retaliation, prohibited, 83-4,139 Right to file, 83-4,135 To whom directed, 83-4,137 Guards, Employees, this heading Habeas corpus, 29-2801 to 29-2824, See also HABEAS CORPUS Health care. AIDS testing, when, 29-2290 Behavioral health treatment center feasibility study, 83-305.05 Dental hygienist, preventive services authorized, 38-1130 Medical examination, 83-179 Medical services, responsibility for payment, 47-701 to 47-705 Medical services program, See CORRECTIONAL HEALTH CARE SERVICES ACT, NEBRASKA; 83-4.153 Mental health screening and treatment, 83-180, 83-1,107 Persons committed to department, 83-181 Prescription drug relabeling and redispensing, 71-2453 Suspension of medical assistance program payments, 47-706 Howard's Day, observance of, 83-454 Incarceration work camps, Costs, 83-4,146 Offender costs, funding, 83-917 Court, Board of Parole, or director, powers, 83-4,143, 83-4,144 Department, duties, 83-4,142 Eligibility, 83-4,143 Failure to complete program, effect, 83-4,145 Reentry Cash Fund, 83-917 Report to Legislature, 83-4,147 Indictment of inmate, custody, 29-1709 Inmates, defined, 83-170

CORRECTIONAL FACILITIES AND

INMATES –Cont'd

Insurance coverage, **Comprehensive Health** Insurance Pool, when, 44-4222 Jails. See JAILS Juveniles, See also JUVENILE JUSTICE SYSTEM Commitments to, restrictions, 43-250 to 43-254 Parole denied, annual parole hearing, 83-1,110.04 Secure youth confinement facility. Commitments to, restrictions, 43-251.01 Department of Correctional Services, has control of, 83-905 Employees of, assault against with a bodily fluid, penalty, 28-934 Youth rehabilitation and treatment centers, See HEALTH AND HUMAN SERVICES, OFFICE OF JUVENILE SERVICES ACT; 43-401 Library, inmate, publications available, 49-506, 49-617 Lien on inmate property, when, 29-2290 Medical services, Health care, this heading Negotiated rulemaking committee, use upon request of inmate prohibited, 84-925 Ombudsman, deputy public counsel for corrections, 81-8.244 Overcrowding, response, See CORRECTIONAL SYSTEM OVERCROWDING EMERGENCY ACT: 83-960 Pardons, See PARDONS Parole, See PAROLE AND PROBATION Placement of inmates, Confinement authorized, 29-1001, 29-2406 Conviction for substance abuse, treatment and counseling required, when, 28-416 Evaluation and assignment, 83-179, 83-180 Adult Diagnostic and Evaluation Services Program, 83-936

CORRECTIONAL FACILITIES AND **INMATES** –Cont'd Placement of inmates -Cont'd Out-of-state restrictions. Article I. section 15, Constitution of Nebraska Restrictive housing, Levels, 83-173.03 Long-term restrictive housing work group, 83-4,114 Report, 83-173.02, 83-4,114 Use of. 83-173.03 Segregation, when, 83-179, 83-180 Solitary confinement, prohibited, 83-4,114 Transfer. Foreign offenders, 83-956 Medical center, 83-305.03 Special treatment, 83-175, 83-180 Postconviction relief, 29-3001 to 29-3004 Prison industries. License plates, manufacture, 83-123 Prison-made goods, 83-144 to 83-152 State purchasing requirements, exemption, 81-146 Private prison contractors authorized, See PRIVATE PRISON CONTRACTING ACT: 47-801 Production order involving prisoner, procedure, 25-1233 Public assistance, eligibility, 68-1002 Records on inmates, 83-178, 83-197 Rehabilitation programs, 83-182 Release of inmates. Discharge, when, 83-1,118 Furlough, authorization, 83-173.01 Good time, 83-1,107 to 83-1,109 Habeas corpus, See HABEAS CORPUS Notice of civil rights, 83-1,118 Pardons, See PARDONS Parole, See PAROLE AND PROBATION Postconviction exoneration, DNA testing, See DNA TESTING ACT; 29-4116 Procedures, 83-187 Reentry planning program, 83-186.01

Registered sex offender, duties, 83-174 Work release, 83-183 to 83-184.01 Rendition. Accused persons, See RENDITION OF ACCUSED PERSONS ACT, UNIFORM: 29-3101 Prisoners as witnesses, See **RENDITION OF PRISONERS AS** WITNESSES IN CRIMINAL PROCEEDINGS ACT, UNIFORM; 29-3201 Sentence and punishment, See SENTENCE AND PUNISHMENT Sex offenders, See SEX OFFENDERS Sexual abuse of an inmate by authorities, 28-322 to 28-322.03 Son of Sam law. Compensation and reimbursement *costs*, this heading State department, See CORRECTIONAL SERVICES, DEPARTMENT OF Stress management program, employees, 71-7113, See also CRITICAL INCIDENT STRESS MANAGEMENT ACT Substance abuse. Conviction for, treatment and counseling required, when, 28-416 Discipline of inmates, confirmation testing, 83-4,114.02 Superintendent, Warden, this heading Transfer of inmates. Placement of inmates, this heading Treatment services for inmates, Facilities and programs, this heading Victim. notified of status of criminal, when, 81-1850 Violence, suppression, 83-415 Visitors, 83-186, 83-417 Voting rights, felon, 29-112 to 29-113, 32-313, 83-1,118 Voting rights, felon, loss of, Article VI, section 2, Constitution of Nebraska Wages of inmates, 83-183 to 83-184.01

CORRECTIONAL FACILITIES AND INMATES –Cont'd Wages of inmates –Cont'd Withholding, use, 83-184 Warden, 83-177

Employees, this heading **Witnesses,** Jailhouse witness, evidence

available to defense, 29-1912 Rendition of inmates, See RENDITION OF PRISONERS AS WITNESSES IN CRIMINAL PROCEEDINGS ACT, UNIFORM; 29-3201

Youth rehabilitation and treatment centers, See HEALTH AND HUMAN SERVICES, OFFICE OF JUVENILE SERVICES ACT; 43-401

CORRECTIONAL HEALTH CARE SERVICES ACT, NEBRASKA

See generally CORRECTIONAL FACILITIES AND INMATES Accreditation of medical program, 83-4.165 Act, how cited, 83-4,153 Clinics, requirements, 83-4,159 **Definitions**, 83-4,154 Health care personnel, Internal credentialing program, 83-4.158 Requirements, 83-4,159 Medical director, Appointment, 83-4,156 Duties, 83-4,157 Medical program, accreditation, 83-4.165 Medical services. Communicable diseases, 83-4,161 Community standard of care, 83-4.155 Dental hygienist, preventive services authorized, 38-1130 Drugs, 83-4,162 Peer review and quality assurance program, 83-4,164 Program accreditation, 83-4,165 Surgical procedures, 83-4,163 Treatment protocols, 83-4,160 Quality assurance program, 83-4,164

Standard of care, community, 83-4,155

CORRECTIONAL SERVICES, DEPARTMENT OF

See generally STATE GOVERNMENT Actions between agencies, costs, 25-1808, 25-1809 Administrative Services, Division of. Assistant director, 83-942 Duties. 83-943 Adult Services, Division of, Adult Diagnostic and Evaluation Services Program, 83-936 Assistant director, qualifications, 83-938 Duties. 83-939 Bidding requirements. 83-916 Buildings, construction and maintenance, 83-916 Business hours, 81-113 **Collection agency, contracts** authorized, 45-623 **Community-Centered Services**, Division of, Assistant director, qualifications, 83-931 Duties, 83-932 Compacts. Agreement on Detainers, 29-759 to 29-765 Interstate Compact for Juveniles, 43-1011 Interstate Corrections Compact, 29-3401, 29-3402 Compensation, 81-117 to 81-117.02 Contested cases, 84-917 to 84-919, See also ADMINISTRATIVE PROCEDURE ACT Contracts. Generally, See STATE GOVERNMENT Private prison contractors, See PRIVATE PRISON CONTRACTING ACT; 47-801 Conveyances and leases of real estate, 90-219, 90-228, 90-242, 90-243, 90-246 to 90-248, 90-252, 90-254, 90-255 Created, 81-101, 83-171

CORRECTIONAL SERVICES. **DEPARTMENT OF** –Cont'd Director, Appointment, 81-102, 83-172 Bond or insurance, 81-111 Compensation, 81-103, 83-172 Duties. 83-173 Restrictions on office holding or employment, 81-108 Term. 81-109 **Divisions**, 83-922 Administrative Services, Division of, this heading Adult Services, Division of, this heading Assistant directors, 83-922, 83-924 Community-Centered Services. Division of, this heading Duties. 83-909 Acts administered, Convicted Sex Offender Act, 29-2922 **Correctional Health Care Services** Act, Nebraska, 83-4,153 **Correctional System** Overcrowding Emergency Act, 83-960 Private Prison Contracting Act, 47-801 Treatment and Corrections Act, Nebraska, 83-1,135 Correctional facilities, See CORRECTIONAL FACILITIES AND INMATES; TREATMENT AND CORRECTIONS ACT, NEBRASKA; 83-170 Parole, See PAROLE AND PROBATION Programs, Reentry program, 83-903 Vocational and Life Skills Program, 83-904 Strategic plan, key goals, benchmarks, 83-918 Youth Rehabilitation and Treatment Centers, collaboration on employee training, 83-101 **Eminent domain, See EMINENT** DOMAIN Displaced persons, See RELOCATION ASSISTANCE ACT; 76-1214

Employees, See also STATE OFFICERS AND EMPLOYEES Not considered law enforcement officers, 81-1401 Restrictions on employment, 83-910 Stress management program, 71-7113. See also CRITICAL INCIDENT STRESS MANAGEMENT ACT Facilities, administration, 83-171 Funds. **Correctional Industries Revolving** Fund. 83-150 Department of Correctional Services Facility Cash Fund, 83-913.01 Department of Correctional Services Warehouse Revolving Fund, 83-958 Emergency Revolving Fund, 83-914 Expenditure, procedure, 81-104 Petty cash fund, 81-104.01 Reentry Cash Fund, 83-917 Remittance, 83-913 Vocational and Life Skills Programming Fund, 83-904 Gifts and gratuities, acceptance prohibited, 83-912 Institutions, oversight, 83-905 Intent, 83-901 Investigations, 81-119, 83-910 Legal actions and proceedings between agencies, costs, 25-1808, 25-1809 Mailing requirements, Central mailing room, 81-164 to 81-171 Electronic postmark, 86-644 Meetings, open, See OPEN MEETINGS ACT; 84-1407 Mileage, reimbursement, 81-1176 Nepotism, prohibited, 49-1499.07 Oath. 81-110 Payments by electronic payment authorized, 81-118.01 Powers, administrative, 81-1311 Prison-made goods, 83-144 to 83-152 Public records. Access, 84-712 to 84-712.09, See also PUBLIC RECORDS

CORRECTIONAL SERVICES. **DEPARTMENT OF** –Cont'd Public records -Cont'd Settled claims, requirements, 84-713 Purchase of goods and services, payment for, See PROMPT PAYMENT ACT: 81-2401 Purchasing for correctional programs, Central warehouse system, authorized, 83-957 Department of Correctional Services Warehouse Revolving Fund, 83-958 Private prison contractors, See PRIVATE PRISON CONTRACTING ACT; 47-801 Separate budget programs required, 83-959 Receipts, treatment, 81-118 Records. Public records, this heading **Recycling program**, See STATE GOVERNMENT RECYCLING MANAGEMENT ACT: 81-1183 Reports to the Legislature, electronic, requirements, 50-114.03 Requisitions, procedure, 81-159 Rulemaking, See ADMINISTRATIVE PROCEDURE ACT; 84-901; NEGOTIATED RULEMAKING ACT; 84-921 Rules and regulations, 81-112 Scientific research, 83-909 Seal, 81-114, 83-902 Securities, requirement for safekeeping, 81-120 Services provided to Board of Parole and Board of Pardons, 83-1,127.01 Strategic plan, key goals, **benchmarks**, 83-918 Subpoena power, civil investigations, 81-119 Surplus property, Federal program, 81-907, 81-908 Sale, procedure, 81-161.04 Volunteers, payments authorized, 81-1182.01

CORRECTIONAL SYSTEM OVERCROWDING EMERGENCY ACT See generally CORRECTIONAL FACILITIES AND INMATES Act. how cited. 83-960 Correctional system overcrowding emergency, when, effect, 83-962 Definitions, 83-961 Department, duties, 83-963 Parole, consideration or reconsideration. when. 83-962 Report, annual, contents, 83-963 COSMETOLOGISTS See COSMETOLOGY, ELECTROLOGY, ESTHETICS, NAIL TECHNOLOGY, AND BODY ART PRACTICE ACT; 38-1001 COSMETOLOGY, ELECTROLOGY, ESTHETICS, NAIL TECHNOLOGY, AND BODY ART PRACTICE ACT See generally PROFESSIONS AND OCCUPATIONS Act, how cited, 38-1001 Apprentice salon. Licensure, 38-10,113 to 38-10,118 Operating requirements, 38-10,116 Owner liability, 38-10,119 Barbers, See also BARBER ACT; 71-201 Waiver of courses, when, 38-10,107 Board of Cosmetology, Electrology, Esthetics, Nail Technology, and Body Art Examiners, 38-167, See also CREDENTIALING ACT, UNIFORM Members, gualifications, 38-1057 Body art, Act, how construed, 38-10,166 Consent required to perform on minor, 38-10,165 Ordinances governing, authorized, 38-10,167 Body art facility, Licensure, 38-1080 Operating requirements, 38-1081 Conduct, unprofessional, 38-10,171

COSMETOLOGY, ELECTROLOGY, **ESTHETICS, NAIL TECHNOLOGY, AND BODY ART PRACTICE ACT** –Cont'd Continuing competency requirements. Limited exemptions, 38-1077, 38-10,137 Waiver, 38-1077 Cosmetic establishment, Licensure, 38-1091 to 38-1095 Operating requirements, 38-1093 Owner, liability, 38-1096 Cosmetology establishment, Apprentice salon, this heading Cosmetic establishment, this heading Home services permit, 38-10,120 to 38-10.125 License required, 38-1078 Nail technology services, 38-1079 Salon, this heading Schools of cosmetology or esthetics, this heading Definitions, 38-1005 to 38-1056, 38-1082 **Department of Health and Human** Services, inspections, 38-10,141, 38-10,151, 38-10,161, 38-10,169, 38-10,170 Electrology, licensure, when required, 38-1059, 38-1061 Epilators, requirements, 38-1077 Exemptions from act, 38-1075 Fees, 38-10,168 Home services permit, 38-10,120 to 38-10.125 Home services permits, Cosmetology establishment, 38-10,120 to 38-10,125 Nail technology home services permit, 38-10,160 to 38-10,164 Inspections, 38-10,169, 38-10,170 Intent, 38-1002, 38-1003 Licensure for individuals, Application, nail technology, 38-10,129 Display, 38-1068, 38-10,133 Examination. Application, 38-1063

Cosmetology, electrology, esthetics, and body art, 38-1064 to 38-1067 Foreign applicants, 38-1067 Nail technology, 38-10,128 to 38-10,131 Qualifications for cosmetology, electrology, esthetics, 38-1062 Reciprocity, 38-1066, 38-10,132 Required, when, Body art, 38-1060, 38-1061 Cosmetology, 38-1058, 38-1061 Electrology, 38-1059, 38-1061 Nail technology, 38-10, 126, 38-10,127 Waiver of examination, Electrology, 38-1066 Esthetics, 38-1066 Malpractice, See MALPRACTICE Nail technology establishment, License required, 38-10,138 *Nail technology salon, this heading* Nail technology school, this heading Nail technology salon, Licensure, 38-10,139 to 38-10,145 Licensed cosmetology establishment, exempt, 38-1079 Nail technology home services permit, 38-10,159 to 38-10,164 Owner liability, 38-10,146 Salon operating requirements, 38-10,142 Nail technology school, Licensure requirements, 38-10,147 to 38-10,151, 38-10,156 to 38-10.158 School of cosmetology, exempt, 38-10,148 Operating requirements, 38-10,152, 38-10,156 Students. Requirements, 38-10,153 Transfers, 38-10, 154, 38-10, 155 Registration of individuals, Application, 38-10,107 Apprentice, 38-10,103 Cosmetician, 38-1072 Display, 38-10,133 Expiration, 38-1074

COSMETOLOGY, ELECTROLOGY, **ESTHETICS, NAIL TECHNOLOGY, AND BODY ART PRACTICE ACT** –Cont'd **Registration of individuals** –*Cont'd* Guest artist, 38-1071 Required, when, 38-1061 Requirements, 38-1070 When required, 38-1069 Salon. Defined, 38-1082 Licensure, 38-1083 to 38-1089 Operating requirements, 38-1086 Salon owner, liability, 38-1090 Student, apprentice, student instructor, requirements, 38-10,103 Schools of cosmetology or esthetics. Barber, waiver of course requirements, when, 38-10,107 Licensure, 38-1097 to 38-10,102 Manager required, 38-10,112 Operating requirements, 38-10,102, 38-10.104 Satellite classroom, 38-10,111 Student, apprentice, student instructor, requirements, 38-10,103 Student, transfers, 38-10,105, 38-10.106 Tanning facility, requirements and restrictions, See INDOOR TANNING FACILITY ACT; 71-3901 Temporary practitioner, License, 38-1069 Expiration, extension, 38-1074 Requirements, 38-1070, 38-1073 License, nail technology, 38-10,134 to 38-10.136 Titles, authorized with licensure or registration, 38-1061 Unprofessional conduct, acts enumerated, 38-10,171 Violations, body art, consent to perform on minor, 38-10,165 COSTS, COURT COSTS See COURT COSTS

COUNCILS See generally STATE GOVERNMENT General provisions, Actions between agencies, costs, 25-1808, 25-1809 Claims against, settlement, public access requirements, 84-713 Expense reimbursement procedures, 81-1170.01 to 81-1182.01 Legislative review of councils, 50-1301 to 50-1304 Mileage, reimbursement, 81-1176 Volunteers, payments authorized, 81-1182.01 Advisory Council on Dispute **Resolution**, 25-2905 **Advisory Council on Public** Guardianship, 30-4106 Advisory Council on Public Water **Supply**, 71-5311 Advisory councils (unnamed), Continuing education of insurance agents, brokers, and consultants, 44-3906 Insurance producers prelicensing education, 44-3913 Private postsecondary career schools, 85-1607 Area advisory council on aging, 81-2218 **Council on public improvements** and services, 77-3445 Council on Student Attendance, 79-527.01 Critical Incident Stress Management Council, 71-7105 Early Childhood Interagency Coordinating Council, 43-3401 Educational Service Unit Coordinating Council, 79-1245 Environmental Quality Council, 81-1503 **Geographic Information Systems** Council, 86-570 Learning community coordinating council, 32-546.01 Legislative Council, 50-401, 50-401.01 Medicaid Reform Council, 68-948

COUNCILS –Cont'd Medical Home Advisory Council, 68-961 Mental health planning council, 71-814 Missouri Basin Natural Resources Council. 2-32.103 Nebraska Arts Council, 82-309 Nebraska County Attorney Standards Advisory Council, 23-1213 Nebraska Invasive Species **Council**, 37-1403 Nebraska Investment Council, 72-1237 Nebraska Police Standards Advisory Council, 81-1406 Nebraska Potato Council, 2-2811 Nebraska Safety Center Advisory Council, 85-1008 Niobrara Council, 72-2007 Nursing Home Advisory Council, 71-6044 **Propane Education and Research** Council. 66-1617 **School Health Center Advisory Council**, 68-968 **State Council on Educational Opportunity for Military** Children, 79-2204 Women's Health Initiative Advisory Council, 71-702 COUNSELORS Alcohol and drug counselors, See ALCOHOL AND DRUG COUNSELING PRACTICE ACT; 38-301 Attorneys, See ATTORNEYS Counselor of conciliation, 42-808, 42-809, See also CONCILIATION COURT LAW Professional counselor, See MENTAL HEALTH PRACTICE ACT; 38-2101 Vocational rehabilitation, See VOCATIONAL REHABILITATION COUNTERCLAIM See SETOFF, COUNTERCLAIM, AND **CROSS-CLAIM**

COUNTERFEIT CONTROLLED SUBSTANCE

See CONTROLLED SUBSTANCES

COUNTIES

See generally POLITICAL SUBDIVISIONS Accounting system, 23-109, 23-1611 Accounts, how treated, 23-109 Adverse possession, public lands, prohibited, 39-1404 **Airports,** See AIRPORTS Amusement places, regulation, 23-813 to 23-818 Animals. Damage control, 23-358 to 23-361 Dogs, See ANIMALS Legal status as personal property. political subdivision cannot change, 13-405 Appeals of county action, See APPEALS AND REVIEWS Appropriations, authorized, 13-604 Assessor, county, See COUNTY ASSESSORS Assistance. Social services, this heading Attorney, county, 23-1201 to 23-1203. See also COUNTY ATTORNEYS Audits. Accounting system, 23-1611 By Auditor of Public Accounts, when, 84-304 Irregularities, how treated, 23-1608 Refusal to provide records, 23-1612 Report, 23-1608 Required, 23-1608 Requirements, 23-1609 Bids and bidding, See BIDS AND BIDDING Boards. Board of adjustment, 23-168.02 Board of commissioners, 23-148 to 23-156 Board of corrections, 23-2802 Board of equalization, 77-1501, 77-1501.01, See also COUNTY BOARD OF EQUALIZATION Board of public docks, 13-1401 to 13-1417

COUNTIES –Cont'd Boards -Cont'd Board of supervisors, 23-207 to 23-209 Board of zoning appeals, 23-174.09 Canvassing board, 32-1028 to 32-1032 Bonds, See BONDS Boundaries, Area, Article IX, section 1, Constitution of Nebraska Change, Article IX, sections 2 and 3. Constitution of Nebraska Election, 22-196 to 22-198 Watercourses, 22-194 Legal descriptions, 22-101 to 22-193 Map, where held, 22-195 Bowling alleys, regulation, 23-808 to 23-812 Bridges, See BRIDGES Budget, Expenditures, additional authorized, See LOCAL GOVERNMENT MISCELLANEOUS EXPENDITURE ACT; 13-2201 Limit on property tax, 13-518 to 13-522, 77-3446 Limitation by local election, See LOCAL OPTION TAX CONTROL ACT; 77-3401 Reimbursement for indigent defense costs, effect, 29-3933 Requirements, See BUDGET ACT, NEBRASKA; 13-501; COUNTY BUDGET ACT OF 1937; 23-901 Taxation, this heading Buildings, Building code, 23-172 Building permits, highway corridors, 39-1311 to 39-1311.05 Community centers, District. Board of trustees, appointment, 23-2908 Boundaries, change of, 23-2912 to 23-2914 Budget statement, 23-2909 Bylaws, 23-2910 Dissolution, procedure, 23-2915 Establish, 23-2904 to 23-2907

Tax levy, 23-2909 Warrants, 23-2911 Intent, 23-2901 Powers, 23-2903 Site acquisition, 23-2902 Construction alternatives, See POLITICAL SUBDIVISIONS CONSTRUCTION ALTERNATIVES ACT; 13-2901 Construction and acquisition, tax, authorized, 23-120, 23-501 to 23-507 Electrical code, 23-172 Joint agreements and facilities, this heading Plumbing code, 23-172 Public buildings, Destruction, action for damages, 23-124 Sale or lease, 23-107, 23-107.01 Cable television, regulation, 23-383 to 23-388, See also TELEVISION Cemeteries, abandoned or neglected, 12-806 to 12-810 Transfer management, conditions, 12-812 City-county board of health, duties, 71-1630 Civil service system, See COUNTY OFFICERS AND EMPLOYEES Claims. Against county, 23-135 to 23-138 Taxes, setoff, 23-143 to 23-145 Tort claims. See POLITICAL SUBDIVISIONS TORT CLAIMS ACT; 13-901 For county, settlement, 23-112 Classification, for fixing county salaries, 23-1114 to 23-1115 Clerks, county, 23-1301 to 23-1307, See also COUNTY CLERKS **Collection agencies, contracts** authorized. 45-623 Commission on the status of women, 23-104.04, 23-104.05 Commissioner system, 23-148 to 23-156 Commissioners, elected when, 32-528

COUNTIES -Cont'd Community development, See COMMUNITY DEVELOPMENT Compacts between counties, 23-104.01 Consolidation of counties, county offices, or services, Agreement, Contents, 22-402 Election, 22-405 Final approval, 22-405.01 Hearing, 22-402.01 Petition for. 22-403 Publication, 22-404 Vote required, 22-402.02 to 22-402.04 Authorized, 22-401 Consolidate offices. Attorney, services, 22-415 Bond, 22-413 Duties of officers, 22-414 Election, 22-412 Election districts, adjustment, 22-405.02 Limitation, Article IX, section 4, Constitution of Nebraska Procedure, 22-417 Salary determinations, 22-411 When effective, 22-406 Withdrawal of county, 22-416 County board, study, 22-418 Effect of consolidation, 22-406, 22-407 Indebtedness, treatment, Article IX, section 3, Constitution of Nebraska Liabilities, how treated, 22-407 Merger, Authorized, Article XV, section 18, Constitution of Nebraska Municipal counties, See MUNICIPAL COUNTIES Rights, how treated, 22-407 Withdrawal, 22-416 Contractors, right to payment, See CONSTRUCTION PROMPT PAY ACT, NEBRASKA; 45-1201 Contracts. Contract for construction or delivery service, contractor duties, 48-

2911, 48-2912, See also EMPLOYEE CLASSIFICATION ACT Illegal, liability, 23-337, 23-338 Validity, 23-336 With the state for services, how treated, 23-135 Coroner, 23-1801 to 23-1823, See also CORONERS **Council on public improvements** and services, 77-3445 **County agricultural societies**, See COUNTY AGRICULTURAL SOCIETY ACT: 2-250 County board, Board of equalization, 77-1501 to 77-1510.01, See also COUNTY BOARD OF EQUALIZATION Chairperson, duties, 23-156 Commissioner system, 23-148 to 23-156 Election of commissioners, when, 32-528 Consolidation, study, 22-418 Meetings, Joint sessions, 23-153 Mileage reimbursement, 23-153 Publication, required, when, 23-122 Special, 23-154 Powers and duties, 23-105 to 23-145, 23-1111 Warrants, how issued, 23-131 to 23-134 County fairs, County ag society, See COUNTY AGRICULTURAL SOCIETY ACT; 2-250 Fairs, See FAIRS AND EXPOSITIONS County officers, See COUNTY OFFICERS AND EMPLOYEES County school administrator, when, 23-3302 County seat, relocation, 22-301 to 22-303 Courts, See COUNTY COURTS Crimes and offenses, See CRIMES AND OFFENSES Dams and dikes, construction authorized. 23-308 Debts due county, 23-140 to 23-142

COUNTIES –Cont'd Deferred compensation plan, See DEFERRED COMPENSATION **Development districts**, See **DEVELOPMENT DISTRICTS; 13-1901** Disabled persons, parking permits, See PARKING AND PARKING LOTS Docks, public, 13-1401 to 13-1417 Drainage, Sewerage and drainage, this heading Drug law enforcement, 28-1439.02 to 28-1439.05 Forfeited property and money, disposition, Article VII, section 5, Constitution of Nebraska Elderly, delivery of meals, 13-308, 13-309 Election districts, 32-552 to 32-555 Elections. Board of commissioners, 23-148 to 23-156 Board of supervisors, 23-268 Canvassing board, 32-1028 to 32-1032 Clerk, act as election commissioner, when, 32-218, 32-219 Districts or at large, 32-552 to 32-555 Officers, Article IX, section 4, Constitution of Nebraska, 23-222, 23-1114, 32-517 to 32-530 Political party convention, 32-707, 32-719 Township organization, 23-201, 23-202 Elective office, dual office holding, restrictions, 32-604 Emergencies, See EMERGENCY MANAGEMENT Eminent domain, See also EMINENT DOMAIN Authorized, 23-325 Displaced persons, See RELOCATION ASSISTANCE ACT; 76-1214 **Employees,** See COUNTY OFFICERS AND EMPLOYEES Engineers, county, 23-1901 Elected when, 32-526

Enterprise zones, See ENTERPRISE ZONE ACT; 13-2101 Equipment, rental authorized, 23-345 Extension, county, 2-1601 to 2-1608, See also AGRICULTURE Fairs and expositions, See FAIRS AND EXPOSITIONS Fees. Electronic payment authorized, 13-609 Neglect of duties, 33-132, 33-153 Firearms, discharge in certain counties, prohibited acts, 28-1212.04 Flood control, See FLOODS Formation. Actions and proceedings, transfer, 22-214 Assets, division, 22-215 Conditions, 22-201 County seat, Acquisition of site, 22-208 to 22-212 Election, 22-203, 22-204, 22-207 Election, 22-201 to 22-205 Judicial district, 22-213 Liabilities, division, 22-215 Merger or consolidation, Authorized, Article XV, section 18, Constitution of Nebraska Municipal counties, See MUNICIPAL COUNTIES Officers, 22-202 Oaths, 22-213 Township or precinct, 22-206 Organized, when, 22-213 Petition, 22-201 Records, 22-216, 22-217 Transfer of land, county to county, procedure, 22-218 to 22-221 Funds, Budget, this heading Deposit of, 77-2312, See also PUBLIC FUNDS Depository. Approval of, 77-2313 to 77-2320 Requirements, See PUBLIC FUNDS Imprest system of accounting, 23-109

COUNTIES -Cont'd Funds –Cont'd Powers, 23-106 Surplus, 23-333 Gambling, authorized, See COUNTY AND CITY LOTTERY ACT, NEBRASKA; 9-601 Garbage disposal, 23-379 to 23-381 Solid waste management, See INTEGRATED SOLID WASTE MANAGEMENT ACT; 13-2001 Handicapped persons, parking permits, See PARKING AND PARKING LOTS Health care. County board of health or local public health department, powers and duties, 71-501 County facilities, 23-3501 to 23-3527, See also HEALTH CARE FACILITIES Health districts, 71-1601 to 71-1625, See also HEALTH DISTRICTS Public health department, 71-1626 to 71-1636, See also LOCAL PUBLIC HEALTH DEPARTMENTS Highways, Roads, this heading Historic sites, monuments for, 23-351 to 23-355, See also MONUMENTS AND MEMORIALS Historical associations or societies, Budget, Nebraska Budget Act, applicable, when, 23-355.01 Funding from county, 23-355.01 Tax levy requirements, 23-355.01 Horseracing facilities, bonds authorized, 23-389 to 23-392 Hospitals, See HOSPITALS Housing, 13-605 Multiunit housing, 23-3501 to 23-3527, See also HOUSING Indians, law enforcement funds, 23-362, 23-362.01 Indigent defense, county expenses, See COUNTY REVENUE ASSISTANCE ACT; 29-3919 Industrial development, See ECONOMIC DEVELOPMENT Insect pests, control, 23-116

Insurance. Employee benefits, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301; POLITICAL SUBDIVISIONS SELF-FUNDING BENEFITS ACT; 13-1601 Joint procurement, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Vehicles, liability, 23-175 Intergovernmental cooperation, Article XV. section 18. Constitution of Nebraska Joint agreements and facilities, this heading Inventory statements, 23-346 to 23-350 Investigations, Undercover drivers' licenses, 60-480.01 Undercover license plates, 60-3,135 Investments authorized, 77-2315 Isolated land, access road, 39-1713 to 39-1719 Jails, See JAILS Job training programs, 68-151 to 68-155 Joint agreements and facilities, Authorized, See INTERLOCAL COOPERATION ACT; 13-801; JOINT PUBLIC AGENCY ACT: 13-2501 Cities of the first class, city-county building, 16-6,100.01 to 16-6.100.07 Cities of the metropolitan class, 13-1301 to 13-1312 Cities of the primary class, 13-1301 to 13-1312, 15-751, 15-752 Commission authorized, 13-1301 to 13-1312 Budget, limit on property tax, 13-518 to 13-522, 77-3446 Insurance and employee benefits, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Judgments, levy to pay, 77-1619 to 77-1623 Juvenile emergency shelter care, 13-317

COUNTIES -Cont'd Keno, authorized, See COUNTY AND CITY LOTTERY ACT, NEBRASKA; 9-601 Landfill. Plan for licensure or closure, 81-1528 Site approval procedure, 13-1701 to 13-1714, See also SOLID WASTE Solid waste management, See INTEGRATED SOLID WASTE MANAGEMENT ACT; 13-2001 Lead abatement projects, bid restrictions, 71-6328 Leases, 23-104, 23-107, 23-107.01, 23-345, 23-390, 23-3622 Equipment, 23-3114, See also COUNTY PURCHASING ACT Levees and dikes, See FLOODS Libraries. See also LIBRARIES Public libraries, 51-201 to 51-220 Public library federation, 51-801 to 51-811 Liens, Drainage, Assessments, 31-123, 31-351, 31-447, 31-916 Bonds, 31-127, 31-128 Levy, tax, 31-343, 31-424, 31-424.01 Landowner failure to trim hedges and trees, 39-1813 Levee or dike assessments, 23-317 New county, formation, effect on liens, 23-214 Property tax, Homestead exemption, refund, 77-3517 Lien authorized, 77-1901 Penalties, 77-202.01, 77-202.03, 77-3514 Tax lien foreclosure, 77-1901 to 77-1941, See also FORECLOSURE Sewer charges, 23-3622 Liquor sales, regulation by local governing body, See LIQUOR CONTROL ACT, NEBRASKA; 53-101 Lotteries, authorized, See COUNTY AND CITY LOTTERY ACT, NEBRASKA; 9-601

Map. how made. 22-195 Meals, home delivery, 13-308, 13-309 Medical facilities, county, 23-3501 to 23-3527, See also HEALTH CARE FACILITIES Meetings, County board, 23-153, 23-272, 23-273 Public, See OPEN MEETINGS ACT; 84-1407 Town meetings, 23-224, 23-230 Merger, Formation, this heading Monuments for historic sites, 23-351 to 23-355, See also MONUMENTS AND MEMORIALS Mosquito control, 71-2917, 71-2918 Motor vehicles. Donation by county to charitable organization, conditions, 13-329 Mileage allowance, 23-1112, 23-1112.01 Municipal counties, 13-2801 to 13-2819, See also MUNICIPAL COUNTIES Museums, 51-501, 51-502, See also MUSEUMS Names, 22-101 to 22-193, 23-101 Natural resource development loans, See CONSERVATION CORPORATION ACT; 2-4201 911 service, See EMERGENCY **TELEPHONE COMMUNICATIONS** SYSTEMS ACT; 86-420; ENHANCED WIRELESS 911 SERVICES ACT; 86-442 Nonprofit enterprises development, Article XIII, section 4, Constitution of Nebraska, 13-1101 to 13-1110 Nuisances, regulation, 23-174.10 Office supplies and equipment, 23-121 Officers and employees, See COUNTY OFFICERS AND EMPLOYEES Ordinances, Change of jurisdiction, effect, 23-192 Contents, 23-190 Copies, provided, 23-192 County attorney, powers, 23-193

COUNTIES -Cont'd **Ordinances** –Cont'd County board, Adoption by vote, 23-190 Duties, 23-188 Effective date, 23-192 Enforcement power, 23-187 Filing, 23-193 Hearing, 23-188 Notice, contents, 23-188 Power to adopt, 23-187 Golf car vehicles. 60-6.381 Proof of adoption and publication, 23-189 Proof of ordinance, 23-189 Publication, 23-191 Reading, suspension of requirement, 23-190 Revision or amendment. 23-190 Style, 23-191 Subjects regulated, 23-187 Territorial application, 23-192 Parks and recreational areas, See PARKS Pension plan, See COUNTY OFFICERS AND EMPLOYEES Personal property, County board, powers, 23-105 Purchasing requirements, See COUNTY PURCHASING ACT; 23-3101 Sale and lease, 23-107 Planning commission, 23-114.01 Interjurisdictional planning commission, 19-930 to 19-933 Plant disease prevention, 23-116 Plats, 23-110, 23-111, See also ZONING AND PLANNING Police services, contract with cities, 19-3801 to 19-3804 Pool halls, regulation, 23-808 to 23-812 Powers. General, 23-103 to 23-104.03 Ordinance, Ordinances, this heading Prison-made goods, purchase required, 83-145 **Property damage actions** involving, See PROPERTY DAMAGE Public buildings. Buildings, this heading

Public gatherings, 23-382 Public records, Access, 84-712 to 84-712.09, See also PUBLIC RECORDS Settled claims, requirements, 84-713 Public works, supervision by engineer or architect, when, 81-3445 Publicity expenditures, 13-315, 13-316 Purchases by, Purchasing agent, See COUNTY PURCHASING ACT: 23-3101 Purchasing card programs, 13-610, 81-118.02 Sales tax exemption, 77-2704.15 Railroads, light-density, use of local tax funds authorized, procedure, 74-1427 Real estate. Acquisition by county, Appraisal required, when, 13-403 Eminent domain, See EMINENT DOMAIN Buildings, this heading County board, powers, 23-105 Lease, 23-107, 23-107.01 Sale, 23-107, 23-107.01 Taxation, this heading Zoning, See ZONING AND PLANNING Records. Public records, this heading **Recreation facilities**, See PARKS Register of deeds, 23-1501 to 23-1517.02, See also REGISTER OF DEEDS Remonstrance, levees and dikes, construction, 23-313 Appeal, 23-320 Roadhouses, regulation, 23-813 to 23-818 Roads, 23-108 Beltway, corridor map, duties, 39-1311 County roads, See COUNTY ROADS Highway corridors, building permits and subdivision plat reviews. 39-1311 to 39-1311.05

Roads –Cont'd Improvement district, See RURAL ROAD IMPROVEMENT DISTRICT ACT; 39-1638 Setbacks, county board, powers, 39-309 Sanitary and improvement districts, 31-727 to 31-793, See also SANITARY AND IMPROVEMENT DISTRICTS Schools. County committee for school district reorganization, See **REORGANIZATION OF SCHOOL** DISTRICTS ACT; 79-432 Exhibits, county fair, 79-709 Seal, 23-102 Section lines, declared county roads, 39-1410, 72-221.01 Segregation of funds, 23-139 Sewerage and drainage, Drainage, See also DRAINAGE County duties, See COUNTY DRAINAGE ACT; 31-901 Drainage districts, 31-101 to 31-378, 31-401 to 31-450, See also DRAINAGE DISTRICTS Industrial sewer construction, See COUNTY INDUSTRIAL SEWER CONSTRUCTION ACT; 23-3601 Storm Water Management Plan Program, grants, 46-2,139 Treatment facilities, loans for financing, See WASTEWATER TREATMENT FACILITIES CONSTRUCTION ASSISTANCE ACT; 81-15,147 Sheriffs, 23-1701 to 23-1720, See also SHERIFFS Law enforcement personnel, retirement plan, 23-2332, 23-2332.01 Reserve force, not eligible, 81-1442 Sidewalks, construction, authorized, 23-365 to 23-367 Social services. Assistance authorized, 23-104.03 Assistance for poor, 23-248

COUNTIES -Cont'd

Clothing, 83-143 County board, powers and duties, 68-104 County general assistance program, 68-131 to 68-148, See also SOCIAL SERVICES County offices and service facilities. counties maintain, 68-130 Department, overseer of poor, 68-104 Medical services provided by county. 68-104 Transfer of records and personnel, 68-718 Solid waste, Management, See INTEGRATED SOLID WASTE MANAGEMENT ACT; 13-2001 Site approval procedure, 13-1701 to 13-1714, See also SOLID WASTE Special assessments, See SPECIAL ASSESSMENTS State aid, Aid to counties, 60-3,202 Community-based Juvenile Services Aid Program, 43-2404.02 County Public Health Aid Program, 71-1628.08 Homestead exemption reimbursement, 77-3523 Indigent defense costs, reimbursement, See COUNTY **REVENUE ASSISTANCE ACT; 29-**3919 Insurance Tax Fund, allocation, 77-913 Law enforcement, 23-362, 23-362.01 Road incentive payments, 39-2501 to 39-2520 Stock acquisition, prohibited, Article XI, section 1, Constitution of Nebraska Streets, Improvement district, 23-368 to 23-371 Improvements, 23-339 to 23-342 Joint jurisdiction, 18-2005 Supplies, inventory, 23-346.01

COUNTIES –Cont'd Survey, Irregular tracts, 23-304 to 23-307 Resurvey, procedure, 23-301 to 23-303 Surveyor, county, 23-1901 to 23-1913, See also COUNTY **SURVEYORS** Swimming pools, See also SWIMMING POOLS Joint facilities, 13-304 to 13-307 Regulation, 71-4301 to 71-4307 Taxation. Assessment, See ASSESSMENT AND EQUALIZATION Authorized, buildings, equip and maintain, 23-120, 23-501 to 23-507 Collection. Personal property tax, See PERSONAL PROPERTY TAX Real property tax, See REAL PROPERTY TAX Equalization, See ASSESSMENT AND EQUALIZATION License or occupation tax on admissions, 77-27,223 to 77-27,227 Lodging tax, See VISITORS DEVELOPMENT ACT, NEBRASKA; 81-3701 Motor vehicle tax revenue allocation, Article VIII, section 1, Constitution of Nebraska Nonprofit enterprises, treatment, Article XIII. section 4. Constitution of Nebraska, 13-1101 to 13-1110 Occupation taxes. Cable television franchisee, 23-386 On admissions, 77-27,223 to 77-27.227 Property tax, See also REAL PROPERTY TAX; PERSONAL PROPERTY TAX Tax levy, limitations, 77-3442 to 77-3446 Tax list. 77-1613 to 77-1618 Tax statement, contents, 77-1701

Sales and use tax. For county or joint political subdivision public safety services, 13-318 to 13-326, See also PUBLIC SAFETY Visitor attractions, See VISITORS DEVELOPMENT ACT, NEBRASKA; 81-3701 Unpaid taxes, Land banks, See MUNICIPAL LAND BANK ACT, NEBRASKA; 19-5201 Land reutilization authorities, See LAND REUTILIZATION ACT; 77-3201 Sale of land, 77-2801 to 77-2809 Valuation, certification, 77-1613.01 Telecommunications, Advanced telecommunications capability, financial assistance, 86-579, 86-580 Fiber optic cable, dark fiber, disposition, 86-574 to 86-578, See also TELECOMMUNICATIONS Television, cable, regulation, 23-383 to 23-388 Tourism, See VISITORS DEVELOPMENT ACT, NEBRASKA; 81-3701 Townships, See TOWNSHIPS Transfer of land, county to county, procedure, 22-218 to 22-221 Transportation, See PUBLIC TRANSPORTATION ACT, NEBRASKA; 13-1201 Treasurer, county, 23-1601 to 23-1616, See also COUNTY TREASURERS Tree Recovery Program, Nebraska, 72-1901 to 72-1904 Utilities, Sewerage and drainage, this heading Vending facilities, blind persons, 71-8611 Veterans service committee, county, See VETERANS Warrants, issuance, See WARRANTS, GOVERNMENT PAYMENT; 77-2201 Water. Drinking water, See PUBLIC WATER SYSTEM

COUNTIES -Cont'd Water – Cont'd Wastewater, Sewerage and drainage, this heading Weeds, See NOXIOUS WEED CONTROL ACT: 2-945.01 Zoning, See ZONING AND PLANNING COUNTY AGRICULTURAL SOCIETY ACT See generally AGRICULTURE Act, how cited, 2-250 Annual meeting, 2-253 Audit by Auditor of Public Accounts, when, 84-304 Board of directors, 2-256 Budget, 2-261 Requirements, See BUDGET ACT, NEBRASKA; 13-501 Carnivals, contract requirements, 2-220.01 to 2-220.04, See also FAIRS AND EXPOSITIONS Contract for construction or delivery service, contractor duties, 48-2911, 48-2912, See also EMPLOYEE CLASSIFICATION ACT Contractor rights to payment, See CONSTRUCTION PROMPT PAY ACT. NEBRASKA; 45-1201 Dissolution, procedure, 2-265, 2-266 Reformation, procedure, 2-266.01 Eminent domain, 2-262 Fair, failure to hold, effect, 2-263 Formation, requirements, 2-252 Petition, requirements, 2-254, 2-255 Meetings, 2-253, 2-261 Open, 2-261, See also OPEN MEETINGS ACT; 84-1407 Proxy vote prohibited, 2-253 Purpose, 2-251 Real estate, powers, 2-262, 2-264 **Records**, 2-261 Records Management Act applicable, 2-261 **Reinstatement**, 2-267 to 2-273 Tax levy. Additional levy for designated purposes, 2-259

General fund, forfeiture to, 2-260 Limitations, 77-3442 to 77-3446 Operational levy, use, 2-257, 2-258

COUNTY AND CITY LOTTERY ACT, NEBRASKA

See generally GAMBLING Act, how cited, 9-601 Administrative fine, 9-620, 9-621 Age limitation, 9-646 Annexation, effect, 9-644 Appeal, 9-624 Applicability of law, 9-1,103 **Background investigation**, 9-1,104 Baseball organization, use of proceeds, 9-629.01 Confidentiality of records and reports. 9-653 Conflict of interest. 9-642 Continuation of lottery, procedure, 9-627 Contraband, seizure, 9-649 Contract, termination provision required, 9-628 Credit, extension prohibited, 9-646.01 Criminal history check authorized, 9-1.104 **Definitions**, 9-603 to 9-618 **Department of Revenue, powers** and duties, 9-619, 9-620 **Division, Charitable Gaming**, 9-1,101 Election, 9-625 to 9-627 Enforcement, 9-652 Use of driver's license encoded information, when, 60-4,111.01 Equipment, Approval required, 9-635 Restrictions, 9-640 Facilities inspection, 9-1,104 Fees, 9-631, 9-632 Fines. collection. 9-621 Hearing, 9-622, 9-623 Intent, 9-602 Joint lottery, 9-625 Keno, designation of winners, 9-607 Keno writer, exempt from licensure. 9-631.02 Leases, restrictions, 9-640

COUNTY AND CITY LOTTERY ACT. NEBRASKA – Cont'd Licenses. Application, Contents, 9-630 Denial, 9-622 Denial, grounds, 9-620 Lottery worker, 9-631.01 Manufacturer-distributor, 9-632 Renewal, 9-631 Revocation or suspension, grounds, 9-620 Sales outlet location, authorized, 9-642.01 Liquor Control Act, Nebraska, violations, ground for license denial, 9-620 Local control, 9-643, 9-644 Locations. 9-625, 9-642.01 Lottery operator, conflict of interest prohibited, 9-642 Lottery worker, 9-631.01 Manufacturer-distributor, Agent, when required, 9-633 Information requirements, 9-638 License required, 9-632 Lottery supplies, 9-634 to 9-636 Records required, 9-641 Restrictions, 9-639, 9-640 Participation, restrictions, 9-646 Prizes, unclaimed, treatment, 9-645 Proceeds. Applicability to Nebraska Budget Act, 13-503 Interest on proceeds, use, 9-650 Segregation, 9-650 Use, 9-629, 9-629.01 Records, Confidentiality, 9-653 Requirements, 9-650 Sales outlet location, license required, 9-642.01 Service of process, 9-624 Supplies, Approval required, 9-634 to 9-636 Construction requirements, 9-636 Restrictions, 9-640 Tax, 9-648

Tickets. Credit, extension for sale, prohibited, 9-646.01 Price limitation, 9-637 Requirements, 9-651 Time limitation, 9-647 Venue. 9-652 Violations, penalties, 9-652, 9-653 COUNTY ASSESSORS See generally COUNTY OFFICERS AND **EMPLOYEES** Assistance by county officers, 77-1313 Bond requirements, 11-103, 23-3205, 23-3210 Certification as county assessor, Corrective measures or removal, 77 1330 Disciplinary actions, appeal, 77-422 Educational courses and standards, 77-414, 77-420 Guide for assessors, 77-1330 Invalidation, when, 77-1330, 77-5020 Issuance, 77-421, 77-422 Required, 23-3202, 23-3203 Requirements, 77-421, 77-422 County clerk, act as assessor, when, 23-3203 **Deputies**, 23-3206 Disciplinary actions, 77-5020 Duties. Powers and duties, this heading Elected when, 23-3201, 32-519 Oaths, 23-3205, 23-3207 Powers and duties, 77-202.11, 77-202.12, 77-1230, 77-1233.02 to 77-1233.04, 77-1301 to 77-1317, 77-1327, 77-1329 Assessment. See ASSESSMENT AND EQUALIZATION Assessment function, suspension of, when, 77-1330 Neglect of duty, penalty, 23-3209 Plan of assessment, 77-1311.02 Public property, taxation status, duties, 77-202.11, 77-202.12 Review and adjustment, 77-1311.03 Tax list preparation, 77-1613 to 77-1616

COUNTY ASSESSORS –*Cont'd* Removal from office, when, 77-1330 Residency requirements, 23-3204 Tax maps, maintain, 77-1329

COUNTY ATTORNEYS See generally COUNTY OFFICERS AND **EMPLOYEES** Acting county attorney, appointment, compensation, 23-1205 **Attorney General, Child Protection** Division, provide assistance, 84-205 Bonds, official, See OFFICIAL BONDS **OR INSURANCE** Continuing education, Administration, 23-1218 Costs. 23-1222 Council, Nebraska County Attorney Standards Advisory, 23-1213 to 23-1216 Defined, 23-1212 Failure to comply, 23-1219 to 23-1221 Required, 23-1217 Coroner, county attorney act as, 23-1210, 71-605, 71-605.04, See also VITAL STATISTICS ACT Counsel, 23-1203, 23-1205, 72-418 **Counties**, See COUNTIES **County Drug Law Enforcement and** Education Fund Board, 28-1439.03 **Deputies,** 23-1204 to 23-1204.05 **Detectives**, 23-1209 Duties, 23-1201 Child abuse and neglect, investigation and treatment teams, 28-728 to 28-731 Crime victims, duties to, 81-1848 to 81-1850 Prosecution, 23-1202 Elected, when, 32-522 **Employment restrictions**, 23-1206 to 23-1206.02 **Expenses**, 23-1223 Fees, prohibited, 23-1206 Exception, 77-1918, 77-1918.01 Grand jury, duties, 23-1208, 29-1408

Human trafficking issues, training, 81-1431 Investigatory powers, 86-2,112 **Opinions**, 23-1203 Property or money, duties, 23-1207 Qualifications, 23-1201.02 **Residency requirements**, 23-1201.01 Salary, 23-1206.01 Subpoena power, 86-2,112 Vacancy, how filled, 23-1221 Wiretaps, report required, 86-294 COUNTY BOARD OF EQUALIZATION See generally ASSESSMENT AND EQUALIZATION Appeals from, 77-202.12, 77-1510, 77-1510.01, 77-1606, 77-5007, 77-5007.01, See also TAX EQUALIZATION AND REVIEW COMMISSION ACT; 77-5001 Assessment function, suspension of, when, 77-1330 Assessments, See ASSESSMENT AND EQUALIZATION Certify county or municipal county levy, 77-3443 Equalization of property, 77-1504, See also ASSESSMENT AND EQUALIZATION Jurisdiction of, 77-1503.01, 77-1504 Levy certified to by, Community college board, 85-1517 Schools, 79-1225 Levy county taxes, 77-1601 to 77-1610, 77-3443, 79-1086, See also REAL PROPERTY TAX Membership, 77-1501 Powers and duties, 77-1504 Certified taxable value, 13-509 Mineral interests, 57-238 Omitted lands, 77-1317 Payments in lieu of taxes, 18-2137, 37-335 Records, subpoena, 77-1509 Redevelopment project, valuation, 18-2149 Survey, order when, 77-1306.01

Tax-exempt property, 77-202 to 77-202.25

COUNTY BOARD OF EQUALIZATION -Cont'd

Powers and duties –*Cont'd*. Tax-exempt property -Cont'd Homestead exemption denial, appeal, 77-3519 Witnesses, compel attendance. 77-1509 Protests, 77-202.12, 77-1233.06, 77-1345.01, 77-1347.01, 77-1502, 77-1504, 77-1507 Referees, appointment, 77-1502.01 Tax list. corrections after board action, 77-1613.02 Valuation training, 77-415 COUNTY BUDGET ACT OF 1937 See generally COUNTIES Act. Applicability, 23-902 How cited, 23-901 **Adoption**, 23-909 Budget-making authority, 23-906 Contents, 23-903 to 23-905 Contracts, limitations, 23-916, 23-917 Exceptions, 23-3114, 32-1042 Costs, 23-905 Emergency powers, 23-918 Expenditures, 23-914 Failure to adopt, effect, 23-915 Filing, 23-913 Fiscal year, 23-902, 23-920 Forms, 23-905 Hearing, 23-907

Requirements, revenue and taxation, 23-910 to 23-912 Revision, 23-908 Violations, penalty, 23-919

COUNTY CIVIL SERVICE ACT

See generally COUNTY OFFICERS AND EMPLOYEES Act, Applicable to counties of 150,000 to 300,000, 23-2518 How cited, 23-2517 Acts prohibited, 23-2531 Agreements, reciprocal, 23-2527 Board, personnel policy, Established, 23-2520 Membership, 23-2521 Powers and duties, 23-2522 Conflict of interest, 23-2531 Definitions, 23-2518 Discrimination prohibited, 23-2531 Employee transferred to county, Retirement benefits, effect, 23-2518.02 Seniority retained, 23-2518.04 Sick leave and vacation leave, 23-2518.03 State employee, rights, 23-2518.01 When, 23-2518.01 Federal law, applicability, 23-2532 Intent, 23-2517 Membership in system, classification, 23-2519 Payroll certification, 23-2526 Personnel officer, Appointment, 23-2523 Duties, 23-2524 Established, 23-2520 Rules and regulations, 23-2525 Tenure, 23-2528 Veterans preference, 23-2529, 48-225 to 48-231 Violations, penalty, 23-2533

COUNTY CLERKS

See generally COUNTY OFFICERS AND **EMPLOYEES** Assessor, act as, 23-3201, 23-3203 Bonds, duties, 10-106 to 10-110, 23-1304. See also BONDS **Counties.** See COUNTIES Deputies, Duties, 23-1301.01 Election Act duties, 32-218 Employment, 23-1115, 23-1301.01 Documents, filing requirements, 23-1311 Duties, 23-1301 to 23-1310 Elected, when, 32-517 Election Act duties. 32-218, 32-219. See also ELECTION ACT Ex officio duties. 32-524 Fees. 33-109 to 33-111 Advance payment, 33-120

COUNTY CLERKS -Cont'd Fees –Cont'd Deposit, 33-130 Neglect of duties, 33-132 Record keeping, 33-131, 33-132 Marriage certificates, neglect of duties, making false certificate, 42-113 Oaths, 23-1307 Officers, report of to Secretary of State, 23-1306 **Residency requirements**, 23-1301 Roads, records, 23-1305 Veterans, discharge records, 23-1309, 23-1310 Warrants, issuance, 23-1303 COUNTY COURTS See generally COURTS Appeal and review, 25-2728 to 25-2739 Bond, 25-2730 Liability on, 25-2735 Confession of judgment, effect, 25-2738 Costs, 25-2737 Dismissal, effect, 25-2736 District court, powers, 25-2733 Domestic relations, 25-2739 Parties, 25-2728 Procedure, 25-2729 Record of proceedings, 25-2731, 25-2732 Supersedeas, 25-2730 Arbitration and mediation, See ARBITRATION AND MEDIATION Authorized, Article V, section 1, Constitution of Nebraska Automation expenses, payment, 24-227.01, 33-107.03 Child support referees, appointment, 43-1608 to 43-1613 Civil procedure, applicability of law, 25-2701 Clerk magistrates, Appointment, 24-507 Assignment of cases, 24-520 Assist clerk of district court, 24-507 Duties, 24-507, 24-508, 24-519

Ex officio clerk of district court. when, 24-507 Magistrate, defined, 29-103 Marriage ceremony, authorized to perform, 42-108 Oath. 24-509 Qualification and education requirements, 24-508 Salary, 24-513, 24-514 Unauthorized practice of law, 7-111 Clerk of the county court, Acknowledgments and other instruments, deputies, powers, 24-403 Appeals, duties, 25-2731 Appointment, 24-507 Clerk magistrate as ex officio. when, 24-507 Assisted by clerk of district court, when, 24-337.01 Deputies, 24-401 to 24-403 Fees. Invest money received, 25-2713 Liability for. 25-2711 Nealect of duties. 33-132 Transmit to State Treasurer, 25-2712 Issuance of writs and orders, authorized, 25-2204 Mail notice of judgment, 25-1301.01, 25-2719 Notarial acts, recognition of, 64-107, See also RECOGNITION OF ACKNOWLEDGMENTS ACT. UNIFORM; 64-201 Powers and duties, 24-511, 25-2214 Praecipe, filing requirements, 25-2204 Records, duties, 25-2204 to 25-2214 Report convictions and judgments of credentialed persons, 28-435.03, 38-1,137, 71-6738, 71-7460.04 Transcript, duty to furnish, 25-1906 Commissions, judicial, Nominating, 24-801 to 24-812.01, See also JUDICIAL NOMINATING COMMISSIONS

COUNTY COURTS -Cont'd **Commissions**, judicial –*Cont'd* Qualifications, 24-715 to 24-721, See also JUDICIAL QUALIFICATIONS, COMMISSION ON Resources, 24-1201 to 24-1206, See also JUDICIAL RESOURCES COMMISSION Contempt powers, 25-2121 Continuances in probate, adoption, and trust jurisdiction, 25-2709 Costs and fees. See COURT COSTS Court of record. location. 24-502 Courtroom and office facilities, 24-515 Criminal procedure, applicability of law, 25-2701 **Dispute resolution**, See ARBITRATION AND MEDIATION Districts, county judge, creation, 24-503 Docket. Appearance, 25-2210 Criminal cases, 29-509 Trial, 25-2211, 25-2211.01 Domestic relations matters, 25-2739, 25-2740, 42-346 Electronic postmark, use authorized, 86-644 Electronic research, use authorized, 24-226 Enforcement of criminal laws, 29-203 Expenses, payment by state, 24-514 Fees and costs, See COURT COSTS Funds. Deposit of. 77-2326.01 to 77-2326.09, See also PUBLIC FUNDS Depository requirements, See PUBLIC FUNDS Unclaimed, disposition, 25-2714 to 25-2717 Garnishment, transfer to district court, when, 25-2707 Hearings, telephonic or videoconferencing, requirements, 25-2704 Holiday closings, 25-2221 Intent, county court system, 24-501

Judaes. Association, Nebraska County Court Judges, 24-521 Conflict of interest, effect, 24-739 Correctional facilities, visitation of by judges allowed, 83-186 Disciplinary actions, Article V, sections 30 and 31, Constitution of Nebraska Eligibility, 24-505.01 Other offices, 24-741, 84-1109 Fees, nealect of duties, 33-132 Interchange with another court, 24-312, 24-516, 43-2, 125 Juvenile court, service, when, 43-2.125 Juvenile court judge, service in county court, when, 43-2,125 Marriage ceremony, authorized to perform, 42-108 Number of, 24-503 Oath, Article XV, section 1, Constitution of Nebraska, 24-509 On call, when, 29-902.01 Powers, 24-734 Presiding, 24-506 Residence, Article V. section 20. Constitution of Nebraska Retention in office, Article V, section 21. Constitution of Nebraska. 24-820 Retired, assignment by Supreme Court. 24-729 to 24-733 Retirement, Effect. 24-714 Retirement system, See JUDGES RETIREMENT ACT; 24-701 Salary, 24-513, 24-514 Restrictions. Article III. section 19. Constitution of Nebraska Term. Commencement, 24-819 End, 24-819 Vacancy in office, Article V, section 21, Constitution of Nebraska, 24-516, 24-801 to 24-812, 24-820

COUNTY COURTS -Cont'd Judgments, Filing transcript in district court, lien, 25-2721 Issue execution, 25-2721 Judgments, filing fee, foreign or from another court, 25-1587.06, 33-123 Notice, 25-2719 Offer of, effect, 25-2718 Set aside, procedure, 25-2720.01 Vacate or modify. Procedure, 25-2001 to 25-2009 When, 25-2720.01 Judicial statistics, report, 24-1006, 24-1007 Jurisdiction, 24-517 Certify proceedings to district court, when, 25-2706 Probate claims, 30-2488 Chambers, Article V, section 23, Constitution of Nebraska Cities and villages, ordinances, 25-2703 Criminal, 29-201 Domestic relations matters, concurrent with district court, 25-2739, 25-2740, 42-351 Jurisdictional amount, 24-517 Ratification, 24-594 Sitting as juvenile court, 43-245, 43-2,113 Appeals, 43-2,106, 43-2,106.01 Jury, number of members, Article I, section 6, Constitution of Nebraska Juvenile court records, power to seal, 25-2701 Location, 24-502 Mail and mailing, return of process, 25-2234 Mediation, See ARBITRATION AND MEDIATION Municipal court transfer of docket and employees, 24-593 Nonjudicial days, 25-2221 Oaths, administration, 24-1002 Orders, vacate or modify, 25-2720.01

Practice. uniform. Article V. section 19, Constitution of Nebraska Primary office location, 24-809.05 Probate. Judge, disgualification, 24-740 Records, 25-2723 to 25-2727 Real estate. Certificate of pending proceedings, 25-2708 Guardian or conservator, filing required, 25-2708 Records, Adoption, retention on microfilm, 43-113 Certification, 25-2722 Electronic access, report required, 84-1205.03 Representation by attorney, 25-2702 Small Claims Courts, See SMALL CLAIMS COURTS; 25-2801 COUNTY DRAINAGE ACT See generally WATER Act. Applicability, 31-931 How cited, 31-933 Assessments, 31-916 to 31-921 Supplemental, 31-921 Cleaning projects, payment, 31-923 to 31-925 County board, powers, 31-922 Limitations, 31-927 Damages, 31-918 to 31-921 Definitions, 31-902 Dissolution, effect, 31-932 Employees, payment, 31-926 Injunction. 31-930 Intent, 31-901 Liability, 31-929 Payment for improvement, 31-913 to 31-915 Petition by landowner, 31-903, 31-904.31-907 Plan for improvements, 31-908 to 31-912 Property includable in projects, 31-928 Rights-of-way, 31-922.01, 31-932 Tax levv. 31-905 Use, 31-906

COUNTY EMPLOYEES RETIREMENT ACT See generally RETIREMENT AND PENSIONS Act. How cited, 23-2331 When effective, 23-2328, 23-2329 Actions and proceedings, 23-2314 Limitation, 23-2330.01 Administration of system, 23-2305 Administrative services agreements, 23-2308.01 Age of retirement, 23-2315 Annuities, Annuity start date, 23-2301, 23-2315, 23-2317 Future service retirement benefit, 23-2317 Prior service, 23-2334 Selection, 23-2317 Assignment of benefits or annuities, 23-2322 Attorney General, duties, 23-2314 Audits. Audits and report of system, 23-2313 By Auditor of Public Accounts authorized, 84-304 Benefits. Adjustment, 23-2305.01 Amount, 23-2316 Annuity, authorized, 23-2317 Application for, 23-2315 Cash balance benefit, 23-2308.01 Certain required minimum distributions, election authorized, 23-2315, 23-2317, 23-2319 Death benefit, 23-2321 Military service death, additional benefit, 23-2321 Denial of, when, 23-2325 Exemption from legal process, exception, 23-2322 Lump-sum distribution, 23-2317 Overpayment, investigation, 23-2305.01 Payments deferred, 23-2315, 23-2317, 23-2319 Reemployment, effect, 23-2320, 23-2323.01

Reinstatement, repay amount received, 23-2320 Social security, effect, 23-2326 Termination of employment, 23-2319, 23-2319.01 Transferred employee, effect, 23-2323.03 Unable to distribute, treatment, 23-2315 **Board, Public Employees** Retirement, powers and duties, 23-2305.84-1503 Contributions. Acceptance of, 23-2302 Employee, Fees, 23-2308 Held in trust, 23-2330.02 How made. 23-2307 Refund, when, 23-2305.01 Termination, effect, 23-2330.03 Employer, 23-2308, 23-2310, 23-2319.01 Forfeited amounts, treatment, 23-2310.04, 23-2315, 23-2319.01 Death benefit, 23-2321 Military service death, additional benefit, 23-2321 Deferment of benefit payments, Exceptions, 23-2315, 23-2317, 23-2319 Restrictions, 23-2315 Definitions, 23-2301 Disability retirement, 23-2315.01 Elected officials, applicability of act, 23-2328 Eligibility for retirement, 23-2315 Employee. Defined benefit plan, valuation report required, 13-2402 Plan participation, election, 23-2308.01 Retirement planning programs, 84-1511, 84-1511.01 Transfer between political subdivisions, effect, 13-2401 Employee account, Convert to cash balance benefit, when. 23-2308.01 Defined. 23-2309 Employee cash balance, 23-2308.01

COUNTY EMPLOYEES RETIREMENT ACT –Cont'd **Employee account** –*Cont'd* Investment options, 23-2309.01 Employer, Contributions, 23-2308, 23-2310 Education program, 23-2312 Municipal county duties, 23-2330.04 Employer account, Convert to cash balance benefit, when, 23-2308.01 Defined. 23-2310 Employer cash balance, 23-2308.01 Forfeited amounts, treatment, 23-2319.01 Investment options, 23-2310.05 Exemption from legal process, exception, 23-2322 Fees. 23-2308 Final account value, 23-2301, 23-2315, 23-2317, 23-2319 Funds. Accounting of funds, 23-2308 **County Employees Cash Balance** Retirement Expense Fund, 23-2310.04 **County Employees Defined Contribution Retirement** Expense Fund, 23-2310.04 **County Employees Retirement** Fund, 23-2308, 23-2319.01 **County Employer Retirement** Expense Fund, 23-2319.01 County Equal Retirement Benefit Fund, 23-2317.01 Law enforcement personnel, auxiliary benefit plan, 23-2332, 23-2332.01 Legal actions, authorized, 23-2314 Lump-sum distribution, when allowed, 23-2317 Membership. Certification. 23-2330 Community service, ineligible, 68-154.03 Eligibility, 23-2306, 23-2324 Restriction, 4-108 Joint county extension organizations, 2-1608

Municipal county employees, 23-2306.03 Transferred employee, payment to system, 23-2306.02 Military service, Credit, 23-2323.01 Reemployment, effect, 23-2323.01 Municipal counties, Alternate retirement system, when, reports required, 23-1118 Duties, 23-2330.04 Employees, eligibility, 23-2306.03 Preretirement planning program, 84-1511 Prior service annuity, 23-2333, 23-2334 Prohibited acts, penalty, 23-2325 **Records**, 23-2312 Reemployment, effect, 23-2320, 23-2323.01 Retirement and financial planning program, 84-1511.01 Retirement system, Actuarial valuation, 23-2317 Alternate retirement system, when, reports required, 23-1118 Authorized, 23-2302, 23-2329 Termination, effect, 23-2330.03 Rollovers, 23-2323.02, 23-2323.03 Rules and regulations, 23-2305, 23-2305.01 Separate employment, effect, 23-2306 Social security benefits, treatment, 23-2326 Spouse, pension rights, See SPOUSAL PENSION RIGHTS ACT; 42-1101 State investment officer, duties, 23-2310 State Treasurer, duties, 23-2310.03 Statutes of limitation, 23-2330.01 Tax information. 23-2317 Termination of employment, 23-2319, 23-2319.01 Employer, duties, 23-2301 Transfers, acceptance, limitations, 23-2323.04 Vesting, 23-2319, 84-1332

COUNTY EMPLOYEES RETIREMENT ACT -Cont'd

Vesting credit, 23-2306 to 23-2306.03

COUNTY ENGINEERS

See generally COUNTY OFFICERS AND EMPLOYEES Bridge records, 39-811

Election, 32-526

Flood control works, duties, 23-320.05, 23-320.11

Highways,

Improvements, filing plans and specifications, 39-1636 Superintendent, county, serve as, 39-1506

Powers and duties, 23-1901 Qualifications, 23-1901 Subdivisions, cities of the primary class, duties, 23-174.03

COUNTY FAIRS

See FAIRS AND EXPOSITIONS

COUNTY HIGHWAY AND CITY STREET SUPERINTENDENTS ACT

See generally HIGHWAYS AND ROADS Act, how cited, 39-2301 Board of examiners. Created, 39-2304 Duties, 39-2307 Expenses, 39-2304, 39-2310 Meetings, 39-2305 Membership, 39-2304 Definitions. 39-2301.01 Funds received under act, use, 39-2310 Incentive payments, licensed superintendent required, 39-2302 Intent, 39-2301 Licenses, Additional licenses, requirements, 39-2308.03 Class A license. Application, fees, 39-2308.01

Professional development required, 39-2308.02 Renewal, 39-2308.01, 39-2308.02 Term, 39-2308.01 Class B license, Application, fee, 39-2306 Examination, 39-2307 Term, renewal, 39-2308 Disciplinary actions, 39-2309 Required for incentive payments, 39-2302 **Rules and regulations,** 39-2311

COUNTY HORSERACING FACILITY BOND ACT

See generally GAMBLING Act, how cited, 23-392 Facilities, bonds authorized, 23-389 Leases, authorized, 23-390 Tax exemption, 23-391

COUNTY INDUSTRIAL SEWER CONSTRUCTION ACT See generally ECONOMIC

DEVELOPMENT Acquisition of real property, 23-3604 Act, how cited, 23-3601 Annexation by city or village, 23-3626 to 23-3628 Bidding requirements, 23-3615 Bonds, See also BONDS General obligation bonds, 23-3620, 23-3621 Revenue bonds, 23-3617, 23-3619, 23-3621 Commission, urbanizing area planning. Application to subdivide, 23-3631 County, provide information, 23-3634 Jurisdiction, 23-3633 Members, 23-3632 Powers and duties, 23-3633 Connections, Application, 23-3635 Permit, requirements, 23-3618 Requirements, 23-3629, 23-3630 County, provide information, 23-3634, 23-3636 Definitions, 23-3603 Disputed territory, 23-3610 Fees, usage, 23-3618, 23-3622

COUNTY INDUSTRIAL SEWER **CONSTRUCTION ACT** –Cont'd Hearing, 23-3610, 23-3613 Intent, 23-3602 Joint actions, 23-3637 Maps. Adoption, 23-3610 Amendment, 23-3611 Contents, 23-3608 Disputed territory, 23-3610 Filing requirements, 23-3607 Hearing, 23-3610 Review by county board, 23-3609 Notice to cities and villages, 23-3606, 23-3612 Resolution to construct or install system, 23-3605, 23-3606 Rules and regulations, 23-3618 Sewerage disposal system and plant, authorized, 23-3604 **Sinking fund**, 23-3625 Subdividing real property, 23-3631 **Tax levy**, 23-3616 Villages, duties, 23-3607 Vote by city or village, 23-3614 Warrants, 23-3623, 23-3624 Wastewater treatment facilities, loans for financing, See WASTEWATER TREATMENT FACILITIES CONSTRUCTION ASSISTANCE ACT; 81-15,147 COUNTY JUVENILE SERVICES PLAN ACT, NEBRASKA See generally JUVENILE JUSTICE SYSTEM Act. how cited. 43-3501 **Commission on Law Enforcement** and Criminal Justice, Nebraska, County level juvenile data, duties, 43-3506 Juvenile services plans, submission to. 43-3504 Committees, Local juvenile justice advisory, 43-3504. 43-3505 Regional juvenile justice advisory, 43-3505 County, powers and duties, 43-3503, 43-3505

Definitions, 43-3502 Detention, juvenile, Costs, payment, 43-290.01 Need for, 43-3503, 43-3507 Detention facilities, prescription drug relabeling and redispensing, 71-2453 Intent, 43-3503, 43-3507 Juvenile criminal data, county level data, requirements, 43-3506 Juvenile services plans, requirements. 43-2404.01. 43-2404.02, 43-3504 COUNTY OFFICERS AND EMPLOYEES See generally GOVERNMENT OFFICERS AND EMPLOYEES **Assessor**, See COUNTY ASSESSORS Attorney, 23-1201 to 23-1203, See also COUNTY ATTORNEYS Auditor, in counties with a city of the metropolitan class, 23-3701 Bonding or insurance requirements, 11-125 to 11-127, 23-1616, See also OFFICIAL BONDS OR INSURANCE Campaign practices, See POLITICAL ACCOUNTABILITY AND DISCLOSURE ACT, NEBRASKA; 49-1401 Civil service system, All counties, payments to employees, methods authorized, 23-2545 Counties of less than 150,000, Board, personnel policy, Abolishment, 23-2543 Membership, 23-2537 Powers and duties, 23-2538 Definitions, 23-2535 Federal law, applicability, 23-2542 Membership in system, classification, 23-2536 Personnel officer, Appointment, 23-2539 Powers, 23-2540 Personnel policies and procedures. Authorized, 23-2534 Terminated, 23-2543

COUNTY OFFICERS AND **EMPLOYEES** –Cont'd Civil service system -Cont'd. Counties of less than 150,000 -Cont'd Rules and regulations, 23-2534, 23-2541 Violations, penalty, 23-2544 Counties of more than 300,000, Appeals, 23-2515 Commission, Civil Service, Expenses, 23-2505 Formation, 23-2503 Meetings, 23-2506 Membership, 23-2504 Powers and duties, 23-2507, 23-2508 Subpoena power, 23-2512 Definitions, 23-2502 Deputies, removal, 23-2514 Disciplinary action, procedure, 23-2510 to 23-2512 Discrimination, prohibited, 23-2513 Examination, exempt, when, 23-2509 Intent, 23-2501 Severability, 23-2516 Counties of 150,000 to 300,000, See COUNTY CIVIL SERVICE ACT: 23-2517 Clerk, 23-1301 to 23-1307, See also COUNTY CLERKS Clerks and assistants, authorized, subject to budgetary approval of county board, 23-117, 23-1111 Compensation and salaries. Amounts, 23-1114.01 to 23-1114.09 Classification of counties to fix salaries, 23-1114.01 Deferred compensation, See DEFERRED COMPENSATION Deputies, 23-1114.09, 23-1115 Determination, 23-1114 Increase, when effective, 23-1114.14, 23-1114.15 Method of payment, 23-1114 Multiple offices, 23-1114.08 Publication, 23-122

Constitution of Nebraska Withholding, Federal income tax, authorized, 81-901, 81-902 Group insurance premiums, 44-1616 Comptroller, in counties with a city of the metropolitan class, 23-1401 to 23-1407 Conflict of interest, duties, 49-1493 to 49-14,103.07, See also POLITICAL ACCOUNTABILITY AND DISCLOSURE ACT, NEBRASKA Conflicts of interest, See POLITICAL ACCOUNTABILITY AND DISCLOSURE ACT, NEBRASKA; 49-1401 Consolidation of county offices, 22-417 Coroner, 23-1801 to 23-1823, See also CORONERS Criminal misconduct, See also CRIMES AND OFFENSES Misuse of official information, 28-925 Official misconduct, 28-924 Oppression under color of office, 28-926 Election of, See ELECTION ACT; 32-101 Employees, Benefit plans, Disclosure or use of information, 13-1617 Joint procurement, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Self-funding, See POLITICAL SUBDIVISIONS SELF-FUNDING BENEFITS ACT; 13-1601 *Civil service system*, this heading Compensation and salaries, this heading Disclosure of criminal record on application, limitation, 48-202 Discrimination or affirmative action prohibited, Article I, section 30, Constitution of Nebraska Expense reimbursement, See LOCAL GOVERNMENT MISCELLANEOUS EXPENDITURE ACT; 13-2201

Restrictions. Article III. section 19.

COUNTY OFFICERS AND **EMPLOYEES** –Cont'd **Employees** –*Cont'd* Leave of absence for adoptive parent, 48-234 Reports of animal abuse required, when, 28-1017, 28-1020, 54-908 Work eligibility status verification required, 4-114 Engineer, 23-1901, See also COUNTY **ENGINEERS** Gifts, when permissible, See POLITICAL ACCOUNTABILITY AND DISCLOSURE ACT, NEBRASKA; 49-1401 Liability insurance, 23-175 Military leave of absence, 55-160 to 55-166 Motor vehicles, state fleet card programs, 60-3101, 60-3102 Public resources, de minimis use authorized, when, 49-14,103.03, See also POLITICAL ACCOUNTABILITY AND DISCLOSURE ACT, NEBRASKA Qualifications, positions of trust, Article XV, section 2, Constitution of Nebraska Register of deeds, 23-1501 to 23-1517.02, See also REGISTER OF DEEDS **Reimbursement of expenses**, See LOCAL GOVERNMENT MISCELLANEOUS EXPENDITURE ACT; 13-2201 Removal from office. Disabled officers, 23-2012 Incarcerated officer, 23-2013 Judicial proceedings, Grounds, 23-2001 Procedure, 23-2002 to 23-2009 Retirement. Defined benefit plan, valuation report required, 13-2402 Prior service benefits, 23-2333 Retirement system, See COUNTY EMPLOYEES RETIREMENT ACT; 23-2301

Retirement system, membership restriction, 4-108 Town officer, duties upon, 23-245 Sheriffs, 23-1701 to 23-1720, See also SHERIFFS Surveyor, 23-1901 to 23-1913, See also COUNTY SURVEYORS Tenure, See TENURE Terms, Article XVII, section 5, Constitution of Nebraska Treasurer, 23-1601 to 23-1616, See also COUNTY TREASURERS Vacancy in office, 32-560 to 32-567, 32-571, 32-572 COUNTY PURCHASING ACT See generally COUNTIES Act, how cited, 23-3101 Competitive bidding, 23-3108 to 23-3111 County board, Conflict of interest, 23-3113 Duties, 23-3107 Purchasing power, 23-3106 Definitions, 23-3104 Election supplies, treatment, 23-3106, 32-216 Intent, 23-3102, 23-3103 Leases, authorized, 23-3114 Purchases. How made, 23-3108, 23-3109 Wrongful, 23-3112 Purchasing agent, Bonding requirement, 23-3105 Compensation, 23-3105 Conflict of interest, 23-3113 Duties. 23-3107 Powers, 23-3106 Surplus property, sale, conditions, Surplus mobile equipment, 23-3115 Surplus personal property, 23-3115 Violations, penalty, 23-3113 COUNTY REVENUE ASSISTANCE ACT

See generally INDIGENT PERSONS Act, how cited, 29-3919 Appellate division, 29-3930 Chief counsel, 29-3928, 29-3929

COUNTY REVENUE ASSISTANCE ACT –Cont'd Commission on Public Advocacy, 29-3923 to 29-3927 Duties, 29-3927 Definitions, 29-3922 DNA testing division, 29-3930 **First-degree murder litigation** division, 29-3930 Fund, Commission on Public Advocacy Operations Cash, 29-3921 Indigent defense system, Expenditures, reimbursement, requirements, 29-3933 Standards, 29-3927 Intent, 29-3920 Major case division, 29-3930 Violent crime and drug defense division, 29-3930 COUNTY ROADS See generally HIGHWAYS AND ROADS Abandonment of road, 39-1722 to 39-1727 Access. Comprehensive plan, 23-114.02, 23-174.05 Controlled access, powers of state, 39-1728 Landowner, rights, 39-1729 Annexation by city or village, effect, 39-1702 Beltway, corridor map, county duties, 39-1311 Bridges, access to, 39-1720, See also BRIDGES Cities, streets, Gravel by counties, when, 39-1804 Maintenance, 39-1908 Maintenance by county, when, 39-1803 Regulation, subject to, 39-1721 Closing, temporary, when, requirements, 39-1801 Corner markers, 39-1708, 39-1709 County board. Act as superintendent, when, 39-1504 Duties, 39-1402, 39-1501, 39-1503

Eminent domain. 23-108 County engineer, powers and duties, 23-1901 **County lines**, 39-1403 Discontinuance of road, when, 39-1731 Damages, 39-1901 Dams, 39-1817 to 39-1820 Definitions, 39-1401 **Designation of,** 39-2001 to 39-2003 Direction traveled on highway or road, designated, 60-6,138 Drainage. Assessment of benefits to public highways, 31-448 Cleaning projects, Assessment of costs to county road fund, 31-923 Road ditch, 31-924 State highway involved, 31-925 County board, power to construct, 31-101 Crossing highways or railroads, 31-353. 31-430 Flood hazards, prevention, 31-1023 Improvements, apportion to county or railroad, 31-103 Highway benefits, 31-212 Survey, 31-107 Report, 31-108 Inspections, 31-312 Estimate of benefits to property, 31-316 Obstructing drainage ditch, penalty, 31-134 Sanitary and improvement districts, 31-727 to 31-793 Bonds, 31-739 Objections, 31-729 Powers, procedures, 31-740, 31-744 to 31-746 Summons and notice, 31-728 Surveys, 31-107, 31-310 Tax, assessments, 31-333, 31-335 Drainage facilities, 39-1802, 39-1817 to 39-1820 Driving under the influence, 60-6,196 to 60-6,211.08, See also DRUNK DRIVING Emergency, powers, 39-1408

COUNTY ROADS -Cont'd Erosion, complaint, 2-4608 Establish or alter, Acquisition of land, 23-108 Annexation by city or village, effect, 39-1702 Damages, 39-1901 Requirements, 39-1704 to 39-1721 Fencing by landowners, when, 39-301, 39-307, 39-1814 Game and Parks Commission, responsibility for traffic control within area, 60-677 Hedge fences along public roads, 39-309, 39-1812, 39-1813 **Highways and roads**, See HIGHWAYS AND ROADS Improvement districts, See also RURAL ROAD IMPROVEMENT DISTRICT ACT; 39-1638 Annexation by municipality, 31-763, 31-764 Assessments, 39-1614, 39-1615, 39-1618. 39-1637 Benefits, how determined, 39-1622 to 39-1625 Delinguent, when, 39-1626 Intersections and public lands, 39-1619 Bidding requirements, 39-1620 Board of trustees. Bonding requirements, 39-1608 Compensation, 39-1606 Election by mail, 39-1605, 39-1606 Powers and duties, 39-1609 to 39-1612 Term. 39-1606 Vacancy, 32-567 Bonds, 39-1616, See also BONDS Filing requirements, 39-1636 Intersections and public lands, 39-1619 Issuance, procedure, 39-1627 to 39-1632 Refunding, 10-615 to 10-617 Budget requirements, See BUDGET ACT, NEBRASKA; 13-501 Costs, 39-1603, 39-1633, 39-1634 County authority, restricted, 23-368 Creation, 39-1601 to 39-1605

Dissolution, special election by mail, 39-1601 Expenditures, additional authorized, See LOCAL GOVERNMENT MISCELLANEOUS EXPENDITURE ACT; 13-2201 Improvements, petitions and protests, 39-1611 to 39-1613 Lights, 39-1636.01 Maintenance, county, 39-1634 Plans and specifications, filing, 39-1636 Plat, filing, 39-1623 Sinking fund, 39-1617 Tax levy, 39-1621 Vacancy, 39-1607 Improvements, Authorized, 39-810 Bidding procedures, 39-1407 Funding, 39-1906 to 39-1908 Plan, filing requirement, 39-2119 Sanitary and improvement districts, powers, 31-740, 31-744 Isolated lands, access, procedure, 39-1713 to 39-1719 Land acquisition, 39-1701 to 39-1703 Lights, 39-1807 Livestock lanes, 39-1808 to 39-1810 Map of system, 39-2001, 39-2002 Mowing of ditches, 39-1811 Parking, restrictions, 39-1816 Plats, 39-1710, 39-1711 Private land, crossing, 39-1814, 39-1815 Railroad, Crossings, elimination, 39-1730 Railways declared public highways, Article X, section 4, Constitution of Nebraska Records, requirements, 23-1305, 39-1411, 39-1505 Road districts, assessments, 39-1637 Road money, 23-265 Road over private property, when, gates, duties, 39-1814, 39-1815 Road Record, county clerk to keep, 23-1305

COUNTY ROADS -Cont'd Rural road improvement districts, See RURAL ROAD IMPROVEMENT DISTRICT ACT: 39-1638 School lands, sale, 72-258.02 Section lines, declared county roads, 39-1410, 72-221.01 Snow fences along public roads, 39-1805, 39-1806 Street improvement, county aid, when, 23-339 to 23-342 Superintendent. Appointment, 39-1502 Bonding requirements, 39-1507 Conflict of interest, prohibited, 39-1509 Incentive payments, 39-2501 to 39-2505 License requirements, See COUNTY HIGHWAY AND CITY STREET SUPERINTENDENTS ACT; 39-2301 Office, 39-1510 Powers and duties, 39-1501, 39-1503, 39-1507, 39-1508, 39-1511 Qualifications, 39-1506 Records, 39-1505, 39-1510 Removal, 39-1502.01, 39-1509 Report, 39-1512 Surveys, 39-1704 to 39-1707, 39-1712 Tax levy, 39-1902 to 39-1906 Taxation, 23-224, 23-228 Road money, 23-265 Township, convert to unit system, 39-1513 to 39-1518 Township roads. Funds, 39-1907 Maintenance, 39-1519 to 39-1527 Townships, joint purchase and ownership of road equipment, 23-223 Transmission lines, 70-305 to 70-313, 86-708 to 86-710 Trees, control, 39-1812, 39-1813 Unit system, 39-1513 to 39-1518 Vacation of road, 39-1722 to 39-1727 Villages, streets, Gravel by county, when, 39-1804

Maintenance of streets, 39-1405, 39-1908 Regulation, subject to, 39-1721 Wages, 39-1409 Water impoundment structure, 39-1817 to 39-1820 Weeds, mowing, 39-1811 Zoning regulations, 23-114.03 COUNTY SHERIFFS See SHERIFFS COUNTY SURVEYORS See generally COUNTY OFFICERS AND **EMPLOYEES** Boundaries, establishment and restoration, 23-1908 Certificate of survey, use as evidence. 23-1904 Compensation, 33-116 Conflict of interest, 23-1905 Consolidated office, 22-417 Corners, original, markers, 23-1907, 23-1908, 39-1708 **Counties.** See COUNTIES County highway superintendent, act as, when, 39-1506 Deputies. Duties, 23-1901.02 Employment, 23-1115, 23-1901.02 Duties, 23-1901 Elected, when, 32-525 Ex officio engineer, 23-1901 Fees, 33-116 Field book, 23-1910, 25-1278 Office. Space, county provide, 23-120 Supplies, 23-121 Records. Availability, 23-1911 Transfer to successor, 23-1913 Residency, 23-1901.01 **Resurvey, duties,** 23-301 to 23-303 Subdivisions, petition for survey, 23-1909 Subpoena power, 23-1903 Surveys, See SURVEYS AND **SURVEYORS** Trespass, exemption, 23-1906

COUNTY TREASURERS See generally COUNTY OFFICERS AND EMPLOYEES Collection of taxes, powers and duties, 77-1701 to 77-1776 **Counties, See COUNTIES** County treasury, funds transfer system, establish and operate, 23-1303 Deputies, Duties, 23-1601.02 Employment, 23-1115, 23-1601.02 Duties. 23-1601 Elected, when, 32-521 Fees, 33-114, 33-114.01 Neglect of duties, 33-132 Record keeping, 33-131, 33-132 Financial statements, publication, 23-1605 to 23-1607 Office. Space, county provide, 23-120 Supplies, 23-121 **Residency requirements**, 23-1601.01 School funds, duties, See SCHOOL FINANCE Vacancy, how filled, 32-567 Violations, penalty, 23-1603 Warrants, Duties, 23-1303 Insufficient funds, 23-1602

COURT ADMINISTRATOR, STATE See STATE COURT ADMINISTRATOR

COURT APPOINTED SPECIAL ADVOCATE ACT See generally JUVENILE JUSTICE

Act, Attorney-client privilege not affected by, 43-3715 How cited, 43-3701 Legislative findings, 43-3717 Attorney-client privilege, not affected by act, 43-3715 Civil liability, volunteer, immunity, 43-3716 Confidentiality, violation, penalty, 43-3714

Definitions. 43-3702 to 43-3705 Fund, Court Appointed Special Advocate, 43-3718 Grants. Awarded by Supreme Court, 43-3719 Report, contents, 43-3720 Use, 43-3719 Notice of proceedings to volunteer **required**, 43-3713 Programs, court appointed special advocate. Authorized, requirements, 43-3706 Director, duties, 43-3707 Funding assistance, 29-3921 Volunteers, court appointed special advocate, Appointment, procedure, 43-3710 Civil liability, immunity, 43-3716 Confidentiality, violation, penalty, 43-3714 Cooperation required, 43-3713 Duties, 43-3712 Proceedings, notification required, 43-3713 Prohibited acts, 43-3711, 43-3714 Qualifications, minimum, 43-3709 Requirements, 43-3708 COURT COSTS See generally COURTS Advance payment, 33-120 Amendments and motions, costs, 25-1707, 25-1714, 25-1715 Appeals, Affirmance assessment, 29-2327 Appellant, pay costs, when, 25-2737

Affirmance assessment, 29-2327 Appellant, pay costs, when, 25-273 District court, 25-2733 Error proceedings, 25-1907 Frivolous, 25-1711 Money or personal property judgments, 25-2730 Probate proceedings, 30-1601 Security for costs, 25-1914, 25-1916, 25-1933, 25-2730 Surety, liability of, 25-2735 Small Claims Court, 25-2729 **Appraisers fees, taxed as costs,** 76-723

Arbitration, 25-2615

COURT COSTS -Cont'd Arbitration -Cont'd Estrays and trespassing animals, 54-406 Attachment, 25-1033 Writs of attachment, fees and expenses taxed as costs, 33-121 Attorneys, disbarment and contempt proceedings, 7-114 to 7-116 Clerk of district court fees, 33-106, 33-106.02 Complaint, misdemeanor, warrant, security for costs, 29-405 Condemnation, 76-726 Access roads, appeal of damages awarded by county board, 39-1719 Appeal, 76-720, 76-720.01 Appraisers fee, taxed as costs, 76-723 Armories, payment of costs, 18-1003 Court of condemnation, 19-706, 19-4634 Contest of elections, 32-1116 Continuance, costs, 25-1707 Corporations, judgment against pretended corporation, 25-21,135 Cost bill, felonies, 29-2705 Counties. Access roads, appeal of damages awarded by county board, 39-1719 Board of equalization and assessment, 77-1510.01 Claims against county, costs, 23-137 Drainage plan, appeal, 31-911 Elections, failure to redistrict, 32-555 Road improvement districts, 39-1632 County attorney, Fees prohibited, when, 23-1206 Services for Attorney General, 23-1201 County court, Adoption, 33-126.04 Civil matters, 33-123 Criminal cases, 33-124

Guardianship or conservatorship, 33-126.02 Inheritance tax, 33-126.03 Miscellaneous fees, 33-126.05 Payment, effect, 25-2710 Probate fees, 30-2429.01, 33-125 Trusts, 33-126.06 Credential disciplinary actions, 38-194, 38-195, 38-1,123 Credit cards, Citation, payment of fine and costs, 29-424 County court, accept, 25-2710 Election Act, citation in lieu of arrest, payment of fine and costs, 32-1549 Fees for credit card use, 33-126.05 Handicapped parking citation, payment of fine and costs, 18-1741.04 Criminal cases, Bill of all costs in transcript, 29-509 Execution of judgment for costs, 29-2408, 29-2411, 29-2413 Felony, payment of costs, 29-2704 to 29-2706 Lien for costs, 29-2407 Misdemeanor. County liability for costs, 29-2703 Defendant liability, 29-2404, 29-2407 to 29-2409 Money received, disposition, 29-2702 Nonpayment, effect, 29-2412 Payment of costs and fines, 29-2701 Replevy, 29-2409, 29-2410 Transcript, contain bill of costs, 29-509 Uncollectible court costs, treatment, 29-2709 Witness fees, 29-2710 Declaratory judgments, costs, 25-21.158 Defendant's costs, allowed, when, 25-10,102 to 25-10,104, 25-1710 Disclaimer of interest in subject matter of action, effect, 25-1706 Docket or filing fees, Civil legal services fee, 25-3010 County court, this heading

COURT COSTS -Cont'd **Docket or filing fees** –Cont'd Court automation fee, 33-107.03 Court of Appeals, 33-103, 33-103.01 Court of Industrial Relations, 48-811.01 Crime victim funds assessment. distribution, 33-157 Dispute resolution fee, 33-155 Dissolution of marriage, 33-106.03 District court, 33-106 Domestic relations, modification fee, 33-107.02 Judges' retirement fee, 24-703 County court, 33-123, 33-124, 33-125, 33-126.02, 33-126.03, 33-126.06 Court of Appeals, 33-103, 33-103.01 District court, 33-106, 33-106.02 Small Claims Court, 25-2804 Supreme Court, 33-103, 33-103.01 Late fee, 24-703 Law Enforcement Improvement Fund fee, 81-1429 Legal services fee, 33-107.01 Probate transfer, 30-2429.01 Supreme Court, 33-103, 33-103.01 Training fee, 33-154 Drug property, forfeited, claims to, 28-431 Eminent domain, Condemnation, this heading Equalization, county board of, 77-1510.01 Error proceedings, Appeals, this heading Estrays and trespassing animals, arbitration award, 54-406 Execution of sentences, Judgment for costs, 29-2404 Judgment for costs and assessment, 29-2407, 29-2408 Lien on property, 29-2407 Felonies. Criminal cases, this heading Fines and costs, commitment until paid, 29-2206 to 29-2207, 29-2404, 29-2407 to 29-2409, 29-2701

Foreclosure actions and proceedings, 25-1530, 25-2146, 77-1918, 77-1928 Included in redemption amount, 77-1917 Sale of land to satisfy costs, limit, 77-1910 Tax lien under old law, 77-1925, 77-1928, 77-1935 Forfeited drug property, claims to, 28-431 Forfeited recognizance, 29-2407 to 29-2409 To whom paid, 29-2701 Garnishment, 25-1031, 25-1056 Governor, failure to act, 50-126 Guardian ad litem, 42-358, 43-273 Guardian for resident of state facility, 83-383 Guardianship actions, frivolous actions, 30-2211.01, 30-2620.01 Homestead, judgment creditor, assessed costs, 40-108 How taxed, 25-1711, 25-1933, 33-145 Writs of attachment, fees and expenses, taxed as costs, 33-121 Indigent persons, Criminal defense, See COUNTY **REVENUE ASSISTANCE ACT; 29-**3919 Litigation costs, See IN FORMA PAUPERIS Interest, usury action, 45-105 Interest in subject matter of action, disclaimer, effect, 25-1706 Intervention, 25-329 Intervening claimants, 25-1522 Judgment on conviction, Commitment until paid, 29-2206 Deduct from posted bond, 29-2206 Judgment for costs, 29-2207 Payment in installments, 29-2206. 29-2206.01 Judgments, Against pretended corporation, 25-21,135 Confession of judgment, 25-906 Declaratory, 25-21,158 Dormant, when, 25-1515

COURT COSTS -Cont'd Judgments -Cont'd Fines, costs, and forfeited recognizance, 29-2206 to 29-2207, 29-2404, 29-2407 to 29-2409, 29-2701 Forcible entry and detainer, 25-21,226, 25-21,234, 25-21,235 Offer of judgment, 25-901, 25-2718 On conviction, 29-2206 to 29-2207 Ouster, 25-21,132, 25-21,133 Satisfaction, 25-1581 With costs. 25-905 Liens for, Court costs, terminate, when, 25-1716 Criminal cases, 29-2407 Liquor Control Act, Nebraska, abatement of nuisance, 53-199 Livestock, Adulterated or misbranded, costs and expenses, 54-1912 Estrays and trespassing animals, 54-406 Loans, personal loans, charges collectible by bank, 8-821 Mental health commitments, appointment of counsel, 71-947 Misdemeanors, judgments for fines, costs, and forfeited recognizance, 29-2404, 29-2407 to 29-2409 Money judgments, security for costs, 25-2730 Motions and amendments, 25-1707, 25-1714, 25-1715 Offer of judgment, 25-901, 25-2718 Ouster, 25-21, 132, 25-21, 133 Parties. Apportioned by court, 25-1711 Defendant's costs, when allowed, 25-1710 Frivolous pleadings, 25-824 Multiple parties, 25-1712 Reversal or modification of final order, 25-1933 State. Party litigant, 25-21,210, 25-21,216 Prevailing against, 25-1802 to 25-1807

Payment to county judge or clerk, 25-2710 Personal loans, additional charges, 8-821 Plaintiff's costs, allowed when, 25-10,105, 25-1708, 25-1712 Replevin action, 25-10,105 Police powers, City of the primary class, 15-263 Villages, 17-207 Quiet title, action to, 25-21,119 Quo warranto, 25-21,122 Real estate, execution, writ of, levy on real property, 25-1502, 25-1516, 25-1581 Recall elections, costs, 32-1205 Replevin action, Dismissal of action, failure of plaintiff to prosecute, 25-10,102 Judgment for plaintiff, 25-10,105 Security for costs, 25-1098 Verdict for defendant, 25-10,103, 25-10,104 Risk management program, state, 81-8.239.05 Sales and use tax, deficiency disallowed, costs, 77-27,130 Satisfaction, 25-1581, 25-2146 In forma pauperis, 25-2309 Security for costs. Additional ordered, when, 25-1709 Appellate proceedings, 25-1914, 25-1916, 25-1933, 25-2730 City of the metropolitan class, action by taxpayer, 14-509 Complainant, 29-405 Court of Appeals, 25-1914, 25-1916, 25-1933 Error proceedings, 25-1907 Execution, how stayed, 25-1507 Exemptions. Cities and villages, 14-817, 15-842.01, 16-729, 18-2463, 19-4901 Counties, 25-1717 Natural resources districts, 2-3281 Public utility districts, 14-2151, 70-680 State, 25-21,213, 25-21,216

COURT COSTS -Cont'd Security for costs -Cont'd Forcible entry and detainer, 25-21,234, 25-21,235 Guardians and conservators, 25-308 Liability of surety, 25-1705, 25-2735 Liquor Control Act, Nebraska, abatement of nuisance, 53-199 Money or personal property judgments, 25-2730 Partnerships and associations, 25-315 Probate proceedings, 30-1601 Replevin action, 25-1098 Small claims court, 25-2729 Supreme Court, 25-1914, 25-1916, 25-1933 Surety, liability, 25-1705, 25-2735 Warrant, misdemeanor complaint, 29-405 Settlement, payment of costs, 25-2240 **Sheriff's fees**, 25-1713 State, claims against, Award of fees and expenses, 25-1802 to 25-1807 Fraud in statement or proof, 25-21.209 State agencies, interagency legal actions, costs, 25-1808, 25-1809 Summary judgments, affidavit made in bad faith, 25-1336 Supersedeas bond, Appellate proceedings, 25-1916, 25-2730 Error proceedings, 25-1907 Forcible entry and detainer, 25-21,234, 25-21,235 Money or personal property judgments, 25-2730 Supreme Court costs, See COURT COSTS Surety, liability of, 25-1705, 25-2735 Taxes, Inheritance tax proceedings, 77-2018.04 Real estate taxes, foreclosure proceedings, sale of land, 77-1909, 77-1928

Sales and use tax, deficiency disallowed, 77-27,130 Trial, postponement, costs, 25-1714 Uncollectible costs, treatment, 29-2709 Warrant, misdemeanor complaint, security for costs, 29-405 Witness fees, See WITNESS FEES Workers' Compensation Court, Nebraska, See WORKERS' COMPENSATION COURT, NEBRASKA Writs of attachment, taxed as costs, 25-1033 **COURT OF APPEALS** See generally COURTS Appeals, See also APPEALS AND REVIEWS Civil. 25-1911 to 25-1937 Criminal, 29-2301 to 29-2325 Applicability of law, 24-1101 Arguments, where heard, 24-1108 Automation expenses, payment, 24-227.01. 33-107.03 Clerk, 24-1109 Commissions, judicial, Nominating, 24-801 to 24-812.01, See also JUDICIAL NOMINATING COMMISSIONS Qualifications, 24-715 to 24-721, See also JUDICIAL QUALIFICATIONS, COMMISSION ON Resources, 24-1201 to 24-1206, See also JUDICIAL RESOURCES COMMISSION Constitutional authorization, Article V, section 1, Constitution of Nebraska Contempt powers, 25-2121 Created, 24-1101 **Decisions**, 24-1104 Decisions of the Nebraska Court of **Appeals.** 24-209 **Disciplinary actions,** Article V, sections 30 and 31, Constitution of Nebraska Districts, 24-201.02, 24-1101 Electronic postmark, use authorized. 86-644 Fees and costs, See COURT COSTS

COURT OF APPEALS -Cont'd Holiday closings, 25-2221 Insurance, liability, purchase, 24-218 Judges. Appointment, 24-1101 Assignment of active or retired judges, 24-1103 Chief Judge, 24-1101 Conflict of interest, effect, 24-739 Correctional facilities, visitation of by judges allowed, 83-186 Eligibility, 24-1102 Other offices, 24-741 Marriage ceremony, authorized to perform, 42-108 Oath, Article XV, section 1, Constitution of Nebraska Powers, 24-734 Residence, Article V, section 20, Constitution of Nebraska Resignation, procedure, 32-562 Retention in office, procedure, Article V. section 21. Constitution of Nebraska, 24-813 to 24-818 Retired, appointment by Supreme Court, 24-729 to 24-733 Retirement, Effect, 24-714 Retirement system, See JUDGES RETIREMENT ACT; 24-701 Salary, 24-201.03, 24-1101 Restrictions. Article III. section 19. Constitution of Nebraska Temporarily sitting as Supreme Court judge, effect, Article V. section 2, Constitution of Nebraska Term. Commencement, 24-819 End, 24-819 Unauthorized practice of law, 7-111 Vacancy in office, Article V, section 21, Constitution of Nebraska Judgment, vacate or modify, powers, 25-2001 to 25-2009 Judicial statistics, report, 24-1006 Jurisdiction, 24-1106

Chambers. Article V. section 23. Constitution of Nebraska Location, 24-1108 Nebraska Appellate Reports, 24-209 Nonjudicial days, 25-2221 Oaths and affirmations, 24-1002 Panels. 24-1101 Publication of opinions, 24-1104 Records, electronic access, report required, 84-1205.03 Removal of cases, 24-1106 Reporter of the Supreme Court and Court of Appeals, 24-211 to 24-216, 24-1109 Appointment, Article V, section 8, Constitution of Nebraska Duties, 24-211 Publications, 24-212 **Review by Supreme Court,** Petition for direct review, 24-1106 Petition for further review, 24-1107 Rules and regulations, 24-1109 State Court Administrator, See STATE COURT ADMINISTRATOR Uniform practice. Article V. section 19, Constitution of Nebraska COURTHOUSE See generally COURTS

Bonds, 10-407, 10-408, See also BONDS County, erection of, petition, tax, 23-501 to 23-507 County levy, authorized, 23-120

Holiday closings, 25-2221

COURT-MARTIAL

See MILITARY

COURTS

See generally GOVERNMENT Commissions, Judicial qualifications, See JUDICIAL QUALIFICATIONS, COMMISSION ON Nominating, See JUDICIAL NOMINATING COMMISSIONS Resources, See JUDICIAL RESOURCES COMMISSION

COURTS -Cont'd Constitutional amendments, historical effect, Article V, section 26. Constitution of Nebraska Correctional facilities, visitation of by judiciary allowed, 83-186 County courts, 24-501 to 24-521, See also COUNTY COURTS Court costs, See COURT COSTS Court of Appeals, 24-1101 to 24-1109. See also COURT OF APPEALS Courthouse. See COURTHOUSE Courts of Impeachment, 24-101 to 24-109, See also IMPEACHMENT District courts, 24-301 to 24-318, See also DISTRICT COURTS Drug court programs, 24-1301, 24-1302 Fees and costs, See COURT COSTS Holiday closings, 25-2221 Human trafficking issues, training, 81-1431 Jurisdiction, See JURISDICTION Juvenile courts. 43-2.111 to 43-2,127, See also JUVENILE COURTS Military, See MILITARY JUSTICE, NEBRASKA CODE OF; 55-401 Nepotism, internal policies prohibiting encouraged, 49-1499.07 Nonjudicial days, 25-2221 Open to public, Article I, section 13, Constitution of Nebraska Problem solving court programs, 24-1301. 24-1302 **Procedure**, See LEGAL PROCEDURE Separation of powers, Article II, section 1, Constitution of Nebraska Small Claims Court, See SMALL CLAIMS COURTS; 25-2801 State Court Administrator. See STATE COURT ADMINISTRATOR Supreme Court, 24-201 to 24-209, See also SUPREME COURT Workers' compensation, 48-152 to 48-191, See also WORKERS' COMPENSATION COURT, NEBRASKA

CRACK See DRUGS AND MEDICINE CREDENTIALING ACT, UNIFORM See generally PROFESSIONS AND

OCCUPATIONS Act. How cited, 38-101 Purposes, 38-103 Transition from Uniform Licensing Law, effect, 38-104 Acupuncturists, See MEDICINE AND SURGERY PRACTICE ACT: 38-2001 Advertisements, restrictions, 38-124 Alcohol and drug counselors, See ALCOHOL AND DRUG COUNSELING PRACTICE ACT; 38-301 Appeal, 38-1,102 Approved courses of study, 38-133 Athletic trainers, See ATHLETIC TRAINING PRACTICE ACT; 38-401 Audiologists, See AUDIOLOGY AND SPEECH-LANGUAGE PATHOLOGY PRACTICE ACT; 38-501 Boards. Advisory bodies, 38-161 Appointment, 38-158 Business, how transacted, 38-170 Compensation, 38-171 Conflict of interest, 38-168 Continuing competency requirements, duties, 38-145, 38-146 Costs, how paid, 38-174 Department, duties, 38-146, 38-174 Designation, 38-167 Duties. 38-161 Expenses, 38-171 Liability, exemption, when, 38-173 Meetings, 38-170 Members, Conflict of interest, 38-168 Initial board, additional qualifications, 38-166 Number, 38-162 Professional members, 38-159, 38-164 Public members, 38-162, 38-165 Removal, 38-160 Term, 38-163

CREDENTIALING ACT, UNIFORM -Cont'd **Boards** – Cont'd Names, 38-167 National organization or related meetings, attendance, 38-172 Officers, 38-169 Purpose, 38-161 Vacancy, 38-158 Businesses, credentialed, Inspections, 38-138 to 38-141 Practice without credential prohibited, 38-1,114, 38-1,116 Report unauthorized operation of business, 38-140 Certain professions and businesses. Credential issuance and renewal procedure, 38-1,119 Disciplinary actions, procedure, 38-1,120 to 38-1,123 Chiropractors, See CHIROPRACTIC PRACTICE ACT; 38-801 Complaints relating to credential holders. Confidentiality, 38-1,138 Disability, physical or mental, this heading Immunity for complainant, 38-1,138 Procedure, 38-1,103 to 38-1,105, 38-1.138 Referral to board, 38-1,108 Review, By Attorney General, 38-1,107 By department, 38-1,138 Violations, prosecution, 38-1,139 Confidentiality of credentialing reports, complaints, records, 38-1,106, 38-1,126 Consultation with veterinarian by another credentialed person authorized, 38-1,140 Contested cases, chief medical officer, duties, 38-1,101 Continuing competency requirements, Audits, 38-146 Boards establish, 38-145 Compliance, 38-146 Department duties, 38-146

Failure to meet, effect, 38-144 Waiver, 38-146 Counselors, professional, See MENTAL HEALTH PRACTICE ACT; 38-2101 Credential. Application, contents, 38-130 Availability, 38-124 Certain professions and businesses, this heading Certification, 38-125 Deny issuance, 38-176, 38-185 Expiration date, 38-142 Form, 38-122 Identify profession, 38-124 Practice without prohibited, 38-1,114, 38-1,116 Prima facie evidence, 38-1,115 Qualifications, 38-129 Reinstatement, 38-142, 38-147 to 38-150 Hearing, appeal, 38-149, 38-150 Renewal, 38-142 Refusal to renew, 38-176, 38-185 Verification, 38-125 Voluntary surrender or limitation, 38-1,109 Credential to operate a business, Disciplinary actions, grounds, 38-182 Identify business, 38-124 Initial credential, 38-181 Renewal procedure, 38-143 Credentialing system, Adjustments to the costs, 38-154 Administrative costs, how paid, 38-151 Base costs of credentialing, 38-152 Credentialing fees, Administrative fees, 38-156 Collection, 38-155 Establish, 38-155 Record of credentials issued, contents. 38-123 Variable costs of credentialing, 38-153 Criminal background check, when required, 38-131 Definitions, 38-105 to 38-120

CREDENTIALING ACT, UNIFORM –Cont'd Dentists, dental hygienists, dental assistants, See DENTISTRY PRACTICE ACT; 38-1101 **Dietitians, See MEDICAL NUTRITION** THERAPY PRACTICE ACT: 38-1801 Disability, mental or physical, Complaint, procedure, 38-1,110, 38-1.111 Disciplinary action, appeal, 38-1,113 Examination, refusal to submit, 38-1.112 **Disciplinary actions**, Appeal, 38-1,102, 38-1,113 Attorney General, duties, 38-186 Attorney's fees and costs, 38-198, 38-1.116 Costs, 38-194, 38-195 Credential denial or refusal to renew, notice, hearing, 38-185 Department, powers and duties, Discipline, 38-186 Jurisdiction, 38-176 Partial-birth abortion, performance of, 38-193 Sanctions imposed, 38-192 Grounds, 38-178, 38-180 Business credential to operate, 38-182 Hearing, Failure to appear, effect, 38-191 Notice, 38-189 Petition by Attorney General, 38-186 Time and place, 38-188 Peer review committee, See also PEER REVIEW Immunity, 38-1,128 Reporting requirements, 38-1,127 Pleadings, form, 38-187 Renewal, refuse, notice, hearing, 38-185 Sanctions. Additional conditions, 38-197 Authorized, 38-196 Director impose, 38-192 Revocation, 38-1,100 Suspension, 38-199

Temporary suspension or limitation, 38-183 Settlements and stipulations, authorized, 38-190 Terms, defined, 38-177, 38-179 Voluntary surrender or limitation of credential, 38-1,109 When taken, 38-184 **Embalmers,** See FUNERAL DIRECTING AND EMBALMING PRACTICE ACT; 38-1401 Enforcement. Cease and desist order. 38-140 Department and credential holder duties, 38-1,124 to 38-1,128 Injunction, 38-1,114 Jurisdiction of director, 38-176 Violations, penalties, this heading Examinations. Approved courses of study, 38-133 Eligibility, 38-137 National or other examinations, approval required, 38-134 Oral or practical, approval required, 38-134 Records, maintenance and inspection requirements, 38-137 Reexamination, 38-136 Score, passing, 38-136 Time and place, 38-135 Fees. Determination of amount, 38-151 to 38-156 Examination, 38-132 Failure to pay, effect, 38-144 Until 12/1/2008, 71-110 Fraud, penalty, 38-1,117 Funds. Professional and Occupational Credentialing Cash Fund, 38-157 Funeral directors, See FUNERAL DIRECTING AND EMBALMING PRACTICE ACT; 38-1401 **Genetic counselors**, See GENETIC COUNSELING PRACTICE ACT; 38-3401 **Injunction**, 38-1,114 Inspectors, appointment, 38-141 Intent, 38-102

CREDENTIALING ACT, UNIFORM –Cont'd

Investigations, department duties, 38-1,124

Licensee Assistance Program, 38-175

Malpractice, See MALPRACTICE

Marriage and family therapists, See MENTAL HEALTH PRACTICE ACT; 38-2101

Massage therapists, See MASSAGE THERAPY PRACTICE ACT; 38-1701

Medical nutrition therapists, See MEDICAL NUTRITION THERAPY PRACTICE ACT; 38-1801

Medication and drug dispensing permits, See PHARMACY PRACTICE ACT: 38-2801

Mental health practitioners, See MENTAL HEALTH PRACTICE ACT; 38-2101

Military education and training, applied toward credential, 38-1,141

Nutritionists, See MEDICAL NUTRITION THERAPY PRACTICE ACT; 38-1801

Occupations, See PROFESSIONS AND OCCUPATIONS

Optometrists, See OPTOMETRY PRACTICE ACT; 38-2601

Osteopathic physicians, See MEDICINE AND SURGERY PRACTICE ACT; 38-2001

Peer review authorized, See PEER REVIEW

Perfusionists, See PERFUSION PRACTICE ACT; 38-2701

Pharmacists, See PHARMACY PRACTICE ACT; 38-2801

Physical therapists, See PHYSICAL THERAPY PRACTICE ACT; 38-2901

Physicians and surgeons, See MEDICINE AND SURGERY PRACTICE ACT; 38-2001

Podiatrists, See PODIATRY PRACTICE ACT; 38-3001

Practice acts included, 38-101 Probation, 38-197

Professions, See PROFESSIONS AND OCCUPATIONS

Professions regulated, 38-121 Practices for which a credential is required, 38-121 Review of credentialed professions and businesses, 38-128 Statutes, rules, and regulations available to credential holder. 38-127 Psychologists, See PSYCHOLOGY PRACTICE ACT; 38-3101 Recredentialing, standards, 38-146 Regulation, See HEALTH PROFESSIONS ACT. NEBRASKA REGULATION OF; 71-6201 Residency, change of, effect, 38-125 **Respiratory care practitioners**, See RESPIRATORY CARE PRACTICE ACT; 38-3201 Rules, regulations, and standards, 38-126 Social workers, master, See MENTAL HEALTH PRACTICE ACT; 38-2101 Speech-language pathologists and audiologists, See AUDIOLOGY AND SPEECH-LANGUAGE PATHOLOGY PRACTICE ACT; 38-501 Substance abuse or dependence of credential holder, Disciplinary actions, 38-1,110 Licensee Assistance Program, 38-175 Suspension, support order violation, See LICENSE SUSPENSION ACT; 43-3301 Unlawful or incompetent acts, reporting requirements of, Court clerks, report of convictions, 38-1,137 Credential holder, 38-1,124 to 38-1,126, 38-1,136 Health care facility, 38-1,127 Insurer, 38-1,129 to 38-1,135 Peer review organization, 38-1,127, 38-1,128, See also PEER REVIEW Professional association, 38-1,127, 38-1.128 **Veterinarians**, See also VETERINARY MEDICINE AND SURGERY PRACTICE ACT; 38-3301

CREDENTIALING ACT, UNIFORM -Cont'd

Veterinarians –*Cont'd* Consultation with veterinarian by another credentialed person authorized, 38-1,140

Violations, penalties, Administrative penalty, 38-1,116 Cease and desist order, penalty, 38-140 Civil penalty, 38-1,127 Collection, 38-198, 38-1,116

Disciplinary actions, this heading *Enforcement,* this heading Injunction, 38-1,114

CREDIT CARDS

See generally FINANCIAL TRANSACTIONS

Acts prohibited, 28-618 to 28-630, See also FINANCIAL TRANSACTION DEVICES

Consumer credit, See CONSUMER CREDIT

Court costs and fees, 25-2710, 29-424, 32-1549, 33-126.05

Credit reports, duty to provide, 20-149

Credit services organizations, See CREDIT SERVICES ORGANIZATION ACT; 45-801

- Credit union, issue, 21-1740 Handicapped parking citation,
- payment of fine, 18-1741.04

Interest, rate restrictions, 8-820, 8-820.01

Motor club, service authorized, 44-3707

Personal loans initiated by, 8-815 to 8-829

Political subdivisions, Payments to, use authorized, 13-609 Purchasing card program, created, 13-610

Service fee authorized, 8-820 State agency, acceptance as

payment, when, 81-118.01 State purchasing card program, created, 81-118.02

Taxes and fees, use for payment of authorized, 13-609, 77-1702, 81-118.01 Terms, federal law, construction, 8-820 Theft of, 28-511, 28-512 **CREDIT INSURANCE** See CONSUMER CREDIT **CREDIT REPORT PROTECTION ACT** See generally CONSUMERS Act. Applicability, 8-2613 How cited, 8-2601 Attorney General, powers and duties, 8-2615 Consumer reporting agency, Duties, 8-2605, 8-2606 Fee authorized, exceptions, 8-2609 Hold on file, requirements, 8-2607 Information furnished to governmental agency, 8-2612 Release of information prohibited. when. 8-2604 Third parties, restrictions, 8-2611 Definitions, 8-2602 Enforcement. 8-2615 Other entities, security freeze not required, 8-2614 Security freeze, Changes to file, authorization requirements, 8-2610 Duration. 8-2607 Placement, 8-2605 Removal, conditions, 8-2608 Request. 8-2603 Temporarily lifting, 8-2606 Written confirmation, 8-2605 Violations. Civil penalty, 8-2615 Damages, 8-2615 **CREDIT REPORTS** See CONSUMER CREDIT

CREDIT SERVICES ORGANIZATION

ACT See generally CONSUMERS Act, how cited, 45-801

CREDIT SERVICES ORGANIZATION ACT –Cont'd Acts prohibited, 45-804 Bond requirement, 45-805 Civil action, authorized, 45-805, 45-810 Damages, 45-805, 45-810 Deceptive trade practice, applicability of law, 45-812 Definitions, 45-802 Exemptions, 45-803 Fee. 45-806 **Injunction**, 45-811 Registration statement, 45-806 **Remedies**, 45-815 Secretary of State, powers and duties, 45-805 Service contract, 45-808 Statement to buyer, 45-807 Statute of limitation, 45-813 Violation, penalty, 45-814 Waiver of rights, void, 45-809 CREDIT UNION ACT See generally FINANCIAL INSTITUTIONS Act, how cited, 21-1701 Appeal, 21-1733 Approval, certificate of, 21-1724 Articles of association, Amendments, 21-1727 Filing, 21-1724 Form, 21-1726 Audit, 21-1771 **Board. National Credit Union** Administration, appointment as receiver, 21-1734, 21-1735 Board of directors, Election, 21-1758, 21-1759 Officers, duties, 21-1764 to 21-1768 Powers and duties, 21-1757, 21-1768, 21-1772 Subscriber selection, 21-1724 Vacancies, 21-1760 Bond, fidelity, requirements, 21-1767.01 Branch credit union, application, procedure, 21-1725.01 Bylaws, Amendments, 21-1727 Filing, 21-1724

Form. 21-1726 Central credit union, Board of directors, 21-1753, 21-1754 Loans and investments, limitations, 21-1756 Membership, 21-1752 Purchase of credit union, 21-1755 Committee, Credit. Appointment, 21-1758, 21-1759 Powers and duties, 21-1757, 21-1769 Vacancies, 21-1760 Executive, 21-1766 Supervisory, Appointment, 21-1758, 21-1759 Powers and duties, 21-1757, 21-1771 Removal of officials, 21-1772 Vacancies, 21-1760 Compensation, 21-1761 Confidential records or information, disclosure, costs, immunity, 8-1401 to 8-1404 Conflict of interest. 21-1762 Consolidation, 21-17,109 Conversion, 21-17,107, 21-17,110 to 21-17.112 Corrective measures, 21-1734 Definitions, 21-1702 to 21-1722 Department of Banking and Finance, powers and duties, 21-1731, 21-1732 **Dissolution**, 21-17,108 Dividends, 21-1776 Enforcement, 8-1,134 to 8-1,139 Examination. 21-1736 Expenses, 21-1777 False statement and bank entries, penalty, 28-612 Federal credit union, Convert from, 21-17,111 Convert to, 21-17,112 Fees. Amendments, 21-1727 Late report, 21-1738 Member accounts, 21-1780 Member's entrance fee, 21-1744 Fiscal year, 21-1730 Fund, Credit Union Act, 21-17,114

CREDIT UNION ACT -Cont'd Hearings, 21-1724, 21-1725.01, 21-17,109 Indemnification, officials and employees, 21-1763 Insurance, maintain, 21-1773, 21-1797 Investments, 21-17,100 to 21-17,102 Life insurance, requirements, 44-1601, 44-1606.02 Liquidation, voluntary, 21-17,108 Liquidator, 21-1734, 21-1735 Loan officer. License, 21-1770 Powers and duties, 21-1769 Loans. Charges, 21-1789 Documentation, 21-1790 Installments, 21-1792 Interest rate, 21-1788 Limit, 21-1791 Line of credit, 21-1793 Officials, loans to, 21-1796 Other loan programs, 21-1795 Participation loans, 21-1794 Purpose and conditions, 21-1787 Location, 21-1729 Meetings, 21-1749, 21-1751 Directors, 21-1767 Member services, Health savings accounts, 21-1799 Medical savings accounts, 21-1799 Negotiable instruments, 21-1798 Retirement plans and accounts, 21-1799 Membership, Expulsion, 21-1747 Liability, 21-1746 Requirements, 21-1743 Retention, 21-1745 Shares, 21-1774 Termination, 21-1748 Merger, 21-17,109 Name, Requirements, 21-1724 Use prohibited, when, 21-1728 Organization, 21-1724 Branch credit union, procedure, 21-1725.01

Existing credit unions, procedure, 21-1725, 21-17,116 New credit union, procedure, 21-1725.01 Powers and duties, 21-1740 to 21-1742, 21-1799 Receiver, 21-1734, 21-1735 Records, 21-1737 Reduction in shares, 21-1786 **Reports**, 21-1738 Reserve accounts, requirements, 21-17,103 to 21-17,107 Retirement, trustee or custodian of funds, 21-1799 Rights, powers, privileges, and immunities, same as federal credit union, 21-17,115 Rules and regulations, 21-1732 Safety deposit boxes, authorized, 21-1741 Share accounts, 21-1774 Dormant accounts, 21-1785 Insurance, 21-1773 Joint accounts, 21-1782 Liens. 21-1784 Maximum amount, 21-1778 Minors, accounts, 21-1781 Ownership rights, 21-1723 Special purpose share accounts, 21-1775 Trust accounts, 21-1783 Withdrawals, 21-1779 **Taxation**, property, 21-17,113 Voting, 21-1750 **CREDIT UNIONS** See generally FINANCIAL INSTITUTIONS Abandoned property, See UNCLAIMED PROPERTY ACT, UNIFORM DISPOSITION OF; 69-1301 Accounts, multiple-party, 30-2716 to 30-2733, See also PROBATE CODE. NEBRASKA: 30-2201 Acknowledgments of written instruments, validity if notary is a shareholder, officer, or director of the credit union, 64-212.64-213

Acquisition of credit card bank, 8-1511 to 8-1513

CREDIT UNIONS -Cont'd Assessments and fees, state, Costs of examination included, 8-606 Department, levy assessments, 8-601.8-605 Failure to pay, consequences, 8-607 Schedule of fees, 8-602 Automatic teller machines, 8-157.01, 21-1729, 21-1798 Commercial Code, Uniform, See COMMERCIAL CODE, UNIFORM **Compliance review documents.** 8-2001 to 8-2005 Confidential records or information, disclosure, costs, immunity, 8-1401 to 8-1404 Data processing centers, electronic, regulation, 8-108 Department of Banking and Finance, general powers, 8-102, 8-103 Director, interest in banks, effect, 8-103 Examination, power of department, 8-108 Failing institutions, acquisition or merger, 8-1506 to 8-1510, See also BANKS AND BANKING False statements and bank entries, penalty, 28-612 Financial data protection, See FINANCIAL DATA PROTECTION AND CONSUMER NOTIFICATION OF DATA SECURITY BREACH ACT OF 2006; 87-801 Formation, See CREDIT UNION ACT; 21-1701 Gift enterprise including savings promotion raffle, authorized, restrictions, 9-701, See also GIFT ENTERPRISE Insurance or guaranty, maintain, 21-1773 Investments, bonds of Israel, 8-148.03 Loans, installment loans, ineligible to make under act, 45-1003, See also INSTALLMENT LOAN ACT. NEBRASKA

Minors, transfers to, See TRANSFERS TO MINORS ACT, NEBRASKA UNIFORM; 43-2701 Name, similar names, use prohibited, 8-1901 to 8-1903 Point-of-sale terminals, 8-157.01 Receiver, designation of department, 8-198, 8-199 Records, destruction or secretion, penalty, 28-612 Regulation of, See CREDIT UNION ACT; 21-1701 Safety deposit boxes, operate, 21-1741 Solicitation for financial products or services, requirements, 8-2501 to 8-2505 Support order enforcement, bank match system, 43-3328 to 43-3339 Taxation, 77-3801 to 77-3807, See also FINANCIAL INSTITUTIONS Refunds, 77-1777 to 77-1782, 77-3806 Uniform Commercial Code, See COMMERCIAL CODE, UNIFORM CREDITORS See DEBTORS AND CREDITORS CREMATION See BURIAL **CREMATION OF HUMAN REMAINS** ACT See generally BURIAL Act. How cited, 71-1355 How construed, 71-1385 **Appeals**, 71-1369 Complaints, department duties, 71-1365 Cremation. Cremated remains, Final disposition, 71-1382, 71-1382.01 How treated, 71-1381 Veterans, 71-1382.01 Cremation authorization form. Contents, 71-1377

CREMATION OF HUMAN REMAINS ACT –Cont'd Cremation -Cont'd. Cremation authorization form –Cont'd Signature, 71-1378 Dispute, refusal to accept or release, 71-1380 Jewelry or other valuables, requirements, 71-1379 Potentially hazardous implant or condition, requirements, 71-1379 Right to authorize, 71-1373 Crematory, Building and location requirements, 71-1358 Change in location, ownership, or name, requirements and fee, 71-1361 Imminent danger, department, powers, 71-1366 Inspections, 71-1364 Licensure requirements, 71-1357 Noncompliance, procedure, 71-1364 Nuisance, when, abatement, 71-1371 Operation, limitations, 71-1375 Crematory authority, Bylaws, 71-1384 Cremation authorization form, requirements, 71-1377, 71-1378 Delivery receipt form, duties, 71-1374 Dispute concerning cremation, powers and duties, 71-1380 Licensure. Application, 71-1359 Deny or refuse to renew, 71-1367 Disciplinary actions, Grounds, 71-1367 Penalties, 71-1368 Expiration, 71-1360 Fees, 71-1363 Provisional, 71-1362 Reinstatement or relicensure, 71-1370 Temporary suspension or limitation, when, 71-1366 Operation, requirements, 71-1376

Definitions, 71-1356 **Injunction authorized,** 71-1372 **Rules and regulations,** 71-1383 **Violations, penalty,** 71-1371

CRIME COMMISSION See LAW ENFORCEMENT AND CRIMINAL JUSTICE, NEBRASKA COMMISSION ON **CRIME VICTIM'S REPARATIONS** ACT, NEBRASKA See generally VICTIMS Act. how cited. 81-1841 **Committee, Crime Victim's Reparations**, 81-1802 to 81-1805 Community Trust, Authorized, powers and duties, 81-1801.02 Board of directors, 81-1801.02 Closed sessions under Open Meetings Act, when, 84-1410 Committee. Powers and duties, 81-1833 Report. 81-1833 Tragedy of violence or natural disaster, distribute contributions, 81-1801.02 Definitions. 81-1801 Intent, 81-1801.01 Victim's Compensation Fund, Abatement, 81-1831 Accused, return of money, 81-1837 to 81-1840 Appeal, 81-1832 Applicability of law, 81-1824 Application for compensation, 81-1807 Attorney's fees, 81-1812 Award, 81-1817 to 81-1823 Exclusions, 81-1822 Payment, 81-1815 Collateral compensation, treatment, 81-1817 Constitutional provision, act construed as enabling, 81-1801.01 Crime royalty income, treatment, 81-1836 to 81-1840 Damages covered, 81-1819 Emergency awards, 81-1820

CRIME VICTIM'S REPARATIONS ACT, NEBRASKA – Cont'd Victim's Compensation Fund -Cont'd Employment of offenders, 81-1826 to 81-1829 Evidence, 81-1811 False claims, 81-1830 Forms and materials, 81-1813 Fund, Victim's Compensation, Created, 81-1835 Funding sources, 29-2286, 33-157, 81-1836, 83-183.01, 83-184 Hearing officer, appointment, 81-1806 Hearings, 81-1809, 81-1810 Injunction action by victim authorized, 25-21,279 Medical reports and examinations, 81-1808 Orders, 81-1816 Political subdivision, failure to act, effect. 81-1840.01 Proceedings, 81-1807 to 81-1810 Report, 81-1833 Rights. Enabled by act, 81-1801.01 Enumerated, Article I, section 28, Constitution of Nebraska Injunction action by victim to enforce, 25-21,279 Royalty income, treatment, 81-1836 to 81-1840 Rules and regulations, 81-1813 Sexual assault, confidentiality of records. 81-1842 Son of Sam law, crime royalties, 81-1836 to 81-1840 Standards for compensation, 81-1814 State, failure to act, effect, 81-1840.01 Statute of limitation, 81-1821 Subrogation, 81-1825 Survival of claim, 81-1831 Suspension of proceedings, when, 81-1816

CRIMES AND OFFENSES See generally LAW (Vol. 2A Appendix Classification of Penalties) Abduction, See also ABDUCTION Defined, 28-312 False imprisonment, 28-314, 28-315 Kidnapping, 28-313 Kidnapping by inmate, 28-933 Abetting commission of an offense, 28-205, 28-206 Abortion. See also ABORTION By other than accepted medical procedures, 28-336 By other than licensed, physically present physician, 28-335 Child, care and protection, 28-330 to 28-332 Coercing a minor pregnant woman to have an abortion, 71-6907 Discrimination because of refusal to perform, 28-338 to 28-341 Experimentation, Sale or transfer of live or viable aborted child for. 28-342 Use of premature infant aborted alive, 28-346 Minor pregnant woman, violation by physician, 71-6907 Parental consent provided by nonauthorized person, 71-6907 Partial-birth abortion, 28-328 Prohibited twenty or more weeks postfertilization age, 28-3,106, 28-3,108 Refusal to perform, Hospitals, 28-337 Individuals, 28-338 Reporting form, 28-344 Required report, falsification, 28-3,107 Sanctioning person who refuses to participate, 28-338, 28-339 Viability, performing after child has reached, 28-329, 28-332 Abstracters Act, violations, 76-558 Abuse, See also ABUSE Children, 28-707, See also CHILD ABUSE

CRIMES AND OFFENSES -Cont'd Abuse –Cont'd. Children – Cont'd Child left unattended in motor vehicle, 28-710 Contributing to the delinguency of minor, 28-709 Enticement by electronic communication device, 28-833 Failure to report, 28-717 Unauthorized release of information, 28-725 Person in custody of department, sexual abuse, 28-322.04 Protection order, domestic abuse, 42-924 Public records, abuse of, 28-911 Spouse abuse, breach of confidentiality, 42-918 Vulnerable adult, Failure to report, 28-384 Knowing and intentional harm, 28-386 Release of confidential information concerning, 28-385 Accessory to felony, penalties, 28-204 Accidents, See MOTOR VEHICLES Accommodations, public, Discrimination or segregation, 20-124 National Guard member, refusal to admit or serve, 55-175 Accounting, Disclosure of confidential information. Invest Nebraska Act, 77-5544 Municipal audit, disclosure by accountant, 19-2906 Unlawful use of terms, 1-166 Advertising, Deceptive or misleading, 28-1478 Illegal construction or use along highway, 39-1335 Posting along highway, 39-221 Posting on bridge or culvert, 39-808 Aeronautics.

Air space, structural obstructions, 3-408

Aircraft. Discharge of firearm at, 28-1212.02, 28-1212.04 Hunting violations, 37-515 to 37-521, 37-535 Licensure and location, 3-152 Operation while under influence of liquor or drug, 28-1465 to 28-1473 Unauthorized use of propelled vehicle, 28-516 Airmen licensure, 3-152 Airports. Airport authorities, City rules, 3-504 County rules, 3-613 Expenditure in excess of budget 13-510 Airport Zoning Act, 3-330 Construction of overhead wire or pipeline near, 75-723 Licensure and location, 3-152 Court order, failure to comply, 3-117 **Department of Aeronautics** regulations. 3-408 Fuel taxes and fees, failure to pay or collect, 3-149 State Aeronautics Department Act violation, 3-152 Affirmation. Oath or affirmation, this heading Aged persons, Senior citizens, this heading Aggregation, Insurance conversion, 28-631 Theft, 28-518 Aiding or abetting, 28-205, 28-206 AIDS, testing violations, 71-506 Air, clean indoor, smoking violations, 71-5729, 71-5733 Air conditioning air distribution systems. Business, conduct without certificate or bond, 18-2315 Regulations, violations, 18-2315 Aircraft. Aeronautics, this heading Airports. Aeronautics, this heading

Alien, holding office in labor or educational organization, 4-106 American Indians. Indians, this heading Ammonia, anhydrous, Possess with intent to manufacture controlled substance, 28-451 Unlawful transportation or use of, 28-1240 Amusement places, Fairs. Acts prohibited, 2-219 Amusement rides, permit or inspection violations, 48-1816 Carnival, unlicensed operation, nonpayment of fee, 23-813, 23-817 Obstruction or nuisance, failure to remove, 2-220 Security, failure to give, 2-220.03 National Guard member, refusal to admit or serve, 55-175 Parks, this heading Regulations, municipal, 15-215, 16-233, 17-120, 17-130 Rides, permits and inspections, 48-1816 Unlicensed operation, 23-808, 23-813, 23-817, 53-1,100 Village ordinances, 17-207 Animals, Abandonment, 28-1009, 28-1019 Aquaculture facilities, 37-476 Aquatic invasive species, this heading Bearbaiting, 28-1005, 28-1019 Beaver, illegal destruction, 37-461 Bees, apiary requirements and violations, 81-2,169, 81-2,179 Bovines, 54-912 Captured animal, abandonment or needless waste, 37-507 Cat breeder, dealer, or kennel, requirements, 54-634 Cockfighting, 28-1005, 28-1019 Commercial Dog and Cat Operator Inspection Act. Access to premises for inspection purposes denied, 54-634.01

CRIMES AND OFFENSES -Cont'd

Failure to disclose location of animals, 54-634.01 Failure to pay administrative fines, 54-634.01 Stop-movement order, 54-634.01 Cruel neglect, 28-1009, 28-1019 Dead animals. Abandonment or needless waste of game, 37-507 Liquefied remains, prohibited acts, 28-1304.01 Placing in or near water, 28-1304, 37-556 Unlawful disposal, 28-1305 Dogs, Breeder, dealer, or kennel, requirements, 54-634 Dangerous, 54-622, 54-622.01, 54-623 Dogfighting, 28-1005, 28-1019 Hunting, training regulation, 37-525 Running at large, 54-607, 54-613 Equines, 54-911 Ferrets, use in hunting, 37-526, 37-611.37-623 Fighting, dogs, cocks, bears, 28-1005, 28-1019 Possession of paraphernalia, 28-1005.01, 28-1019 Fur buying and harvesting, this heading Fur-bearing animal or part, possession prohibited, 37-464 Game. Cold storage requirements, 37-508 Sales, requirements, 37-505, 37-506 Shipments, 37-510 to 37-512 Horseracing, this heading Kennel, requirements, 54-634 Livestock, this heading Muskrat, illegal destruction, 37-461 Nonnative animals, release or importation, 37-524 Pets, unauthorized presence in recreation area, 2-3294 Pigeons, homing, 37-541 Pitting an animal against another, 28-1005, 28-1019 Police animal, obstruction of, 28-906

CRIMES AND OFFENSES –Cont'd Animals –Cont'd Raptors, permit violations, 37-4,103 Recreation areas, unauthorized presence in, 2-3294 Sales. Captive wildlife auction, 37-478 Dogs and cats, commercial, 54-634 Game, requirements, 37-505, 37-506, 37-510 to 37-512 Puppy or kitten under eight weeks, 28-1018 Service animals, interference with, 28-1009.01 Taxidermy services, permit and records, 37-462 Wild pigs, hunting prohibited, 37-524.01 Wildlife, Administration of drugs, prohibited acts, 37-528 Endangered, 37-809 Import, release, and commercial exploitation, 37-548 In captivity, prohibitions, 37-478, 37-479, 37-482 Management areas, 37-336 Appraiser, unlawful practice as, 76-2246 Aquatic invasive species, Conveyance inspection, refusal, 37-524.02 Introduction, 37-524 Archaeological resources, 82-507, 82-508 Architects, violation of Engineers and Architects Regulation Act, 81-3442, 81-3444 Arrest, See also ARREST Failure to appear, Game Law, 37-605 Interference, 28-906 Resisting, 28-904, 28-905 Arson, 28-502 to 28-504, See also ARSON Affirmative defense, 28-503 Building, definition, 28-501 Cities of metropolitan class, powers of investigators, 14-709

Deadly force, use against perpetrator, 28-1411 Insurer, burning to defraud, 28-505 Lawful burning, 28-506 Asbestos, project, license required, 71-6312 Assault and battery, 28-308 to 28-310, See also ASSAULT AND BATTERY Against pregnant woman, enhanced penalty, 28-115 Bodily fluid assault against public safety officer, 28-934 Domestic abuse, Domestic assault, 28-323 Protection order violation, 42-924 Health care professional, assault on, 28-929 to 28-931 Inmate, assault by, 28-309, 28-932, 28-933 Peace officer, probation officer, or certain employees, assault on, 28-929 to 28-931.01 Sexual assault or abuse, 28-317 to 28-322.04, See also SEXUAL ASSAULT Inmate or parolee as victim, 28-322 to 28-322.03 Protected individual as victim, 28-322.04 Unborn child, 28-397 to 28-399, See also ASSAULT OF AN UNBORN CHILD ACT Assessor, county, failure to perform duties, 23-3209 Athletics, regulated matches and exhibitions. Contest tampering, 28-614 Regulations, violation, 81-8,142 Attachment. Falsification of answers by garnishee, 25-1010 Wages, use of method to avoid exemptions laws, 25-1560 to 25-1563 Attempt to commit a crime, 28-201 Attorney General, failure to commence action to compel implementation of law, 84-732

CRIMES AND OFFENSES -Cont'd Attorneys, Attempt to influence judicial nominating commission, 24-811 Bribe, solicit or accept, 28-613 County attorney, private practice or referral, 23-1206.02 Insurance, prohibited acts, Reciprocal insurance, 44-1209 Securities, borrowing or rental of with intent to defraud, 44-3,119 to 44-3.121 Unauthorized practice of law, 7-101, 7-111 By notary public, prohibited, 64-105.03 Auditing, unlawful use of terms, 1-166 Backpacking, prohibited areas, 2-3292 Bad checks, 28-611, 28-611.01 Bail, failure to appear, 29-908 Bank cards. Financial transaction devices, this heading Banks and banking, Financial institutions, this heading Barbering, unlawful practice of, 71-220 Bars and other liquor establishments. *Liquor,* this heading Beans. Dry Bean Resources Act, 2-3765 Grain dealers licensure, 75-909, 75-910 Bees. Animals, this heading Bestiality, indecency with an animal, 28-1010, 28-1019 Beverage containers, Disposable tabs, prohibited, 28-1479 Labeling and use, 28-1329 to 28-1334 Bicycles, Sell without reflective devices, 60-6.319 Traffic violations, 60-689

Biddina. County Purchasing Act, violations, 23-3113 Public lettings, unlawfully open or disclose bid, 73-105 Bigamy, 28-701 Indian marriages, 42-406 Billboards, Illegal construction or use, 39-1335 Posting along highway, restrictions, 39-221 Posting on bridge or culvert, 39-808 Billiard halls. Regulations, municipal, 15-215, 16-233, 17-120 Unlicensed operation, 23-808 Binder twine, labeling, 69-1102 Bingo, Gambling, this heading Blackmail, theft, 28-509 to 28-518 Blind persons, Assistance to. Fraud in procuring, 68-1017 Records, unlawful use or disclosure, 68-314 Failure to observe blind person, 28-1314 Person not blind, unlawful use of white cane or service animal, 28-1313 Public facilities, deny or interfere with enjoyment, 20-129 Rights, interference, 20-129 Boats. Abandoned motorboats, 37-12,107, 37-12.110 Arrest, operating vessel to avoid, 28-905, 37-1238.02 Boat livery, 37-1271 Boating in prohibited areas, 2-3296, 37-309 Boating under influence of alcoholic liquor or drug, 37-1254.01 to 37-1254.12 Certificate of title, 37-1288, 37-1289 Failure to stop, 37-1238.02 Fishing and hunting violations involving, 37-515 to 37-521, 37-535

CRIMES AND OFFENSES -Cont'd Boats -Cont'd Operating boat to avoid arrest, 28-905, 37-1238.02 Personal watercraft, 37-1271 Reckless or negligent operation, 37-1272 Salvage motorboat, 37-1298 Salvage motorboat transfer, 37-1298 State Boat Act, general penalty, 37-1270 Unauthorized use of propelled vehicle, 28-516 Water skis, 37-1271 Watercraft, village ordinances, 17-207 Body art on minor, consent violation, 38-10,165 **Boiler inspections, violations**, 48-736 Bonds, counties, Aid bonds, false statement, 10-807 Fraudulent issue or use, 10-509 Booking agency, failure to give security for fair, 2-220.03 Books, printing or binding excess copies, 63-103 Bowling alleys, Regulations, municipal, 15-215, 16-233, 17-120 Unlicensed operation, 23-808 Boxing regulations, violation of, 81-8,142 Boycotts, secondary, general penalty provision, 48-910 Brands and marks. Livestock, this heading Bribery, 28-613, 28-916 to 28-920, See also BRIBERY Bridges, Advertisements or billboards, posting on, 39-808 Crossing with excess weight, 39-1412 Destroying or injuring, 39-303, 39-304 Moving building or object, permit violations, 60-6,299 Willfully and maliciously destroying, 39-806

Willfully and maliciously injuring, 39-304 Budgets, county, preparation and adoption, 23-919 Building and loan associations, Financial institutions, this heading Buildings, Arson, 28-501 to 28-505 Construction in recreation area, 2-3297 Construction or alteration without permit, 23-114.05 Conveyance standards, violation of, 48-2533 Definition, 28-501 Elevator standards, violation of, 48-2533 Firearm, discharge at dwelling or building, 28-1212.02, 28-1212.04 Graffiti, 28-524 Liens, laborer's or materialman's, failure to satisfy, 52-124 Moving, permit violations, 60-6,299 Obstruction of air space, 3-408 Opening or use without license, 15-215, 16-233 Plumbing. Installation or repair without permit, 18-1918 Regulations, 18-1914 Public buildings, exceed appropriation for, 72-802 Real estate, this index Regulations. First or second class cities and villages, changes, procedure, 19-905 Metropolitan cities, 14-415 Safety regulations, municipal, 15-215, 16-233, 17-130 Sewer regulations, 18-1914 Village ordinances, 17-207 Zoning regulations, 14-415, 19-913, 23-114.05 Burglary, 28-507, See also BURGLARY Building, defined, 28-501 Deadly force, use against perpetrator, 28-1411 Possession of burglar's tools, 28-508

CRIMES AND OFFENSES -Cont'd Burial. Burial goods, Failure to report location, 12-1205 Remove, abandon, or conceal, 28-1301 Cemetery district, expenditure in excess of budget, 13-510 Pre-need sales agent, failure to surrender license, 12-1115 Report, pre-need sale, false information, 12-1118 Skeletal remains, failure to report location, 12-1205 Structures, illegal construction, 12-617 Trust funds, violations, 12-512.07, 12-617 Cable television regulations, 18-2205, 23-387 Campaign practices, Ballot question committee, surety bond requirements, 49-1461.01 Businesses and organizations, late filing fee, 49-1469.08 Campaign contributions, Anonymous contributions, prohibited, 49-1472 Cash or in-kind contributions, 49-1475 Contributions and expenditures, 49-1446 Earmarked contributions, 49-1479.01 Fifty dollars, excess of, how made, 49-1471 Legal name of contributor required, 49-1473 Lottery contractor, prohibited acts, 49-1476.01 Out-of-state contributor, major, violation, 49-1479.02 Persons other than committees. required information on, 49-1477 Unlawful contributions, 49-1479 Campaign expenditures, Agents or independent contractors of candidate, prohibited acts, 49-1478

Fifty dollars, excess of, how made, 49-1471 Independent expenditure, report required, when, 49-1467 Lottery contractor, prohibited acts, 49-1476.01 Political material, disclaimer containing name and address of person paying for such material, 49-1474.01 Political newsletter or mass mailing, public expense prohibited, 49-1474 Unlawful expenditures, 49-1479 Candidate committee, Failure to form, 49-1445 Loans, restrictions, 49-1446.04 Receipt of lottery contractor contribution, prohibited, 49-1476.02 Committee statements and reports, duties. 49-1447 Public officials, this heading Campground membership, salesperson registration, 76-2114 Camping, In prohibited areas, 2-3292 On highway or undesignated roadside park, 39-312 Recreation camps, violations, 71-3107 Restrictions, 37-305 Cancer registry, failure of hospital to make reports, 81-649.02 Cans, beverage, Disposable tabs, prohibited, 28-1479 Labeling and use, 28-1329 to 28-1334 Carnivals. Amusement places, this heading Carriers. Motor carriers, this heading Railroads, this heading Cars, Motor vehicles, this heading Cats. Animals, this heading Cattle. Livestock, this heading

CRIMES AND OFFENSES -Cont'd Cemeteries. Burial goods, Failure to report location, 12-1205 Remove, abandon, or conceal, 28-1301 Burial pre-need sales, requirements, 12-1118 Cemetery district, expenditure in excess of budget, 13-510 Pre-need sales agent, failure to surrender license, 12-1115 Report, pre-need sale, false information, 12-1118 Skeletal remains, failure to report location, 12-1205 Structures, illegal construction, 12-617 Trust funds, violations, 12-512.07, 12-617 Check-cashing services, violations, 45-921, 45-925, 45-926 Checks. Insufficient funds, 28-611 No-account checks, 28-611.01 Chemigation, Water and irrigation, this heading Chickens. Livestock, this heading Children and minors. Abandonment, 28-705 Abuse, 28-707, See also CHILD ABUSE Child labor, violations, 48-311 Child left unattended in motor vehicle, 28-710 Labor trafficking of a minor, 28-830, 28-831 Sex trafficking of a minor, 28-830, 28-831 Sexual assault, 28-319.01, 28-320.01, 28-320.02, 28-322.04 Adoption, placement violations, 43-709 Child seat or seat belt violations, 60-6,266, 60-6,268, 60-6,272, 71-1907 Child support. Criminal nonsupport, 28-706

Failure of payor to withhold, civil fine, 43-1718.02, 43-1725 Failure to pay, 42-358.03 Order, access to information, 43-3327 Withholding of earnings, employer, civil contempt, 42-364.12 Controlled substances, violations involving minors, penalty enhancement, 28-416, 28-457 Crimes committed by. Class IA felony, maximum sentence, 28-105.02 Court jurisdiction, 29-1816 Denied parole, annual parole hearing, 83-1,110.04 Criminal nonsupport, 28-706 Debauching a minor, 28-805 Delinquency, contributing to, 28-709 Deposition, videotaped, unlawful disclosure, 29-1926 Detention, illegal, 43-257 Driving under the influence, Minor driver, zero tolerance, 60-6,211.01 to 60-6,211.07 With a passenger under sixteen, 28-1254 Drug paraphernalia, delivery to a minor, 28-443 Employment, Child labor violations, 48-311 Unsafe or immoral prohibited, 48-313 Enticement of a child, By electronic communication device. 28-833 Criminal enticement, 28-311 Failure to report, 28-717 Firearm violations, 28-1204 to 28-1204.04 Foster care. Care violations, 71-1905, 71-1914.03 Disclosure of confidential information, 43-1310 Gambling, aiding a child, parimutuel wager, 2-1207 Implied consent, zero tolerance, 60-6,211.02

CRIMES AND OFFENSES -Cont'd Children and minors -Cont'd Incest, 28-703 Investigation and treatment teams, 28-728 to 28-731 Juveniles, Conduct harmful to, violation of restraining order, 43-2,107 Court appointed special advocate volunteer violations, 43-3714 Illegal detention or placement of, 43-257 Liquor, Driving under the influence, 60-6,211.01 to 60-6,211.07 Identification, creation or alteration for minor to use to purchase liquor, 53-180.05 Penalties, 53-180.05, 53-181 Procurement for or sale to a minor, 53-180.05 Prohibited acts, 53-180.02 Penalty, 53-181 Zero tolerance, 60-6,211.01 to 60-6.211.07 Maternal and child health, food supplement benefits, violations, 71-2228, 71-2229 Medically handicapped children's services, records, 68-314 Motor vehicle. Child left unattended in, 28-710 Enticement of child into, 28-311 Illegal operation, 60-491, 60-4,111,60-6,117 Neglect, child, Abandonment. 28-705 Failure to report abuse or neglect, 28-717 Unauthorized release of information, 28-725 Obscenity, Admitting minor to obscene show, 28-809 Employing minor to assist in sale, delivery, or exhibition, 28-811 Exhibiting obscene show to minor, 28-809 False representation as parent or guardian of minor, 28-811

False representation of age by minor, 28-811 Possession of materials involving minors, 28-813.01 Sale or delivery of obscene materials to minor, 28-808 Placement of children. **Children's Residential Facilities** and Placing Licensure Act, 71-1950 Violations, 43-709 Poison, sale or delivery to, 71-2508 Pornography with child as participant or observer, 28-1463.01 to 28-1463.05 Restraining order to protect juvenile, violation, 43-2,107 Riding in pickup bed or other nonpassenger areas, 60-6,267, 60-6,268 Seat belt and car seat violations, 60-6,266, 60-6,268, 60-6,272, 71-1907 Sexual assault, 28-319.01, 28-320.01, 28-320.02, 28-322.04 Shoplifting, minor defined, 25-21,194 State aid, Fraud in procuring, 68-1017 Unlawful disclosure or use of records, 68-314 Tobacco. Misrepresenting age to obtain, 28-1427 Sale or furnishing to minor, 28-1419 By licensee, 28-1425 Smokeless tobacco, use, 69-1901 Distribution prohibited, 69-1901 to 69-1904 Tobacco or vapor products, Smoking or using, 28-1418 Transportation providers for state services, requirements, 81-6,120 Unauthorized release of information, 28-725 Zero tolerance, DUI, 60-6,211.01 to 60-6.211.07 Churches, municipal regulations, 15-215, 16-233, 17-130

CRIMES AND OFFENSES –Cont'd Cigarettes, Cigarette tax violations, 77-2615 Gray market sales, 59-1522 Ignition propensity violation, 69-506 Lighters, novelty, sale without child safety feature, 28-1357 Noncompliant tobacco product, 69-2709 Sales and licensure violations, 69-2709 Unfair sales, 59-1503 Vending machines, restricted use. 28-1429.02 Citation, failure to appear or otherwise comply, 29-426, 32-1549 Cities. *Municipalities*, this heading City airport authority, rules, violations, 3-504 Civil service, county, violations, 23-2533, 23-2544 Classification of crimes, Vol. 2A Appendix (Classification of penalties), 28-105, 28-106 Cocaine, Controlled substances, this heading Cockfighting, prohibited, 28-1005, 28-1019 Colleges, Postsecondary education, this heading Commerce. Monopolies and restraint of trade. this heading Sales, this heading Commodity Code, Court order, failure to obey, 8-1725 Violations, 8-1729 Common carriers, Motor carriers, this heading Compounding a felony, 28-301 Computers, State computer file data, release prohibited, when, 81-1117.02, 81-1117.03 Unlawful access and acts. 28-1343.01 to 28-1347. See also COMPUTER CRIMES ACT

Conservators. Solicit or accept bribe, 28-613 Violation of ex parte order, 30-2602.01 Conspiracy, 28-202, 28-203, See also CONSPIRACY Indictment requirements, 29-2014 Restraint of trade, Acts prohibited, 59-1603, 59-1604 Findings, effect, 59-1621 Constable, performing official act outside jurisdiction, 25-2231 Constitutional convention. duty of officials to transmit information, 49-231 **Consultants' competitive** negotiations, unlawful solicitation, 81-1717 to 81-1719 Consumer protection, Commodity Code, violations, 8-1725 Consumer Protection Act violations, civil penalties, 59-1614 Homeowner foreclosure and equity protections, 76-2728 Loan brokers, prohibited acts, 45-191.03 Mortgage bankers or loan originators. Administrative fine, 45-743 Prohibited acts, 45-740, 45-747 Restraint of trade or commerce, 59-801, 59-802 Securities Act of Nebraska, violations, 8-1117 Seller-assisted marketing plans, violations, 59-1757 Consumer reporting agency, failure to furnish information to consumer, 20-149 Contempt of court, 25-2121 Contest, tampering with sport, game, contest, or race, 28-614 Contractor registration, violations, administrative penalty, 48-2114 Controlled substances, See also CONTROLLED SUBSTANCES ACT. UNIFORM; 28-401 Adulterated or misbranded drugs, 71-2482

CRIMES AND OFFENSES -Cont'd Controlled substances –Cont'd Adults, vulnerable, crimes involving, 28-457 Distribute unlawfully, 28-416 Driving under the influence, this heading Employment, drug and alcohol testing, violations, 48-1908, 48-1909 Failure to complete course of instruction on misuse, 29-433 Firearm, possession during drug violations, 28-416 Imitation controlled substance, 28-445 Inspections, refuse entry for, 28-417 Intoxicated condition, compounds which induce, violations. penalty, 28-419, 28-420, 28-422, 28-423, 28-424 Labels and symbols, violations relating to, 28-417, 28-456 Maintaining place for unlawful use, keeping, or selling, 28-417 Manufacture unlawfully, 28-416 Methamphetamine related violations, 28-450 to 28-452, 28-457 Seller of methamphetamine precursor, violations, 28-462 Minors, crimes involving, 28-416, 28-457 Narcotic drugs, unauthorized administration to addicts, 28-412 Obtain possession by theft or deception, 28-418 Paraphernalia, violations, penalties, 28-441, 28-442, 28-443, 28-444, 28-457 Penalties, additional, 28-427 Possess unlawfully, 28-416 Prescribing, Improper procedures or practices, 28-418 Possession of false or forged prescription, 28-418 Secret medicine or composition, 28-403

Procurement, unlawful, 28-418 Pseudoephedrine or phenylpropanolamine, Sale restrictions, 28-456, 28-456.01 Seller duties, violation, 28-462 Records and reports, violations relating to, 28-417, 28-418 Registrant inventory violation, 28-410 Registration violations, 28-418 Restitution for violations. 28-427 Schools, sale near, 28-416 Under the influence, 28-417 Veterinary legend drug distribution, 71-8929 Wholesale drug distributor licensing violations, 71-7462 Conversation, criminal, action barred, 25-21,188 Cooperative, illegal use of term, 21-1306 Corn, Grain Dealer Act, violations, 75-909, 75-910 Nebraska Corn Resources Act, violations, 2-3635 Corporation. Acting as corporation without authorization. surrender or forfeiture of rights and privileges, 25-21,132, 25-21,133 Business corporations, false signing, 21-212 Illegal use of term cooperative, 21-1306 Nonprofit corporations, Foreign corporation, acting without authorization, 21-19,147 Signing false documents, 21-1912 Refusal to obey court order relating to quo warranto, 25-21,144 Corpses, removing, abandoning, or concealing, 28-1301 Corrections, Custody, Allow escape or unapproved visitation or communication, 83-417 Escape, 28-912, 28-913, 83-184

CRIMES AND OFFENSES -Cont'd **Corrections** –Cont'd Employees. Assault on, 28-929 to 28-931.01 Financial interest in convict labor, 83-443 Gift or gratuity, receipt, 83-912 Inmates, this heading Pardons, Board of, threaten or attempt to influence, 83-1,133 Parole. Board of Parole, threaten or attempt to influence. 83-198 Leave state without permission, 83-1,124 Counties. Bonds. Aid, false statement, 10-807 Funding, fraudulent issue or use, 10-509 Books, failure to exhibit to examiner, 23-1612 Budget, preparation and adoption, violations, 23-919 Civil service, violations, 23-2533, 23-2544 Claims against, false, 23-135.01 Contracts in excess of budget, 23-919 County seat, relocation, failure of county officer to comply, 22-303 Employees. Benefit plans, disclosure or use of information, 13-1617 Civil service, violations, 23-2533, 23-2544 Discrimination, 23-2533, 23-2544 Examination, failure to exhibit books or answer questions, 23-1612 Personnel administration, failure to obey court order, 23-2522 Examination, failure to exhibit books or answer questions, 23-1612 Expenditure in excess of budget, 13-510 Fees. Acknowledgments, oaths, and affirmations, failure to report and pay, 33-153

Receipt and charging, neglect of duty by official, 33-132 Hospital authorities, board member, interest in contract, 23-3596 Inventory statements, false or incorrect, 23-350 Liabilities in excess of budget, 23-919 Officers. Failure to exhibit books or answer questions, 23-1612 Fees, neglect of duties, 33-153 Personnel administration, violations, 23-2533, 23-2544 Purchasing agent, financial interests, 23-3113 Relocation of county seat, failure of county officer to comply, 22-303 Retirement system, prohibited acts, 23-2325 County airport authority, rules, violation, 3-613 County assessors, failure to perform duties, 23-3209 County attorneys or employees, Neglect of duty, 23-2001 Private practice or referral, 23-1206.02 County clerks, Fees, neglect of duties, 33-132 Marriage certificates, neglect of duties, 42-113 County judges, fees, neglect of duties, 33-132 County register of deeds, Fees, neglect of duty, 33-132 Neglect of duty, 23-1507 County sheriffs, Sheriffs, county, this heading County treasurers, fees, neglect of duties, 33-132 Court appointed special advocate volunteers, prohibited acts, 43-3714 Court clerks. Courts, this heading Courts. Clerk magistrates, unauthorized practice of law, 7-111

CRIMES AND OFFENSES -Cont'd Courts –Cont'd Clerks, Fees, neglect of duties, 24-216, 33-131, 33-132 Unauthorized practice of law, 7-111 Contempt powers, 25-2121 Judges, Fees, neglect of duties, 33-132 Unauthorized practice of law, 7-111 Coyotes, Animals, this heading Crack, Controlled substances, this heading Crafts, American Indian, authenticity, violations, 69-1808 Credentials. Licenses, professional and occupational, this heading Credit cards. Financial transaction devices, this heading Credit report, failure to furnish by consumer reporting agency, 20-149 Credit unions. Financial institutions, this heading Cremation violations, 71-1371 Crime. Defined, 28-104 False reporting, 28-907 Crime victims, See VICTIMS Crime Victim's Reparations Act, Nebraska, false claim under, 81-1830 Criminal attempt, 28-201 Criminal Code, See CRIMINAL CODE, NEBRASKA; 28-101 Criminal conspiracy, 28-202, 28-203 Criminal conversation, action barred, 25-21,188 Criminal history record information, Illegal acts, 29-3527 Noncompliance by transportation providers for state services, 81-6.120 Criminal impersonation, 28-638, See also THEFT

Criminal mischief. 28-519 Criminal organization, unlawful recruitment, 28-1351 Criminal procedure, See CRIMINAL PROCEDURE Criminal trespass. Affirmative defenses, 28-522 Building, defined, 28-501 Deadly force, use against perpetrator, 28-1411 First degree, 28-520 Second degree, 28-521 Criminals, habitual, Determination, penalty, 29-2221, 29-2222 Probation prohibited, 29-2262 Cruelty to animals, Animals, this heading Custody, Allow escape or unapproved visitation or communication, 83-417 Escape, 28-912, 28-912.01, 83-184 Violation of child custody, 28-316 Dairies. Livestock, this heading Dams. Water and irrigation, this heading Dance halls, Amusement places, this heading Deaf persons, Public accommodations, discrimination or segregation, 20-124 Public facilities, deny or interfere with enjoyment, 20-129 Rights, interference, 20-129 Death, Concealment, 28-1302 Corpses, removing, abandoning, or concealing, 28-1301 Cremation violations, 71-1371 Dead bodies, disposal of. notification requirements, violations, 71-1006 During apprehension or while in custody, failure to notify county coroner, 23-1821 Debauching a minor, 28-805

CRIMES AND OFFENSES -Cont'd Debt management, engage in business without license, 69-1215 **Deceptive trade practices**, 87-303.08, 87-303.09 Deer. Livestock, this heading Defenses, Insanity, 29-2203 Intoxication, not a defense, exceptions, 29-122 To arson, 28-503 To bigamy, 28-701 To carrying a concealed weapon, 28-1202 To compounding a felony, 28-301 To conspiracy, 28-203 To escape, 28-912 To extortion, 28-513 To false imprisonment, 28-315 To gambling, 28-1108, 28-1112 To hazing, consent not a defense, 28-311.07 To obscene literature distribution. 28-815 To obscene material sold or exhibited to minor, 28-810 To resisting arrest, 28-904 To strangulation, 28-310.01 To trespass, 28-522 To unauthorized use of a propelled vehicle, 28-516 To use of force, justification defense, See JUSTIFICATION DEFENSE Definitions, 28-109 Building, defined, 28-501 Degradable products, sales, violations, 69-2012 Delinguency, contributing to delinguency of child, 28-709 Deposition, Child, deposition videotaped, unlawful disclosure, 29-1926 Refusal to subscribe, 25-1229, 25-1231 Destructive devices, possession or use, 28-1220, 28-1223, 28-1224, 28-1228

Detectives, private, violations, 71-3213 Diapers, disposable, sales, violations, 69-2012 Disabled persons, Assistance to, Fraud in procuring, 68-1017 Records, unlawful use or disclosure, 68-314 Emergency management registries, unauthorized release of information. 81-829.41 Public facilities, deny or interfere with enjoyment, 20-129 Rights, interference, 20-129 Disaster and civil defense, False statement for aid, 10-807 Misstatement in application for emergency funds, 81-829.73 Discrimination, Abortion, refusal to perform, 28-339 to 28-341 Complaint before Equal Opportunity Commission, confidentiality, 20-140 Discrimination-based offenses, 28-110 to 28-114 Fair Housing Act, Nebraska, Coercion or intimidation, 20-344 Unlawful acts, 20-318 to 20-320 Violations relating to investigations, 20-334 Freedoms, restraint or interference, 20-124 Hate crimes, penalty enhanced, 28-111 Labor and employment, Age discrimination, general penalty provision, 48-1005 Discrimination on account of employment claims made by employee, 48-645 Sex discrimination, general penalty provision, 48-1227 Public accommodations, discriminatory practices, Enumerated, 20-134 to 20-136 Investigation. Disclosure of information, 20-140

CRIMES AND OFFENSES -Cont'd **Discrimination** –*Cont'd*. Public accommodations, discriminatory practices -Cont'd. Investigation -Cont'd Resistance or interference. 20-143 National Guard member, discrimination against, 55-175 Order, violation, 20-143 Purchases, unfair discrimination, 59-505 Sales, unfair discrimination, 59-505 Discrimination-based offenses, 28-110 to 28-114, See also CRIMINAL CODE, NEBRASKA Diseases. Health care, this heading Livestock, this heading Disturbing the peace, 28-1322 Ditches. Water and irrigation, this heading Divorce. Child support, Failure to pay, 42-358.03 Withholding of earnings, employer, civil contempt, 42-364.12 Protection order, violation, 42-924 Restraining order, violations, 42-357 Spouse abuse, breach of confidentiality, 42-918 DNA samples, violations, 29-4110, 29-4111 Docks, violations of dock board regulations, 13-1412 Doctors, *Health care, this heading* Dogs, Animals, this heading Drag racing, 60-6,195 Drainage, Water and irrigation, this heading Drainage districts, Sanitary drainage districts, this heading Drivers' licenses. Licenses, motor vehicle, this heading Driving under the influence, See also DRUNK DRIVING Aircraft, 28-1465 to 28-1469 Boats or personal watercraft, 37-1254.01 to 37-1254.12 Motor vehicles. Causing serious bodily injury, 60-6,198 Pregnant woman, enhanced penalty, 28-115 Ignition interlock device or permit or continuous alcohol monitoring device, 60-6,209. 60-6,211.05, 60-6,211.11, 83-1,127.02 Implied consent, violations, 60-6,197 to 60-6,197.04, 60-6.211.02 Minors, zero tolerance, 60-6,211.02 Motor vehicles, 60-6,196 to 60-6,211.08 Prior conviction, additional penalty, 60-6, 196.01 Tests, refusal to submit, 60-6,197. 60-6,197.04, 60-6,211.02 Minors, zero tolerance, 60-6,211.02, 60-6,211.07 With passenger under sixteen, 28-1254 Railroad locomotive engine or railroad cars, 74-921 Drug paraphernalia, Advertising to promote sale, 28-444 Delivery or manufacture, 28-442 Delivery to certain minors, 28-443 Use or possession, 28-441 Drugs, Controlled substances, this heading Health care, this heading Veterinary drug distribution, 71-8929 Drunk driving, Driving under the influence, this heading Earnings, Wages, this heading Educational lands, commit waste, trespass, or damage, 72-245 Educational organization, alien holding office, 4-106

CRIMES AND OFFENSES –Cont'd Educational service units, expenditure in excess of budget, 13-510 Eggs, Advertising and sale violations, 2-3524 Graded Egg Act, Nebraska, violations, 2-3524 Poultry and Egg Resources Act, Nebraska, violations, 2-3416 Poultry Disease Control Act. Nebraska, violations, 2-3008 Elderly, assistance to, Fraud in procuring, 68-1017 Records, unlawful use or disclosure, 68-314 Election violations, 32-1501 to 32-1551, See also ELECTION ACT Campaign practices, this heading Public officials, this heading Electricity. Excessive charges, 70-409 Lights, free or underpriced, city officers, furnish or accept, 18-306, 18-307 Nuclear generating facility, damage to property or fuel, 70-2105 Public power district, Employee benefit plans, disclosure or use of information, 13-1617 Failure to publish salaries, 70-624 Public power infrastructure facility, criminal trespass, 28-520 to 28-522 Public power supplier, damage to property of, 70-2104 Sale, lease, or transfer of plant, system, or line, violations, 70-508, 70-511, 70-514 State Electrical Act, violation, 81-2143 Transmission line construction and operation, violations, 75-723 Elk. Livestock, this heading

Embalming. Fluids containing arsenic or strychnine, Manufacture, sell, or deliver without proper label, 71-2510.01 Use by undertaker prohibited, 71-2510.01 Practice without a license, 38-1423 Unprofessional conduct, 38-1424 Embezzlement, Of state funds, 84-711 School funds, lending of funds, 79-1042 Theft, 28-509 to 28-518 Emblems of organizations, unlawful use, 21-622 Emergency, false reporting concerning existence of, 28-907, 35-520 Emergency care, Health care, this heading Employment. Labor and employment, this heading Employment agencies. Fee splitting with employer, 48-511 Violations, general penalty, 48-513 Energy Office, State, lighting and thermal efficiency, violations, 81-1626 **Engineers and Architects** Regulation Act, violation of, 81 3442, 81-3444 Entertainment places, Amusement places, this heading Environmental protection, Beverage containers, disposable tabs, prohibited, 28-1479 Biodegradable products, sale requirements, violations, 69-2012 Environmental Protection Act. violations. 81-1508 to 81-1508.02 Hazardous substances, failure to register, 81-1577 Integrated Solid Waste Management Act, violations, 81-1508 to 81-1508.02

CRIMES AND OFFENSES -Cont'd Environmental protection -Cont'd Junk, accumulation of, failure to remove, 81-1525 Litter. Fees, license, failure of retailer to obtain, 81-1559, 81-1560.01 Receptacles. Damage or misuse of, 81-1552 Sufficient number of, 81-1551 Livestock Waste Management Act, violations, 81-1508 to 81-1508.02 Low-Level Radioactive Waste Disposal Act, violation of, 81-15,111 Equal Opportunity Commission, discrimination complaint, confidentiality, 20-140 Escape, 28-912, 28-912.01, 83-184 Allow escape, 28-912.01, 83-417 Ethanol. Fuel, this heading Evidence, tampering with, 28-916, 28-922 Excavation near utility services, requirements, violations, 76-2325 Explosives, 28-1215 to 28-1227, 28-1233, 37-519, See also **EXPLOSIVES** Express companies, care of livestock, violation, 54-7,104 **Extortion, theft,** 28-509 to 28-518 Extradition, rights of accused violated, 29-739 Fairs. Amusement places, this heading Falconry, permit violations, 37-4,103 False imprisonment, See also FALSE IMPRISONMENT By inmate, 28-933 First degree, 28-314 Second degree, 28-315 False pretense, theft, 28-509 to 28-518 False reporting, 28-907, 35-520 Public utilities, to regulatory bodies, 28-910

Farm labor contractors. Farm labor contractor, duties, violation, 48-1714 License, prohibitions, 48-1714 Felonies. Accessory to felony, 28-204 Aiding consummation of felony, 28-205 Classification, 28-105, 28-107 Classification of Penalties, Vol. 2A Appendix Compounding a felony, 28-301 Explosives, using to commit a felony, 28-1222 Failure to appear when on bail, recognizance, or conditioned release, 29-908 Felony defined outside Nebraska Criminal Code, punishment, 28-107 Kidnapping with intent to commit a felony, 28-313 Felony murder, 28-303 Fertilizer. Agricultural Liming Materials Act, violations, 2-4327 Commercial fertilizer and soil conditioner standards. violations, 81-2,162.17 Fiduciaries, solicit or accept bribe, 28-613 Financial institutions, Assets, misapplication, 8-1,139 Bank, unauthorized use of term, 8-113 Bank cards. Financial transaction devices, this heading Benefits, unlawful solicitation or receipt, 8-145 Books, destruction, secretion, or false statement or entry, 28-612 Building and loan associations, False statement or book entry, 8-333 Terms, unauthorized use, 8-305 Business, conduct of unauthorized banking, 8-114

CRIMES AND OFFENSES –Cont'd Financial institutions -Cont'd Business manager, failure to maintain list of stockholders, 8-127 Capital stock, sale before bank is chartered. 8-118 Cashier, Failure to maintain list of stockholders, 8-127 Filing false statement, 8-119 Collection agency, doing business without license, 45-601 Commodity Code, violations, 8-1729 Court order, failure to obey, 8-1,134 Credit card. Financial transaction devices, this heading Credit extension by bank, prohibited when, 8-143.01 Credit unions, False statement or book entry, 28-612 Records, destruction or secretion, 28-612 Unauthorized use of term, 21-1728 Deceiving an examiner, 8-175 Department of Banking and Finance, Director's order, violation of, 8-1,138 Employee, unauthorized borrowing, 8-103 Preventing from taking possession, 8-189 Depositor, acceptance of inducement, 8-133 Deposits. Inducing person to make or retain, 8-133 Receipt while insolvent, 8-138 Uninsured, failure to give notice, 8-702 Examiner, failure to report insolvency, 8-109 Executive director, acting while unlicensed, Bank, 8-139 Fee for legal service, division by trust company, 8-224.01 Financial transaction devices, this heading

Funds, misapplication by officer, director, agent, or employee, 8-1,139 Insolvency, failure of examiner to report, 8-109 Investments, excessive, 8-147 Loans. Collection agency, doing business without license, 45-601 Confession of judgment taken, 8-829 Credit extension by bank, prohibited when, 8-143.01 Credit Services Organization Act, violations, 45-814 Debt management, engage in without license, 69-1215 Employee of Department of Banking and Finance, unauthorized loans, 8-103 Excessive loans, 8-142, 8-147 Fraudulently filing a financing statement, 28-935 Illegal loans. Bank, 8-143.01 Making or collecting, 8-829 Installment loans, Doing business without license, 45-1015 False statement to receive loan, 45-1023 Licensee, violations, 45-1017, 45-1037, 45-1069 Installment sales, Doing business without license, 45-343 Violations of Nebraska Installment Sales Act, 45-343 Loan brokers, prohibited acts, 45-191.03 Mortgage bankers or loan originators, Administrative fine, 45-743 Prohibited acts, 45-740, 45-747 Mortgage loans, escrow account, requirements, 45-101.07 Procurement, unlawful, 8-829 Unlawful conditions, 8-829

CRIMES AND OFFENSES -Cont'd Financial institutions -Cont'd. Loans -Cont'd Usury, Generally, 45-105 Revolving charge agreements, 45-208 Money Transmitters Act, Nebraska, violations, 8-2745 Possession, preventing Department of Banking and Finance from taking, 8-189 President of financial institution. Failure to maintain list of stockholders, 8-127 Filing false statement, 8-119 Promotion of organization, unlawful, 8-118 Records. Alteration, destruction, or removal, 8-175 Destruction or secretion, Financial organizations, 28-612 Trust company, 8-225 False statement or entry, 8-175, 28-612 Securities. Court order, failure to obey, 8-1115 Violations, 8-1117 Solicitations, prohibited acts, 8-2504 Statements, false, Bank, 8-175 Building and loan association, 8-333 President or cashier, 8-119 Trust company, 8-225 Stockholder list, failure to maintain, 8-127 Terms, unauthorized use, Bank or derivative, 8-113 Credit unions, 21-1728 Loan associations, 8-305 Trusts, 8-226 Trust companies, Annual report, 8-223 Assets, substitution, 8-224.01 False statement or book entry, 8-225, 28-612 Legal services, charges, 8-224.01

Loans to officers or directors, 8-224.01 Violations, Failure of examiner to report, 8-109 Punishment otherwise unspecified, bank, 8-1,119 Financial transaction devices, Criminal possession of, 28-621 Criminal possession of blank device, 28-624 Criminal sale of blank device, 28-625 Excessive charges or unlawful conditions, 8-829 Forgery device, criminal possession, 28-626 Identity theft, 28-639, See also THEFT Issuing false financial statement to obtain, 28-619 Merchants, prohibited acts, 28-633, 28-634 Sales forms, Laundering of, 28-628 Processing services, unlawful acquisition, 28-629 Scanning device or reencoder, prohibited use, 28-634 Unauthorized use, 28-620 Unlawful circulation, 28-622, 28-623 Unlawful factoring, 28-630 Unlawful manufacture, 28-627 Fines, payment, Article VII, section 5, Constitution of Nebraska Electronic payment authorized, 13-609 Fire. Arson, 28-501 to 28-505, See also ARSON Cities of metropolitan class, powers of investigators, 14-709 Deadly force, use against perpetrator, 28-1411 False reporting, 28-907, 35-520 Open burning and landmanagement burning violations, 81-520.02 Unauthorized use in recreation area. 2 - 3293

CRIMES AND OFFENSES -Cont'd Fire alarms, unlawful testing or inspection, 28-1251 Fire department, false report of need for, 28-907, 35-520 Fire Marshal, State, Arson information, refusal to provide or release by individual, 81-5,131 Closing of buildings, violation of order, 81-513 Dangerous materials or conditions, violation of order to abate, 81-520 Failure of city or county authorities to report and investigate fires, 81-522 Proceedings before, perjury, 28-915, 81-509 Rules and regulations, 81-538 Smoke detectors, violations, 81-5.146 Fire protection districts, rural and suburban. Expenditure in excess of budget, 13-510 False reporting, 28-907, 35-520 Fire protection systems, violations, 81-5,163 Firearms and other weapons, Civil disorders involving explosives or firearms, 28-1482 Concealed weapon, carrying, 28-1202 Confiscation of firearm, disposition, 28-1204.02 Defacing a firearm, 28-1208 Defense, 28-1202 Definitions, 28-1201, 28-1212.01 Discharge, At inhabited dwelling or occupied motor vehicle, 28-1212.02, 28-1212.04 From highway or bridge using compressed gas, 28-1335 Felony, use or possession of deadly weapon to commit, 28-1205

Handguns, sale, lease, receipt, or delivery, certificate, violations, 69-2408, 69-2409.01, 69-2419 to 69-2422 Identification mark, defacing prohibited, 28-1207, 28-1208 Paramilitary activities, violations, 28-1482 Possession, prohibited, 28-1203, 28-1204 By felon or other prohibited persons, 28-1206 Controlled substances violation. possession during, 28-416 Defaced firearm, 28-1207 Evidence, prima facie, 28-1212 Handgun, unlawful possession, 28-1204 Machine gun, short rifle, short shotgun, 28-1203 Minor possessing handgun, 28-1204 On school grounds, 28-1204.04 School. 28-1204.04 Stolen firearm. 28-1212.03 Recreation area, unauthorized use, 2-3295 School and school grounds, possession prohibited, 28-1204.04 Serial number, defacing prohibited, 28-1207, 28-1208 Shotgun on highway, restrictions, 37-522 Tranquilizer guns, Failure to notify sheriff of sale, 28-1210 Failure to register, 28-1209 Transfer to juvenile prohibited. when, 28-1204.01 Transportation, prohibited, 28-1203 Evidence, 28-1212 Machine gun, short rifle, short shotgun, 28-1203 Violation of Concealed Handgun Permit Act, 69-2430, 69-2443 Firefighters. Civil service, violations, 19-1847 Clothing and equipment, sale or transfer, 35-801

CRIMES AND OFFENSES –Cont'd Firefighters –Cont'd Interference with, 28-908 Training, burning allowed, when, 28-506 Fireworks, Bringing fireworks into state other than consumer fireworks, 28-1244, 28-1250 Delivery to person without approved display permit, 28-1239.01 Discharge of fireworks other than consumer fireworks, 28-1244, 28-1250 Display fireworks, permit required, 28-1239.01 License. Bring into state without, 28-1248, 28-1250 Sale to person without, 28-1248, 28-1250 Sale without, 28-1246, 28-1250 Possession, Fireworks in violation of sections, 28-1250 Fireworks other than consumer fireworks, 28-1244, 28-1250 Recreation area, unauthorized use of fireworks in, 2-3293, 37-306 Sale. Fireworks not purchased from licensed distributor, 28-1248, 28-1250 Fireworks other than consumer fireworks, 28-1244, 28-1250 Location and date restriction violations, 28-1249, 28-1250 To person without approved display permit, 28-1239.01 Without license as distributor, jobber, or retailer, 28-1246, 28-1250 Throwing, unlawful, 28-1242 Fish and fishing, Abandonment or needless waste of game fish, 37-507 Aircraft, violations involving use of, 37-515 to 37-521, 37-535 Aquaculture facilities, violations involving, 37-476

Aquatic organisms, sale without permit, 37-471 Arrest, failure to appear, 37-605 Baitfish, offenses relating to, 37-546 Boats, violations involving use of, 37-515 to 37-521, 37-535 Closed waters, fishing in, 37-705 Cold storage, 37-508 Commercial put-and-take fishery license violation, 37-4,108 Contraband, 37-623 Dead fish, placing in or near water, 28-1305, 37-556 Drought emergency, taking fish during, 37-321 Environmental Protection Act, violation causing death of fish. penalty, 81-1508 Explosives, use in waters to kill or take fish, 37-554 Fish screen, failure to provide in irrigation ditch, 37-552 Fishway, failure to provide below dam, 37-553 Game fish, sale restrictions, 37-505, 37-506, 37-510 to 37-512 Game Law, See GAME LAW; 37-201 Hatcheries, violations involving, 37-476 Hatching box or house, injure, disturb, or destroy, 37-557 Interference with person fishing, 37-570 Nets, illegal possession, 37-623 Nursery pond, injure, disturb, or destroy, 37-557 Permit stamps, 37-428, 37-433 Permits, Requirements, violations, 37-401, 37-410, 37-411 Unlawful acts, 37-406, 37-410, 37-618 Poisons, use in waters to kill or take fish, 37-554 Polluting fish waters, 37-554 to 37-558 Private lands, requirements, 37-722, 37-728 Recreation area, unauthorized fishing, 2-3295

CRIMES AND OFFENSES –Cont'd Fish and fishing -Cont'd Season violations, 37-314, 37-504 Taking, unlawful methods, 37-543 Vehicles, violations involving use of, 37-515 to 37-521, 37-535 Violations, general penalty, 37-504 Flags, Mutilation, 28-928 State banner, use as advertisement or trademark, prohibited, 90-104 Food. Commercial feed for livestock. violations, 54-861 Containers, labeling and use, 28-1329 to 28-1333 Eggs, this heading Food establishments, standards, violations, 81-2,290 Food supplement benefits, fraud, classification of offense, 71-2228 Food supplements or instruments, altering or transferring, 71-2229 Honey, product labeling violations, 81-2,181, 87-303.08 Labeling, violations, 28-1329 to 28-1333 Meat and poultry inspection, violations, 54-1913 Pure Food Act. Nebraska. violations, 81-2,290 Sale of donated food, 28-1483 Sale of game, requirements, 37-480, 37-505, 37-508, 37-510 to 37-512 Supplemental Nutrition Assistance Program benefits, Fraud in procuring, 68-1017 Unlawful possession, alteration, or use, 68-1017.01 Forgery, 28-601 to 28-605, See also FORGERY Criminal possession of a forged instrument, 28-604 Criminal possession of forgery devices, 28-605, 28-626 Criminal simulation, 28-606 Indictment requirements, 29-1503

Making, using, or uttering slugs, 28-607 Foster care, disclosure of confidential information, 43-1310 Fraud, intent to defraud, indictment requirements. 29-1506 Fraud in application for substitute address, 42-1204, See also ADDRESS CONFIDENTIALITY ACT Fraudulent conversion, theft, 28-509 to 28-518 Free speech, interference or restraint, 20-124 Freedoms, interference or restraint. 20-124 Fuel. Aircraft fuel taxes, collection and remittance, 3-149 Fueling motor vehicle with untaxed compressed fuel, 66-6,115 General penalties, 66-727 Liquefied petroleum gas, cylinders, 57-507, 57-516 Motor fuels. Automatic spark ignition engine fuels, 66-1226 Containers, 66-107 Diesel fuel restrictions, 66-495.01 Dispensers, label and notice requirements. 66-1214 Petroleum release remedial action, 66-1521 Pipelines, plants, and equipment, 57-1106 Pooling of interests, 57-909, 57-915 Propane, cylinders, 57-507, 57-516 Tank requirements, 66-107 Taxes, Excise tax, 66-1345.03 Failure to pay, 66-719 Motor fuel, evasion, 66-727 Oil and gas severance tax, 57-719 Transportation, unlawful, 66-527 Well drilling, use, abandonment, 57-915 Funeral directors and embalmers, Embalming, this heading Fur buying and harvesting, Arrest, failure to appear, 37-605

CRIMES AND OFFENSES -Cont'd Fur buying and harvesting -Cont'd Bag limit, 37-314 Buying, selling, or bartering game animals, 37-505 Contraband fur, 37-619 to 37-622 Fur-bearing animals, Ferrets, use in hunting, 37-526, 37-611, 37-623 Mutilate or destroy house, den, or nest, 37-533 Sale, prohibitions, 37-505, 37-506 Spears, use in hunting, 37-533 Game law, See GAME LAW; 37-201 Interference with person trapping, 37-570 Permit stamps, 37-428, 37-433 Permits. Requirements, violations, 37-401, 37-410, 37-411 Unlawful acts, 37-406, 37-410, 37-618 Private lands, hunting on without permission, 37-722 Raw furs. Dealing in without permit, failure to keep records, 37-463 Possession without permit, 37-411, 37-464 Shipment, violations, 37-512 Recreation area, unauthorized fur harvesting, 2-3295 Season violations, 37-314, 37-504 Trapping. In prohibited areas, 2-3295, 37-513 Interference with person trapping, 37-570 Trap requirements, 37-513, 37-531, 37-532 Violations, general penalty, 37-504 Furnaces, Business, conduct without certificate or bond, 18-2315 Regulations, violations, 18-2315 Gambling, 28-1101 to 28-1117 Bingo Act, Nebraska, Confiscation of bingo paraphernalia by Department of Revenue, 9-226 Court order, failure to obey, 9-226

Game, conduct without license, 9-230 Other violations, 9-262 Tax Commissioner, disclosure of records, 9-266 Debt collection, 28-1105.01 Failure to remove at fair, 2-220 Gambling device, possession of, 28-1107 Gambling records, possession of, first degree, 28-1105 Gift enterprises, violations, 9-701 Lotteries. Conduct without license, 9-351, 9-422, 9-652 County and City Lottery Act, Nebraska, violations, 9-620, 9-652, 9-653 Court order, failure to obey, 9-418, 9-620, 9-817 Lottery and Raffle Act, Nebraska, violations, 9-422, 9-434 Other violations, 9-352, 9-434, 9-513, 9-652, 9-814 Pickle cards. Court order, failure to obey, 9-322 Lottery, conduct without license, 9-351 Other violations, 9-352 Possession of improperly printed cards, 9-351 Tax Commissioner, disclosure of records, 9-356 Small Lottery and Raffle Act, Nebraska, violations, 9-513 State Lottery Act, violations, 9-814, 9-817 Pickle cards, Court order, failure to obey, 9-322 Lottery, conduct without license, 9-351 Other violations, 9-352 Possession of improperly printed cards, 9-351 Registration decal required, 9-345.03 Tax Commissioner, disclosure of records, 9-356

CRIMES AND OFFENSES -Cont'd Gambling -Cont'd Promoting gambling, 28-1102 to 28-1104 Raffles. Conduct without license, 9-422 Court order, failure to obey, 9-418 Lottery and Raffle Act, Nebraska, violations, 9-422, 9-434 Other violations, 9-434, 9-513 Small Lottery and Raffle Act, Nebraska, 9-513 Records, gambling, possession of, first degree, 28-1105 Tax Commissioner, disclosure of records, 9-266, 9-356, 9-653 Village ordinances, 17-207 Gangs, unlawful recruitment, 28-1351 Garbage, Dumping or draining certain refuse into waters, 37-555 Feeding garbage to animals, 54-753.04 Garbage bags, sale of nondegradable or nonrecyclable, 69-2012 Garnishment. Falsification of answers by garnishee, 25-1010 Wages, use of method to avoid exemptions laws, 25-1560 to 25-1563 Gasoline. Fuel, this heading Gift enterprises, violations, 9-701 Gift or gratuity, prohibited acts, Agency, Contract for professional services, 81-1717 to 81-1719 Gift to public official, reporting violation, 49-1492.01 Banking, improper loans or solicitation or receipt of benefits, 8-145 City of metropolitan class, officer or employee, 14-224 County purchasing agent or employee, 23-3113

Department of Agriculture, meat inspector or employee, 54-1913 Department of Correctional Services, director or employee, 83-443, 83-912 Irrigation district, director or officer, 46-155 Lobbying activities, 49-1490 Lottery Division of the Department of Revenue, employee, 9-816 Materiel division of Department of Administrative Services. employee, 81-161.05 Nebraska Liquor Control Commission, member or employee, 53-111 Political subdivision, gift to public official, reporting violation, 49-1492.01 Postsecondary educational institution, gift to public official, reporting violation, 49-1492.01 Public official or employee, 49-1490. 49-14.101 State building division employee, 81-1108.56 Tax Commissioner, 9-816 Telephone companies, 18-305 Vehicle, person causing towing, 60-2411 Goods. Metals, regulated secondary recycling, 69-408 Secondhand, violations by dealers, pawnbrokers, 69-208 Governing bodies, Expenditure in excess of budget, 13-510 Gifts to public officials, reporting violations, 49-1492.01 Open meeting violations, 84-1414 Government operations, Divulging confidential information from legislative performance audit, 50-1213 Employee interference with official Department of Health and Human Services investigation, 83-114

CRIMES AND OFFENSES -Cont'd Government operations -Cont'd Fraudulently filing harassing or obstructing document, 28-935 Interference with government services, 48-821 Obstructing audit by Auditor of Public Accounts, 84-305.01 Obstructing legislative performance audit, 50-1215 Obstruction, 28-901 Retaliatory personnel action from providing audit information, 50-1214, 84-316 Government records, Public records, this heading Governor, failure to execute law, 84-732 Grain dealers licensure violations, 75-909, 75-910 Grain sorghum, Grain Dealer Act, licensure violations, 75-909, 75-910 Grain Sorghum Resources Act, violations, 2-4020 Grain warehouses, Grain probes, illegal use of, 88-548 Grain receipt, issuance of receipt for grain not actually received, 88-543 Grain Warehouse Act, violations of, 88-543.01, 88-545 Warehouse licensee, written notice violations, 88-549 Grape excise tax, violations, 2-5605 Grocery bags, sale of nondegradable or nonrecyclable, 69-2012 Ground water, Water and irrigation, this heading Guardians, Solicit or accept bribe, 28-613 Violation of ex parte order, 30-2602.01 Guns and other weapons, Firearms and other weapons, this heading Habitual criminal. Determination, penalty, 29-2221, 29-2222

Probation prohibited, 29-2262 Handicapped persons, Fair Housing Act, Nebraska, Coercion or intimidation, 20-344 Unlawful acts, 20-318 to 20-320 Violations relating to investigations, 20-334 Handicapped parking violations, 18-1737, 18-1741.02, 18-1741.05, 60-3,113.06, 60-3,113.07 Public facilities, deny or interfere with enjoyment, 20-129 Rights, interference, 20-129 Service animal or service animal trainer, interference with, 20-129 Harassment. Fraudulent document filed to harass. 28-935 Protection order violation, 28-311.09 Stalking, this heading Hard of hearing persons, Deaf persons, this heading Hashish. Controlled substances, this heading Hatcheries, poultry, violations, 2-3008 Hate crimes, penalty enhanced, 28-111. See also HATE CRIMES Hazardous materials, Environmental Protection Act, violations. 81-1508 to 81-1508.02 Hazardous substances, failure to register, 81-1577 Low-Level Radioactive Waste Disposal Act, violations, 81-15.111 Motor carrier regulations, violations, 75-367 Hazing, 28-311.06, 28-311.07 Health and safety regulations, Architects or draftsmen, duties, violation, 48-433 Certified Industrial Hygienist Title Protection Act, violation of, 71-8006 Construction of buildings, 48-434 Elevator violations, 48-2533 Enforcement, 48-414 High voltage lines, violations, 48-442

CRIMES AND OFFENSES –Cont'd Health and safety regulations -Cont'd Violations, general penalties, 48-424, 48-434 Health care, Certificate of need, violations, 71-5870 Claim form, standardized form, violations, 44-530 Drugs. Administration, requirements, 71-6739, 71-6741 Adulterated or misbranded drugs, 71-2482 Controlled substances, this heading Delegated dispensing permit, violations, 38-2880 Emergency box drug violations, 71-2416 Emergency care, failure to notify coroner of certain deaths, 23-1821 Facilities, license required, 71-458 Facility, interference with receivership, 71-2096 Health care districts, expenditure in excess of budget, 13-510 Health carrier. Credentialing verification of health professionals, 44-7011, 44-7012 Emergency services, requirements, 44-6830 to 44-6832 Grievance procedures, 44-7313, 44-7314 Managed care plan, network adequacy, 44-7110, 44-7111 Utilization review agent, fine, 44-5429 Hospital authorities, board member, interest in contract, 23-3596 Hospital districts, expenditure in excess of budget, 13-510 Hospitals, Community, expenditure in excess of budget, 13-510

Failure to notify coroner of certain deaths, 23-1821 License required, 71-458 Local hospital districts, Deposit of funds, 77-2381 Secretary-treasurer, acts prohibited, 77-2383, 77-2384 Immunizations, unlawful exchange of information, 71-542 Licenses, professional and occupational, this heading Living will violations, 20-411 Local health services, general penalty provision, 71-1613 Medicaid. Coordination of benefits, 68-929, 68-930 False medicaid claims, 68-936 to 68-939 Fraud, penalties, 68-1017 Program violations, 71-2097 to 71-20,101 Medical record and health information registries, wrongful disclosure, 81-674 Medication aide requirements, 71-6739, 71-6741 Nurses. Failure to notify coroner of certain deaths, 23-1821 Patient Safety Improvement Act, 71-8711 Pharmacists. Administering secret medicine, 28-403 Delegated dispensing permit violations, 38-2880 Drug product selection, violations, 38-28,115 Pharmacy practice or coercion by unauthorized person, 38-2867 Practice, violations, 38-28,1013 Prohibited acts, 38-2867 Physician assistant, impersonation, 38-2052 Physicians, Contagious or infectious diseases or poisonings, violations relating to, 71-503, 71-506

CRIMES AND OFFENSES -Cont'd Health care -Cont'd. Physicians -Cont'd Failure to notify coroner of certain deaths, 23-1821 Failure to report wound or injury of violence connected with crime, 28-902 Power of attorney for health care, failure to comply, 30-3432 Psychologists, acts prohibited, 38-3130 Public health law violation, 71-1631.01 Services, license required, 71-458 Hearing-impaired persons, Deaf persons, this heading Highways and roads, Access road or facility, illegal construction or use, 39-1335 Billboards and other advertising, Illegal construction or use, 39-1335 Posting along highway, restrictions, violations, 39-221 Posting on bridge or culvert, 39-808 Bridges and culverts, Advertisements or billboards. posting on, 39-808 Crossing with excess weight, 39-1412 Destroying or injuring, 39-303, 39-304 Willfully and maliciously destroying, 39-806 Willfully and maliciously injuring, 39-304 Building or object, moving, permit violations, 60-6,299 Camping on highway or undesignated roadside park, 39-312 Carcass, offal, or putrid animal substance, putting into any road, street, or alley, 28-1305 Closed road, illegal use, removal or interference with warning sign, 39-1801

Department of Roads. Confidential information, disclosure, 39-1364 Rules and regulations governing use of state highways. violations, 39-103 Ditches. Depositing materials in, 39-310 Digging up or crossing highway for, 39-1362 Driving under the influence, this heading Exit road or facility, illegal construction or use, 39-1335 Game and Parks Commission regulations, violation, 37-313 Hunting on road or right-of-way, 37-513, 39-313 Injuring or obstructing, Building barbed wire fence on, 39-307 Felling tree, digging ditch, diverting water, or leaving hedge cuttings on, 39-301 Plowing up without consent, 39-305 Road overseer, neglect of duty, 39-306 Willfully and maliciously, 39-304 Irrigation system, failure to equip with endgun shutoff, when, 39-302 Junkyard, illegal location or maintenance, 39-2612 Landmarks, destroying, 39-806 Littering, 39-310, 39-311 Livestock lanes, failure to use, 39-1810 Mailboxes, illegal placement, 39-1012 Milestone, willfully and maliciously injuring, 39-304 Motor vehicles, this heading Parking, no parking or restricted parking area, 39-1816 Pipelines, digging up or crossing highway for, 39-1362 Railways, digging up or crossing highway for, 39-1362

CRIMES AND OFFENSES –Cont'd Highways and roads –Cont'd Road over private property, failure to close gates, 39-1815 Road overseer, plowed up road, failure to make complaint, 39-306 Roads, depositing materials on, 39-310, 39-311 Roadside park, camping on, 39-312 Rules and regulations governing use of state highways. violations. 39-103 Signs, damage or remove, 60-6,130 Snow fences, violations, 39-1806 Speed limits, violations, 60-682, 60-682.01, 60-689 Traffic control devices, damage or remove. 60-6.130 Traffic hazard, failure to remove, 39-308 Traffic regulations, See RULES OF THE ROAD, NEBRASKA; 60-601 Trapping in right-of-way, prohibited traps, 37-513 Trapping or hunting on road or rightof-way, 37-513, 39-313 Hiking, in prohibited areas, 2-3292 Historical markers, damage or destroy, erect without approval, 82-124 Historical monuments, Destroy or deface, 82-111 Visitation hours, violations, 82-126 Historical sites, visitation hours, violations. 82-126 HIV, testing violations, 71-506 Hogs, *Livestock,* this heading Homicide, See also HOMICIDE Explosives, Result of using to damage or destroy property, 28-1223 Using to kill or injure, 28-1224 Felony murder, 28-303 Manslaughter, 28-305 Indictment requirements, 29-1512 Unborn child, 28-393 Motor vehicle homicide, 28-306 Unborn child, 28-394

Murder. First degree, 28-303 Unborn child, 28-391 Second degree, 28-304 Unborn child, 28-392 Horseracing, Conduct without license, 2-1215 Drugging horses, 2-1218 Failure to remove at fair, 2-220 Fraudulent record, 2-1220 Off-track wagering, 2-1221 Other violations, 2-1215 Tampering with contest, 28-614 Wagering, Aiding or abetting minor, 2-1207 Off-track, 2-1221 Unauthorized manner, 2-1215 Horses. Animals, this heading Horseracing, this heading *Livestock,* this heading Hospitals. Health care, this heading Hotels and inns. Discrimination or segregation, 20-124 License fee, nonpayment, 23-817 National Guard member, refusal to admit or serve, 55-175 Unlicensed operation, 23-813, 23-817, 53-1,100 Housing, Disabled or handicapped persons, interference with access to housing, 20-129 Discharge of firearm at, 28-1212.02, 28-1212.04 Fair Housing Act, Nebraska, Coercion or intimidation, 20-344 Unlawful acts, 20-318 to 20-320 Violations relating to investigations, 20-334 Homeowner foreclosure and equity protections, 76-2728 Housing agency, false or misleading report, 71-15,141 Mobile home park, violations, 71-4631, 71-4632 Modular housing unit, sale in violation of standards, 71-1563

CRIMES AND OFFENSES -Cont'd **Housing** –*Cont'd* Scald prevention device, bathtubs and showers, when required, 71-1571 Hunting, Abandonment or needless waste of game, 37-507 Aircraft, violations involving use of, 37-515 to 37-521, 37-535 Animals, Dead, placing in or near water, 28-1305, 37-556 Limits, bag and possession, 37-314, 37-501 Sale of, restrictions, 37-480, 37-505, 37-506, 37-510 to 37-512 Threatened or endangered, violations, 37-809 Antelope, 37-449 Arrest, failure to appear, 37-605 Boats, violations involving, 37-515 to 37-521, 37-535, 37-709 Contraband, 37-572, 37-623 Deer permits, 37-447 Dogs, training regulation violation, 37-525 Elk. 37-450 Explosives, use to take, stun, or destroy wild animals, 37-533 Federal migratory bird hunting stamp, hunting without, 37-411 Ferrets, use in hunting, 37-526, 37-611, 37-623 Fur buying and harvesting, this heading Game and birds, regulations and prohibited acts, 37-480, 37-513 to 37-541 Game refuge violations, 37-709 Interference with person hunting, 37-570 Internet hunt, prohibited, 37-573 Light, artificial, use prohibited, 37-514 Limits, bag and possession, 37-314, 37-501 Motor vehicles, violations involving use of, 37-514 to 37-521 Mountain sheep, 37-451

On road or right-of-way, 37-513, 39-313 Permit stamps, 37-411, 37-428, 37-433 Permits, Exemption, ag owner or operator, 37-403 Requirements, violations, 37-401, 37-410, 37-411 Revocation or suspension in another jurisdiction, effect, 37-618 Taking without valid permit, 37-615 Unlawful acts, 37-406, 37-410 Pigeons, homing, protection, violations, 37-541 Private lands, hunting on without permission, 37-722, 37-727 Prohibited acts, 37-501 to 37-570 Radio or other electronic device, violations involving, 37-517 to 37-521 Railroad right-of-way, hunting on without permission, 74-609.01 Raptors, permit violations, 37-4,103 Recreation area, unauthorized hunting, 2-3295 Refuges, reserves, and sanctuaries Defacing or removing sign, 37-703 Prohibited acts, 37-705, 37-708 Regulations and orders, 37-501 to 37-570 Season violations, 37-314, 37-502 to 37-504 Vehicles, violations involving use of, 37-514 to 37-521 Violations, general penalty, 37-504 Wildlife or wild plants, threatened or endangered, violations, 37-801 Identification number from manufacturer. Altering an identification number, 28-616 Definitions, 28-615 Receiving an altered article, 28-617 Identity fraud, 28-640, See also THEFT Identity theft, 28-639, See also THEFT Imitation controlled substance. Controlled substances, this heading

CRIMES AND OFFENSES -Cont'd Impersonation, See also IMPERSONATION Criminal impersonation, 28-638, See also THEFT Impersonating a geologist, 81-3535 Impersonating a peace officer, 28-610, 60-492 Impersonating a public servant, 28-609 Implied consent, violations, Aircraft, 28-1470, 28-1473 Boats or personal watercraft, 37-1254.02, 37-1254.09, 37-1254.12 Motor vehicles, 60-4,164, 60-6,197 to 60-6,197.04, 60-6,211.02 Imprisonment, false, 28-314, 28-315 **Incest.** 28-703 Incestuous marriage, void, 28-702 Indecency, Public, 28-806 With an animal, 28-1010, 28-1019 Indecent shows. Conduct during fair, 2-219 Failure to remove at fair, 2-220 Indians. Arts and crafts, authenticity, violations, 69-1808 Bigamy, 42-406 Burial goods, failure to report location, 12-1205 Skeletal remains, failure to report location, 12-1205 Informants, tampering with, 28-919 Infractions, general penalties, 29-436, See also INFRACTIONS Injunction, disobedience, 25-1072, 42-357 Inmates. Assault committed by, 28-309, 28-932, 28-933 Assault on an officer. 28-929 to 28-931.01 Correctional employee, financial interest in convict labor, 83-443 Custody, Allow escape or unapproved visitation or communication, 28-912.01, 83-417

Escape, 28-912, 28-912.01, 83-184 False imprisonment by, 28-933 Kidnapping by, 28-933 Terroristic threats by, 28-933 Inspection warrants, interference with or prevention of inspection, 29-835 Insurance, Agents, 44-361, 44-361.02 Attorneys, prohibited acts, Reciprocal insurance, 44-1209 Securities, borrowing or rental of with intent to defraud, 44-3,119 to 44-3,121 Company, failure to file annual statement, administrative penalty, 44-322 Director of Insurance. Cooperation with director under Nebraska Insurers Supervision, Rehabilitation, and Liquidation Act, 44-4806 Orders. 44-5512 Domestic insurer, prohibited acts, 44-2504 Financial conglomerate, consolidated supervision violation, 44-165 Fraternal benefit society, fraudulent statements to, not licensed in this state, 44-10,108 Fraudulent acts, 28-631 Aggregation of amounts, 28-631 Civil penalty, 44-6607 Health care, emergency services, Managed Care Emergency Services Act, 44-6830 to 44-6832 Holding companies, violations, 44-2143, 44-2146, 44-2147 Insurance consultant, license violations, 44-2615 Insurance producer license violations, 44-4059 Insurer. Business relationship termination, violations, 44-4062

CRIMES AND OFFENSES -Cont'd **Insurance** –*Cont'd*. Insurer – Cont'd Failure to report violations of Uniform Credentialing Act, 38-1.133 Insurers Demutualization Act, Anti-takeover provision, violation, 44-6115.03 Violation, penalty, 44-6121 Medicaid, coordination of benefits, 68-929.68-930 Motor club services, standards, violations, 44-3701 to 44-3721 Motor vehicle theft or fraud, 44-3.134 to 44-3.142 Rebates, prohibited, 44-361 to 44-361.02 Reciprocal insurance, compliance with provisions, 44-1209 **Risk Management and Own Risk** and Solvency Assessment Act violations, 44-9011 Securities, borrowing or rental of with intent to defraud, 44-3,119, 44-3,121 Aiding and abetting, 44-3,120, 44-3.121 Surplus Lines Insurance Act violations, 44-5508 Unauthorized Insurers Act violations, 44-2007 Viatical Settlements Act violations, 44-1113 Violations, general penalty, 44-394 Workers' compensation, coverage by association, 44-3,156 Interest, loans, and debt, Financial institutions, this heading Intoxicating substances, Breathe, inhale, or drink, 28-419, 28-424 Failure to maintain register of sale, 28-422, 28-424 Induce or entice person to commit violation, 28-423, 28-424 Sell, deliver, or give with knowledge of intended use, 28-420, 28-424 Intrusion, unlawful, 28-311.08

Irrigation, Water and irrigation, this heading Jails, Loitering about, 28-914 Municipal jails, neglect of duties by officer in charge, 47-206 **Joyriding**, 28-516 Judges, Attempt to influence judicial nominating commission, 24-811 Fees, neglect of duties, 33-132 Filings, restrictions, failure to enforce, 7-101 Retirement system, prohibited acts, 24-711 Unauthorized practice as attorney, 7-111 Judicial nominating commission, attempt to influence, 24-811 Junkyard, illegal location or maintenance, 39-2612 Juries. Attorney or party to suit, solicitation of person for jury, 25-1612 Election workers. Illegal disclosure of names of jurors, 25-1635 Neglect of or failure to perform duties, 25-1611 Packing of jury, 25-1612 Employer, penalizing employee for jury service, 25-1640 Jurors. Bribery, 28-916, 28-920 Failure to appear or complete service. 25-1611 Qualification form, failure to complete, misrepresentation of fact, 25-1629.02 Solicitation of jury service, 25-1612 List of jurors, tampering, 25-1630 Solicitation of person for service, 25-1612, 25-1630 Tampering with, 28-916 to 28-922 Justification of use of force defense, 28-1406 to 28-1416, See also JUSTIFICATION DEFENSE Juveniles. Children and minors, this heading

CRIMES AND OFFENSES –Cont'd Kerosene tanks, failure to meet requirements, 66-107 Keys and locks, unlawful use, sale, possession, or duplication, 28-1315, 28-1316 Kidnapping, 28-312, 28-313 By inmate, 28-933 Violation of child custody, 28-316 Labor and employment, Age discrimination, general penalty provision, 48-1005 Amusement Ride Act. Nebraska. general penalty provision, 48-1816 Boiler Inspection Act, violations, 48-736 Children. Child labor, violations, 48-311 Child support, withholding of earnings, employer, civil contempt, 42-364.12 Dangerous, unhealthy, or immoral employment, prohibited, 48-313 Civil service, violations, 19-1847, 23-2533, 23-2544 County personnel administration, Enforcement by court order, failure to obey, 23-2522 Violations, 23-2533, 23-2544 Disabled persons, sheltered workshops, violations, 48-1505 Drug and alcohol testing, Altering test results, 48-1908 Body fluids, tampering, 48-1909 Employment agencies, Fee splitting with employer, 48-511 Violations, general penalty, 48-513 Employment regulations, Discrimination, 48-216 Labor organization membership, contract to deny employment, 48-219 Lunch hour requirements, 48-213 Medical examination as condition of employment, unlawful cost to applicant, 48-222 Service letter, failure to supply, 48-211

Employment security. Agreements, waiver of rights of employee, 48-645 Benefits, prohibited acts, Employee, 48-663, 48-663.01 Employer, 48-664 Commissioner of Labor, issuance of subpoenas, contumacy or disobedience, 48-614 Discrimination on account of employment claims made by employee, 48-645 Employer experience account, 48-654.01 Employer information, prohibited redisclosure, 48-612.01 Records and reports, failure to keep, 48-612 Violations, general penalty, 48-666 Fair Employment Practice Act, Nebraska, Investigation, disclosure of information, 48-1118 Violations, general penalty, 48-1123 Farm Labor Contractors Act, violations, 48-1714 Governmental service, interference or coercion to hinder, 48-821 Health and safety regulations, Architects or draftsmen, duties, violations, 48-433 Construction of buildings, 48-434 Elevator requirements, 48-2533 High voltage lines, violations, 48-442 Safety codes, violations, 48-414 Violations, general penalties, 48-424, 48-434 Jury service, penalizing of employee by employer, 25-1640 Labor organization membership, contract to deny employment, 48-219 Labor trafficking, 28-830, 28-831 Labor trafficking of a minor, 28-830, 28-831 Lunch hour requirements, 48-213

CRIMES AND OFFENSES -Cont'd Labor and employment -Cont'd Medical examination as condition of employment, unlawful cost to applicant, 48-222 Military leave of absence, violations, 55-165, 55-166 Military supplies, production or distribution, employment discrimination, 48-216 Non-English-speaking employees, violations, 48-2211 Secondary boycott, general penalty provision, 48-910 Service letter, failure to supply, 48-211 Sex discrimination, penalty, 48-1227 Sheltered workshops, penalty, 48-1505 Social security number of employee, unlawful use by employer, 48-237 Unlawful withholding of wages by employer, 36-213.01 Veterans preference, violations, 48-230 Wages, Assignment, unlawful withholding, 36-213.01 Employer violation of wage payment requirements, 48-1231, 48-1234 Minimum wage rate violations, 48-1206 Workers' compensation, Employer, Avoidance of payment, 48-125.01 Failure to secure, 48-145.01 Insurance policy, prohibited acts, 48-146.03 Liability insurance, unlawful deduction. 48-147 Reports required by Workers' Compensation Court, failure to file, 48-144.04 Labor organization, alien holding office, 4-106

Laboratories. Nebraska Soil and Plant Analysis Laboratory Act, **violation**, 2-3109 Lakes. Water and irrigation, this heading Landmarks, destroying, 39-806 Landscape architect, professional, unlawful practice as, 81-8,205 Larceny, theft, 28-509 to 28-518 Law, unauthorized practice of, 7-11 Law enforcement officers, Assault on. 28-929 to 28-931.01 Civil service, violations, 19-1847 Death of suspect or inmate, failure to notify coroner, 23-1821 Handgun qualification register, failure of agency to submit, 81-1412.02 Impersonating, 28-610, 37-610, 60-492 Obstructing a peace officer or police animal, 28-906 Oppression under color of office, 28-926 Police animal. harassment or interference, 28-1009, 28-1013 Radio transmissions, interference, 28-1312 Refusal to aid, 28-903 Resisting, Game Law, 37-609 Rules of the road, failure or refusal to obey order of, 60-6,110 Training requirements, violation of, fine. 81-1403 Lawyers, Attorneys, this heading Lead abatement project, unlawful engagement in project, 71-6329, 71-6331 Legal process, County sheriff, failure to execute or serve legal process, 23-1701.04, 23-1701.06, 23-1702 Simulating, 28-923 Legislature, Act of, Attorney General or Governor, failure to implement, 84-732 Contempt. By member, 50-105 to 50-110

CRIMES AND OFFENSES –Cont'd Legislature –Cont'd, Contempt -Cont'd By witness or person subpoenaed, 50-407 Disrespect to Legislature, Article III, section 10, Constitution of Nebraska Special session called by members, failure of Governor or Secretary of State to perform duties, 50-126 Lettings, public, unlawfully open or disclose bid, 73-105 Libraries, regional, expenditure in excess of budget, 13-510 Library, State, unauthorized taking of book from, 51-109 Licenses, motor vehicle, Classification, operation outside of, 60-4,141 Commercial driver training school, license required, violation, 60-4.179Commercial drivers. Breath or blood test, preliminary, failure to submit to, 60-4,164 Employer duties, 60-4,161, 60-4,162 Failure to provide information to employer, 60-4,161 Failure to surrender commercial driver's license, 60-4,170 Multiple operator's licenses, 60-4,140 Notification of department of convictions, violations, 60-4,159 Operating during period of revocation or suspension of license, 60-4,108, 60-4,141.01 **RCDL**-restricted commercial driver's license. 60-4.146.01 SEP-seasonal permit, 60-4,146.01 Digital system, confidentiality, 60-484.02 Employment driving permits, 60-4,129,60-4,130 Encoded information, unauthorized use, 60-4,111.01

Failure to surrender license, 60-4,118, 60-4,170, 60-4,184, 60-558 Farm permit, 60-4,126 Medical hardship driving permits, 60-4,130.01 Motorcycle license, 60-4,128 Provisional operator's permit, 60-4,120.02 Revocation, suspension, or impoundment of license, Alcohol violation by minor, 53-181 Failure to surrender license. 60-4,170,60-4,184 Juvenile court disposition option for certain juveniles, 43-287 Operating motor vehicle during period of, 60-4,108, 60-4,109. 60-4,141.01, 60-4,186, 60-6,197.06 Operating motor vehicle to avoid arrest. 28-905 Proof of financial responsibility, 60-558 School permit, 60-4,124 Seasonal permit, 60-4,146.01 Theft of operator's license number, 28-608 Undercover operator's licenses, misuse of. 60-480.01 Violations, general penalty, 60-4,111 Licenses, professional and occupational, Barbering, unlawful practice of, 71-220 Business, violation of cease and desist order. 38-140. 38-1.124 Forgery in procurement of, 28-606 Fraud in procurement of, filing false documents with department, forgery, 28-606 Funeral directing, practicing without a license, 38-1423 Geologists, unauthorized practice, 81-3535 Insurer, failure to report violations of Uniform Credentialing Act, 38-1.133 Pharmacy practice, violations, 38-28.103

CRIMES AND OFFENSES –Cont'd Licenses, professional and occupational –Cont'd

Physician assistant, impersonation, 38-2052

Private detectives, 71-3213 Uniform Credentialing Act violations, 38-1,117, 38-1,118 Veterinary medicine, unauthorized

practice, 38-3331

Violations, general penalty, 38-1,118 Lie detector,

Employer, use restrictions, violation, 81-1933

Examiner, false representation as, 81-1935

Liens,

Filing a nonconsensual commonlaw lien, 28-935

Laborers and materialmen, failure to apply payments to lawful claims of, 52-124

Lights,

Electricity, this heading Liming materials, agricultural, registration, licensure, and labeling violations, 2-4327 Liguefied petroleum gas,

Cylinders, violations, 57-507, 57-516 Mobile air conditioning system use prohibited, 28-1253

Propane Education and Research Act, violation, penalty, 66-1623 Sales, violations, 57-516

Liquor,

Aircraft operation, refusal to submit to breath test, 28-1472

Bar, unlicensed operation, 23-808, 23-813, 23-817, 53-1,100

Branding, false, 53-1,103

Commission, Nebraska Liquor Control, member or employee, solicitation or acceptance of gift, gratuity, or employment, 53-111

Common nuisance, maintaining, 53-198

Consumption in unlicensed public places, 53-186.01

Dance hall, nonpayment of license fee, 23-817 Distributing without license, 53-1,100 Driving under the influence, this heading Establishments. License fee, nonpayment, 23-817 Unlicensed operation, 23-808, 23-813, 23-817, 53-1,100 Fair, failure to remove intoxicating liquors from, 2-220 Importation. General prohibition, 53-194.03 Importing without license, 53-1,100 Infraction involving, course of instruction, failure to complete, 29-433 Keg sales, violations, 53-167.02, 53-167.03 Licensee, illegal maintenance of licensed premises, 53-1,100 Licenses. Application, false statement, 53-131.01 Failure to obtain required license, 53-1,100 False statement or other violation in obtaining, 53-1,100 Manufacturers. Interest in wholesaler or premises of wholesaler, 53-170, 53-1,100 Manufacturing without license, 53-1.100 Retail sales license, payment for license or interest in licensee or premises, 53-170, 53-1,100 Mentally incompetent persons, prohibited acts relating to, 53-180, 53-180.05 Minors, prohibited acts relating to, 53-180 to 53-180.05, 53-181 Naming or branding, false, 53-1,103 Nonbeverage licensee selling beverage liquor, 53-187 Nuisance, maintaining, 53-198 Peace officer, failure to make complaint, 53-197 Powdered alcohol, prohibited acts relating to, 53-173

CRIMES AND OFFENSES -Cont'd Liquor –Cont'd Premises, Maintaining licensed premises in violation of law, 53-1,100 Maintaining premises operated in violation of law, 53-198 Permitting licensee to use licensed premises in violation of law, 53-1,101 Sale of, false information, 53-149 Railroad conductors, intoxication, 74-921 Sales. Under other than proper name or brand, 53-1,103 Without license, 53-1,100 Taverns, License fee, nonpayment, 23-817 Unlicensed operation, 23-808, 23-813, 23-817, 53-1,100 Tax evasion, 53-164.02 Transportation, Into state, 53-194.03 Under other than proper name or brand, 53-1,103 Violations, Failure of peace officer to make complaint, 53-197 General penalty, 53-1,100 Voter registration place, bringing or sending liquor into, 32-1505 Wholesalers, Retail sales license, payment for license or interest in licensee or premises, 53-170, 53-1,100 Wholesaling without license, 53-1,100 Litigation, referral by county attorney or employee, 23-1206.02 Littering, 28-523 Highways, 39-310, 39-311 Regulations, violations, 16-230, 17-563 Livestock, Bovine, prohibited acts, 54-912

Brands and marks. Ownership evidence, Disposition of livestock without, 54-1.123 Forgery or alteration, 54-1,125 Misrepresentation or misuse, 54-1.125 Sales, Without proper documentation, 54-1,123 Use to deprive owner, 54-1,124 Violations of Livestock Brand Act, general penalty, 54-1,126 Cats. Animals, this heading Cervine Animal Act, Domesticated, violations. 54-2323 Chickens, commercial chicks, sales requirements, 69-1005 to 69-1008 Commercial feed, 54-861 Cruel neglect, 28-1009, 28-1019 Dairies. Dairy Industry Development Act violations. 2-3963 Nebraska Milk Act violations. 2-3974 Dead animals, Carcass disposal, 54-751 Liquefied remains, prohibited acts. 28-1304.01 Placing in or near water, 37-556 Placing into well or water used for domestic purposes, 28-1304 Putting in river, pond, street, field, or market space, 28-1305 Dealers, unlawful engaging in business. 54-1711 Diseased animals, Importation restrictions, violations, 54-796 Meat, sale prohibited, 28-1307 Poultry Disease Control Act, Nebraska, violations, 2-3008 Unlawful harboring or disposition, 54-750 Violation of rules and regulations, 54-751 Diseases. Anthrax control and eradication, 54-771, 54-778, 54-781

CRIMES AND OFFENSES -Cont'd Livestock –Cont'd, Diseases -Cont'd Bovine tuberculosis testing and control, 54-706.05, 54-706.08, 54-706.10, 54-706.17 Brucellosis testing and control, violations, 54-1365, 54-1371, 54-1377, 54-1384 Pathogen-free accreditation for swine, violations, 54-1605 Pseudorabies control and eradication, violations, 54-2288, 54-22,100 Scrapie Control and Eradication Act, violations, 54-2761 Watering at private trough or tank, 28-1308 Well or pitfall into which animals may fall, failure to fill or enclose, 54-315 Doas. Animals, this heading Driving off livestock of another, 54-302 Eggs, this heading Embargo, importing in violation of, 54-753.05 Equine, prohibited acts, 54-911 Estrays, failure to report finding, improper disposition, 54-415 Feed, commercial, violations relating to, 54-861 Garbage, feeding to animals, 54-753.01, 54-753.04 Hatcheries, poultry, disease violations, 2-3008 Horseracing, this heading Injuring person by driving livestock off highway, 54-306 Meat and poultry inspection. violations, 54-1913 Milk, this heading Mixed animals, failure to separate, 54-308 Pathogen-free accreditation for swine, violations, 54-1605 Poultry and Egg Resources Act, Nebraska, violations, 2-3416

Poultry inspection violations, 54-1913 Protection of health, violations, 54-752 Rodeos, 54-911, 54-912 Sales. Auction market violations, 54-1171 Dogs and cats, commercial, violations, 54-634 Packers, violations, 54-2605, 54-2606, 54-2611, 54-2612, 54-2615, 54-2621, 54-2622, 54-2625 Slaughter livestock, purchasing violations, 54-1808, 54-1811 Transport by vehicle, Livestock lanes, failure to use, 39-1810 Spillage of waste, 60-6, 304 Loan associations, Financial institutions, this heading Loans. Financial institutions, this heading Lobbvists. Gifts, prohibited acts, 49-1490 Prohibited practices, 49-1492 Locks and keys, unlawful use, sale, possession, or duplication, 28-1315, 28-1316 Locksmiths, failure to acquire valid registration certificate, 28-1405 Loitering about penal institution, 28-914 Lotteries. Gambling, this heading Mailboxes, illegal placement along highway, 39-1012 Manslaughter, 28-305, See also MANSLAUGHTER Unborn child, 28-393 Manufactured homes, violations of standards, 71-4608 Mariiuana. Controlled substances, this heading Marriage, Bigamy, 28-701 Indian marriages, 42-406 Certificates, violations, 42-113 Child support. Failure to pay, 42-358.03

CRIMES AND OFFENSES -Cont'd Marriage -Cont'd, Child support -Cont'd Withholding of earnings, employer, civil contempt, 42-364.12 Incest. 28-703 Incestuous marriage, void, 28-702 Protection order, violation, 42-924 Restraining order, violations, 42-357 Spouse abuse, breach of confidentiality, 42-918 Maternal and child health. food supplement benefits, violations, 71-2228, 71-2229 Meat, diseased, sale prohibited, 28-1307 Medicaid. Health care, this heading Medicine, Controlled substances, this heading Drugs, this heading Health care, this heading Meetings, open, violations, 84-1414 Mental illness. Commitment, false filing, deprivation of rights or breach of confidentiality, 71-962 Liquor, prohibited acts relating to a mentally incompetent person, 53-180, 53-180.05 Mistreatment of person with, 83-356 Mercury thermometers, sale and distribution banned, 28-1349, 28-1350 Metals, regulated secondary recycling, 69-408 Methamphetamine, Controlled substances, this heading Metropolitan utilities districts, Utilities, public, this heading Microorganisms, pathogenic, sale and distribution, 71-1805 Military, Code of Military Justice, Nebraska, Desertion, mutiny, and other violations, 55-450 to 55-480 Witness, refusal to appear or testify, 55-428

Duty, interrupting or disturbing orderly discharge of, 55-142 Leave of absence, violations, 55-165. 55-166 National Guard member, Abusing or obstructing, 55-142 Refusing to admit to public place or serve, 55-175 Property. Failure to return to armory, 55-112 Improper wearing or use, 55-112 Trespassing on, 55-142 Troops, disturbing or preventing passage of, 55-142 Milk, Containers, labeling and use, Definitions, 28-1329 Unauthorized possession of receptacle, 28-1332, 28-1333 Unauthorized use of receptacles, 28-1331, 28-1333 Violations of Dairy Industry Development Act, 2-3963 Violations of Nebraska Milk Act, 2-3974 Mineral rights, violations on public lands, 72-313 Minors. Children and minors, this heading Mischief, criminal, 28-519 Misdemeanors, Classification, 28-106, 28-107 Classification of Penalties, Vol. 2A Appendix Failure to appear when on bail, recognizance, or conditioned release, 29-908 Misdemeanor defined outside Nebraska Criminal Code, penalty, 28-107 Mobile homes, Abandoned. Destroy or deface, 60-1908 Removal violations, 60-1911 Mobile home park violations, 71-4631, 71-4632 Monopolies and restraint of trade, Cigarettes, unfair sales, 59-1503 Civil penalties, 59-1614

CRIMES AND OFFENSES -Cont'd Monopolies and restraint of trade -Cont'd Contract, combination, or conspiracy, 59-801 Corporation, association, or officer engaging in, 59-815 Failure to testify, produce evidence, or make return, 59-825 Monopolizing trade or commerce, 59-802 Perjury, 59-826 Restraint of trade or commerce, 59-801 to 59-803 Subornation of perjury, 59-827 Underselling, 59-805 Unfair discrimination, 59-505 Monuments, historical, Destroy or deface, 82-111 Visitation hours, violations, 82-126 Mopeds, Helmet, failure to wear, 60-6,282 Traffic violations, 60-689 Motor carriers. Common carriers. Order, refusal to comply, 75-117 Stock, securities, violations, 75-151 Unjust discrimination, prohibited practices, 75-127 Hazardous materials regulations, violations, 75-367 Insurance requirements, violations, 75-371 Interstate commerce, unified carrier registration plan violations, 75-398 Order, refusal to comply, 75-117 Records, refusal to permit examination, 75-114 Registration and safety violations, 75-369.03.75-398 Safety regulations, violations, 75-367 Security requirements, penalty, 75-371 Stock, securities, violations, 75-151 Witness, refusal to obey subpoena or give testimony, 75-130 Writ or injunction, disobedience, 75-144

Motor club services, violations, 44-3721 Motor vehicles, Abandoned motor vehicles. Destroying, defacing, or removing parts from, 60-1908 Violations, general penalty, 60-1911 Accident, driver's duties, 60-698, 60-699 Air bag violations, 28-635 Air conditioning system, use of liquefied petroleum gas prohibited, 28-1253 Alcoholic beverage, open container or consumption, prohibited, 60-6,211.08 All-terrain and utility-type vehicles, general penalty provision, 60-6,362 Approaching stopped emergency or road assistance vehicle, duties, 60-6,378 Arrest, operating motor vehicle to avoid. 28-905 Assault on officer using a motor vehicle, 28-931.01 Automobile trailer, maintenance or use in violation of county zoning regulations, 23-114.05 Bicycles, sell without reflective devices, 60-6,319 Blind person, failure to observe, 28-1314 Brakes, General requirements, violations, 60-6,244, 60-6.245 Hydraulic brake fluid requirements, violations, 60-6.248 Operation of heavy vehicle without additional equipment, 60-6.247 Building or object, moving, permit violations, 60-6,299 Camper units, general penalty provision, 60-1808 Careless driving, 60-6,212 Certificate of title. Alteration of certificate, 60-180

CRIMES AND OFFENSES -Cont'd Motor vehicles -Cont'd. Certificate of title -Cont'd Failure to deliver, 60-180 Failure to surrender, 60-180 Forgery or fraud, 60-179 Motor Vehicle Certificate of Title Act, violation, 60-180 Operation without certificate, 60-180 By dealer, 60-180 Children. Child seat or seat belt violations. 60-6,268, 71-1907 Criminal enticement, 28-311 Left unattended in motor vehicle. 28-710 Parents permitting violations of rules of the road, 60-6,117 Riding in pickup bed or other nonpassenger areas, 60-6,267, 60-6.268 Citation for traffic infraction, failure to sign, 60-684 Clearance lights, violations, 60-6,235 Commercial motor vehicles, 60-3,173 Handheld mobile telephone use or texting, 60-6,179.02 Definition. 28-109 Department of Roads, rules and regulations governing use of state highways, violations, 39-103 Destroyed vehicle, transfer of, violation. 60-176 Diesel-powered vehicle, emissions and noise, violations, 60-6,373 Discharge of firearm at, 28-1212.02, 28-1212.04 Drag racing, 60-6,195 Driving under the influence, this heading Emergency reflectors and other equipment, violations, 60-6,239, 60-6,240 Emissions and noise, vehicles, violation. 60-6.373 Explosive materials, unlawful transportation, 28-1235

Farm truck, unauthorized use, 60-3.169 Fifth-wheel connection device, repositioning, violations, 60-6,302 Financial responsibility, failure to show, 60-3,167, 60-3,168 Firearm, unlawful discharge into occupied vehicle, 28-1212.02, 28-1212.04 Firearm in motor vehicle, prima facie evidence of possession, 28-1212 Fireworks, unlawful throwing from motor vehicle, 28-1242 Fuel, this heading Headlights, violations, 60-6,219, 60-6,221, 60-6,222, 60-6,224 Height of vehicles, restrictions, violations, 60-6,291 Helmets, failure to wear on motorcycle or moped, 60-6,282 Historical vehicles, 60-3,175 Homicide, motor vehicle, 28-306 Hunting violations involving, 37-514 to 37-521 Identification number, obscuring, 28-615 to 28-617 Impersonating an officer, 60-492 Insurance on motor vehicle. Proof of, forgery, 60-559 Theft or fraud, 44-3,134 to 44-3,142 International Registration Plan Act, 60-3,206 Joyriding, 28-516 Length, Extra-long vehicles, violations, 60-6,292 General restrictions, violations, 60-6,291 Licenses, motor vehicle, this heading Lights. Backup lights, violations, 60-6,228 Clearance lights, violations, 60-6.235 Flashing or rotating, violations, 60-6.234 Headlights, violations, 60-6,219, 60-6,221, 60-6,222, 60-6,224

CRIMES AND OFFENSES -Cont'd Motor vehicles –Cont'd Littering from a motor vehicle, 28-523 Load, Contents, requirements, 60-6,304 Excess load, violations, 60-6,300 Fifth-wheel connection device, repositioning, violations, 60-6.302 Limitations, violations, 60-6,296 Overloading, violations, 60-6,296 Fines, allocation, Article VII, section 5, Constitution of Nebraska Weighing, refusal to stop, 60-6,303 Locks and keys, unlawful use, 28-1316 Minibikes. General penalty provision, 60-6.352 Rules and regulations, violation, 60-678, 60-6,353 State parks and state recreation areas, 60-6,353 Mopeds, helmets, failure to wear, 60-6,282 Motor club services, violations, 44-3721 Motor vehicle homicide, 28-306 Motor vehicle industry licensing, Advertising, unauthorized acts, 60-1411.04 License, violation, 60-1411.02, 60-1416 Sales tax permit, unauthorized use, 60-1407.02 Motor Vehicle Safety Responsibility Act, violations, 60-560 Motorcycles, this heading Moving building or object, permit violations, 60-6,299 Odometers, retention of odometer statement, violation, 60-196 Operating to avoid arrest, 28-905 Parking lots, restricted parking, violation, 60-2401.01 Peace officer, failure to obey, 60-6.110

Point system, Failure to surrender license, 60-4.184 Operation of motor vehicle while license revoked, 60-4,186 Police radio system, interfering with, 28-1312 Propelled vehicle, unauthorized use, 28-516 Racing, 60-6, 195 Radar transmission device, operation or possession, 60-6,275 Reckless driving, 60-6,213 to 60-6,218 Records, unlawful disclosure, 60-2912 Recreation areas. Abandonment, 2-3298 Regulations, violations, 2-32,100 Registration fraud, 60-3,171 Registration violations, 60-3,166, 60-3,170, 60-3,172 Rules and regulations governing use of state highways, violations, 39-103 Sale of motor vehicle, 60-1417, 60-1418 School buses, Improper passing of, 60-6,175 Inspections, violations, 79-603 Seat belt and car seat violations, 60-6,266, 60-6,268, 60-6,272, 71-1907 Snowmobile violations, 60-6,336, 60-6.343 Special interest motor vehicle license plates, 60-3,135.01 Speed limits, violations, 60-682, 60-682.01.60-689 State vehicles, Official misconduct, 81-1023 Personal use, prohibited, 81-1024 Sunscreening on windows, violations, 60-6,257 to 60-6,259 Television, operation of vehicle with screen visible to driver, 60-6,287 Texting while driving, 60-6,179.01 Commercial motor vehicle, 60-6,179.02

CRIMES AND OFFENSES -Cont'd Motor vehicles –Cont'd Theft by unlawful taking, 28-511 Traffic infractions, Failure to sign citation, 60-684 General penalty, 60-689 Traffic regulations, aiding or abetting misdemeanor or felony, 60-690 Traffic violations, See RULES OF THE ROAD, NEBRASKA; 60-601 Trailer, automobile, maintenance or use in violation of county zoning regulations, 23-114.05 Unlawful transfer of vehicle with bill of sale. 60-142 Weighing of vehicle, refusal to stop, 60-6,303, 60-1308 Weighing stations. Failure to appear at hearing, 60-1307 Failure to stop at, 60-1308 Resisting arrest or disobeying order, 60-1309 Well-boring apparatus and wellservicing equipment, registration, 60-3,174 Width of vehicles, restrictions, violations, 60-6,291 Windshields and windows. Object obstructing view of operator, 60-6,256 Safety glass requirements, violations, 60-6,263 Tinting and sunscreening, violations, 60-6,257 to 60-6.259 Motorcycles, Helmets, failure to wear, 60-6,282 License, violation, 60-4,128 Propelled vehicle, unauthorized use, 28-516 Rules and regulations, violation, 60-678 Traffic violations, 60-689 Municipalities, Accountant, disclosure of audit, 19-2906 Civil service, violations, 19-1847

Contract, compensation contingent on election, 18-312 Economic development, disclosure of business information, 18-2715 Elections, contract compensation contingent on outcome, 18-312 Employee benefit plans, disclosure or use of information, 13-1617 Expenditure in excess of budget, 13-510 Fines, failure of receiver to remit, 14-227 Funds, diversion, 16-706 Gift, solicitation or receipt, 14-224 Jails, neglect of duties by officer in charge, 47-206 Lights, free or underpriced, acceptance, 18-306, 18-307 Metropolitan utilities district, interfering with employee of, 14-2149 Natural gas facilities, pipes, or service, tampering with, 14-2149 Penalties, failure of receiver to remit, 14-227 Political influence, exertion, 14-229 Political support, solicitation, 14-225 Telephone or service, free or underpriced, acceptance, 18-305 Treasurer, failure to publish statement. 19-1104 Utilities district, interfering with employee of, 14-2149 Water facilities, pipes, or service, tampering with, 14-2149 Water service, free or underpriced, acceptance, 18-308 Murder. Homicide, this heading Mutilation of a flag, 28-928 Names and emblems of organizations, unlawful use, 21-622 Narcotic drugs, Controlled substances, this heading

Clerk failure to publish proceedings

or salaries, 19-1104

CRIMES AND OFFENSES -Cont'd Natural resources districts, Audit, failure to file, 2-3223.01 Cease and desist order violation. civil penalty, 46-745, 46-746 Employee benefit plans, disclosure or use of information, 13-1617 Expenditure in excess of budget, 13-510 Industrial Ground Water Regulatory Act, violations, 46-687 Recreation areas, unauthorized activities, 2-3292 to 2-32,100 Neglect of child, Children and minors, this heading Negotiations, solicitation regulations, violations, 81-1717 to 81-1719 Nepotism, state executive branch, prohibited, 49-1499.07 Nonsupport, criminal, 28-706 Notary public, Malfeasance in office, failure to return commission. 64-113 Unauthorized practice of law, 64-105.03 Nuisances. Maintenance of, 28-1321 Village ordinance, 17-207 Nursery stock, violations relating to distribution and licensure, 2-10.115 Nurses, Health care, this heading Nursing homes, Health care, this heading Oath or affirmation, False statement relating to oath of office, Article XV, section 1, Constitution of Nebraska, 11-101.02 Affirmation, effect, 11-101.03 Making a false statement under, 28-915, 28-915.01 Definitions, 28-916.01 Refusal to be sworn, 25-1229, 25-1231 Obscenity, 28-807 to 28-829, See also OBSCENITY

Minors. Admission to obscene show, 28-809 Employ to assist in sale, delivery, or exhibition of obscene material. 28-811 Exhibiting obscene show to, 28-809 False representation as parent or guardian of, 28-811 False representation of age, 28-811 Pornography, child, 28-1463.04, 28-1463.05 Possession of materials involving minors, 28-813.01 Sale or delivery of obscene materials to, 28-808 Prepare, sell, circulate, possess, or promote obscene material, 28-813 **Obstruction of.** Firefighter, 28-908 Governmental operations, 28-901 Peace officer, 28-906 Occupations, violations of license, Licenses, professional and occupational, this heading Offense, defined, 28-104 Officeholder. Refusal to obey court order relating to quo warranto, 25-21,144 Unlawfully holding or exercising public office, franchise, or privilege, 25-21,132, 25-21,133 Oil and gas, Commission, failure to comply with subpoena of, failure to testify before, 57-912 Pipelines, plants, and equipment, damaging or interfering with, 57-1106 Pooling of interests, violations, 57-915 Propane, Liquefied petroleum gas, this heading Severance tax, false or fraudulent return, other violations, 57-719

CRIMES AND OFFENSES –Cont'd **Oil and gas** –*Cont'd* Well drilling, use, and abandonment, violations, 57-915 Ombudsman, violation of laws relating to public counsel, 81-8,254 Open public meetings, violations, 84-1414 Opiate, Controlled substances, this heading Orders. Harassment protection order violation, 28-311.09 Protection order, violation, 42-924 Restraining order, violation, Conduct detrimental or harmful to juvenile, 43-2,107 Divorce, 42-357 Ordinances, municipal, general welfare, violations, 15-263, 16-246, 17-207 **Oregon Trail, historical** monuments, destroy or deface, 82-111 Organizations, names and emblems, unlawful use, 21-622 Pandering, 28-802, 28-803 Paramilitary activities, prohibitions, 28-1482 Pardons, Board of, threaten or attempt to influence, 83-1,133 Parking, Handicapped parking violations, 18-1737, 18-1741.02, 18-1741.05, 60-3,113.06, 60-3,113.07 No parking or restricted parking area, 39-1816 Parking lots, restricted parking, 60-2401.01 Parks, Amusement places, this heading Boats, this heading Entry without permit, 37-443 Fire safety violations, 37-306 Recreation areas, unauthorized activities, 2-3292 to 2-32,100, 37-305 to 37-313

Resisting officer or employee of Game and Parks Commission, 37-609 State parks, name use, violations, 37-348, 37-349 Vendors without permit, 37-311 Violations, 37-248, 37-348 Wildlife management areas, violations, 37-336 Parole. Board of Parole, threaten or attempt to influence, 83-198 Leave state without permission, 83-1,124 Violation of community supervision conditions, 83-174.05 Paternity action, genetic testing, confidentiality violation, 43-1414 Pathogenic microorganisms, sale and distribution, 71-1805 Pawnbrokers, violations of laws regulating, 69-208 Payment cards. Financial transaction devices, this heading Peace, disturbing, 28-1322 County regulation, 23-187 Peace officers, Law enforcement officers, this heading Penalties, 28-105 to 28-108 Classification, Vol. 2A Appendix (Classification of Penalties) *Fines, payment, this heading* Proportionality of penalties, Article I. section 15, Constitution of Nebraska Sentence and punishment, See SENTENCE AND PUNISHMENT Perjury, 28-915, 28-915.01 Commission, Political Accountability and Disclosure, proceedings before, 49-14,135 Court clerks, false report, 24-216 Definitions, 28-916.01 Elections, 32-1507, 32-1508 False statement under oath, penalty, 28-915.01

CRIMES AND OFFENSES -Cont'd **Perjury** –*Cont'd* Fire Marshal, State, proceedings before, 81-509 Fraternal benefit society, fraudulent statements to, 44-10,108 In forma pauperis, fraudulent use, 25-2310 Indictment requirements, 29-1511 Making false statement under oath, 28-915.01 Military Justice, Nebraska Code Of, 55-476 Mobile home or manufactured home, falsification in title certificate cancellation, 60-169 Monopolies and restraint of trade proceedings, 59-826 Nebraska Accountability and **Disclosure Commission** proceedings, 49-14,135 Oaths and affirmations, administration of, perjury, 28-915 Penalty, 28-915 Probate proceedings, 30-2219, 30-24,125, 30-24,129 Restraint of trade or commerce, 59-826, 59-827 School district elections or meetings, 79-541 Schools and school districts, elections or meetings, false oath. 79-541 State Fire Marshal proceedings, 81-509 State officer, false report by, Article IV, section 22, Constitution of Nebraska Subornation of, 28-915, 59-827 Tax deed, notice, false affidavit of newspaper, 77-1835 Tax Equalization and Review Commission proceedings, 77-5016, 77-5016.01 Tobacco sales and licenses, 28-1423, 69-2709 Uranium, severance tax, 57-1211 Pesticides, agricultural use, violations, 2-2647, 2-2648

Petitions. Circulation, illegal acts, 18-2532 to 18-2534, 32-1546 Municipal clerk, neglect of duties, 18-2535 Signers, illegal acts by or concerning, 18-2532 to 18-2534, 32-1546 Petroleum, Containers for, failure to meet requirements, 66-107 Fuel, this heading Liquefied petroleum gas, this heading Motor fuel, Fuel, this heading Oil and gas conservation commission, failure to comply with subpoena of or to testify before, 57-912 Petroleum release remedial action, 66-1521 Pipelines, plants, and equipment, damaging or interfering with, 57-1106 Pooling of interests, violations, 57-915 Severance taxes, oil and gas, false or fraudulent return, other violations, 57-719 Tanks, failure to meet requirements, 66-107 Well drilling, use, and abandonment, violations, 57-915 Pets, unauthorized presence in recreation area, 2-3294 Physicians, Health care, this heading Picketing, Funeral, unlawful picketing, 28-1320.03 Interfering with picketing, 28-1319 Intimidation of pickets, 28-1320 Mass picketing, 28-1318 Unlawful picketing, 28-1317 Pickle cards. Gambling, this heading Picnicking, in prohibited areas, 2-3292

CRIMES AND OFFENSES -Cont'd Pigs, *Livestock,* this heading Pipelines, digging up or crossing highway for, 39-1362 Plants. Plant Protection and Plant Pest Act. violations, 2-10,115 Soil and Plant Analysis Laboratory Act, Nebraska, violations, 2-3109 Wild plants, endangered or threatened, violations, 37-809 Plumbing, Installation or repair without permit, 18-1918 Licensure, violations, 18-1914 Regulations of plumbing board, violations, 18-1914 Point system, Failure to surrender license, 60-4.184 Operation of motor vehicle while license revoked, 60-4,186 Poisons. Biological poisons, 28-1220 to 28-1224, 28-1228 Homicide, See HOMICIDE Physicians' duty to report to department, 71-503 Poison Control Act, violations, 71-2512 Police, Law enforcement officers, this heading Police animals. Harassment of, 28-1009, 28-1013 Obstruction of, 28-906 Political accountability, Public officials, this heading Political campaigns, Campaign practices, this heading Political subdivisions, Employee benefit plans, disclosure or use of information, 13-1617 Expenditure in excess of budget, 13-510 Gifts to public officials, reporting requirements, 49-1492.01

Pollution. Biodegradable products, sale requirements, violations, 69-2012 Clean Indoor Air Act, Nebraska, violations, 71-5733 Environmental Protection Act. violations, 81-1508 to 81-1508.02 Integrated Solid Waste Management Act, violations, 81-1508 to 81-1508.02 Livestock Waste Management Act. violations, 81-1508 to 81-1508.02 Water pollution, Animals, Carcass or filth, 28-1304, 28-1305, 37-556 Liquefied remains, use, 28-1304.01 Fish, harmful to, 37-554 to 37-558 Order, violation, 46-746 Refuse, dumping into water, 37-555 Polygraph, Employer, use restrictions, violation, 81-1933 Examiner, false representation as, 81-1935 Pool halls. Regulations, municipal, violations, 15-215, 16-233, 17-120 Unlicensed operation, 23-808 Pornography, Obscenity, this heading Postsecondary education, Business college, improper tuition note or contract, 62-304 Community colleges, employee benefit plans, information, 13-1617 Gifts to public officials, reporting requirements, 49-1492.01 Private career school, record, preservation, violations, 85-1644, 85-1650 Scholarship or tuition, improper note or contract, 62-304

CRIMES AND OFFENSES -Cont'd Potatoes. Fees, failure by inspector or agent to remit, 2-1825 Potato Development Act, Nebraska, violations, 2-1811 Potato Inspection Act, Nebraska, violations, 2-1825 Shipper, Acting without license, 2-1806 Failure to file statement or pay tax. 2-1807 Shipping without permit, 2-1825 Tax, failure to pay, 2-1807 Poultry, Eggs, this heading Livestock, this heading Power of attorney for health care, conceal, destroy, alter, or forge, 30-3432 Premeditation, defined, 28-302 Prescription drugs, Controlled substances, this heading Health care, this heading Printing, excess copies, 63-103 Prisoners, Assault committed by, 28-309, 28-932.28-933 Assault on an officer, 28-929 to 28-931.01 Causing bodily injury to another, 28-932 Correctional employee, financial interest in convict labor, 83-443 Custody, Allow escape or unapproved visitation or communication, 83-417 Escape, 28-912, 28-913, 83-184 False imprisonment by, 28-933 Kidnapping by, 28-933 Terroristic threats by, 28-933 Prisons. Loitering about, 28-914 Municipal jails, neglect of duties by officer in charge, 47-206 Privacy, unlawful intrusion or intimate area imaging, 28-311.08

Private detectives, violation of law pertaining to private detectives, 71-3213 Probate, perjury in proceedings, 30-2219, 30-24, 125, 30-24, 129 Procedure, See CRIMINAL PROCEDURE Process. legal. County sheriff, failure to execute or serve legal process, 23-1701.04, 23-1701.06, 23-1702 Simulation of, 28-923 Professions, violation of license, Licenses, professional and occupational, this heading Propane, Liquefied petroleum gas, this heading Property, personal, Removal from county to deprive of security interest, 69-110 Stolen, receipt of, theft, 28-509 to 28-518 Unclaimed property, failure to report, pay, or deliver, 69-1324 Property, real, Real estate, this heading Prostitution, 28-801, See also PROSTITUTION Keeping a place of prostitution, 28-804 Pandering, 28-802 Competency of witnesses, 28-803 Sex trafficking, 28-830, 28-831 Sex trafficking of a minor, 28-830, 28-831 Solicitation of prostitution, 28-801.01 Treatment of incriminating testimony, 28-804.01 Protection order, violation, 42-924 Public accommodations. Denial or interference with admittance or enjoyment, 20-129 Discrimination or segregation, 20-124 Public bodies, open meeting violations, 84-1414 Public counsel, violation of laws relating to, 81-8,254

CRIMES AND OFFENSES -Cont'd **Public facilities**, Denial or interference with admittance or enjoyment, 20-129 Discrimination or segregation, 20-124 Public indecency, 28-806 Public officials, Attempt to influence judicial nominating commission, 24-811 Campaign practices, this heading City of the metropolitan class, 14-225, 14-229 Conflict of interest, 49-14,101, 49-14.101.01 Contracts, 49-14, 103.04 Executive branch, 49-14,104 Constitutional amendment, failure to make returns on adoption, 49-211 Election officials, See ELECTION ACT; 32-101 False statement or report, filing, 49-14.134 Gifts, prohibited acts, Gift or gratuity, prohibited acts, this heading Impersonating a peace officer, 28-610, 60-492 Impersonating a public servant, 28-609 Lobbyists, restrictions, 49-1490 to 49-1492 Misuse of official information, 28-925 Nepotism, state executive branch, 49-1499.07 Official misconduct, 28-924 Oppression under color of office, 28-926 Perjury before commission, 49-14.135 Public lettings, unlawfully open or disclose bid, 73-105 Refusal to obey court order relating to quo warranto, 25-21,144 State mail, private use, 81-171 Unlawful disclosure of information by members of commission, 49-14,115

Unlawfully holding or exercising public office, franchise, or privilege, 25-21,132, 25-21,133 Warrants, neglecting or delaying to serve, 28-927 Public power districts, Electricity, this heading Utilities, public, this heading Public records, Abuse of, 28-911 Agency computer file data, release prohibited, when, 81-1117.02, 81-1117.03 Auditor of Public Accounts, confidentiality, 84-311 Damage, destroy, or remove, 84-1213 Denial of access, 84-712.09 Fraudulently filing a financing statement, lien, or document, 28-935 Motor vehicle records disclosure, 60-2912 **Public Service Commission**, violations under jurisdiction of Civil penalty, 75-156 to 75-158 General penalty, 75-155 Public utilities, Utilities, public, this heading Publications, printing or binding excess copies, 63-103 Purchases, unlawful discrimination, 59-505 Rabies, violation of rabies control, 71-4410 Racing, drag, 60-6,195 Racing contest, tampering, 28-614 Racketeering, 28-1356, See also PUBLIC PROTECTION ACT Radiation Control Act violations, 71-3517 Radio. Hunting violations involving, 37-517 to 37-521 Police radio system, interference, 28-1312 Raffles, Gambling, this heading Railroads. Accident reports, violations, 75-426

CRIMES AND OFFENSES -Cont'd Railroads -Cont'd Bridge construction, violations, 74-1331 Cars, unclean, bringing into state, 28-1306 Crossings, Construction, repair, and maintenance, violations, 74-1340 Failure to store or park car at minimum distance, 74-1323 Drinking water, violations, 74-918 Failure to report sale of property, 77-603.01 Failure to weigh, 74-550 Highway, digging up or crossing for railway, 39-1362 Hunting on right-of-way without permission, 74-609.01 Injured animal, failure to care for, 74-605 Intersections, failure to provide transfer facilities. 75-428 Light and windshield requirements, violations, 74-593 Operating engine or car while intoxicated, 74-921 Railroad transportation safety district, treasurer, neglect of duties, 74-1308 Switch stand lights and signals, violations, 75-429 Toilet facilities, violations, 74-918 **Rape**, 28-317 to 28-322.04, See also SEXUAL ASSAULT Real estate. Abstracters Act, violations, 76-558 Abstracting, judges and other county officials engaging in, 76-505 Appraiser, unlawful practice as, 76-2246 Buildings, this heading Campground membership, salesperson registration, 76-2114

Conveyances, Acting as closing agent without license or not complying with law, 76-2,122 Construction financing, duty of contractor, 76-239.05 Dual contracts, substituting of one for another, fraud, 76-2,108 Instruments, acknowledgment and recording of, violation, 76-218 Register of deeds, revoked power of attorney, unlawful giving of certified copy, 76-247 Statement, failure of grantee to file, 76-215 Damage or destruction using explosives, 28-1223 Deadly force, use to protect property, 28-1411 Educational lands, waste, damage, or trespass on, 72-245 Erosion, failure to comply with order, 2 - 4613Fair Housing Act, Nebraska, Coercion or intimidation. 20-344 Unlawful acts, 20-318 to 20-320 Violations relating to investigations, 20-334 Homeowner foreclosure and equity protections, 76-2728 Land-use regulations, violations, 23-114.05 Mineral rights violations on public lands, 72-313 Real estate broker, associate broker, salesperson, or subdivider, disciplinary action, civil fine, 81-885.24 Recreation area, unauthorized damage, use, removal, or construction, 2-3297 Retirement communities and subdivisions, violations, 76-1315 Surveying, unlawful practice of, 81-8,127 Time-Share Act, Nebraska, sales agent, license violations, 76-1722 Receivers, disobedience of orders, 25-1091

CRIMES AND OFFENSES –Cont'd Receiving an altered article, 28-617 Receptacles, beverage, labeling and use, 28-1329 to 28-1334 Unauthorized possession, 28-1332, 28-1333 Unauthorized use, 28-1331, 28-1333 Reckless driving, 60-6,213 to 60-6,218 **Reclamation districts, expenditure** in excess of budget, 13-510 **Recognizance, failure to appear, 29-**908 Recordings, transfer of sounds without consent, 28-1323 to 28-1326 **Records, See CRIMINAL RECORDS** Records, public, Public records, this heading **Recreation areas**, Unauthorized activities, 2-3292 to 2-32,100, 37-305 to 37-313 Vendors without permission, 37-311 **Recreation camps, violations, 71-**3107 Recreational vehicles, manufactured homes, illegal manufacture, 71-4608 Referendum and initiative petitions, Circulation, illegal acts, 18-2532 to 18-2534, 32-1546 Municipal clerk, neglect of duties, 18-2535 Signers, illegal acts by or concerning, 18-2532 to 18-2534. 32-1546 Register of deeds, Fees, neglect of duties relating to, 33-132 Neglect of duty, 23-1507 Replevin, failure to comply with temporary order, 25-1093.02 **Resisting arrest**, 28-904, 28-905 Restaurants, Discrimination or segregation, 20-124 Food standards, violations, 81-2,290 License fee, nonpayment, 23-817 National Guard member, refusal to

admit or serve, 55-175

Unlicensed operation, 23-808, 23-813, 23-817, 53-1,100 Restraining order, violation, 42-357 Restraint of trade, Monopolies and restraint of trade, this heading Retirement. County system, prohibited acts, 23-2325 Judges system, prohibited acts, 24-711 School employee systems, prohibited acts, 79-949, 79-9,107 State Patrol system, prohibited acts, 81-2038 State system, prohibited acts, 84-1327 Road improvement district, expenditure in excess of budget, 13-510 Roadhouse, nonpayment of license fee, 23-817 Roads. *Highways and roads, this heading* Robbery, 28-324, See also ROBBERY Deadly force, use against perpetrator, 28-1411 Rules of the Road, See RULES OF THE ROAD, NEBRASKA; 60-601 Safety regulations, Municipal, buildings, violations, 15-215, 16-233, 17-130 Wells and pitfalls, landowner or holder, safety hazard, duties, violation, penalty, 54-311, 54-315 Sales. Auction markets, livestock, violations, 54-1171, 54-1181.01 Cigarettes, unfair sales, 59-1503 Consumer Protection Act violations. civil penalties, 59-1614 Degradable products, violations, 69-2012 Discrimination, unfair, 59-505 Dogs and cats, commercial, 54-634 Monopolies and restraint of trade, this heading

CRIMES AND OFFENSES -Cont'd Sales -Cont'd Novelty lighters without child safety feature, 28-1357 Recreation area, state, unauthorized sales, 2-3299 Seller-assisted marketing plans, 59-1757 Telemarketing and Prize Promotions Act, 86-234 Sanitary and improvement districts, expenditure in excess of budget. 13-510 Sanitary drainage districts, Connection to sewer without permit, 31-507.01 Debris, depositing in ditch constructed by county, 31-134 Expenditure in excess of budget, 13-510 Obstructing or injuring work constructed by district, 31-134, 31-366, 31-445 Treasurer, failure to perform duties, 31-435 Savings and loan associations, Financial institutions, this heading School buses. Driver, licensing, hours on duty, violations, 79-608 Improper passing of, 60-6,175 Inspections, violations, 79-603 Safety features, violations, 79-603 School lands, commit waste, trespass, or damage, 72-245 Schools and school districts, Board meetings, publication requirements, Class I, II, and VI school district, 79-581 Class III school district, 79-581, 79-1084 Budaet. Expenditure in excess of, 13-510 Failure to publish, Class V, 79-1086 Citizenship and character education, violation, 79-727 Compulsory education, violation, 79-210

Educational lands, waste, trespass, or damage, 72-245 Elections or meetings, false oath, perjury, 28-915, 79-541 Employee benefit plans, disclosure or use of information. 13-1617 Expenditure in excess of budget, 13-510 Firearm, unlawful possession, 28-1204.04 Fraternity, society, or association outside of public school, soliciting, 79-2,103 Immunization of certain students, violation, 79-223 Meetings. Disorderly conduct, 79-571 False oath, perjury, 28-915, 79-541 Physical examination of students, violation, 79-253 Private, denominational, and parochial schools, False school information, transmitting or providing for transmission of, 79-1602 General penalty provision, 79-1607 Retirement system, Class V district, fund investment violation, 79-9,107 School employees retirement system, prohibited acts, 79-949 School buses, Driver, licensing, hours on duty, violations, 79-608 Failure to repaint when sold for other purposes, 79-606 Improper passing of, 60-6,175 Inspections, violations, 79-603 Safety features, violations, 79-603 School districts, Elections or meetings, false oath, perjury, 28-915, 79-541 Employee benefit plans, disclosure or use of information, 13-1617 Expenditure in excess of budget, 13-510 Meetings, disorderly conduct, 79-571

CRIMES AND OFFENSES –Cont'd Schools and school districts –Cont'd School funds, lending of funds, embezzlement, 79-1042 State Board of Education, traffic rules, violation, inclusion in school bus contract, 79-607 Teachers, Religious affiliation, inquiries, 79-897 Religious garb, wearing of, 79-898 Duty of school board to suspend, 79-899 Solicitation by agents while at work, 79-8,101 Search warrants, Improper disclosure that warrant has been applied for or issued, 29-817 Inspection warrants, interference, 29-835 Sheriff, neglecting or delaying to serve. 28-927 Seat belts and car seats. Child passengers, violations, 60-6,268,71-1907 Operation of motor vehicle in violation of requirements, 60-6,272 Sale of vehicle not meeting requirements, 60-6,266 Securities, Court order, failure to obey, 8-1115 Insurance, prohibited acts, borrowing or rental of securities with intent to defraud, 44-3,119 to 44-3,123 Securities Act of Nebraska, violations, 8-1117 Security device countermeasure, possession of, 28-511.03 Security interests, personal property subject to, violations, 69-109 to 69-111 Seeds. Certified seed laws, violations, 81-2.154 Hybrid seed corn, unlawful sale or marking, 81-2,157

Seed, labeling and sale requirements, violations, 81-2,147.09 Segregation, Discrimination, this heading Seller-assisted marketing plans, violations, 59-1757 Senior citizens, government assistance to, Obtain or attempt to obtain through fraud, 68-1017 Records, unlawful use or disclosure. 68-314 Sentence, where served, 28-105, 28-106 Service animals, interference with, 28-1009.01 Service of process, County sheriff, failure to execute or serve legal process, 23-1701.04, 23-1701.06, 23-1702 Simulating legal process, 28-923 Sewers, regulations of plumbing board, violations, 18-1914 Sex discrimination. Discrimination, this heading Sex offenders, Dangerous, Assaults committed by, 28-309, 28-929 to 28-934 Violation of community supervision conditions, 83-174.05 Sex Offender Registration Act, Crimes required to be registered, 29-4003 Violations. 29-4011 Sexual assault, 28-317 to 28-322.04 See also SEXUAL ASSAULT Sex trafficking, 28-830, 28-831 Sex trafficking of a minor, 28-830, 28-831 Sheep, *Livestock,* this heading Sheltered workshops, employment, general penalty provision, 48-1505 Sheriffs, county, Employee, false return of writ, 23-1704.03

CRIMES AND OFFENSES -Cont'd **Sheriffs, county** –*Cont'd* Fees, neglect of duties, 33-132 Juries. Neglect of or failure to perform duties, 25-1611 Packing of juries, 25-1612 Legal process, Disobedience, 23-1702 Failure to execute or serve, 23-1701.04, 23-1701.06, 23-1702 Warrants, neglecting or delaying to serve. 28-927 Writ, failure to execute or serve, 23-1701.04, 23-1702 Shoplifting, See also SHOPLIFTING Arrest, 29-402.01 to 29-402.03 Detention of suspect not a crime, 29-402.01 Possession of security device countermeasure, 28-511.03 Theft by shoplifting, 28-511.01 Sidewalks, Destroying or injuring, 39-303 Village ordinance, 17-207 Simulation, Criminal, 28-606 Legal process, 28-923 Skeletal remains, human, removing, abandoning, or concealing, 28-1301 Slugs, making, use, or uttering, prohibited, 28-607 Smokeless tobacco, promotional distribution, 69-1904 Smoking in prohibited places, 71-5729, 71-5733 Social services, assistance, Obtain or attempt to obtain through fraud, 68-1017, 68-1017.01 Unlawful use or disclosure of records. 68-314 Societies, names and emblems, unlawful use, 21-622 Soils. Agricultural Liming Materials Act, violations, 2-4327 Erosion and Sediment Control Act. failure to comply with order, 2-4613

Soil and Plant Analysis Laboratory Act, Nebraska, violations, 2-3109 Solid waste. Dumping or draining certain refuse into waters, 37-555 Feeding garbage to animals, 54-753.04 Garbage bags, sale of nondegradable or nonrecyclable, 69-2012 Sounds, sale, distribution. or transfer without consent or label, 28-1323 to 28-1326 Speech, interference with freedom, 20-124 Sport contest, tampering, 28-614 Spouse. Abandonment, 28-705 Criminal nonsupport, 28-706 Spouse abuse, breach of confidentiality, 42-918 Stalking, 28-311.02 to 28-311.05, See also STALKING Harassment protection order, 28-311.09, 28-311.10 Labor picketing, exempt, 28-311.05 State identification cards, encoded information, storage and use restrictions, 60-4,111.01 State Patrol, Nebraska, Failure to obey rules and orders of, resisting arrest, 81-2008 Retirement system, prohibited acts, 81-2038 Steroids, anabolic, Controlled substances, this heading Strangulation, 28-310.01 Streams, Water and irrigation, this heading Structures. Buildings, this heading Subpoena, disobedience, 25-1229 to 25-1231 Legislative subpoena, 50-407 Military courts, 55-428 Misdemeanor cases, 29-610.01, 29-610.02 Nebraska Liquor Control Commission, 53-117.02

CRIMES AND OFFENSES –Cont'd Subpoena, disobedience -Cont'd Public Service Commission, 75-130 Restraint of trade, 59-825 Tax Equalization and Review Commission, 77-5016.08 Suicide, assisting, 28-307, See also SUICIDE Support, Criminal nonsupport, 28-706 Order, information, access, violation. 43-3327 Surface water. Water and irrigation, this heading Surveying, unlawful practice of, 81-8,127 Swimming in prohibited areas, 2-3296, 37-309 Swimming pools, violation of law. public nuisance, when, 71-4307 Swine, *Livestock*, this heading Tampering with jurors, witnesses, or evidence, 28-916 to 28-922 Taverns and other liquor establishments, Liquor, this heading Taxation. Cigarette tax, Altered, forged, or counterfeit stamps on sales license or permit, 77-2614 Tax violations, 77-2615, 77-2619 Collection of taxes. Personal property, County board, failure to carry out duties, 77-1719.02 Sheriff, false return or failure to make legal return, 77-1719.02 Real property. Destruction or removal of building, 77-1725.01 Fraudulent sale of real property by county officials, 77-1816 Tax deed, notice, false affidavit of newspaper, perjury, 28-915.77-1835

Delinquent real estate taxes, failure of county officials to foreclose, 77-1918 Estate taxes, release of confidential information, 77-2115 Ethanol, excise tax, violations, 66-1345.03 Evasion, 77-2790, 77-27,113 Failure to account for, 77-27,114 Failure to pay, 77-27,115 False return, 77-27,116 Gambling records, unlawful disclosure, 9-266, 9-356, 9-653 Homestead exemption, false or fraudulent application or claim, 77-3522 Income tax return confidential information. unauthorized disclosure, 77-27,119 Inheritance tax, appraiser, extra fee or reward, 77-2026 Land Reutilization Authority, illegal compensation from lands, 77-3210 Levy and tax list, corrections, violations, 77-1613.02 Marijuana and controlled substances tax, dealer, violation, 77-4309 Mechanical Amusement Device Tax Act, violations, 77-3009 Mobile homes, violation of reporting and permits requirements, 77-3709 Oil and gas severance tax, violations. 57-719 Perjury before Tax Equalization and Review Commission, 77-5016, 77-5016.01 Personal property, Aircraft, failure to report, 77-1250.02 Listing, failure to file or false, 77-1232 Political subdivisions, petition for budget limitation, invalid signature, 77-3407 Property assessment, County officers, duty to assist county assessor, 77-1313

CRIMES AND OFFENSES -Cont'd Taxation –Cont'd. Property assessment -Cont'd Public improvements, false statement of assessment, 77-1324 Public funds, deposit and investment of, County funds, violation, 77-2323 County treasurers, 77-2325, 77-2326, 77-2350.02 School district treasurer, failure to perform duties, 77-2350.02 State Treasurer, Failure to act on funds, 77-2311 Illegal removal of or illegal profits, 77-2310 Township treasurer, failure to perform duties, 77-2350.02 Railroads. Failure to make annual statement, 77-605, 77-683 Failure to report sale of property, 77-603.01 Sales and use tax. Collection, Failure, 77-2713 Prohibited acts, 77-2703 Fixed-price construction contract, sales tax change, failure to pay, 77-2704.33 Returns, failure to file, 77-2708 Tangible personal property, resale certificate, purchased for use, 77-2706 Tax Commissioner, wrongful disclosure, 77-2705, 77-2706 Wrongful disclosure, 77-2711 Tax Equalization and Review Commission, Perjury, 77-5016, 77-5016.01 Subpoena, disobedience, 77-5016.08 Tobacco Products Tax Act, violation or evasion, 77-4024 Transfer tax. Confidential information, unlawful disclosure, 77-2115 Failure to furnish required reports, 77-2105

Uranium severance tax. Failure to make return or report, other violations, 57-1213 False return or report, 57-1211 Taxidermy services, permit and record violations, 37-462 Telecommunications. Enhanced wireless 911 services violations, 86-459, 86-470 Excavation interrupting utility services, requirements, 76-2325 Falsifying records of, 28-909 Filing false reports with regulatory bodies, 28-910 Identity theft, 28-639, See also THEFT Intercepted communications, wiretaps. Access to electronic communication services, unauthorized, 86-2,104 Manufacturing or shipping unlawful interception devices, 86-296 Satellites, interference with, 86-2,102 Telecommunication equipment, tampering with, 86-295 Unlawful interception or interference, 86-290 Unlawful use of pen register or trap-and-trace device, 86-298 Intimidation by telephone call, 28-1310 Public service companies, unlawful interference, 28-519, 28-1311, 76-2325.01 Refusal to yield party line, 28-1309 Regulatory violations, 75-155, 86-161, 86-162 Telegraph companies and press associations, dispatches, violations, 86-606 to 86-609 Telemarketing, unlawful activities, 86-234 Telephone companies, Public officers, free telephone service prohibited, 18-305 Theft of service, 28-515, 28-515.01

Telecommunications –Cont'd Transmission lines, construction and operation, violations, 75-723 Universal service fund violations, 86-324 Telephones, Telecommunications, this heading Television, cable, Cable television, this heading Theaters, municipal ordinances, 15-215. 16-233. 17-130. 17-207 Theft, 28-509 to 28-518, See also THEFT Thermometers, elemental mercury, sale and distribution banned. 28-1349. 28-1350 Threats, terroristic, 28-311.01, See also TERRORISTIC THREATS By inmate, 28-933 Tobacco and vapor or alternative nicotine products, Manufacturer, violation of state sales requirements, 69-2703, 69-2703.01 Minor, Misrepresenting age to obtain, 28-1427 Sale or furnishing to, 28-1419 By licensee, 28-1425 Smoking or using, 28-1418 Noncompliant product, 69-2709 Perjury, sales and licensure, 28-1423, 69-2709 Purchase or receipt without license, 28-1420 Recreation area, unauthorized use in, 2-3293 Sale by self-service display, restrictions, 28-1429.03 Sale by vending machines, restrictions, 28-1429.03 Sale of materials containing perfumes or drugs, 28-1421 Sale or delivery to unlicensed person, 28-1420 Sale or delivery without license, 28-1420 Sale or furnishing to minor, 28-1419

CRIMES AND OFFENSES –Cont'd

By licensee, 28-1425 Smokeless tobacco, promotional distributions, 69-1904 Violation of provisions by person in charge of corporation, 28-1425 Townships, expenditure in excess of budget, 13-510 Trade, Monopolies and restraint of trade, this heading Sales, this heading Trade secrets, commercial feed, misuse or disclosure, 54-861 Traffic regulations, See RULES OF THE ROAD, NEBRASKA; 60-601 Trafficking. Labor trafficking, 28-830, 28-831 Labor trafficking of a minor, 28-830, 28-831 Sex trafficking, 28-830, 28-831 Sex trafficking of a minor, 28-830, 28-831 Transmission line, construction and operation, violations, 75-723 Trapping, Fur buying and harvesting, this heading Treason, Article I, section 14, Constitution of Nebraska, See also TREASON Trees, regulations, violations, See TREES **Trespass**, See also TRESPASS Building, defined, 28-501 Criminal, 28-520 to 28-522 Deadly force, use against perpetrator, 28-1411 Trucking, Motor carriers, this heading Trucks, rearview mirror, 60-6,253 Trust companies. Financial institutions, this heading Trustees, solicit or accept bribe, 28-613 Truth and deception analysis, Employer, violation, 81-1933 Truth and deception examiner, false representation as, violation, 81-1935

CRIMES AND OFFENSES –Cont'd Tuition, improper note or contract, 62-304 Turkeys, Livestock, this heading Twine, binder, labeling violations, 69-1102 Unclaimed property, failure to report, pay, or deliver, 69-1324 Undertaker, use of fluid or preparation containing arsenic or strychnine, 71-2510.01 Universities and colleges, Postsecondary education, this heading Uranium severance tax, Failure to make return or report, other violations. 57-1213 False return or report, 57-1211 Usury, Generally, 45-105 Revolving charge accounts, 45-208 Utilities, public, Electricity, this heading Excavation interrupting utility services, requirements, 76-2325 Falsifying records of, 28-909 Filing false reports with regulatory bodies, 28-910 Interference with, 28-515.02, 28-1311, 46-254 Metropolitan utilities districts, Employee of, interfering with, 14-2149 Facilities, pipes, or service, tampering with, 14-2149 Natural gas regulation, 66-1815, 66-1822 One-call notification before excavating, violations, 76-2325 Reconnection to utilities without consent, 28-515.02 Theft of service, 28-515, 28-515.01 Vehicles, Driving under the influence, this heading Licenses, motor vehicle, this heading Motor vehicles, this heading Vending, unauthorized vending in recreation area, 2-3299

Ventilating systems, Business, conduct without certificate or bond, 18-2315 Regulations, violations, 18-2315 Veterans, Labor and employment, veterans preference, violation, 48-230 Veterans aid, fraud in obtaining, 80-405 Victims, See VICTIMS Villages, Municipalities, this heading Violations, general penalty, 37-504 Visually handicapped persons, Blind persons, this heading Vital statistics, Unlawful acts, 71-649 Violations, general penalty, 71-613 Vulnerable adults, Controlled substances, crimes involving, 28-457 Failure to report abuse of, 28-384 Knowing and intentional harm, 28-386 Release of confidential information concerning, 28-385 Transportation providers for state services, requirements, 81-6,120 Wages, Assignment without acknowledgment by husband and wife, 36-213.01 Attachment or garnishment of exempt wages, 25-1560 to 25-1563 Wards, public disclosure of confidential information, 43-3001 Warrants. Improper disclosure that search warrant has been applied for or issued, 29-817 Inspection warrants, interference with or prevention of inspection, 29-835 Neglecting or delaying to serve, 28-927

Water and irrigation, Aquatic invasive species, this heading Artesian water, waste of, 46-282 Chemigation. Accident, failure to notify, 46-1142 Check valves, violations, 46-1127 Chemigation with suspended or revoked permit, 46-1140 Chemigation without permit, 46-1139 Forged documents, filed with department, 46-1240.01 Inspection of regulation devices without complying with standards, 46-1240 Miscellaneous violations, 46-1143 Permit for emergency application, violation, 46-1119 Tampering or damaging equipment, 46-1141 Dams. Fishway, failure to provide, 37-553 Headgate or controlling gate, interfering with, 46-254 Storing water without authorization. 46-254 Dams and reservoirs, 46-1666, 46-1668 Ditches. Debris, depositing in county ditch or draw, 31-134 Delivery of water, interfering with, 46-263 Fish screen, failure to provide, 37-552 Interstate ditch, failure to comply with measuring requirements, 61-211 Landowner or tenant, failure to clear or deepen, 31-226 Obstructing or delaying construction of landowner's, 31-221 Docks, violations of dock board regulations, 13-1412

CRIMES AND OFFENSES -Cont'd

Drainage. Connecting property to sewer of sanitary drainage district without permit, 31-507.01 Failure of treasurer of certain drainage districts to perform duties, 31-435 Lake, drain or divert without authorization, 46-807 Obstructing or injuring work constructed by drainage district, 31-366, 31-445 Drinking water, Safe Drinking Water Act, Nebraska, violations, 71-5312 Endgun shutoff, failure to equip irrigation system with, when, 39-302 Forged documents filed with department, 46-1240.01 Ground water, Collecting samples without complying with standards, 46-1240 Industrial Ground Water Regulatory Act, violations, 46-687 Order, violation, 46-745, 46-746 Transfer to another state, violations, 46-613.02 Headqate or controlling gate, interfering with, 46-254 Health hazard produced by stagnant water, 28-1303 Highway, allowing water to flow on, 46-266 Irrigation districts, director or officer, interest in contract or receipt of bribe, 46-155 Irrigation system, failure to equip with endgun shutoff, 39-302 Lake, water supply, drain or divert without authorization, 46-807 Measuring device, tamper with or damage, 46-263.01 Metropolitan utilities districts, Employee of, interfering with, 14-2149 Facilities, pipes, or service, tampering with, 14-2149

CRIMES AND OFFENSES -Cont'd Water and irrigation -Cont'd Order, violation, 46-745, 46-746 Pipes or plant, tampering, 14-2149 Plumbing, violations relating to licensure and regulations, 18-1914 Poisons, use in waters to kill or take fish, 37-554 Pollution. Carcass, dead animal, offal, or filthy substance, putting into any waters, 28-1304, 28-1305, 37-554 to 37-556 Matter harmful to fish, 37-554 to 37-558 Order, violation, 46-746 Refuse, dumping or draining into waters, 37-555 Public lands, taking, draining, or removing water from, 72-313 Road, allowing water to flow on, 46-266 Service, free or underpriced, furnish or accept, 18-308 Stagnant waters injurious to health, producing, 28-1303 Theft, 28-515, 28-515.02, 46-254 Waste of artesian water, 46-282 Wastewater treatment system, private, construction or repair without certification, civil penalty, 81-15,253 Water Service Regulation Act, violations, civil penalty, 75-1011 Watercraft. Boats, this heading Wells. Construction or installation without license, 46-1239 Construction standards, failure to comply with, 46-1240 Equipment, inspecting without complying with standards, 46-1240 Failure to fill or enclose well or pitfall into which livestock may fall. 54-315 Forged documents filed with department, 46-1240.01

Furnishing false information concerning, 46-613.02 Measuring, sampling, or inspecting without complying with standards, 46-1240 Placing dead animal, carcass, or filthy substance into. 28-1304 Registration, violations, 46-613.02 Spacing requirement, violations, 46-613.02 Wells and pitfalls, landowner or holder, safety hazard, duties, violation, penalty, 54-311 Wharves, village ordinances, 17-207 Water skis, Boats, this heading Weapons, Firearms and other weapons, this heading Weed eradication and control districts, expenditure in excess of budget, 13-510 Weeds. Aquatic invasive species, this heading Failure to control, 2-955 Movement of machinery, equipment, plants, or other articles, 2-957 Ordinance violations, 16-230, 17-563 Other violations. 2-963 Weights and measures, Grain moisture measuring devices, untested or unapproved, 89-1,107 Violations, general penalty, 89-1,108 Weights and Measures Act. violation of, 89-1,101 Welfare and other assistance, Obtain or attempt to obtain through fraud, 68-1017, 68-1017.01 Unlawful use or disclosure of records, 68-314 Wells. Water and irrigation, this heading Wells and pitfalls, landowner or holder, safety hazard, duties, violation, penalty, 54-311, 54-315

CRIMES AND OFFENSES -Cont'd Wheat. Grain Dealer Act, licensure violations, 75-909, 75-910 Nebraska Wheat Resources Act, violations, 2-2319 Wildlife, Animals, this heading Witness, Bribery, 28-916, 28-918 Contempt of court, 25-2121 Disobedience of subpoena, refusal to be sworn, to answer, or to subscribe a deposition, 25-1229 to 25-1231 Refusal to testify before Nebraska Liquor Control Commission, 53-117.02 Tampering with, 28-917 to 28-919 Workers' compensation, Compensation, Avoidance of payment, 48-125.01 Failure to secure, 48-145.01 Compensation insurance policy, prohibited acts, 48-146.03 Insurance obtained by association, violations, 44-3,156 Liability insurance, prohibited acts, 48-147 Reports required by Workers' Compensation Court, failure to file, 48-144.04 Wrestling regulations, violation of, 81-8,142 Writs, County sheriff, failure to execute or serve, 23-1701.04, 23-1701.06, 23-1702 False return by sheriff's employee, 23-1704.03 Zoning regulations, Procedure, 19-905 Violations, 14-415, 19-913, 23-114.05 CRIMINAL CODE, NEBRASKA See generally LAW Applicability, 28-103 Changes, applicability, 28-116

Classification of crime, required, 28-108 Code, how cited, 28-101 Crime, defined, 28-104 Crimes, See CRIMES AND OFFENSES Criminal procedure, See CRIMINAL PROCEDURE Definitions, 28-109 **Discrimination-based offenses**, 28-110 to 28-114 Civil action, 28-113 Enhanced penalties, 28-111 Procedure, 28-112, 28-113 Felonies, classification, 28-105, 28-107 Habitual criminal, determination, 29-2221, 29-2222 Misdemeanors, classification, 28-106.28-107 Offense, defined, 28-104 Penalties, 28-105 to 28-108 Enhanced, when, 28-114, 28-115 **Purpose.** 28-102 Sentence, where served, 28-105, 28-106 Specific crimes, See CRIMES AND OFFENSES **CRIMINAL CONVERSATION** Action barred, 25-21,188 **CRIMINAL EXTRADITION ACT,** UNIFORM See generally CRIMINAL PROCEDURE Act. How cited. 29-758 How construed, 29-757 Arrest, 29-735 to 29-737 Prior to demand, 29-741 Warrant, recall, 29-749 Without warrant, 29-742 **Bail**, 29-744 to 29-746 Costs. 29-752 Criminal prosecution in this state, effect, 29-747, 29-756 Definitions. 29-729 Demand or requisition, 29-731 to 29-734 Application, contents, 29-751

CRIMINAL EXTRADITION ACT. **UNIFORM** –Cont'd Fugitives, Governor, duty, 29-730, 29-750 Immunity from service of process, when, 29-753 Investigation, 29-732 Limitation, 29-748 Offender not present at time of crime, how treated, 29-734 Prisoners, Confinement. Prior to extradition, 29-743, 29-745 Traveling to demanding state, 29-740 Foreign state, how treated, 29-733 Rights, 29-738, 29-739 Time. extension of, 29-745 Waiver, 29-754, 29-755 CRIMINAL HISTORY RECORD INFORMATION See CRIMINAL RECORDS CRIMINAL PROCEDURE See generally LEGAL PROCEDURE Abatement, plea in, 29-1807 to 29-1813, 29-1818 Reply or demurrer, 29-1814 Abatement of actions, See ABATEMENT OF ACTIONS Accused, Absconding from county, effect, 29-205 Detention of, assure appearance, 29-427. 32-1550 Mental incompetency, effect, 29-1822, 29-1823 Presence, when required, 29-2001 Rights at trial, Article I, sections 10 and 11, Constitution of Nebraska Alibi, evidence of, procedure, 29-1927 Appeals and reviews, See APPEALS AND REVIEWS Appearances, See APPEARANCES

Arraignment, 29-1816, 29-1816.01 Waiver in writing, accepted when, requirements, 29-4206 Arrest, 29-401 to 29-438, See also ARREST Arrest of judgment, 29-2104 to 29-2106 Attachment of person, authorized, when, 25-1230 to 25-1232, 29-1001 Bail, See BAIL Bill of exceptions, 29-2020 Preparation, 25-1140.09 Prosecuting attorney, procedure, 29-2315.01, 29-2317 Blood sample, use as evidence in DUI prosecution, 60-6,201, 60-6,210 Charges, Allowed, 29-510 Disposition of, Definitions, 29-3801 Escape, 29-3807 Mentally ill person, exception, 29-3808 Notice, 29-3802 Prisoner request, 29-3803 Prosecution, procedure, 29-3804 Temporary custody, 29-3806 Transportation costs, 29-3809 Trial, 29-3805 Mistake in charges, effect, 29-2018, 29-2019 Citations in lieu of arrest, 29-422 to 29-430, 29-435, 32-1549, 32-1550 **Complaint**, 29-404 Confinement of prisoner, payment of costs, 29-752 Contempt, See CONTEMPT Continuance, See CONTINUANCE Controlled substances, chemical analysis, admissibility, 28-414.07 Conviction, Setting aside, completion of probation, effect, 29-2264 Wrongful, redress, See WRONGFUL CONVICTION AND IMPRISONMENT ACT, NEBRASKA CLAIMS FOR; 29-4601 Costs. Court costs, See COURT COSTS

CRIMINAL PROCEDURE –Cont'd Costs -Cont'd In forma pauperis, proceeding in, 25-2301 to 25-2310 County courts, Judges, criminal jurisdiction, 29-201 Rules applicable, 25-2701 Court costs, See COURT COSTS Court records, complete record requirements, 25-1319 to 25-1322, 43-3340 Crime victim's rights, no basis for error. Article I. section 28. Constitution of Nebraska Crimes and offenses, specific, See CRIMES AND OFFENSES Criminal Code, See CRIMINAL CODE, NEBRASKA: 28-101 Criminal history information, See SECURITY, PRIVACY, AND DISSEMINATION OF CRIMINAL HISTORY INFORMATION ACT; 29-3501 Criminal records, See CRIMINAL RECORDS Cruel and unusual punishment. prohibited, Article I, section 9, Constitution of Nebraska Custodial interrogation statements, Definitions, 29-4502 Electronic recordation required, when. 29-4503 Failure to record, Court determines admissibility, 29-4506 Jury instruction, 29-4504 Intent. 29-4501 Out-of-state statement, admissible, when, 29-4507 Recorded statements, inaudible portions, treatment, 29-4508 Use to impeach defendant, 29-4505 Deaf or hard of hearing persons, right to interpreter, 20-150 to 20-159, 25-2401 to 25-2407, See also INTERPRETERS Defendant. Accused, this heading Defenses, See CRIMES AND OFFENSES Definitions. 29-101 to 29-104. 29-107 to 29-109

Demurrer. See DEMURRER **Depositions,** See DEPOSITIONS Detainer, See EXTRADITION AND DETAINER Detention based on racial profiling, prohibited, 20-501 to 20-506, See also RACIAL PROFILING Discovery, 29-1912 to 29-1926, See also DISCOVERY District courts, felony jurisdiction, Article V, section 9, Constitution of Nebraska **DNA.** See GENETIC TESTING Domestic abuse or assault, See ASSAULT AND BATTERY Double jeopardy, prohibited, Article I, section 12, Constitution of Nebraska Drunk driving, See DRUNK DRIVING Due process, Article I, section 3, Constitution of Nebraska Evidence. See EVIDENCE Evidence rules, See EVIDENCE RULES, NEBRASKA; 27-101 Ex post facto laws, prohibited, Article I, section 16, Constitution of Nebraska Exceptions, See OBJECTIONS AND **EXCEPTIONS** Expert witness, See WITNESSES Expungement, See EXPUNGEMENT Extradition and detainer, See also EXTRADITION AND DETAINER Agreements on detainer, 29-759 to 29-765 Uniform act. See CRIMINAL EXTRADITION ACT, UNIFORM; 29-729 False imprisonment, action authorized, 29-2812, 29-2813 Fines and penalties, See also CRIMES AND OFFENSES Disposition of receipts, 29-2708 Enforcement, 29-111 Judgments for, 29-2407 to 29-2413 Payment, procedure, 29-2701, 29-2702 Replevy, 29-2409, 29-2410

CRIMINAL PROCEDURE –Cont'd Forensic testing,

DNA laboratory, requirements, 71-6833, See also GENETIC TESTING Postconviction exoneration, See DNA TESTING ACT; 29-4116 Sexual assault. Eighteen-year-old patient, parental consent or notification not required, 29-4306, 71-9001 Evidence collection, requirements, 29-4306 Frivolous actions and pleadings, See FRIVOLOUS ACTIONS AND PLEADINGS Grand juries, 29-1401 to 29-1420, See also GRAND JURIES Habeas corpus, 29-2801 to 29-2824, See also HABEAS CORPUS Habitual criminal, Determination, 29-2221, 29-2222 Probation prohibited, 29-2262 Hearing-impaired persons, rights, Deaf or hard of hearing persons. right to interpreter, this heading HIV, See HIV Identification of physical characteristics, procedure, 29-3301 to 29-3307 In forma pauperis, procedure, 25-2301 to 25-2310, See also IN FORMA PAUPERIS Indictments, See INDICTMENTS Indigent persons, See INDIGENT PERSONS Informants. See INFORMANTS **Information.** See INFORMATION Infractions, 29-431 to 29-438, See also INFRACTIONS **Insanity**, See INSANITY Instructions, See TRIAL Interpreters, See INTERPRETERS Interrogatories, 29-1904, See also INTERROGATORIES Intoxication, not a defense to a criminal offense, exceptions, 29-122 Jails, See JAILS Joinder of offenses, See JOINDER OF

OFFENSES

Joinder of parties, See JOINDER OF PARTIES Judgments, See JUDGMENTS Juries, See JURIES Jurisdiction, See JURISDICTION Justification defense, 28-1406 to 28-1416. See also JUSTIFICATION DEFENSE Juvenile justice system, See also JUVENILE JUSTICE SYSTEM Juvenile Code, Nebraska, See JUVENILE CODE, NEBRASKA; 43-245 Juvenile courts. See JUVENILE COURTS Office of Juvenile Services, See HEALTH AND HUMAN SERVICES. OFFICE OF JUVENILE SERVICES ACT: 43-401 Secure youth confinement facility, 83-905, See also CORRECTIONAL FACILITIES AND **INMATES** Legal services, low-income persons, 25-3001 to 25-3004. See also LEGAL AID Malicious prosecution, See MALICIOUS PROSECUTION Mental illness, effect, See MENTAL **ILLNESS** Military, See MILITARY JUSTICE, NEBRASKA CODE OF; 55-401 Missing persons, 29-212 to 29-214.01, See also MISSING PERSONS Motions, See MOTIONS Noncustodial parent, notice of court proceedings, 43-3101 **Objections, See OBJECTIONS AND** EXCEPTIONS Pardons. See PARDONS Parole, See PAROLE AND PROBATION Penalties, proportionality, Article I, section 15, Constitution of Nebraska Plea agreements, 29-119, 29-120 Pleadings, See PLEADINGS Pleas, Guilty, 29-1819, 29-1820 In abatement, 29-1807 to 29-1814, 29-1818

CRIMINAL PROCEDURE –Cont'd Pleas -Cont'd In bar, 29-1815, 29-1817, 29-1818 Nolo contendere, 29-1819, 29-1819.01 Advisement required, 29-1819.02, 29-1819.03 Not guilty, 29-1815, 29-1819, 29-1821 Police, See POLICE Postconviction, Exoneration, See DNA TESTING ACT; 29-4116 Relief proceedings, 29-3001 to 29-3004 Praecipe, See PRAECIPE Preliminary hearing, 29-504 Rules of evidence, applicability, 27-1101 Waiver in writing, accepted when, 29-4206 Presentence investigation, 29-2261 Interpreter services, 29-2259 Pretrial diversion, See PRETRIAL DIVERSION Prisoner. Custodial interrogation statement, electronic recordation required, when, 29-4501 to 29-4508 Discharge prior to indictment, when allowed, 29-1201 to 29-1209 Payment of costs of confinement, 29-752 **Probation, See PAROLE AND** PROBATION Property damage, See PROPERTY DAMAGE Public defenders, See PUBLIC DEFENDERS Pursuit, See PURSUIT Questions of law and fact, See QUESTIONS OF LAW AND FACT Records. Criminal, See CRIMINAL RECORDS Criminal history, See SECURITY, PRIVACY, AND DISSEMINATION OF CRIMINAL HISTORY INFORMATION ACT; 29-3501

Rendition. Accused persons, See RENDITION OF ACCUSED PERSONS ACT, UNIFORM; 29-3101 Prisoners as witnesses, See RENDITION OF PRISONERS AS WITNESSES IN CRIMINAL PROCEEDINGS ACT, UNIFORM; 29-3201 Restitution, 29-2280 to 29-2289, See also RESTITUTION Rewards, 29-414, 29-415 Search and seizure, See SEARCH AND SEIZURE Search warrants, See SEARCH AND SEIZURE Sections, how construed, 29-105 to 29-109 Self-incrimination, See SELF-INCRIMINATION Sentencing, See SENTENCE AND PUNISHMENT Service of process, See SERVICE OF PROCESS **Sex offenders**, *See* SEX OFFENDERS Sexual assault, See SEXUAL ASSAULT Sheriffs, See SHERIFFS Special prosecutor, 29-1408, 29-1419 Speedy trial, See TRIAL State Patrol, See STATE PATROL, NEBRASKA Statute of limitation, 29-110, See also STATUTES OF LIMITATION **Stays,** See STAYS Subpoena, See SUBPOENA Summons, See SUMMONS **Supersedeas**, See STAYS Time, how computed, 25-2221 Trial, See TRIAL Venue, See VENUE Victims, See VICTIMS Warrants, See WARRANTS Wiretaps, interception of communications, 86-271 to 86-2.115. See also **TELECOMMUNICATIONS** Witnesses, See also WITNESSES

CRIMINAL PROCEDURE –Cont'd Witnesses –Cont'd

Outstate, 29-1906 to 29-1911, See also WITNESSES FROM WITHOUT A STATE IN CRIMINAL PROCEEDINGS, UNIFORM ACT TO SECURE THE ATTENDANCE OF

Witness fees, See WITNESS FEES Wrongful conviction and

imprisonment, See WRONGFUL CONVICTION AND IMPRISONMENT ACT, NEBRASKA CLAIMS FOR; 29-4601

CRIMINAL RECORDS

See generally PUBLIC RECORDS Commission on Law Enforcement and Criminal Justice, Nebraska, powers, 81-1423

Crime Victim's Reparations Committee, access, when, 81-1810

Criminal history information, See SECURITY, PRIVACY, AND DISSEMINATION OF CRIMINAL HISTORY INFORMATION ACT: 29-3501

Criminal history record information check,

Adoption, required of petitioners, 43-107

Appraisal management company owner, 76-3207

Attorneys, admission to bar, 7-102 Bingo licensee, 9-1,104

Check-cashing service licensee, 45-905

Child care programs, licensees and staff, records check, 71-1912

Civil service applicant, 19-1831 Employees,

Assisted-living facilities staff, 71-

5908 Department of Motor Vehicles,

operator's license and state identification card information or production, 60-479.01

Developmental disabilities

services, 83-1217, 83-1217.01 Horseracing, 2-1203.02 Lottery Division, Department of Revenue, 9-808

McGruff Houses, 43-3201 Explosives permit, 28-1229 Firefighters, city of the metropolitan class, 14-702 Foster care parents and family, 71-1903 Grain Dealer Act, 75-903.02 Grain Warehouse Act, 88-528.01 Handgun, Acquisition permit, 69-2409 Concealed handgun permitholder, 69-2431 Horseraces, licensee and staff, records check, 2-1203.02 Liquor licensee, 53-131.01 Lottery contractor or licensee, 9-1,104 Nurses, applicants for initial licensing, 38-131 Pickle card contractor or licensee, 9-1,104 Private detective licensee, 71-3205 Professionals authorized to prescribe controlled substances, 38-131 Real estate brokers and salespersons, 81-885.13, 81-885.17 Real property appraisers, 76-2227.01, 76-2228.01, 76-2230, 76-2231.01, 76-2232, 76-2233, 76-2233.02 State services, transportation service providers for vulnerable adults or children, 81-6,120 Teacher's and school administrator's certificate applicants, when, 79-808, 79-814.01 Teleworker training reimbursement, gualifying employee, 48-3003 Wholesale drug distributor license, 71-7448 Dissemination of, See SECURITY, PRIVACY, AND DISSEMINATION OF CRIMINAL HISTORY INFORMATION ACT; 29-3501 DNA records, See GENETIC TESTING Driving record check, National Driver Register, 60-483.01

Felony and other specified offenders, DNA testing, See DNA **IDENTIFICATION INFORMATION ACT:** 29-4101 Insanity proceedings, contents of records. 29-3706 Law enforcement, See LAW ENFORCEMENT Medication aide. criminal conviction, report required, 71-6726 **Privacy,** See SECURITY, PRIVACY, AND DISSEMINATION OF CRIMINAL HISTORY INFORMATION ACT; 29-3501 **Records Management Act,** applicability, 84-1211 Sexual and violent offenders, DNA testing, See DNA **IDENTIFICATION INFORMATION** ACT; 29-4101 Registration, See SEX OFFENDER **REGISTRATION ACT; 29-4001** Wards, sharing of confidential information by court order, 43-3001 CRITICAL INCIDENT STRESS MANAGEMENT ACT See generally EMERGENCY MEDICAL SERVICES Act, how cited, 71-7101 Clinical directors, Regional, 71-7110 Statewide, 71-7109 Committees, Interagency Management Committee, 71-7106 Regional management committees, 71-7110 Confidentiality of information, 71-7112 Correctional employees, 71-7113 **Council, Critical Incident Stress** Management, 71-7105 Definitions, 71-7102 Department, duties, 71-7107, 71-7108 **Emergency Management Agency,** Nebraska, duties, 71-7108

CRIMINAL RECORDS –Cont'd

Immunity for stress management team, 71-7111 Intent, 71-7103 Program, Critical Incident Stress Management, created, 71-7104 Regional management, 71-7110 State Fire Marshal, duties, 71-7108 State Patrol, Nebraska, duties, 71-7108

CROP IMPROVEMENT ASSOCIATION, NEBRASKA See AGRICULTURAL ORGANIZATIONS

CRUELTY TO ANIMALS See ANIMALS

CURATIVE ACTS

See generally REAL ESTATE Deeds, See DEEDS Deeds of trust, application, 76-239 Deeds prior to July 5, 1907, 76-287 Documents executed without seal, 76-213 Guardians, conveyance of real property, 76-269 Marketable title, 76-288 to 76-298 Validation of filed instruments, when, 76-258 to 76-275.07

CURRENCY

See MONEY

CURTESY

See DECEDENTS' ESTATES

CUSTODIAL TRUST ACT, NEBRASKA UNIFORM

See generally FIDUCIARIES Act, Applicability, 30-3520, 30-3522 How cited, 30-3501 How construed, 30-3522 Beneficiaries, multiple, separate trusts, 30-3507 Custodial trust, Creation, 30-3519 Distribution, 30-3518 General provisions, 30-3503 Use of, 30-3510

CUSTODIAL TRUST ACT. NEBRASKA UNIFORM -Cont'd Custodial trust -Cont'd Value, limitation, 30-3521 Custodial trustee, 30-3504 Bond, 30-3515 Compensation, 30-3515 Duties, 30-3508, 30-3516 Expenses, 30-3515 Liability, 30-3512, 30-3516 Powers, 30-3509 Prudent investor rule, applicability, 30-3508, 30-3883 to 30-3889 Receipt and acceptance, form, 30-3505 Successor, 30-3514 Transfer by fiduciary, 30-3506 Definitions, 30-3502 Incapacitated individual, Determination of incapacity, effect, 30-3511 Transfer to, 30-3506 Liability, 30-3512, 30-3513 Payment, future, custodial trustee for, 30-3504 Statute of limitation, 30-3517 Transfer, future, custodial trustee for, 30-3504

CUSTODY

See CHILD CUSTODY

p

DAIRIES AND DAIRY PRODUCTS See generally FOOD
Dairy products, requirements, See MILK ACT, NEBRASKA; 2-3965
Dairymen's Association, Nebraska, 2-2804
Industry development, See DAIRY INDUSTRY DEVELOPMENT ACT; 2-3948
Report on dairy production and processing, 2-3993
Milk, requirements, See MILK ACT, NEBRASKA; 2-3965
Milk containers, labeling and use

requirements, 28-1329 to 28-1334

Registered dairies, 54-1,122.01, 54-1,122.02, See also LIVESTOCK BRAND ACT Safety regulations, See PURE FOOD ACT, NEBRASKA; 81-2,239

DAIRY INDUSTRY DEVELOPMENT ACT

See generally FOOD Act, how cited, 2-3948 Assessment, mandatory, 2-3958 Audit permitted, 2-3958 Payment, 2-3959 Late payment, fee, 2-3963 Board, Nebraska Dairy Industry Development, Administration, 2-3956 Creation, 2-3951 Meetings, 2-3955 Members, 2-3951 to 2-3951.04 Powers and duties, 2-3957, 2-3958 Definitions, 2-3949 Fund, Nebraska Dairy Industry Development, 2-3960 Intent. 2-3950 Programs, funding, 2-3961 **Report**, 2-3962 Violations, penalties, 2-3963

DAIRYMEN'S ASSOCIATION,

NEBRASKA See AGRICULTURAL ORGANIZATIONS

DAMAGES

See generally LEGAL PROCEDURE Anhydrous ammonia, tampering with, effect on liability, 25-21,281

Appellate review of excessive or inadequate damages, motion for new trial prerequisite, 25-1912.01

Asbestos-related, successor corporation, liability limitation, See SUCCESSOR ASBESTOS-RELATED LIABILITY ACT; 25-21,283

Attachment,

Appeal, order of discharge superseded, 25-1047

DAMAGES –Cont'd Attachment –Cont'd Bond determined by probable damage, 25-1003 Bond, determined by probable damages. Attachment, 25-1003, 25-1047 Injunction, 25-1067, 25-1079 Receiver, 25-1084 Check or instrument, wrongful refusal to endorse, 25-21,188.01 Civil rights, privacy rights, limitation. 25-840.01 Claims for four thousand dollars or less, attorney's fees, 25-1801 Contracts, want of consideration, 25-211 Default judgments, special damages, limitation, 25-503.01 Donations, immunity from liability, when, Fire and rescue equipment, 25-21,282 Food, 25-21,189 Electric utilities, right-of-way, 70-305 Excessive damages, motion for new trial prerequisite for appellate review, 25-1912.01 Execution. Amercement of sheriff, 25-1545 Delivery of real property with damages for withholding, 25-1502 Levy on real property if personal property insufficient, 25-1516 Satisfaction of damages, 25-1581 Guest statutes, repealed, See **GUEST STATUTES** Inadequate damages, motion for new trial prerequisite for appellate review, 25-1912.01 Injunction, supersedeas bond, determined by probable damages, 25-1079 Joint and several liability, See JOINT AND SEVERAL LIABILITY Jury, verdict must assess the value of damages, 25-1119, 25-1156

Mandamus, judgment for plaintiff, damages recoverable, 25-2165, 25-2166 Negligence, Comparative negligence, mitigation of damages, 25-21,185 Contributory negligence, Defense on or after 2/8/1992, 25-21,185.07 to 25-21,185.12 Diminution, 25-21, 185.09 Economic and noneconomic damages, 25-21, 185.10 Professional. 25-222 Railroads, injuries to employees, not assumption of risk, 25-21,184 Strict liability, defenses, prior to February 8, 1992, 25-21,185 New trial, excessive damages, 25-1142 Not-for-profit organization, on and after August 30, 1987, injuries, no liability for officers, when, 25-21,190 to 25-21,193 Payment of damages in advance, not admission against interest, 25-1222.01 Personal injuries, See PERSONAL **INJURIES Product liability, See PRODUCT** LIABILITY Professional negligence, 25-222 Property damage, See PROPERTY DAMAGE Punitive damages, restrictions, Article VII, section 5, Constitution of Nebraska Quo warranto. Disobedience of court order, 25-21,144 Suit for damages, 25-21,130 Railroads, employees, personal injuries, 25-21,184 Real property, breach of warranty on improvements to real property, 25-223 Receiver, bond determined by probable damages, 25-1084 Recovery of, generally, 25-1146 Restraining order, temporary, irrigation water, when, 25-1064

DAY CARE

See CHILD CARE

DAMAGES –Cont'd Settlements. Attachment, treatment, 25-1563.02, 48-149 County claims, 23-112 Escrow, treatment, 25-2924 Exempt from execution and bankruptcy, 25-1563.02, 48-149 Garnishment, Child support enforcement, 25-1563.02 Treatment, 25-1563.02, 48-149 Insurance claims, See UNFAIR INSURANCE CLAIMS SETTLEMENT PRACTICES ACT; 44-1536 Mediation, settlement agreements, 25-2916 Medical malpractice, reporting requirements, 38-1,127 Motor vehicles, defective, 60-2705, See also LEMON LAW Transferring structured settlement payment rights. See STRUCTURED SETTLEMENTS TRANSFERS PROTECTION ACT: 25-3101 Workers' compensation settlements, 48-138 to 48-141 Sheriff, neglect of duty, 25-2239 State, actions against, 25-21,201, 25-21.217 Summary judgment, issue of damages does not prohibit, 25-1332, 25-1333 Terroristic threats, 25-21,248 Trademark registration, 87-138, 87-139, 87-141 Trespass, damages, 25-2130 Wrongful conviction and imprisonment, 29-4604, See also WRONGFUL CONVICTION AND IMPRISONMENT ACT, NEBRASKA CLAIMS FOR DAMS Irrigation, See IRRIGATION Milldams, See MILLDAMS

Regulation, *See* SAFETY OF DAMS AND RESERVOIRS ACT; 46-1601 DAYLIGHT TIME See TIME **DEAD BODIES** See generally DEATH Anatomical gifts, See ORGAN AND TISSUE DONATION Autopsy, See AUTOPSY Burial. See BURIAL **Cemeteries.** See CEMETERIES **Coroner, See CORONERS** Cremation, See BURIAL Crematory authority, licensure, See CREMATION OF HUMAN REMAINS ACT; 71-1355 Crimes. 28-1301 Disposition, Child born dead, disposition of remains, written policy and notification duties of hospital, 71-20.121 Cremation. Final disposition, 71-1382, 71-1382.01 Right to authorize, 71-1373 Instructions of decedent, effect, 38-1426 Notification requirements, violations, 71-1006 Right of disposition of remains and funeral arrangements, 30-2223, 38-1425 Embalming, Embalming fluid, acts prohibited, 71-2510.01 Licensure, See FUNERAL DIRECTING AND EMBALMING PRACTICE ACT; 38-1401 Teaching and demonstration, use of dead human bodies. 38-1417 Graves, unmarked, See UNMARKED HUMAN BURIAL SITES AND SKELETAL **REMAINS PROTECTION ACT: 12-1201** Highway, removal from, 60-679 Identification, DNA testing, when, See DNA IDENTIFICATION INFORMATION ACT; 29-4101

DEAD BODIES -Cont'd Organ and tissue donation, See ORGAN AND TISSUE DONATION Donor designation, See ANATOMICAL GIFT ACT, REVISED UNIFORM; 71-4824 Permits, required for disposition or transit, 71-605, See also VITAL STATISTICS ACT Statistics, 71-605 to 71-609, See also VITAL STATISTICS ACT DEAF PERSONS See generally DISABLED PERSONS Abuse, Person in custody of department, sexual abuse, penalty, 28-322.04 Protection from. See ADULT PROTECTIVE SERVICES ACT; 28-348 Accessibility standards for buildings, 81-5,147, 81-5,148 Alcoholism services, access, 71-4728.01 to 71-4728.04, 83-101.14 Assistance to aged, blind, or disabled persons, 68-1001 to 68-1014, 68-1203, See also SOCIAL SERVICES Assistive devices, consumer protection, See ASSISTIVE **TECHNOLOGY REGULATION ACT; 69-**2601 Buildings, accessibility standards, 81-5,147,81-5,148 Children. Hearing screening for newborns and infants, See INFANT HEARING ACT; 71-4734 State aid, 43-501 to 43-536, See also ASSISTANCE FOR CERTAIN CHILDREN Students, this heading Treatment, early intervention, See also EARLY INTERVENTION ACT; 43-2501 Referral for, 71-4743 Civil rights, 20-126 to 20-131.04, See also CIVIL RIGHTS

Commission for the Deaf and Hard of Hearing, 71-4720 Advisory committee, 71-4728.03 Agreements authorized, 71-4730 Cooperation with state agencies, 71-4729 Definitions, 71-4720.01 Employees, including interpreters, 71-4727 Executive director, 71-4726 Expenses, 71-4723 Funds. Commission for the Deaf and Hard of Hearing Fund, 71-4732 Telehealth System Fund, 71-4732.01 Gifts, acceptance, 71-4731 Meetings, 71-4724 Membership, 71-4721 to 71-4723 Mental health specialist advisor, 71-4728.02 Officers, 71-4725 Powers and duties, 20-150, 20-156, 20-156.01, 71-4728, 71-4728.04, 71-4728.05 Rules and regulations, 83-101.14 **Disabilities.** Developmental, See DEVELOPMENTAL DISABILITIES SERVICES ACT; 83-1201 Family support, See DISABLED PERSONS AND FAMILY SUPPORT ACT: 68-1501 Drug abuse services, access, 71-4728.01 to 71-4728.04, 83-101.14 **Employment and rehabilitation**, 48-1501 to 48-1506, See also SHELTERED WORKSHOPS Employment discrimination, prohibited, See FAIR EMPLOYMENT PRACTICE ACT, NEBRASKA: 48-1101 **Genetic, See GENETICALLY** HANDICAPPED PERSONS ACT; 68-1401 Hearing instrument specialists. See HEARING INSTRUMENT SPECIALISTS PRACTICE ACT; 38-1501 Housing, See also HOUSING

DEAF PERSONS –Cont'd **Housing** –*Cont'd* Discrimination by real estate professionals prohibited, 81-885.24 Discrimination prohibited, See FAIR HOUSING ACT, NEBRASKA; 20-301 Interpreters, 20-150 to 20-159, See also INTERPRETERS Mental health services, access, 71-4728.01 to 71-4728.04, 83-101.14 Rehabilitation services, vocational education, 79-11,121 to 79-11,132 Screening tests for newborns and infants, See INFANT HEARING ACT; 71-4734 Service animals, See DISABLED PERSONS Sheltered workshops, 48-1501 to 48-1506, See also SHELTERED WORKSHOPS Speech-impaired persons, telephone services. See TELECOMMUNICATIONS RELAY SYSTEM ACT; 86-301 Students. Qualified educational interpreter, 20-150 School district, assignment of surrogate parent, when, 79-1161 Special education, See SPECIAL EDUCATION ACT; 79-1110 Telehealth system, 71-4728.04 Telephone service. See TELECOMMUNICATIONS RELAY SYSTEM ACT; 86-301 Treatment, early intervention, See EARLY INTERVENTION ACT; 43-2501 Vocational rehabilitation, See VOCATIONAL REHABILITATION DEATH See generally HUMAN AFFAIRS Anatomical gifts, See ORGAN AND

TISSUE DONATION Autopsy, See AUTOPSY Burial, See BURIAL Cemeteries, See CEMETERIES Certificates, 71-603.01, 71-605 to 71-606, See also VITAL STATISTICS ACT Certified copies, 71-612 Standard form, 71-602, 71-611 Children and minors. Autopsy required, when, 23-1824 Child born dead, disposition of remains, written policy and notification duties of hospital, 71-20,121 Fatality or near fatality, disclosure, when, 81-3126 Investigation and review, See CHILD AND MATERNAL DEATH REVIEW ACT: 71-3404 Investigation by Inspector General, 43-4318 Sudden infant death syndrome, Autopsy, report, 71-605.04 Death certificate, 71-605, 71-605.04, See also VITAL STATISTICS ACT Findings and information, 71-2101, 71-2103, 71-2104 Unborn child, See also HOMICIDE OF THE UNBORN CHILD ACT; 28-388 Wrongful death action authorized, 30-809, 30-810 **Concealment**, 28-1302 **Coroners**, See CORONERS Cremation, See BURIAL Dead bodies, See DEAD BODIES Decedents' estates, See also DECEDENTS' ESTATES Estate and generation-skipping transfer tax, terminates 1/1/2007, 77-2101.01 to 77-2101.03 Probate, See PROBATE CODE, NEBRASKA; 30-2201 **Detainee's death during** apprehension or custody by law enforcement, Grand jury required, procedure, 29-1401 Notify county coroner, 23-1821 **Determination of,** See DEATH ACT, UNIFORM DETERMINATION OF; 71-7201

DEATH –Cont'd Homicide, See HOMICIDE Hospice, licensure, See HEALTH CARE FACILITY LICENSURE ACT; 71-401 Living wills, See LIVING WILLS Maternal, investigation and review, See CHILD AND MATERNAL DEATH **REVIEW ACT; 71-3404** Minors. Children and minors, this heading Organ and tissue donation, See ORGAN AND TISSUE DONATION Rights of the terminally ill, See **RIGHTS OF THE TERMINALLY ILL** ACT: 20-401 Simultaneous, effect on inheritance, See SIMULTANEOUS DEATH ACT. UNIFORM: 30-121 Statistics, government, 71-605 to 71-609, See also VITAL STATISTICS ACT Sudden infant death syndrome, 71-605. 71-605.04. See also VITAL STATISTICS ACT Suicide, See SUICIDE Taxes, See DECEDENTS' ESTATES Viatical settlements, See VIATICAL SETTLEMENTS ACT; 44-1101 Wills, See WILLS Living wills, See LIVING WILLS Wrongful death lawsuit, See WRONGFUL DEATH DEATH ACT, UNIFORM DETERMINATION OF See generally DEATH Act. How cited, 71-7201 How construed, 71-7203 Determination of death, 71-7202 DEATH CERTIFICATES See VITAL STATISTICS ACT; 71-601 DEATH TAXES, UNIFORM ACT ON INTERSTATE ARBITRATION AND COMPROMISE OF See generally DECEDENTS' ESTATES

Act. How cited, 77-3315 How interpreted, 77-3314 Applicability of law, 77-3311 to 77-3314, 77-3316 Board. Compensation and expenses, 77-3309 Powers, 77-3303, 77-3305 **Compromise**, 77-3308, 77-3310 Contempt proceedings, 77-3303 Definitions, 77-3313 Domicile. Determination, 77-3304 Disputes, arbitration authorized, 77-3301 Filing, 77-3306, 77-3310 Hearings, 77-3302 Interest for nonpayment of taxes, 77-3307 Subpoenas, 77-3303 DEBTOR EXAMINATION See generally DISCOVERY Authorized, 25-1569 Contempt, 25-1577 Continuance, 25-1575 Debtors and creditors, See DEBTORS AND CREDITORS Fees, 25-1579, 25-1580 Fraudulent transfers, See

FRAUDULENT TRANSFER ACT, UNIFORM; 36-701 Orders authorized, 25-1569, 25-1572, 25-1573, 25-1578 Procedures, 25-1565 to 25-1567 Receiver, 25-1574 Referee, 25-1576 Satisfaction by debtor of judgment

debtor, 25-1568 Witnesses, 25-1570, 25-1571

DEBTORS AND CREDITORS

See generally FINANCIAL TRANSACTIONS Collection agencies, See COLLECTION AGENCY ACT; 45-601 Consumer credit, collection procedures, 45-1,105 to 45-1,110

DEBTORS AND CREDITORS -Cont'd Credit agreements, 45-1,112 to 45-1,115 Credit services organizations, See CREDIT SERVICES ORGANIZATION ACT; 45-801 Debt management, Acts prohibited, 69-1214 Contracts with debtor, 69-1209 Definitions, 69-1201 Duties, 69-1213 Examinations. 69-1211 Fees. 69-1212. 69-1217 Funds, segregation, 69-1210 License, Application, 69-1204 Disciplinary actions, 69-1207 Exceptions, 69-1202 Investigation, 69-1205 Nontransferable, 69-1207 Renewal, 69-1204, 69-1206 Required, 69-1203 Records, 69-1210 Rules and regulations, 69-1208 Statute of limitation, 69-1216 Violations, penalty, 69-1215 **Debtor examination**, See DEBTOR **EXAMINATION** Deeds, recording, when effective as notice to creditors and subsequent purchasers, 76-238 Financial planning, Debt management, this heading Forced sales, disposition of proceeds, 45-1,111 Fraudulent transfers. See FRAUDULENT TRANSFER ACT. UNIFORM; 36-701 Homestead exemption from execution, 40-101 to 40-116, See also HOMESTEADS Imprisonment for debt, prohibited, Article I, section 20, Constitution of Nebraska Installment sales, See INSTALLMENT SALES ACT, NEBRASKA; 45-334

Multiple-party accounts, 30-2716 to 30-2733

DECEDENTS' ESTATES See generally DEATH Conservators, 30-2649 to 30-2661, See also CONSERVATORS Curtesy, abolished, 30-104 Custodial trusts, See CUSTODIAL TRUST ACT, NEBRASKA UNIFORM; 30-3501 Death taxes. Estate and generation-skipping transfer tax, terminates 1/1/2007, 77-2101.01 to 77-2101.03. See also ESTATE AND GENERATION-SKIPPING TRANSFER TAX Federal tax gap period, construction of will or trust terms, 30-2342.02 Inheritance tax, See INHERITANCE TAX: 77-2001 Interstate dispute, See DEATH TAXES, UNIFORM ACT ON INTERSTATE ARBITRATION AND COMPROMISE OF; 77-3301 Dower. abolished, 30-104 Financial and property information of the decedent, disclosure authorized, when, 8-1404 Financial data protection, See FINANCIAL DATA PROTECTION AND CONSUMER NOTIFICATION OF DATA SECURITY BREACH ACT OF 2006; 87-801 Guardians, See GUARDIANS Health care plan or medicare supplement premium, refund of unearned premium, request, 44-310 Personal representatives, See PROBATE CODE, NEBRASKA Possession of property, action for, 25-21,219 to 25-21,235, See also FORCIBLE ENTRY AND DETAINER **Probate**, See PROBATE CODE, NEBRASKA; 30-2201 Receipts and disbursements, treatment, See PRINCIPAL AND INCOME ACT, UNIFORM; 30-3116 Simultaneous death, effect on inheritance, See SIMULTANEOUS DEATH ACT, UNIFORM; 30-121

DECEDENTS' ESTATES –Cont'd Taxation of, Death taxes, this heading Testamentary additions to trusts, See TESTAMENTARY ADDITIONS TO TRUSTS ACT (1991), UNIFORM; 30-3601 Trusts, See TRUSTS AND TRUSTEES Wills, See WILLS DECEPTIVE TRADE PRACTICES ACT. UNIFORM See generally TRADE PRACTICES Act. How cited, 87-306 How construed, 87-305 Applicability of law, 87-304 Attorney General, powers and duties, 87-303.02 to 87-303.05, 87-303.12 Cease and desist order, 87-303.03 Charitable gift annuity, how construed, 59-1803 Civil penalty, procedure, 87-303.11 Claims. Court documents, duty to provide to Attorney General, 87-303.12 Not barred, when, 87-303.06 Statute of limitation, 87-303.10 Consumer fraud, 87-303.01 Definitions. 87-301 Injunctions, 87-303, 87-303.05 Investigations, 87-303.02 to 87-303.04 Jurisdiction, 87-304 Practices prohibited, Cigarettes, gray market sales, 59-1524 Credit services violations, 45-812, See also CREDIT SERVICES ORGANIZATION ACT Deceptive, 87-302 Defrauding, 87-302 Foreclosure protection violations, 87-302, See also FORECLOSURE PROTECTION ACT, NEBRASKA; 76-2701 Honey, labeling violation, 81-2,181 Pyramid promotional scheme, 87-302

Unauthorized file-sharing computer programs, 87-302 Sale or lease agreement, treatment, 87-303.07 Subpoena, 87-303.03 Temporary restraining order, 87-303.05 Violations, penalties, 87-303.08, 87-303.09 **DECLARATORY JUDGMENTS** See generally ACTIONS Authorized, See DECLARATORY JUDGMENTS ACT, UNIFORM; 25-21,149 Banking and Finance, Director of, authority to bring action, 8-1726 Beer, supplier or wholesaler actions. 53-223 Cities and villages, initiative and referendum, 18-2538 Deceptive trade practices, violation of judgment, 87-303.09, 87-303.11 Electric distribution system, determination, 70-650.01 Investment Finance Authority Act, Nebraska, bonds, 58-256 Moral offenses, 28-816, 28-820 Motion to alter or amend. limitation. 25-1329 Nonprofit Hospital Sale Act, 71-20,107 Obscenity, determination, 28-816, 28-820 Rules or regulations of state agency, validity, 84-911 School lands, ownership of improvements and growing crops, 72-240.11 Submission of questions without action, 25-903 to 25-905 Summary judgment, when, 25-1330 to 25-1336 DECLARATORY JUDGMENTS ACT, UNIFORM See generally ACTIONS Act. How cited, 25-21,164

DECLARATORY JUDGMENTS ACT. **UNIFORM** –Cont'd Act –Cont'd How construed, 25-21,160, 25-21,162, 25-21,163 Allowed, when, 25-21,150 Contract, construction of, 25-21,151 Costs, 25-21,158 Courts, jurisdiction, 25-21,149, 25-21.153 Estates or trusts, 25-21,152 Fiduciary, action to declare rights, 25-21.152 Notice to Attorney General, when, 25-21,159 Parties, 25-21,159 Person, defined, 25-21,161 Refusal to render, when, 25-21,154 Relief, additional, 25-21,156 **Review**, 25-21,155 Trial, 25-21,157

DEEDS

See generally REAL ESTATE Conveyance rules, See PROPERTY ACT, UNIFORM; 76-101 Curative acts, See CURATIVE ACTS Death. Simultaneous, effect on transfer, See SIMULTANEOUS DEATH ACT, UNIFORM: 30-121 Transfer on death deed, See REAL PROPERTY TRANSFER ON DEATH ACT, NEBRASKA UNIFORM; 76-3401 Deeds of trust, See DEEDS OF TRUST Requirements, See TRUST DEEDS ACT. NEBRASKA: 76-1001 Escrow, See ESCROW How made, Acknowledgment, Before whom, 76-217, 76-227 Duties of officer. 76-234 Evidentiary effect, 76-235 Foreign, 76-219, 76-226, 76-242 Proof in lieu of, 76-228 to 76-233 Recording, 76-236 Required, 76-216 Seal, invalidity, effect, 76-217.01, 76-243 Violations, penalty, 76-218

Affidavits to correct defects, 76-271, 76-272, 76-2,110 After-acquired interests, effect, 76-209 Covenants of title, 76-206 to 76-208 Curative acts, 76-258 to 76-275.07 Defects, 76-258 to 76-260 Definitions, 76-201 to 76-204 Execution, 76-211 to 76-215 Future interests, 76-210 Instruments other than deeds, 76-204 Intent of the parties, 76-205 Lost, 76-244 Mental incompetence of spouse, 42-501 to 42-503 Personal representative, deed executed prior to September 9, 1993, 76-269.01 Property held adversely, 76-109 Recitals, requirements, 76-275.04, 76-275.05 Recording. Recording of instruments, this heading Solid waste disposal area, notation on deed, 76-2,119 Violations, penalty, 76-215 Writing requirements, 36-103 to 36-107, 36-402 to 36-409, See also STATUTE OF FRAUDS Recording of instruments, Acknowledgment of proof required, 76-241 to 76-243 Certificate of dissolution of marriage, 76-248.01, 76-250 Copies of instruments, 76-244, 76-247 Deeds of trust, Extension, 76-239 Termination, 76-239 Effect. 76-238 Indexing, 76-254, 76-257 Judgments, partition, 76-249, 76-250 Location, 76-245 Master form instrument, use, 76-2,125 Mortgages. Assignment, 76-256 Extension, 76-239

DEEDS –Cont'd Recording of instruments -Cont'd, Mortgages - Cont'd Termination, 76-239, 76-253, 76-254 Order of filing, 76-237, 76-238 Patents and certificates, 76-278 Powers of appointment, 76-246, 76-247 Security instrument, deed, act as, 76-251 When effective as notice to creditors and purchasers, 76-238 Wills, 76-248, 76-250 Register of deeds, See REGISTER OF DEEDS Rule against perpetuities, See RULE AGAINST PERPETUITIES ACT. UNIFORM STATUTORY; 76-2001 Specific conveyances to or from the state, 90-202, 90-209 to 90-267 Subdivision of real estate, action to challenge, 76-2,110 Transfer on death deed, See REAL PROPERTY TRANSFER ON DEATH ACT, NEBRASKA UNIFORM; 76-3401 Transfer tax, 76-901 to 76-908, See also DOCUMENTARY STAMP TAX Trust deeds. See DEEDS OF TRUST Requirements, See TRUST DEEDS ACT, NEBRASKA; 76-1001 DEEDS OF TRUST See generally REAL ESTATE Banks, power to acquire and convey real estate, 8-150 Building and loan associations, loans, security, 8-319 Cities of the metropolitan class, bridges, acquisition, security, 14-1217 Condominium law, 76-862, 76-871, 76-874, 76-875 Corporations, bonds, secured by, 21-2310 County agricultural societies, authorized, 2-264

County bridges, bonds, security, 39-866 Curative acts, application, 76-239 **Decedents' estates, personal** representative, authorized, 30-2476 Electric cooperatives, power to borrow money, 70-704 Enforcement and servicing, law applicable, 8-2801 Executed after 1917, presumption of trustee to convey, 76-268 Executed prior to 1917, presumptions, 76-266, 76-267 Farm homestead designation, See FARM HOMESTEAD PROTECTION ACT; 76-1901 Foreclosure. See FORECLOSURE Health Education Assistance Loan Program, Nebraska, bonds, pledge, 58-861 Insurance, officer acquiring loan, 44-320 Insurers Supervision. Rehabilitation, and Liquidation Act, Nebraska, secured claim defined, 44-4803 Marketable title, rights not barred, 76-266 to 76-268, 76-298 Mobile Home Landlord and Tenant Act, rent free of obligation, prohibited, 76-1478 Mortgage defined, 2-4204, 13-1101, 44-5103, 58-217 Real Estate Commission, State, application requirements to sell subdivided lands, 81-885.34 Recording. Master form instrument, use, 76-2,125 Procedure, See DEEDS **Requirements**, See TRUST DEEDS ACT, NEBRASKA; 76-1001 Securities Act of Nebraska, transactions exempt from registration, 8-1111 Subdivided lands, application requirements to sell, 81-885.34 Successor trustee, 76-1004

DEEDS OF TRUST –Cont'd Time-Share Act, Nebraska, financing, records, 76-1739 Transfer tax, 76-901 to 76-908, See also DOCUMENTARY STAMP TAX

DEER

Domesticated, See LIVESTOCK **Hunting regulations**, See GAME LAW; 37-201

DEFAMATION

See generally ACTIONS Damages, 25-840.01 Radio or television stations, 25-840.02 Defenses, Article I, section 5, Constitution of Nebraska, 25-840 Insurance company, examination, 44-5909 Pleadings, 25-839 Privacy rights, 20-201 to 20-211, See also PRIVACY RIGHTS Statute of limitation, 25-208

DEFAULT JUDGMENTS

See generally JUDGMENTS Building condemnation or repair orders, 81-517 Constructive service judgment, procedure to open, 25-525 Damages, 25-503.01 Failure to answer, 25-1308, 25-2211 Foreign judgments, See ENFORCEMENT OF FOREIGN JUDGMENTS ACT. NEBRASKA UNIFORM: 25-1587.01 Garnishment, See also GARNISHMENT Failure to answer interrogatories, effect, 25-1028 Interrogatories, 25-1010 Insurer, impaired, set aside judgment and defend, 44-2718 Mandamus, 25-2163 Motion to alter or amend, limitation. 25-1329 Recognizance bond, forfeiture, 29-

Replevin, 25-10,105

1108

Set aside, when, 25-2001 to 25-2009, 25-2720.01 Small Claims Court, actions authorized, 25-2804 Summons, 25-503.01

DEFENSES

See LEGAL PROCEDURE

DEFERRED BUILDING RENEWAL ACT

See generally PUBLIC BUILDINGS Act. how cited. 81-190 Administration costs, 81-184 Allocations, 81-181, 81-187 Classification of work items, 81-178 Committee on Building Maintenance, 81-185, 81-186 Compliance with federal law, separate accounting required, 81-179 Definitions. 81-173 Energy audit report, 81-173, 81-188 Funds. Building Renewal Allocation, 81-179, 81-180 State Building Renewal Assessment, 81-188.01 State College Building Renewal Assessment, 81-188.05 University Building Renewal Assessment, 81-188.03 Inspection, 81-177 Projects, 81-173, 81-1709 Property not subject to act, 81-183 Reports, 81-177, 81-178, 81-181, 81-187 Task Force for Building Renewal, 81-174, 81-175 Review of proposed gifts of real property to the state, 81-176, 81-1108.33 Warrants, issuance, 81-182 **DEFERRED COMPENSATION** See generally WAGES AND WAGE

EARNERS County officers and employees, 48-

1401, 84-1504 to 84-1506.01

DEFERRED COMPENSATION –Cont'd Divorce, property settlement, 42-366

- Eligibility restriction, 84-1504
- Exempt from execution of process, 48-1401, 84-1505
- Insurance companies, employees, 44-213
- Life insurance reserves, calculation, 44-8907, See also STANDARD VALUATION ACT
- Political subdivision officers and employees, 48-1401
- State officers and employees, 84-1504 to 84-1506.01, 84-1509, 84-1510
 - Exemption from execution, 84-1505 Funds,
 - Deferred Compensation Expense Fund, 84-1506.01
 - Deferred Compensation Fund, 84-1506
 - State Treasurer, custodian of funds, 84-1505

DEGRADABLE PRODUCTS ACT

See generally SOLID WASTE Act, how cited, 69-2001 Beverage container connectors, 69-2008 Definitions, 69-2002 to 69-2007 Diapers, 69-2011 Garbage bags, 69-2009 Grocery or shopping bags, 69-2010 Violations, penalty, 69-2012

DELAYED BIRTH REGISTRATION ACT

See generally PUBLIC RECORDS **Act, how cited,** 71-617.01 **Appeal,** 71-617.07 to 71-617.11 **Application,** 71-617.02 Qualifications of applicant, 71-617.04 **Certificate,** Applicant, qualifications, 71-617.04 Contents, 71-617.03 Refusal to issue, 71-617.07 to 71-617.11 **Department, duties,** 71-617.13 Fee, 71-612, 71-617.05, 71-617.15 Order, court, 71-617.12 Registration, 71-617.02 Supporting records, 71-617.05, 71-617.06

DELAYED DEPOSIT SERVICES LICENSING ACT

See generally MONEY Act. Applicability, 45-903 How cited, 45-901 Acts prohibited, 45-919 Administrative fines, 45-921, 45-925 Appeals, 45-909, 45-923 Application, 45-905, 45-906 Bond, surety, requirements, 45-906 Branch offices, 45-915 Complaints, 45-921 Criminal history record information check, 45-905 Definitions, 45-902 Fees. Distribution, 45-927 Licensee, 45-906, 45-910, 45-915 Maker of check, 45-917, 45-918 Financial institutions, exempt, 45-903 Fine, 45-921, 45-925 Fund, Financial Literacy Cash, 45-930 Hearings, Cease and desist order, 45-923 Disciplinary actions, 45-922 License issuance, 45-907 Injunctions, 45-924 Investigation of applicant or licensee, 45-907, 45-921 License, Application, 45-905, 45-906 Hearing, 45-907 Notice of filing, 45-907 Protest. 45-907 Approval or denial, time requirements, 45-909 Disciplinary actions, 45-922 Failure to renew, 45-922 Fee. 45-906. 45-910 Issuance, 45-908 Posting requirement, 45-910

DELAYED DEPOSIT SERVICES LICENSING ACT –Cont'd License –Cont'd Renewal, 45-910 Required, 45-904 Surrender, 45-911 Transfer or assignment, prohibited, 45-913 Licensee. Bond, surety, requirements, 45-906 Books and records required, 45-915.01 Change of control, 45-914 Duties, 45-912, 45-916, 45-917 Examination of, 45-920, 45-921 Investigation of, 45-907, 45-921 Location, 45-915, 45-916 Lien, 45-921, 45-925 Location, requirements, 45-915, 45-916 Mandamus, 45-924 Notice of fees, charges, and penalties, 45-917 Orders authorized, 45-925 Cease and desist, 45-923 Personal jurisdiction, 45-928 Rules and regulations, 45-929 Violations, penalty, 45-925, 45-926

DELINQUENT CHILDREN See CHILDREN AND MINORS

DELINQUENT TAX SALE See TAX SALES

DEMURRER

See generally PLEADINGS Civil procedure, demurrer not used after January 1, 2003, 25-801.01 Criminal procedure, Abatement, plea in, 29-1814 Corporations, indictment, complaint, or information, 29-1608 Exceptions to indictment, 29-1807 Indictment, when made, 29-1810 Overruled, plea, 29-1815

DENOMINATIONAL SCHOOLS See PRIVATE SCHOOLS

DENTAL ASSISTANTS

See DENTISTS AND DENTAL HYGIENISTS

DENTAL HYGIENISTS

See DENTISTS AND DENTAL HYGIENISTS

DENTISTRY PRACTICE ACT

See generally PROFESSIONS AND OCCUPATIONS Act. See also DENTISTS AND DENTAL **HYGIENISTS** How cited. 38-1101 Anesthesia, sedation, or analgesia, Dental assistant, requirements, 38-1143 Dental hygienist or dental assistant, presence required, when, 38-1142 Dental hygienists, requirements, 38-1132 Dentists, permit required, when, 38-1137 Incident report, 38-1147 Inspection of practice location, 38-1146 Limitations, 38-1144 Permits, Deep sedation, 38-1139 General anesthesia, 38-1139 Minimal sedation, 38-1141 Moderate sedation, 38-1140 Term, 38-1145 Rules and regulations, 38-1148 Violations, effect, 38-1138 Board of Dentistry, 38-167, See also CREDENTIALING ACT, UNIFORM Members, 38-1114 Clinical privileges, 71-2048.01 Definitions, 38-1102 to 38-1113, 38-1115 Dental assistants, Anesthesia, sedation, or analgesia, this heading Duties, 38-1135, 38-1136 Employment authorized, 38-1135 Exempt from Medical Radiography Practice Act, 38-1920 Dental hygienists, Anesthesia, sedation, or analgesia, this heading

DENTISTRY PRACTICE ACT -Cont'd **Dental hygienists** –Cont'd Duties, 38-1136 Employment facilities, 38-1134 Exempt from Medical Radiography Practice Act, 38-1920 Licensure. Reciprocity, 38-1121 Requirements, 38-1118 Reexamination, 38-1119 Local anesthesia administration, requirements, 38-1132 Procedures and functions authorized, 38-1130, 38-1131, 38-1133 Public health-related services, 38-1130 Qualifications, 38-1118 Dentists. Anesthesia, sedation, or analgesia, this heading Associate, unlicensed, prohibited, 38-1128 Dental locum tenens, issuance, term, 38-1122 Licensure, Faculty license, 38-1124 Reciprocity, 38-1120 Requirements, 38-1117 Temporary license, 38-1123 Name, use in practice, 38-1129 Physician-patient privilege, 27-504 Practitioner's facility, Display name of associate, 38-1127 Inspections, 38-1125 Requirements, 38-1125 Scope of practice, 38-1115 Exceptions, 38-1116 Standards of practice, coercion to violate, prohibited, 38-1128 Fees, 38-1126 Licensure requirements and procedure, See CREDENTIALING ACT, UNIFORM; 38-101 Office of Oral Health and Dentistry, 38-1149 to 38-1151 Dental Health Director, 38-1150, 38-1151

Qualifications. Dental hygienists, 38-1118 Dentists, 38-1117 Unprofessional conduct, 38-1128 DENTISTS See DENTISTS AND DENTAL HYGIENISTS DENTISTS AND DENTAL **HYGIENISTS** See generally PROFESSIONS AND **OCCUPATIONS Business forms**, See BUSINESS ENTITIES Clinical privileges, 71-2048.01 Controlled substances, See CONTROLLED SUBSTANCES ACT, UNIFORM: 28-401 Dental services, See HEALTH CARE PLANS Diseases, See also DISEASES AND **INJURIES** Care providers, exposure procedures, 71-506 to 71-514.05 Fluoridation of water, 71-3305, 71-3306 Indemnification by state, prisoner action, 81-8,239.08 Licensure, See DENTISTRY PRACTICE ACT: 38-1101 Malpractice, See MALPRACTICE Peer review authorized, See PEER REVIEW **Representation by Attorney** General, when, 81-8,239.08 Residency program, 71-5201 to 71-5209 Student loans, See FINANCIAL AID FOR POSTSECONDARY EDUCATION STUDENTS DEPARTMENTS See generally STATE GOVERNMENT Administrative Services, **Department of**, See also ADMINISTRATIVE SERVICES,

DEPARTMENT OF

Created, 81-101, 81-1103

DEPARTMENTS –Cont'd Administrative Services, **Department of** –*Cont'd* Office of Chief Information Officer, 86-519 Aeronautics Department, See also AERONAUTICS DEPARTMENT ACT. STATE Created, 3-103 Agriculture, Department of, See also AGRICULTURE, DEPARTMENT OF Created, 81-101 **Banking and Finance, Department** of, See also BANKING AND FINANCE. DEPARTMENT OF Created, 81-101 **Correctional Services, Department** of. See also CORRECTIONAL SERVICES, DEPARTMENT OF Created, 81-101, 83-171 **Economic Development**, **Department of,** See also ECONOMIC DEVELOPMENT. DEPARTMENT OF Created, 81-101, 81-1201.02 Education, State Department of, See also EDUCATION. STATE DEPARTMENT OF Created, Article VII, section 2, Constitution of Nebraska; 79-301 **Environmental Quality, Department** of, See also ENVIRONMENTAL QUALITY, DEPARTMENT OF Created, 81-1502 Health and Human Services, Department of, See also HEALTH AND HUMAN SERVICES, DEPARTMENT OF Created, 81-101, 81-3113 Office of Juvenile Services, See also HEALTH AND HUMAN SERVICES, OFFICE OF JUVENILE SERVICES ACT Created, 43-404 **Insurance**, **Department of**, See also INSURANCE, DEPARTMENT OF Created, 81-101

Justice, Department of, See also ATTORNEY GENERAL Created, 84-201 Labor, Department of, See also LABOR, DEPARTMENT OF Created, 81-101 Military Department, See also MILITARY DEPARTMENT Created, 55-120 Motor Vehicles, Department of, See also MOTOR VEHICLES. DEPARTMENT OF Created, 81-101 Natural Resources, Department of, See also NATURAL RESOURCES. DEPARTMENT OF Created, 81-101 Revenue, Department of, See also REVENUE, DEPARTMENT OF Created, 77-360 Roads, Department of, See also ROADS, DEPARTMENT OF Created, 81-101 State Fire Marshal, See also STATE FIRE MARSHAL Created, 81-501.01 State Patrol, Nebraska, See also STATE PATROL, NEBRASKA Created, 81-101, 81-2001 Veterans' Affairs, Department of, See also VETERANS' AFFAIRS. DEPARTMENT OF Created, 80-401.02 DEPLOYED PARENTS CUSTODY AND VISITATION ACT, UNIFORM See generally CHILDREN AND MINORS Act. Applicability, 43-4630 How cited, 43-4601 How construed, 43-4628 Relation to federal Electronic Signatures in Global and National Commerce Act, 43-4629 Agreement regarding custodial responsibility. Authorized, 43-4608 Filing requirements, 43-4612, 43-4624

AND VISITATION ACT, UNIFORM -Cont'd Agreement regarding custodial **responsibility** –*Cont'd* Modification, 43-4610 Power of attorney, delegation of authority by, 43-4611 Requirements, 43-4608 Standing, 43-4609 Temporary nature of agreement, 43-4609 Termination, 43-4624 Child support, court order regarding, authorized, 43-4622 Considerations, custody proceedings, 43-4607 Definitions, 43-4602, 43-4613 Judicial procedure for granting custodial responsibility, Court order. Modification, 43-4623 Requirements, 43-4621 Termination, 43-4625, 43-4627 Definitions, 43-4613 Expedited hearing, when, 43-4615 Motions, requirements, 43-4614 Prior judicial order or agreement, effect, 43-4617 Standing, 43-4620 Temporary nature of grant of authority, 43-4620 Termination of court order, 43-4625, 43-4627 Testimony, electronic means, 43-4616 Jurisdiction, 43-4604 Nonparents, Custodial responsibility, 43-4618 Limited contact, 43-4619 Standing, 43-4620 Notification requirements, Change of address, 43-4606 Pending deployment, 43-4605 Plan for custodial responsibility during deployment, 43-4605 Power of attorney, delegation of authority, 43-4611 **Remedies for noncompliance**, 43-4603

DEPLOYED PARENTS CUSTODY

Visitation upon return from deployment, 43-4626

DEPOSITIONS See generally DISCOVERY Administrative Procedure Act, powers of agency, 84-914 Affidavits, Opposed by deposition, 25-1334 Party unable to justify opposition by affidavit, 25-1335 Arbitration, use in, 25-2608, See also ARBITRATION ACT. UNIFORM Child custody interstate proceeding, 43-1236, See also CHILD CUSTODY JURISDICTION AND ENFORCEMENT ACT, UNIFORM Court clerk, disposal of depositions, when, 25-2211.02 Court-appointed experts, 27-706 Criminal procedure, 29-1917 Child victim or witness, 29-1926 How taken, 29-1905 Material witness, 29-1904 New trial, 29-2102 Postconviction relief, 29-3001 Deposition defined, 25-1242 **Discovery**, See DISCOVERY Evidence, rules of, 27-801, 27-1007 Expert testimony, court-appointed, 27-706 Legislative Council and committees, powers, 50-406 Notary public, Power to take deposition, 64-107 Summons to take deposition, 64-108 Prisoner, 25-1233, 25-1234 Procedural rules of Supreme Court, effect, 25-1273.01 Refusal to subscribe or give, 25-1229, 25-1231 Subpoena, 25-1225 Arbitration Act, Uniform, 25-2608 Disobedience, 25-1229, 25-1231 Distance, 25-1227 Outside county, 25-1227 Summary judgment, 25-1332 Testimony, how taken, 25-1240 Use of deposition, 29-1917 Videotape deposition, use, 29-1926

DEPOSITIONS –Cont'd Witnesses,

Attendance compulsory, 25-1227 Criminal prosecution, 29-1904, 29-1917 Disobedience, 25-1229, 25-1231 Expert, court-appointed, 27-706 Outside of county, 25-1227 Testimony, how taken, 25-1240 Use, 29-1917

DETAINER

See EXTRADITION AND DETAINER

DETECTIVES

See PRIVATE DETECTIVES

DEVELOPMENT DISTRICTS

See generally COMMUNITY DEVELOPMENT

Audit by Auditor of Public Accounts, when, 84-304 Contract for construction or delivery service, contractor

duties, 48-2911, 48-2912, See also EMPLOYEE CLASSIFICATION ACT

Contractor rights to payment, See CONSTRUCTION PROMPT PAY ACT, NEBRASKA; 45-1201

Duties, 13-1904

Evaluation, 13-1907

Formation, 13-1902

Local government, defined, 13-1902

Policy board, 13-1903

Regions, Nebraska planning and development, created, 13-1901 Rules and regulations, 13-1907 State funding,

Certification of districts, 13-1905 Distribution, 13-1906 Withholding, when, 13-1907

DEVELOPMENTAL DISABILITIES COURT-ORDERED CUSTODY ACT

See generally DISABLED PERSONS Act,

How cited, 71-1101 Purpose, 71-1103 Advisory Committee on **Developmental Disabilities**, provide oversight, 83-1212.01 Costs, payment, 71-1131 Court-ordered custody and treatment, 71-1126, 71-1127 Incompetency to stand trial, not presumed, 71-1130 Subject's or guardian's rights, 71-1132 Definitions, 71-1104 to 71-1116 Departmental plan, 71-1124, 71-1125 Review, 71-1127, 71-1128 Emergency custody, 71-1119, 71-1120 Evidentiary rules, hearing, 71-1117 Findings, effect, 71-1130 Guardian, appointment, 71-1117, 71-1129 Hearings, Annual review hearings, procedure, 71-1127 Burden of proof, 71-1124 Dispositional hearing. Considerations, 71-1126 Order, 71-1126 Juvenile subject, restrictions, 71-1133 When, 71-1124 Evidentiary rules, 71-1117 Procedure, 71-1122 Review hearing, when authorized, 71-1128 Intent. 71-1102 Juvenile subject, restrictions, 71-1133 Legal counsel, Public defender, appointment, 71-1131 Representation by, 71-1118, 71-1122 Petition. Contents, 71-1117 Juvenile subject, restrictions, 71-1133 Response, 71-1123 Service, 71-1121 **Reports**, 71-1134 Service of process, 71-1121

1128 Subject, Juvenile, restrictions, 71-1133 Response to petition, 71-1123 Rights, 71-1118, 71-1132 Treatment needs, 71-1132 DEVELOPMENTAL DISABILITIES SERVICES ACT See generally DISABLED PERSONS Act, how cited, 83-1201 **Advisory Committee on Developmental Disabilities**, 83-1212.01 Agreements between agencies, 79-11,132 **Appeal**, 83-1224 Appropriations, intent, 83-1202.01 Certification and accreditation, requirements, 83-1217 Complaints, procedures, 83-1219 Criminal history record information check of employees, 81-6,120, 83-1217.01 Definitions, 83-1203 to 83-1208 Department, compliance with federal law, 83-1215 Director, duties, 83-1209 Division, developmental disabilities, 83-1209 Employees, criminal history record information check. Fingerprinting, 83-1217.01 Field offices, 83-1210 Hearings, 83-1219 to 83-1223 Intent, 83-1202, 83-1202.01 Programs, specialized, local governing board, duties, 83-1218 Quality review teams, 83-1213 **Registry**, 83-1209 Confidentiality of records, 81-663 to 81-675 Rules and regulations, 83-1226

DEVELOPMENTAL DISABILITIES

ACT –Cont'd

COURT-ORDERED CUSTODY

Sex offense, evidence of, effect, 71-

Services, developmental disabilities. Assisted services, method of reimbursement, 83-1217 Contracts for specialized services, 83-1217 Cost of. 83-1211 Eligible persons, 83-1216 Transition services, schools provide 83-1225 Transportation service providers, restrictions, 81-6,120 DIESEL FUEL See MOTOR FUELS DIETITIANS AND NUTRITIONISTS See MEDICAL NUTRITION THERAPISTS DIGITAL SIGNATURES See SIGNATURES **DIPLOMA OF HIGH SCHOOL** EQUIVALENCY ASSISTANCE ACT See generally ELEMENTARY AND SECONDARY EDUCATION Act. Definitions, 79-2303 How cited, 79-2301 Purpose, 79-2302 Appropriations, use, 79-2304 Fund, High School Equivalency Grant. 79-2308 Institutions. Assistance payments, 79-2304 Report, contents, 79-2305 Rules and regulations, 79-2307 State Department of Education, provide grants, 79-2308 DIRECT SALES See SALE OF GOODS

DIRECTED VERDICT See MOTIONS

DISABLED PERSONS

See generally HUMAN AFFAIRS

DISABLED PERSONS -Cont'd ABLE accounts, See ACHIEVING A BETTER LIFE EXPERIENCE PROGRAM; 77-1401 Abuse, Protection from, See ADULT PROTECTIVE SERVICES ACT; 28-348 Sexual abuse of person in custody of department, penalty, 28-322.04 Accessibility standards for buildings, 81-5,147, 81-5,148 Assistance, aged, blind, or disabled, 68-1001 to 68-1014, 68-1203, See also SOCIAL SERVICES Assistance programs, opportunity to register to vote, 32-310 Assistive devices. Consumer protection, See ASSISTIVE TECHNOLOGY REGULATION ACT; 69-2601 Electric personal assistive mobility device, street and road use, 60-618.02 Wheelchair, duties while operating, 60-6,152.01 Audiologists, See AUDIOLOGISTS Autism, insurance coverage required, 44-7,106 Blind persons, See BLIND PERSONS Brain or head injury, See HEAD **INJURY** Buildings, accessibility standards, 81-5,147,81-5,148 Children. Autism. Insurance coverage required, 44-7,106 Treatment, medical assistance program, See AUTISM TREATMENT PROGRAM ACT; 68-962 Early intervention, See EARLY INTERVENTION ACT; 43-2501 Nebraska Medical Center, cooperation with agencies, 85-179 Schools, this heading

State aid. 43-501 to 43-536. See also ASSISTANCE FOR CERTAIN CHILDREN Civil rights, 20-126 to 20-131.04, See also CIVIL RIGHTS Custodial trusts. See CUSTODIAL TRUST ACT, NEBRASKA UNIFORM; 30-3501 **Deaf persons.** See DEAF PERSONS Defined for purposes of motor vehicle law, 60-331.02 **Disabilities.** Developmental. Hunting permit, issued when, 37-404.01 Nonprofit care or service provider, sales and use tax exemption, 77-2704.12 Services. See DEVELOPMENTAL DISABILITIES SERVICES ACT; 83-1201 Social services, 68-1204, See also SOCIAL SERVICES Threat to others. See DEVELOPMENTAL DISABILITIES COURT-ORDERED CUSTODY ACT; 71-1101 Family support, See DISABLED PERSONS AND FAMILY SUPPORT ACT; 68-1501 Individuals with co-occurring intellectual disability and mental illness, access to appropriate services, report, 81-3134 Disability benefit recipient, verification of lawful presence **required**, when, 4-108 to 4-112 Discrimination, municipal power to prohibit, 18-1724 Emergency management registries, 81-829.41 **Employment and rehabilitation**, 48-1501 to 48-1506, See also SHELTERED WORKSHOPS **Employment discrimination**, prohibited, See FAIR EMPLOYMENT PRACTICE ACT, **NEBRASKA**; 48-1101

DISABLED PERSONS -Cont'd **Genetic**, See GENETICALLY HANDICAPPED PERSONS ACT; 68-1401 **Guardians**, See GUARDIANS Handicapped parking, See also PARKING AND PARKING LOTS Permits and spaces, 18-1736, 18-1737, 60-3,113 to 60-3,113.08 Hard of hearing persons, See DEAF PERSONS Hearing aid dog, Service animals, this heading Homestead exemption, real property tax, 77-3501 to 77-3529, See also HOMESTEADS Housing, See also HOUSING Discrimination by real estate professionals prohibited, 81-885.24 Discrimination prohibited, See FAIR HOUSING ACT, NEBRASKA; 20-301 Full and equal enjoyment, 20-131.01 to 20-131.04, See also CIVIL RIGHTS Hunting and fishing permits, See GAME LAW; 37-201 Intellectual disability, See INTELLECTUAL DISABILITY Interpreters, See INTERPRETERS License plates, 60-3,113 Liquor sales, in motor vehicle, 53-178.01 Mental retardation, See INTELLECTUAL DISABILITY Motor vehicles. Electric personal assistive mobility device, street and road use, requirements, 60-618.02, 60-6.375 to 60-6.377 Purchase of, sales and use tax exemption, 77-2704.21 **Occupational therapy**, See OCCUPATIONAL THERAPISTS Parking, handicapped, permits and spaces, 18-1736, 18-1737, 60-3,113 to 60-3,113.08, See also PARKING AND PARKING LOTS Public facilities, deny or interfere with enjoyment, 20-129

Records, use or disclosure. limitations, 68-312 to 68-314 **Resource centers**, information, See AGING AND DISABILITY RESOURCE CENTER DEMONSTRATION PROJECT ACT; 68-1111 **Respite services**, See LIFESPAN RESPITE SERVICES PROGRAM, **NEBRASKA**; 68-1520 Sales and use tax exemptions, Developmental disabilities nonprofit care or service provider, 77-2704.12 Medical equipment, 77-2704.09 Motor vehicle, purchase by disabled person, 77-2704.21 Schools. Nebraska Center for the Education of Children who are Blind or Visually Impaired, 79-11,109, 79-11,110 School district, assignment of surrogate parent for a child with a disability, when, 79-1161 Special education. See SPECIAL EDUCATION ACT; 79-1110 Service animals, Defined, 49-801 Housing accommodations, use, 20-131.04 Interference with, penalty, 20-129, 28-1009.01, 28-1314 License, 54-603 Pedestrian, use, 20-128 Public accommodations, use, 20-127.20-129 Trainer's rights, 20-127 to 20-129 Unlawful use of, penalty, 28-1313 Sheltered workshops, 48-1501 to 48-1506, See also SHELTERED WORKSHOPS Speech-impaired persons, telephone services, See TELECOMMUNICATIONS RELAY SYSTEM ACT; 86-301 Speech-language pathologists, See SPEECH-LANGUAGE PATHOLOGISTS

DISABLED PERSONS –Cont'd Telecommunications services, See TELECOMMUNICATIONS RELAY SYSTEM ACT; 86-301

Telephone services, See TELECOMMUNICATIONS RELAY SYSTEM ACT; 86-301

Treatment, early intervention, See EARLY INTERVENTION ACT; 43-2501

Trusts, custodial, See CUSTODIAL TRUST ACT, NEBRASKA UNIFORM; 30-3501

Vocational rehabilitation, See VOCATIONAL REHABILITATION Wheelchairs, duties while operating, 60-6,152.01

DISABLED PERSONS AND FAMILY SUPPORT ACT

See generally DISABLED PERSONS Act, how cited, 68-1501 Compensation for services, 68-1504 Cost allocation, 68-1508 Definitions, 68-1503 Expenditure of funds. 68-1517 Hearing, denial of support, 68-1514 Intent, 68-1502 Payment of support, 68-1511 Report, filed by department, 68-1518 Rules and regulations, 68-1515 Support, Amount, maximum, 68-1512 Commencement, 68-1516 Cost allocation, 68-1508 Denial, hearing, 68-1514 Eligibility, 68-1505 to 68-1507, 68-1509 Income limitations, 68-1512 Payment, 68-1511 Priority, 68-1516 Review of needs by department, 68-1513 Services. 68-1504 Supplemental to other programs, 68-1510 Violations, penalty, 68-1519

DISASTERS

See EMERGENCY MANAGEMENT

DISCLOSURE OF MATERIAL INSURANCE TRANSACTIONS ACT

See generally INSURANCE Act, how cited, 44-6301 Confidentiality of reports, 44-6303 Definitions, 44-6302 Reporting requirements, 44-6303 to 44-6305 Rules and regulations, 44-6306

DISCOUNT MEDICAL PLAN ORGANIZATION ACT See generally HEALTH CARE PLANS Act. Applicability, 44-8305 Enforcement, 44-8315 How cited, 44-8301 Purpose, 44-8302 Advertising, requirements, 44-8310, 44-8311 **Appeal**, 44-8315 Cease and desist order, 44-8315 Certificate of registration, Disciplinary actions, 44-8306 Requirements, 44-8306 Change in information, notice to director, 44-8312 Control, presumption of, 44-8304 Definitions, 44-8303 Examination or investigation. director powers, 44-8307 Internet web site, requirements, 44-8309 Marketing agreement, requirements, 44-8310 Members. Charges, 44-8308 Communications to, requirements, 44-8311 Plans, terms and conditions, 44-8311 Provider agreement, requirements, 44-8309 Report, annual, failure to file, effect, 44-8313 Rules and regulations, 44-8316 Telephone number, toll-free, 44-

8309

Violations, 44-8314, 44-8315

Penalty, 44-8314 DISCOVERY See generally LEGAL PROCEDURE Abuses of discovery, effect, 25-824, 25-21,188.01 **Criminal proceedings**, See also CRIMINAL PROCEDURE Child victim or child witness. 29-1926 Evidence of prosecutor, 29-1913 Jailhouse witness, evidence available to defense. 29-1912 Order, 29-1914 to 29-1923 **Debtor examination**, See DEBTOR **EXAMINATION Depositions, See DEPOSITIONS** Documents, Child and maternal death review, exempt, when, 71-3411 Copies of, refusal to deliver, penalty, 25-1268 Medical documents, Communicable disease reports, exempt, 71-503.01, 71-511, 71-514.04 Incident report or risk management report, exempt, 71-7913 Laboratory reports, communicable diseases, exemption, 71-503.01, 71-511, 71-514.04 Medical review committee reports, exempt. 44-32.174 Outpatient surgical procedure reports, exempt, 81-6,115 Peer review committee, records exempt, 25-12, 123, 71-7912 Reports by insurer, 38-1,134 Support action, foreign support order, 42-731, 43-1736 Equal Opportunity Commission, powers, 20-334, 20-336 Interrogatories, See **INTERROGATORIES** Judgment debtor, 25-1565 to 25-1567, 25-1570 to 25-1580

DISCOUNT MEDICAL PLAN

Violations –Cont'd

ORGANIZATION ACT –Cont'd

Mediation. Communication privileged, exceptions, 25-2933 to 25-2935 Proceedings, not discoverable, 25-2914 Medical review communication. confidential information. 44-4110.01, 44-4110.03 Mental health commitment, right to discovery, 71-949 Nonparty discovery, procedure, 25-1273 Rules of procedure, 25-1273.01 Search and seizure, See SEARCH AND SEIZURE Subpoena, See SUBPOENA Summary judgments, party unable to justify opposition by affidavit, 25-1335 Supreme Court rules, 25-1273.01 DISCRIMINATION See generally CIVIL RIGHTS Abortion, refusal to participate in, discrimination against such person prohibited, 28-339 to 28-341 Abuse victims, insurance discrimination, See UNFAIR DISCRIMINATION AGAINST SUBJECTS OF ABUSE IN INSURANCE ACT; 44-7401 Age discrimination, See AGE DISCRIMINATION IN EMPLOYMENT ACT; 48-1001 AIDS, discrimination prohibited, 20-167 to 20-169 Business, credential to operate, ground for disciplinary action, 38-182 Child support wage withholding, discrimination against employee prohibited, 43-1718.02, 43-1725 Civil rights, See CIVIL RIGHTS Commissions. Equal opportunity, See EQUAL **OPPORTUNITY COMMISSION: 48-**1116

DISCRIMINATION –Cont'd **Commissions** –Cont'd Women, See WOMEN, COMMISSIONS ON THE STATUS OF Common carrier rates, unjust discrimination and practices prohibited, 75-126 **Discrimination-based offenses**, enhanced penalties, 28-110 to 28-114 Education. Elementary and secondary education. See EQUAL OPPORTUNITY IN EDUCATION ACT, NEBRASKA; 79-2,114 Financial aid, 85-9,133 Postsecondary education, See EQUAL OPPORTUNITY IN POSTSECONDARY EDUCATION ACT, NEBRASKA; 85-9,166 Preschool, See EQUAL OPPORTUNITY IN EDUCATION ACT, NEBRASKA; 79-2,114 Student loans, private institution, requirements, 58-809, See also NEBRASKA EDUCATIONAL, HEALTH, AND SOCIAL SERVICES FINANCE AUTHORITY ACT Election workers, 32-221, 32-230 Electricity suppliers, 70-1017 Employment, Labor and employment, this heading Hate crimes, 28-110 to 28-114, See also HATE CRIMES Health care facilities, 71-445 Grievances and complaints. protections, 71-448 Highway sign panels, activities advertised cannot discriminate, 39-210 Housing, Discrimination by real estate professionals prohibited, 81-885.24 Discrimination prohibited, See FAIR HOUSING ACT, NEBRASKA; 20-301 Housing Agency Act, Nebraska, 71-15.134

Insurance. Abuse victims, See UNFAIR **DISCRIMINATION AGAINST** SUBJECTS OF ABUSE IN **INSURANCE ACT; 44-7401** Contracts and policies, 44-749, 44-1525, 44-4111, 44-7510 Discrimination against consumer for not allowing disclosure of personal information, prohibited, 44-922 Jury system, 25-1601.03 Labor and employment, Age, See AGE DISCRIMINATION IN EMPLOYMENT ACT; 48-1001 Child care provided by employer, 77-27,222 Collective bargaining, restrictions, 48-214 County, classified service, 23-1735, 23-2513, 23-2531 Disability, See FAIR EMPLOYMENT PRACTICE ACT, NEBRASKA; 48-1101 Employee benefit plans, requirements, 44-213.02 Employer, job reference immunity, effect, 48-201 Fair employment practices, See FAIR EMPLOYMENT PRACTICE ACT. **NEBRASKA**; 48-1101 Good cause for voluntarily leaving employment, defined, 48-628.01 Grievances and complaints, protections, 71-448 Labor negotiations, prohibited practices, 48-824 Meatpacking industry worker rights coordinator, duties, 48-2213 Military supplies, production or distribution, 48-215, 48-216 Protected classes, discrimination prohibited, See FAIR EMPLOYMENT PRACTICE ACT, NEBRASKA; 48-1101 Race discrimination, See FAIR EMPLOYMENT PRACTICE ACT. **NEBRASKA**; 48-1101 Sex discrimination. See FAIR EMPLOYMENT PRACTICE ACT, NEBRASKA; 48-1101

DISCRIMINATION –Cont'd Labor and employment -Cont'd State employment, 81-1355, 81-1386 Affirmative action program, 81-1355 to 81-1368 Unemployment benefits, waiver cannot be required, 48-645 Wage rates, Acts prohibited, 48-1221 Attorney's fees, 48-1223 Commission, Equal Opportunity, powers, 48-1222 Definitions, 48-1220 Government, actions against, 48-1227.01 Intent, 48-1219 Posting of law, 48-1226 Records, 48-1225 Remedies, 48-1223 Statute of limitation, 48-1224 Violations, 48-1227 Law enforcement, racial profiling, prohibited, 20-501 to 20-506. See also RACIAL PROFILING Library board, 51-211 Loans, installment loans, 45-1056 Monopolies, unjust discrimination prohibited, 59-501 to 59-508, 59-1405, 75-127, 75-301 Municipalities, ordinance to prevent, 18-1724, 20-113 National Guard, 55-134 Oil and gas production, 57-907 **Property rights,** Article I, section 25, Constitution of Nebraska Public accommodations. 20-132 to 20-143, See also PUBLIC ACCOMMODATIONS **Teachers**, human relations training, 79-807 **Telecommunications and express** companies, discrimination by prohibited, Article X, section 7, Constitution of Nebraska, 86-605 to 86-608 Whistle blowers, See WHISTLE **BLOWERS**

DISEASES AND INJURIES See generally HEALTH CARE Alcoholism, See ALCOHOLISM Alzheimer's patient care, See ALZHEIMER'S SPECIAL CARE DISCLOSURE ACT; 71-516.01 Animals. See ANIMALS Brain injuries, Brain injury registry, See BRAIN INJURY REGISTRY ACT; 81-653 Concussions and youth athletic activities, See CONCUSSION AWARENESS ACT: 71-9101 Cancer, See CANCER Cancer research, Eppley Institute, 85-801 to 85-804 Communicable diseases, Acauired immunodeficiency syndrome or AIDS, 71-501.01. 71-501.02, See also HIV Control, 71-502 Meningococcal disease, postsecondary educational institution duty to provide information, 85-902 Rabies, 71-4401 to 71-4412, See also RABIES Reports, confidentiality, 71-503.01 Sexually transmitted, 71-501.01, 71-501.02 Chlamydia or gonorrhea, prescription of antibiotics to patient and partner, restrictions, 71-503.02 Enumerated, 71-502.01 Minors, expenses for treatment, 71-504 Reports, confidentiality, 71-503.01 Rules and regulations, 71-502.02, 71-503.03 Tests, pregnant woman, syphilis, 71-502.03 Tuberculosis, See TUBERCULOSIS DETECTION AND PREVENTION ACT; 71-3601 County board of health, powers and duties, 71-501 Disease exposure procedures, Applicability, 71-507 Confidentiality requirements, 71-511

DISEASES AND INJURIES -Cont'd Disease exposure procedures -Cont'd Definitions, 71-507 Liability, 71-513 Notification, form, 71-508, 71-509 Safeguards, procedures, 71-512 Testing and costs, 71-509, 71-510 Violations, penalty, 71-506 Drugs and medicine, See DRUGS AND MEDICINE Early childhood programs, notice to parents, 43-2617 Enforcement, 71-506 Evesight, correction, See EYEGLASSES AND CONTACT LENSES Funeral service providers, disease exposure procedures, 71-507 to 71-513 **Genetic,** See GENETICALLY HANDICAPPED PERSONS ACT; 68-1401 Head injury, See HEAD INJURY Health care provider, exposure, Confidentiality, 71-514.04 Definition, 71-514.02 Intent, 71-514.01 Safeguards, procedures, 71-514.05 Testing, 71-514.03, 71-514.04 HIV. See HIV Immunizations, See IMMUNIZATIONS Lead poisoning, Children, Hazard awareness. See CHILDHOOD LEAD POISONING PREVENTION ACT; 71-2513 Lead poisoning prevention program, 71-2518 Homes, See RESIDENTIAL LEAD-BASED PAINT PROFESSIONS PRACTICE ACT; 71-6318 Liability, Immunity for school employees for certain student health assistance, 25-21,280 Minors, treatment of sexually transmitted diseases, 71-504 Reporting of communicable diseases, 71-503.01 Livestock, See also LIVESTOCK

Anthrax. 54-771 to 54-773 Brucellosis, 54-1375 Pseudorabies, 54-2289 Local public health department, powers and duties, 71-501 Metabolic diseases. Amino acid-based elemental formulas program, 68-158 Enforcement, 71-524 Food supplement and treatment services program, 71-520 Infant screening tests, 71-519, 71-521 Laboratory, requirements, 71-523 Registry, data, 71-522 Confidentiality of records, 81-663 to 81-675 Rules and regulations, 71-523 Parkinson's disease, See PARKINSON'S DISEASE REGISTRY ACT; 81-697 Pathogenic microorganisms, sale and distribution, 71-1801 to 71-1805 Pediatric feeding disorders, medical assistance, 68-967 Plant diseases, See INSECT PESTS AND PLANT DISEASES Poisonings, report of, 71-503, See also POISONS Public health threat, detection and monitoring, syndromic surveillance program, 71-552 Public safety officials, Disease exposure procedures, this heading Record, official, duty of department, 71-505 **Registries**, See REGISTRIES Renal diseases, 71-4901 to 71-4905, See also RENAL DISEASES Reports by health professionals, Confidentiality, 71-503.01 Discovery, exemption, 71-503.01 Evidence, inadmissible, 71-503.01 Liability, 71-503.01 Required, 71-503 Violation, penalty, 71-503 Subpoena, exemption, 71-503.01 Rules and regulations, 71-502

DISEASES AND INJURIES -Cont'd Schools, 79-217 to 79-223 Employees, Disease exposure procedures, this heading Shaken baby syndrome, 71-2102 to 71-2104 Spread of, acts prohibited, 28-1303 to 28-1308 Students. Asthma or anaphylaxis, selfmanagement, 79-224 Concussions and youth athletic activities, See CONCUSSION AWARENESS ACT; 71-9101 Diabetes, self-management, 79-225 Sudden infant death syndrome, See DEATH Syndromic surveillance program, 71-552 Tests. HIV, See HIV Laboratory, confidentiality, 71-503.01 Metabolic, 71-519 Notification, 71-502.04 Vaccination, See IMMUNIZATIONS Venereal. Communicable diseases, this heading DISPUTE RESOLUTION See ARBITRATION AND MEDIATION DISPUTE RESOLUTION ACT See generally ARBITRATION AND MEDIATION Act. Applicability, 25-2919 How cited, 25-2901 Approved centers, 25-2909, 25-2910 Cases accepted for resolution, 25-2911 Confidentiality, 25-2914 **Council on Dispute Resolution,** Advisory, 25-2905 to 25-2907 Definitions, 25-2903 Director, duties, 25-2908 Enforcement authorized, Article I, section 13, Constitution of Nebraska

Evidence, restrictions on use, 25-2914 Fund, Dispute Resolution Cash, 25-2921 Grants, 25-2909 Immunity from liability, 25-2915 Intent. 25-2902 Mediators, 25-2913 Office of Dispute Resolution, established. 25-2904 Procedures, statement required, 25-2912 Report, 25-2920 Rules and regulations, 25-2918 Settlement agreements, 25-2916, See also DAMAGES Statute of limitation, 25-2917

DISSOLUTION OF MARRIAGE See DIVORCE

DISTRESS WARRANTS See generally TAXATION Air carrier, collection of taxes, 77-1249.01, 77-1250.03 Alias distress warrant, 77-1723 Car line company, collection of taxes, 77-685 to 77-689 City of the metropolitan class, collection of taxes, 14-558 City of the primary class, collection of taxes, 15-726, 15-813 County treasurer, record requirements, 77-1721, 77-1744 **Demolition of real property**, 77-1725.01 Fees. 77-1720 Issuance for collection of taxes, general procedures, Alias distress warrant, 77-1723 Date of issuance, 77-1717, 77-1718 Fees, 77-1720 Notice requirement, 77-1718 Service, 77-1719 Partial payment, acceptance authorized, 77-1719.03 Personal property, attempted sale, levy, or removal, collection of taxes, 77-1214

DISTRESS WARRANTS –Cont'd Public personal property used in industrial development project, 13-1108 Real property, demolition, 77-1725.01 Report of collections, 77-1719.01, 77-1719.02 Return of goods to taxpayer on payment of taxes, 77-1724 Sale of distrained goods, 77-1724 Service, 77-1719, 77-1719.05 False return, 77-1719.04 Fees, 77-1720 Sheriff, report of collections, 77-1719.01, 77-1719.02 Uncollected, suit by county treasurer, 77-1722 DISTRICT COURTS See generally COURTS Acknowledgments and other instruments, deputy clerks, powers, 24-403 Actions certified, from county court, 24-517, 25-2706, 30-2488 Adjournment, 24-310 Appeals and reviews, See APPEALS AND REVIEWS Arbitration, See ARBITRATION AND MEDIATION Automation expenses, payment, 24-226, 24-227.01, 24-228, 33-107.03 Bailiffs, appointment, 24-350 Child support referees, appointment, 43-1608 to 43-1613 Clerk of the district court, Assist clerk of county court, when, 24-337.01 Assisted by clerk magistrate of county, when, 24-507 Deputies, 24-401 to 24-403 Elected when, 32-524 Fees, neglect of duties, 33-132 Funds, unclaimed, disposition, 24-345 Issuance of writs and orders, authorized, 25-2204

Mail notice of judgment, 25-1301.01 Powers and duties, 24-337, 24-337.01, 24-1005, 24-1006, 25-2214, 25-2214.01 Praecipe, filing required, 25-2204 Records, duties, 25-2204 to 25-2214 Name-change order, 25-21,271 Reports. Convictions and judgments of credentialed persons, 28-435.03, 38-1,129, 38-1,137, 71-6738, 71-7460.04 Divorces and annulments, 71-615. See also VITAL STATISTICS ACT Residency requirement, 24-337.04 Commissions, judicial, Nominating, 24-801 to 24-812.01, See also JUDICIAL NOMINATING COMMISSIONS Qualifications, 24-715 to 24-721, See also JUDICIAL QUALIFICATIONS, COMMISSION ON Resources, 24-1201 to 24-1206, See also JUDICIAL RESOURCES COMMISSION Conciliation court, 42-801 to 42-823, See also CONCILIATION COURT LAW Contempt powers, 25-2121 Costs and fees, See COURT COSTS Court reporters, Appointment and salary, 24-1003 Duties, 25-1140.09 **Dispute resolution**, See ARBITRATION AND MEDIATION Docket. Appearance, 25-2210 Criminal cases, 29-509 Trial, 25-2211, 25-2211.01 **Domestic relations matters**, 25-2739, 25-2740 Electronic postmark, use authorized. 86-644 Electronic research, use authorized, 24-226 Enforcement of criminal laws, 29-203 Established, Article V, section 1, Constitution of Nebraska

Family Support Act, Uniform Interstate, tribunal for, 42-703 Fees and costs, See COURT COSTS Funds. Deposit of, 77-2326.01 to 77-2326.09, See also PUBLIC FUNDS Depository requirements, See PUBLIC FUNDS Hearings, telephonic and videoconferencing, requirements, 24-303 Holiday closings, 25-2221 Judges, Absence, effect, 24-305 to 24-307 Assignment, 24-303 Association, Nebraska District Court Judges, 29-2247, 29-2248 Conflict of interest, effect, 24-739 Correctional facilities, visitation of by judges allowed, 83-186 Disciplinary actions, Article V, sections 30 and 31, Constitution of Nebraska Eliaibility, 24-301 Other offices, 24-741 Interchange, Article V, section 12, Constitution of Nebraska, 24-312 Juvenile court, service, when, 43-2.125 Marriage ceremony, authorized to perform, 42-108 Oath, Article XV, section 1, Constitution of Nebraska Powers. 24-734 Practice of law, Article V, section 14, Constitution of Nebraska Residence, Article V, section 20, Constitution of Nebraska Retention in office, procedure, Article V, section 21, Constitution of Nebraska. 24-813 to 24-818 Retired, assignment by Supreme Court, 24-729 to 24-733 Retirement. Effect, 24-714 Retirement system, See JUDGES RETIREMENT ACT; 24-701

DISTRICT COURTS -Cont'd

Salary, Article V, section 13, Constitution of Nebraska, 24-301.01 Effective, when, 24-201.03 Restrictions, Article III, section 19, Constitution of Nebraska Temporarily sit as Supreme Court judge, effect, Article V, section 2, Constitution of Nebraska Term, commencement, 24-819 Vacancy in office, Article V, section 21. Constitution of Nebraska. 24-801 to 24-812.01 Judgments, Filing fee, foreign or from another court, 25-1587.06 Vacate or modify, powers, 25-2001 to 25-2008 Judicial districts, number of judges, Article V, sections 10 and 11, Constitution of Nebraska, 24-301.02 Judicial statistics, report, 24-1006, 24-1007 Jurisdiction, Article V, section 9, Constitution of Nebraska Actions against state, 25-21,201 Actions certified from county court, 25-517, 25-2706, 25-2707, 30-2488 Appellate, 25-1901 Chambers, Article V, section 23, Constitution of Nebraska, 24-302 Domestic relations matters, 25-2739. 25-2740 Jurisdictional amount, 24-517 Jury, number of members, Article I, section 6. Constitution of Nebraska Law library, 51-220 Mediation, See ARBITRATION AND MEDIATION Nonjudicial days, 25-2221 Oaths, 24-1002 Powers over inferior tribunal, 24-313 Primary office, location, 24-809.05 Proceedings, public, 24-1001

DISTRICT COURTS –*Cont'd* Records, Disposition, 24-1004 Electronic access, report required, 84-1205.03 Terms, 24-303, 24-304 Failure, 24-308, 24-309 Tribunal for Uniform Interstate Family Support Act, 42-703 Uniform practice, Article V, section 19, Constitution of Nebraska

DITCHES

See DRAINAGE

DIVORCE

See generally MARRIAGE Abuse, See ABUSE Alimony, 42-367 to 42-369 Annulment, 42-373 to 42-378, See also ANNULMENT Attorney, appointment for minor **children**, 42-358 Certificate. Certified copies, 71-612 Standard forms, 71-602 Children, Custody, See CHILD CUSTODY Legitimacy, 42-377 Support, See CHILD SUPPORT Community property, 42-603, 42-617 to 42-620, See also COMMUNITY PROPERTY Complaint, 42-352, 42-353 Conciliation court, 42-801 to 42-823, See also CONCILIATION COURTIAW Contempt proceedings, 42-370 Costs, payment, 42-367 Decree, 42-365 Child support information required, 42-364.13 Final when, 42-363, 42-372, 42-372.01 From another jurisdiction, effect, See DIVORCE RECOGNITION ACT, UNIFORM; 42-341 Incorporate financial arrangements, 42-364.17

Modification. Alimony, 42-365 Relating to children, 42-364 Real estate, assignment, requirements, 42-372.02, 76-248.01 Rights of parents, 42-381 Validity, 42-345, 42-346 Definitions, 42-347 Domestic abuse, See ABUSE Domestic assault, See ASSAULT AND BATTERY Domicile, effect, See DIVORCE **RECOGNITION ACT, UNIFORM; 42-341** Foreign divorce, validity, See DIVORCE RECOGNITION ACT, UNIFORM; 42-341 Former name, restoration, 42-380 Grounds. 42-361 Hearings, 42-356 Divorce issued without hearing, when, 42-361 Indians, treatment, 42-402 to 42-405 Jurisdiction, 25-2740, 42-348, 42-351 Another state, See DIVORCE **RECOGNITION ACT, UNIFORM; 42-**341 Appeal from county court, 25-2739, 25-2740 Child custody, See CHILD CUSTODY JURISDICTION AND ENFORCEMENT ACT, UNIFORM; 43-1226 Legal separation, 42-347 to 42-381, See also LEGAL SEPARATION Mental illness. effect. 42-362 Modification proceedings, 42-364 Noncustodial parent, notice of court proceedings, 43-3101 Nontestamentary transfers, 30-2715 Orders, Final pending appeal, contents, 42-351 Minor children, 42-364 Modification proceedings, 42-364 Protection, violation, 42-924 Restraining, violations, 42-357 Temporary allowance, 42-367 Temporary and ex parte, 42-357

DIVORCE –Cont'd Parenting plan, See PARENTING ACT; 43-2920 Pension rights, See SPOUSAL PENSION RIGHTS ACT; 42-1101 **Premarital agreements**, See PREMARITAL AGREEMENT ACT, UNIFORM; 42-1001 Property. Division by court, 42-365 Nontestamentary transfers, 30-2715 Real estate, requirements, 42-372.02.76-248.01 Settlements, 42-366 Reconciliation, 42-360, 42-801 to 42-823, See also CONCILIATION COURT LAW **Reports,** See also VITAL STATISTICS ACT By court clerk, required when, 71-615 Standard form, 71-602 Residence requirements, 42-341 to 42-344, 42-349 Service of process, 42-355 Social security numbers recorded to aid support enforcement, 43-3340 Special legislation granting, prohibited, Article III, section 18, Constitution of Nebraska Statistics, government, 71-615, 71-616, See also VITAL STATISTICS ACT Support, See CHILD SUPPORT; SPOUSAL SUPPORT Waiting periods, 42-363, 42-372.01 DIVORCE RECOGNITION ACT. UNIFORM See generally MARRIAGE Act. How cited, 42-344 How construed, 42-343 Foreign decree, validity, 42-341, 42-342 DNA IDENTIFICATION INFORMATION ACT

See generally GENETIC TESTING

Act. How cited, 29-4101 How construed, 29-4115 Attorney's fees, 29-4111 Costs of testing, payment, 29-4106 Data Base, State DNA, 29-4104 Definitions, 29-4103 Fingerprint or thumb print required, 29-4107 Fund, State DNA Sample and Data Base, 29-4115.01 **Injunction**. 29-4112 Intent, 29-4102 Laboratory requirements, DNA testing, 29-4105, 71-6833 Records. Access restrictions, 29-4105 Confidentiality, 29-4108 Expungement, procedure, 29-4109 Rules and regulations, 29-4114 Samples, Access restrictions, 29-4105 Collection, 29-4106, 29-4107 Confidentiality, 29-4108 Destruction of, when, 29-4105 Felony and other specified offenders, requirements, 29-4106 Method of collection, choice, 29-4106.01 Persons authorized to obtain, immunity, 29-4107 State Patrol, Nebraska, duties, 29-4104, 29-4105, 29-4113 Violations, penalty, 29-4110, 29-411 DNA TESTING ACT See generally GENETIC TESTING Act. How cited. 29-4116 How construed, 29-4124

Biologic material, preserved, when, 29-4125 Counsel appointed, when, 29-4122 DNA testing, Costs, 29-4121 Procedure, 29-4120 Results, effect, 29-4123 Exculpatory evidence, defined, 29-

Exculpatory evidence, defined, 29-4119

DNA TESTING ACT –Cont'd Intent, 29-4117, 29-4118

DOCTORS

See PHYSICIANS AND SURGEONS

DOCUMENTARY STAMP TAX

See generally TAXATION Acts prohibited, 76-904 Appeal, 76-908 Disputes, procedure, 76-903 Exemptions, 76-902 Operative date, 76-907 Proceeds, Disposition, 76-903 Use. See HOMELESS SHELTER ASSISTANCE TRUST FUND ACT; 68-1601 Rate. 76-901 **Refunds**, 76-908 Register of deeds, violations, penalty, 76-905 Rules and regulations, 76-906

DOG AND CAT PURCHASE **PROTECTION ACT** See generally ANIMALS Act. How cited, 54-644 How construed, 54-650 Cause of action. 54-649 Definitions, 54-645 **Disclosure statement**, Accompanying documents, 54-646 Purchaser's rights and responsibilities, required, 54-646 Contents, 54-646 Receipt by purchaser, proof required, 54-646 When required, 54-646 Notice required, 54-646 Purchaser.

Cause of action, recovery, 54-649 Duties, 54-647 Refund, reimbursement of fees, or replacement, denied, when, 54-648 Remedies, recourse, 54-647

Records, seller required to maintain copies, 54-646 Remedies, 54-647 to 54-650 Residence or relocation of dog or cat out-of-state, health certificate required, 54-646 Seller. Duties, 54-646 Rights with respect to recovery action by purchaser, 54-649 DOGS See ANIMALS Service animals, See DISABLED PERSONS DOMESTIC VIOLENCE See ABUSE DOMESTICATED CERVINE ANIMAL ACT See generally LIVESTOCK Act. Enforcement of, 54-2323 How cited. 54-2302 How construed, 54-2324 Animals, Access to premises, Commission, 54-2322 Department, 54-2321 Disease control, rules and regulations, 54-2318 Escape, recapture or destroy, 54-2316 Identification requirements, 54-2312 Quarantine, when, 54-2314 Wild cervidae. Duties upon discovery, 54-2317 Luring or enticement of wildlife prohibited, 54-2313 Appeal, 54-2311 Definitions, 54-2304 Fund, Domesticated Cervine **Animal Cash**, 54-2320 Hearing, 54-2311 Appeal, 54-2311 Herd certification program, authorized, 54-2319 Injunction or restraining order, when, 54-2323

DOMESTICATED CERVINE ANIMAL ACT –Cont'd Inspection of facility and fee, 54-2308 Intent, 54-2303, 54-2324 Notice or order under act. Payment for costs of ordered testing, 54-2315 Requirements of notice or order, 54-2311 Permit, domesticated cervine animal facility permit, Application, 54-2306 Conditions, 54-2308 Denial, when, 54-2307 Expiration, 54-2306 Fee, 54-2306 Inspection, 54-2308 Reinstatement, 54-2310 Required, when, 54-2305 Permitholder, Disciplinary actions, procedure, 54-2310 Duties, 54-2309, 54-2310 Records, requirements and access to, 54-2321 Quarantine, department, powers, 54-2314 Testing of animals, costs, 54-2315 Violations, penalties, 54-2323 DOOR-TO-DOOR SALES See SALE OF GOODS DOWER See DECEDENTS' ESTATES DRAINAGE See generally WATER Bids and bidding, See BIDS AND

BIDDING Bonds for joint projects, See PUBLIC FACILITIES CONSTRUCTION AND FINANCE ACT; 72-2301 Cities, Municipalities, this heading Counties,

Bonds for drainage improvements, 31-204 to 31-223

Concurrent jurisdiction with cities of the metropolitan class, 31-227 County ditches, transfer to drainage district, 31-139 to 31-142 County duties, See COUNTY DRAINAGE ACT; 31-901 Drainage ditches, Appraisers, 31-213, 31-219, 31-222, 31-223 Assessments, 31-211 to 31-218, 31-222, 31-223 Construction petition procedure before county board, 31-204 to 31-220 Eminent domain, 31-210 Petition to clean, 31-135 to 31-138 Drainage improvements authorized, 31-101 to 31-133 Drainage supervisors, county board act as, 31-203 **County roads**, See COUNTY ROADS Ditches and drains, injuring or obstructing, penalty, 31-221, 31-366, 31-445 Drainage districts, See DRAINAGE DISTRICTS Environmental protection, See ENVIRONMENTAL PROTECTION Federal law, acceptance of provisions, 46-1,150 Flood plain management, 31-1001 to 31-1023, See also FLOODS Highways and roads, Drainage facilities, 39-1338, 39-1802 Duty to bridge ditch, 39-805 Improvement, financing, See CONSERVATION CORPORATION ACT; 2-4201 Irrigation district, drainage powers, 46-156 Lakes, diversion of water, 46-801 to 46-807 Landowner or tenant. Connection with sanitary sewer, permit required, 31-507.01 Drainage by landowner, extent allowed, 31-201 Failure to drain, municipal powers, 14-105, 15-211, 16-230, 17-563

DRAINAGE –Cont'd Landowner or tenant -Cont'd Maintenance duties, 31-224, 31-225, 39-1811 Penalty, 31-226 Petition county to maintain, 31-135 to 31-138 Use of ditch, drain, or watercourse, 31-358, 31-429 Municipalities, Cities of the first class, See CITIES OF THE FIRST CLASS Cities of the metropolitan class, See CITIES OF THE METROPOLITAN CLASS Cities of the primary class, See CITIES OF THE PRIMARY CLASS Cities of the second class. See CITIES OF THE SECOND CLASS Sanitary drainage districts in municipalities, 31-501 to 31-553. See also DRAINAGE DISTRICTS Villages, See VILLAGES Natural resources, See NATURAL RESOURCES Natural resources districts, powers, 2-3229 to 2-3242 Public lands, Acquisition of storm water drainage, 72-2302 Drainage assessments, 31-601, 31-602 Sanitary and improvement districts, 31-727 to 31-793, See also SANITARY AND IMPROVEMENT DISTRICTS Sanitary drainage districts in municipalities, 31-501 to 31-553. See also DRAINAGE DISTRICTS Sewers and sewer districts, See SEWERS AND SEWER DISTRICTS Tires, chipped or shredded, use as drainage medium, 13-2039 Villages, Municipalities, this heading Watercourses. City of the metropolitan class, duties, 31-227 to 31-230

County board, duties, 31-202 to 31-202.03 Drainage districts, cleaning and changing, powers, 31-352 Landowner or tenant, maintenance duties, 31-225, 31-226 Penalty, 31-226 Obstruction prohibited, 31-221, 31-366, 31-445 DRAINAGE DISTRICTS See generally POLITICAL SUBDIVISIONS Audit by Auditor of Public Accounts, when, 84-304 **Bonds**, See BONDS County treasurer, collection fees, 33-114 Drainage districts organized by court proceedings, Assessments, 31-330 to 31-332, 31-335, 31-351, 31-364, 31-368 Treasurer, duties, 31-360 Bids for construction, 31-355 Board of supervisors, 31-306 to 31-309 Officers and assistants, 31-309, 31-363 Bonds, 31-336 to 31-350, See also BONDS Refunding bonds, 31-371 to 31-374 Budget requirements, See BUDGET ACT, NEBRASKA; 13-501 Dissolution, 31-375 to 31-377 Drain commissioner, 31-319 Duties, 31-310 to 31-318, 31-352 to 31-355, 31-369 Election to approve drainage improvements, 31-370 Eminent domain, powers, 31-321, 31-322 Engineer's report, 31-323 to 31-329 Formation, 31-301 to 31-305 Prohibited after June 30, 1972, 31-301.01 Intent, 31-367 Joint project, cost allocation, 31-357 Land outside district, treatment, 31-320. 31-357 Name, 31-369

DRAINAGE DISTRICTS –Cont'd Drainage districts organized by court proceedings -Cont'd Overseers, 31-365 Powers, corporate, 31-369 Right-of-way, 31-322, 31-354 Subdistricts, 31-359 Tax levy, 31-333 to 31-335, 31-364 Warrants, 31-361, 31-362 Drainage districts organized by vote of landowners, Apportionment, 31-411 to 31-412, 31-447 to 31-449 Assessments, 31-414, 31-420, 31-447 to 31-449 Board of directors, 31-409 to 31-411.02, 31-425 to 31-427 Director, vacancy, when, 31-432 Bonds, 31-417, 31-418, 31-421, 31-424 Boundaries, 31-438 to 31-440, 31-442.31-444 Budget, 31-424.01 Report, 31-435 Requirements, See BUDGET ACT, NEBRASKA; 13-501 Dissolution, 31-436, 31-436.01 Elections, Annual, 31-409.02 By mail, 31-409.01 Changing voting place, 31-441 Voting by proxy, when, 31-434 Voting precincts, 31-409.03 Eminent domain, 31-415, 31-444 Employees, 31-426 Expenses, payment of, 31-422, 31-423 Formation, 31-401 to 31-408, 31-450 Prohibited after June 30, 1972, 31-401.01 Intent, 31-437 Records, 31-431 Right-of-way, 31-430 Sales tax exemption, 77-2704.15 Taxation, Levies, 31-411.02, 31-414, 31-424.01, 31-449 Use of funds, 31-414.01 Warrants, 31-416

Joint agreements, See INTERLOCAL COOPERATION ACT; 13-801; JOINT PUBLIC AGENCY ACT; 13-2501 Natural resource development loans, See CONSERVATION CORPORATION ACT; 2-4201 Public records. Access, 84-712 to 84-712.09, See also PUBLIC RECORDS Settled claims, requirements, 84-713 Sale of real property, 46-1,128 to 46-1,132 Sanitary drainage districts in municipalities, Apportionment, 31-532 Assessments, 31-514, 31-515, 31-518, 31-519, 31-523 Board of trustees, 31-505 to 31-507 Enlarged district, 31-527 to 31-534 Bonds, 31-510 to 31-511, 31-531, See also BONDS Boundaries. Enlarged district, powers, 31-527 to 31-533, 31-550 Inclusion of territory, 31-524 to 31-526, 31-549 Budget requirements, See BUDGET ACT, NEBRASKA; 13-501 Department of Natural Resources, recommend improvements, 31-515, 31-516 Dissolution, 31-537 to 31-542.01, 31-553 Drainage powers, 31-507 Elections, 31-501, 31-504, 31-505, 31-511. 31-531 Eminent domain, 31-521, 31-531 Formation, 31-501 to 31-504 Improvements, Costs, 31-517, 31-523 Requirements, 31-508, 31-509, 31-512 Natural resources district, transfer of assets to for services, 31-551, 31-552 Right-of-way, 31-520, 31-523 Sales tax exemption, 77-2704.15 Services, contract with natural resources district for, 31-551 Tax levy, 31-513

DRAINAGE DISTRICTS –Cont'd Tax liens, foreclosure, 77-1901 to 77-1941, See also FORECLOSURE Tax sales, See TAX SALES

DRINKING WATER STATE **REVOLVING FUND ACT** See generally PUBLIC WATER SYSTEM **Act, how cited**, 71-5314 Council, powers and duties, 71-5321 **Definitions**, 71-5316 Department, powers and duties, 71-5322 Federal grants, 71-5317 Funds. Drinking Water Administration Fund, 71-5318 **Drinking Water Facilities Loan** Fund, 71-5318 Land Acquisition and Source Water Loan Fund, 71-5318 Pledge, effect, 71-5320 Repayment of loan or credit, effect, 71-5319 Intent. 71-5315 Loans. Eligibility, 71-5323 Requirements, 71-5324 Terms, 71-5325 Reserves authorized, 71-5327

DRIVERS' LICENSES

See generally MOTOR VEHICLES Commercial drivers' licenses, See MOTOR VEHICLE OPERATOR'S LICENSE ACT; 60-462 Driver License Compact, Vol. 2A

Appendix section 1-113 Driver's manual, 60-481

Driving record check, National Driver Register, 60-483.01

Employment driving permits, 60-4,129, 60-4,130, See also

EMPLOYMENT DRIVING PERMITS Fees, county, use prohibited, 23-265 Jury list preparation, 25-1628 Medical hardship driving permits,

60-4,130.01, 60-4,130.02, See also MEDICAL HARDSHIP DRIVING PERMITS

Nonresident Violator Compact of 1977, Vol. 2A Appendix section 1-119 **Operators' licenses and permits,** See MOTOR VEHICLE OPERATOR'S LICENSE ACT; 60-462 Revocation, reinstatement fee, 60-694.01 Suspension for child support delinguency, See LICENSE SUSPENSION ACT; 43-3301 Undercover officers drivers' licenses. 60-480.01 Voter registration, 32-308, 32-309 **DRIVING OFFENSES** Criminal offenses, See CRIMES AND **OFFENSES** Drunk driving, See DRUNK DRIVING Implied consent, See DRUNK DRIVING Traffic regulations, See RULES OF THE ROAD, NEBRASKA; 60-601 DRUG AND ALCOHOL TESTING See generally WAGES AND WAGE EARNERS Acts prohibited, 48-1908, 48-1909 Definitions, 48-1902 Drunk driving, 60-6,196 to 60-6,211.08, See also DRUNK DRIVING Intent. 48-1901 Refusal, effect, 48-1910 Sections, how construed, 48-1907 Specimens. Chain of custody, 48-1905 Preservation, 48-1904 Test results. Disclosure or release, 48-1906 Use, 48-1903 DRUG COURT PROGRAMS See COURTS DRUG DISPENSING PERMITS

See PHARMACY PRACTICE ACT; 38-2801

DRUG PRODUCT SELECTION ACT, NEBRASKA

See generally DRUGS AND MEDICINE

DRUG PRODUCT SELECTION ACT, NEBRASKA –Cont'd

Act, How cited, 38-28,108

Purpose, 38-28,109 **Definitions**, 38-28,110

Drug product selection,

Effect on reimbursement, 38-28,112 When, 38-28,111

Labeling, requirements, 38-28,114 Medicine, practice of, not deemed, 38-28,113

Negligence, what constitutes, 38-28,113

Rules and regulations, 38-28,116 Violations, penalty, 38-28,115

DRUGS AND MEDICINE

See generally HEALTH CARE **Abuse**,

Alcoholism, See Alcoholism Counselors, See Alcohol and Drug COUNSELORS

Deaf or hard of hearing persons, access to treatment, 71-4728.01 Drug court programs, 24-1301, 24-

1302

Mental health first aid programs, See MENTAL HEALTH FIRST AID TRAINING ACT, NEBRASKA; 71-3001

Rehabilitation, course of instruction required, when, 29-433, 29-434

Schools provide health education, 79-712

Treatment,

Correctional facility services, See CORRECTIONAL HEALTH CARE SERVICES ACT, NEBRASKA; 83-4,153

Jails, permission for inmate to leave for treatment, 47-401

Narcotic drugs, use in detoxification or maintenance, 28-412

Prostitutes, See PROSTITUTION INTERVENTION AND TREATMENT ACT, NEBRASKA; 71-2301

Acts prohibited, See CONTROLLED SUBSTANCES ACT, UNIFORM; 28-401 Administration. Medication aides, See MEDICATION AIDE ACT; 71-6718 Rules and regulations, 71-6743 Anabolic steroids, See ANABOLIC STEROIDS Anesthesia administration. Dental hygienists, requirements, 38-1132 Dentists, permit required, 38-1137 Choice of pharmacy, limitation by insurer. 44-783 Clandestine drug labs, Definitions, 71-2432 Leased property, termination of lease, notice, 71-2435 Local public health department, powers and duties, 71-2434 Property owner duties, 71-2433 Rehabilitation of property, 71-2434 Cocaine, See CONTROLLED SUBSTANCES ACT, UNIFORM; 28-401 **Commitment of drug abuser**, See MENTAL HEALTH COMMITMENT ACT, NEBRASKA: 71-901 Committee, State Advisory **Committee on Substance** Abuse Services, 71-815 Community health center, Chlamydia or gonorrhea, prescription of antibiotic to patient and partner, restrictions, 71-503.02 Prescription relabeling and redispensing, 71-2431 Controlled substances, See CONTROLLED SUBSTANCES ACT. UNIFORM; 28-401 Anabolic steroids, See ANABOLIC STEROIDS Marijuana, See MARIJUANA Prescription drug monitoring program, 71-2454 to 71-2456 **Correction facilities, detention** facilities, and jails, prescription relabeling and redispensing, 71-2453 Counseling, Drug abuse counselors, See

DRUGS AND MEDICINE –Cont'd **Counseling** –Cont'd Pharmacist duties, 38-2869 County drug law enforcement, 28-1439.02 to 28-1439.05 Board, created, 28-1439.03, 28-1439.05 Drug education purposes, defined, 28-1439.04 Drug enforcement purposes, defined, 28-1439.04 Forfeited property and money, disposition, Article VII, section 5, Constitution of Nebraska Fund, 28-1439.02 **Crack.** See CONTROLLED SUBSTANCES ACT, UNIFORM; 28-401 Crimes and offenses involving, See CRIMES AND OFFENSES Dispensing, Automated medication systems. See AUTOMATED MEDICATION SYSTEMS ACT; 71-2444 Cancer drugs, dispensing donated drugs, See CANCER DRUG **REPOSITORY PROGRAM ACT; 71-**2422 Community health center, prescription relabeling and redispensing, 71-2431 Correctional facilities, detention facilities, and jails, prescription relabeling and redispensing, 71-2453 Delegated dispensing permits, See PHARMACY PRACTICE ACT; 38-2801 Generic substituting, See DRUG PRODUCT SELECTION ACT, NEBRASKA; 71-5401.01 Immunosuppressant drugs, dispensing donated, See IMMUNOSUPPRESSANT DRUG **REPOSITORY PROGRAM ACT: 71-**2436 Pharmacies, See PHARMACIES Pharmacists, See PHARMACISTS Driving under the influence, 60-6,196 to 60-6,211.08, See also DRUNK DRIVING

Drug schedules, controlled substances, 28-405 Emergency box drugs, See EMERGENCY BOX DRUG ACT; 71-2410 Employee, drug testing, 48-1901 to 48-1910, See also DRUG AND ALCOHOL TESTING Forfeiture of property and money, 28-431 Law enforcement agency, receipt, 28-1475.01 Proceeds, how treated, Article VII, section 5. Constitution of Nebraska, 28-1439.02 Fund, County Drug Law Enforcement and Education, 28-1439.02 Generic drugs, Selection, See DRUG PRODUCT SELECTION ACT, NEBRASKA; 71-5401.01 Workers' compensation benefits, preference, 48-120.03, See also WORKERS' COMPENSATION ACT. NEBRASKA Imitation controlled substances, Determination, 28-445 Penalties, 28-445 **Immunizations**, See IMMUNIZATIONS Informants, expenses, 28-429, 28-1439.02 to 28-1439.05 Insulin, sales and use tax exemption, 77-2704.09 Insurance, choice of pharmacy, limitation, 44-783 Jails, permission for inmate to leave for treatment of drug or alcohol abuse, 47-401 Level analysis, See DRUG AND ALCOHOL TESTING Liability of practitioners, 28-414.06 Marijuana, See MARIJUANA Medical equipment, sales and use tax exemption, 77-2704.09 Narcotic drugs, use authorized, when, 28-412, 28-414 Optometrists, use of pharmaceuticals, 38-2610, 38-2613

DRUGS AND MEDICINE –Cont'd Pain management, use in, 71-2418 to 71-2420 Paraphernalia, 28-439 to 28-444 Pathogenic microorganisms, sale and distribution, 71-1801 to 71-1805 Pharmacies, See PHARMACIES Pharmacists, See also PHARMACISTS Drug utilization review, duties, 38-2869 Poisons. See POISONS Prescription drugs. Prescription drug that are controlled substances, monitoring program, 71-2454 to 71-2456 Sales and use tax exemption, 77-2704.09 Wholesale distributor license. See WHOLESALE DRUG DISTRIBUTOR LICENSING ACT; 71-7427 Prescriptions. Automated medication systems, See AUTOMATED MEDICATION SYSTEMS ACT; 71-2444 Cancer drugs, dispensing donated drugs, See CANCER DRUG **REPOSITORY PROGRAM ACT; 71-**2422 Community health center, prescription relabeling and redispensing, 71-2431 Controlled substances, 28-414 to 28-414.03, See also CONTROLLED SUBSTANCES ACT, UNIFORM Correctional facilities, detention facilities, and jails, prescription relabeling and redispensing, 71-2453 Duration, transmission, 38-2870 Generic drugs, this heading Health insurance, See HEALTH CARE PI ANS Immunosuppressant drugs, dispensing donated, See IMMUNOSUPPRESSANT DRUG **REPOSITORY PROGRAM ACT; 71-**2436

Mail purchases, Contact lenses, See MAIL ORDER CONTACT LENS ACT; 69-301 Prescriptions drugs, See MAIL SERVICE PHARMACY LICENSURE ACT; 71-2406 Medicaid, See MEDICAL ASSISTANCE ACT; 68-901 Prescription drugs, See MEDICAID PRESCRIPTION DRUG ACT; 68-950 Medical order, duration, transmission. 38-2870 Pharmacies, See PHARMACIES Pharmacists, See PHARMACISTS Preferred providers, See HEALTH CARE PLANS Prescription drug information card or other technology, requirements, 44-7,101 Requirements relating to, See PRESCRIPTION DRUG SAFETY ACT 71-2457 Prosthetic devices, sales and use tax exemption, 77-2704.09 Rehabilitative services, narcotic drugs, use in detoxification or maintenance, 28-412 **Reimbursement by insurance**, 44-513.02 Rules and regulations, 38-2899 Sales and use tax exemption, 77-2704.09 Schedules, controlled substances, 28-405 Schools provide health education, 79-712 Taxation, See MARIJUANA AND CONTROLLED SUBSTANCES TAX; 77-4301 Testing for use of, See DRUG AND ALCOHOL TESTING Veterinary medicines, Sales and use tax exemption, 77-2704.41 Veterinary drug distributors, See VETERINARY DRUG DISTRIBUTION LICENSING ACT; 71-8901

Wholesale distributor license, See WHOLESALE DRUG DISTRIBUTOR LICENSING ACT; 71-7427 DRUNK DRIVING See generally TRANSPORTATION Aircraft, operation under the influence, Chemical tests, 28-1471, 28-1472 Implied consent to, 28-1470 Refusal, consequences, 28-1472 to 28-1474 Prohibited, 28-1465, 28-1466 Penalties, 28-1467 to 28-1469 Boats or personal watercraft, operation under the influence, Chemical testing, Blood sample, withdrawing requirements, 37-1254.06 Chemical tests, Administration of test, 37-1254.04 Breath test omitted, effect, 37-1254.08 Evidence, use of, 37-1254.05 Fee, violation of ordinance, 37-1254.07 Implied consent to chemical test, this heading Rights of driver, 37-1254.11 During court-ordered prohibition, 37-1254.10 Prohibited, 37-1254.01, 37-1254.03 Penalties, 37-1254.09, 37-1254.10.37-1254.12 Sentencing, 37-1254.11 Convicted person, rights, 37-1254.11 Prior convictions, effect, 37-1254.11 Continuous alcohol monitoring device, 60-614.01 Court order including, 60-6,197.03 Violations, penalty, 60-6,211.05 Driver's and commercial driver's license. Chemical tests, 60-498.01, 60-498.02

DRUGS AND MEDICINE –Cont'd

Commercial driver, 60-4,164 to 60-4,166 Sworn report, electronic submission, 60-498.01, 60-4,164 Driving under the influence, Commercial driver, 60-4,163, 60-4,167 to 60 to 4,168 Driving on revoked license, 60-6.197.01 Penalties, 60-6, 197.03 Second and subsequent violations, restrictions, 60-6,197.01 Employment driving permits, 60-4,129, 60-4,130, See also EMPLOYMENT DRIVING PERMITS Ignition interlock, Ignition interlock device and permit, this heading Impoundment, when, 60-6,211.02, 60-6,211.03 Reinstatement, See also MOTOR VEHICLE OPERATOR'S LICENSE ACT; 60-462 Board of Pardon, powers, 60-6,209, 83-1,127, 83-1,127.02, 83-1,129 Ignition interlock requirements, 60-6,209 Revocation. Administrative. Additional revocation period, when, 60-498.01 Appeal, 60-498.04 Authorized, 60-498.01, 60-498.02 Confiscation, when, 60-498.01 Hearing, 60-498.01 Ignition interlock permit, application for and restriction, 60-498.01, 60-498.02 Notice of director's decision, 60-498.03 Request for revocation hearing, 60-498.01 Authorized, 60-6, 197.03 Lifetime revocation, reduction, 60-6.211

DRUNK DRIVING –Cont'd Employment driving permit, 60-4,129, 60-4,130, See also EMPLOYMENT DRIVING PERMITS Fatality, chemical test required, 60-6.102.60-6.104 Ignition interlock device and permit, Administrative revocation, application for and restriction, 60-498.01, 60-498.02 Device, use authorized, 60-6, 197.01 Conditions, 60-6,211.05, 83-1.127.02 Fund, Department of Motor Vehicles Ignition Interlock, 60-6,211.05 Juvenile offender, not eligible, 43-287, 60-498.01 License reinstatement, required when, 60-6,209 Operation restriction, 60-498.02 Permit, 60-498.02, 60-4,118.06, 83-1.127.02 Revocation by director, when, 60-4,118.06 Point system, effect, 60-497.01 Violations, penalties, 60-6,211.05, 60-6,211.11, 83-1,127.02 Implied consent to chemical test, Aircraft, 28-1470 Boats or personal watercraft, 37-1254.02, 37-1254.04, 37-1254.09 City or village ordinance authorized, 60-6.197.07 Commercial drivers, 60-4,164, 60-4.166 Minors. 60-6.211.02 Motor vehicles. Administrative revocation, 60-498.01, 60-498.02 Court revocation, 60-6,197 to 60-6,197.05 Incapable of refusal, effect, 60-6,200 Minors, 60-6,211.02 Intoxicated person is criminally responsible, 29-122 Laboratory testing permit, 60-6,201 Military, court-martial offense, 55-470

Minors, under age twenty-one, zero alcohol tolerance, Implied consent to chemical test, 60-6,211.02 Expungement, 60-6,211.06 Impounded operator's license, 60-6,211.02, 60-6,211.03 Prohibited acts, 60-6,211.07 Return, 60-6,211.07 Other laws applicable, 60-6,211.04 Permitted alcohol levels, 60-6,211.01 Motor vehicle accident. Causing serious bodily injury, penalty, 60-6,198 Pregnant woman, enhanced penalty, 28-115 Homicide, motor vehicle, penalties, 28-306, 28-394 Not eligible for probation or suspended sentence, 60-6.197.09 Motor vehicles, operation under the influence. Chemical testing, Blood sample of operator, Use as evidence, 60-6,210 Use as evidence in criminal prosecution, 60-6,201 Withdrawing requirements, 60-6,202 Chemical tests. Administration of test, 60-6,201, 60-6,202 Breath test omitted, effect, 60-6,204 Evidence, use of, 60-6,201, 60-6,210 Fee, violation of ordinance, 60-6,201, 60-6,203 Implied consent to chemical test, this heading Rights of driver, 60-6,199 Conviction, pardon, procedure, 60-6,209 Prohibited, 60-6, 196 City or village ordinance authorized, 60-6, 197.07 Penalties, 28-115, 28-1254, 60-6.197.03 to 60-6.198. See also CRIMES AND OFFENSES

DRUNK DRIVING –Cont'd Motor vehicles, operation under the influence –Cont'd. Prohibited -Cont'd, Penalties -Cont'd Court orders, 60-6, 197.03 Restrictions, 60-6, 197.01 Sentencing, Presentence evaluation. requirements, 60-6, 197.08 Pretrial diversion, not allowed, 29-3604 Prior convictions, effect, 60-6,196.01, 60-6,197.02, 60-6,197.03 Parole eligibility, 83-1,112.01 Personal watercraft, Boats or personal watercraft, this heading Public education campaign, 60-6,197.10 Railroads, locomotive operators and conductors, intoxication, prohibited, 74-921 Snowmobiles, operation under the influence, prohibited, 60-6,337 Zero tolerance, Minors, this heading DRY BEAN RESOURCES ACT See generally GRAIN Act, how cited, 2-3735 Commission, Dry Bean, Acts prohibited, 2-3754 Contracts, authorized, 2-3761 Created, 2-3745 Districts, 2-3746 Employees, 2-3752 Meetings, 2-3751 Members. Appointment, 2-3746, 2-3747 Candidacy lists, 2-3746, 2-3747 Expenses, reimbursement, 2-3751 Qualifications, 2-3745 to 2-3747 Removal, 2-3750 Terms, 2-3748 Vacancy, how filled, 2-3749 Officers, 2-3751 Powers and duties, 2-3753 Report, 2-3762

Definitions. 2-3737 to 2-3744 Districts, grower, 2-3746 Fee. Adjustments, 2-3755 Collection, 2-3757, 2-3759 Payment, 2-3755 Pledge or mortgage, effect, 2-3756 Prohibited, when, 2-3758 First purchaser, duties, 2-3759 Fund, Dry Bean Development, Utilization, Promotion, and **Education**. 2-3763 Grain dealers, See GRAIN DEALER ACT; 75-901 Intent, 2-3736 Records, 2-3759 Report, 2-3762 Research and development, restricted, 2-3764 Violations, penalty, 2-3765

Е

EARLY CHILDHOOD EDUCATION See generally EDUCATION Council, Early Childhood **Interagency Coordinating**, 43-3401 to 43-3403 Day care, See CHILD CARE Definitions, 79-1101 **Discrimination prohibited**, See EQUAL OPPORTUNITY IN EDUCATION ACT, NEBRASKA; 79-2,114 Endowment. Early Childhood Education Endowment Board of Trustees. 79-1104.03.79-1104.04 Nebraska Early Childhood Education Endowment, 79-1104.01 Funds. Early Childhood Education Cash Fund. 79-1104.01 Early Childhood Education Endowment Fund, 79-1104.01, 79-1104.02, 79-1104.05 Grant program, Early Childhood Education Grant Program, 79-1103, 79-1104.02

EARLY CHILDHOOD EDUCATION -Cont'd

Office for child development and early childhood education services, 43-2619, See also QUALITY CHILD CARE ACT

Parents of newborns, educational packet for, See READ, EDUCATE, AND DEVELOP YOUTH ACT, NEBRASKA; 79-1901

Programs,

Licensing requirements, See CHILD CARE LICENSING ACT; 71-1908 Quality assessment, See STEP UP TO

QUALITY CHILD CARE ACT; 71-1952 Programs, intent, 79-1101

School districts, prekindergarten programs,

Child, enrollment age, 79-101, 79-214

Requirements, 79-1104

Transportation services, 79-1104 **Special education**,

Early intervention, See EARLY INTERVENTION ACT; 43-2501 Requirements, 79-1131 to 79-1136, See also SPECIAL EDUCATION ACT

Training, Early Childhood Training Center, 79-1102

EARLY INTERVENTION ACT

See generally EDUCATION Act, how cited, 43-2501 Billing system, statewide, 43-2511 Collaborating agencies, duties, 43-2507 Definitions, 43-2505 Department, duties, 43-2507 to 43-2510 Disabled persons, See DISABLED PERSONS Early Childhood Interagency Coordinating Council, duties, 43-3401 to 43-3403 Educational service units, billing system, participation required, 43-2511

Entitlements, 43-2507.01

Hearing screening test, referral guidelines, 71-4743 Intent, 43-2502 to 43-2503 Medicaid funds, certification, 43-2515 Medicaid waiver, 43-2508 Planning team, interagency, 43-2512 **Policy**, 43-2502.04 Rules and regulations, 43-2516 Schools, billing system, participation required, 43-2511 Services, 43-2507, 43-2511.01 Special education requirements, grants for programs, 43-2507.02 Special grant funds, designation, 43-2513 **EARLY VOTING** See generally ELECTIONS Acts prohibited, 32-951 Agent, pick up ballot, procedure, 32-943 Armed forces members and families, special procedure, 32-939.02 Authorized, when, 32-938 to 32-939.02 Ballots. Application form, publication of, 32-808 Citizens residing outside the state or country, 32-939, 32-939.02, 32-940 Federal Write-In Absentee Ballot, 32-939.02 Delivery, 32-808, 32-947 Deposit in ballot box, 32-949

Destroyed, lost, or not received, 32-

949.01 Forging initials on ballots, 32-1516

Issuance, duties, 32-948

Rejected ballots, 32-950

Request procedures and requirements, 32-941 to 32-943, 32-945

Return procedure, 32-949 Sealing of ballots, 32-1030

Voter duties, 32-949

EARLY VOTING -Cont'd Counting board for early voting, appointment, duties, 32-1027 Credit union, voting rights, 21-1750, See also CREDIT UNION ACT Deadlines, 32-941, 32-943 Election falsification, penalty, 32-1502 Elections generally, See ELECTION ACT; 32-101 Federal Write-In Absentee Ballot, use of. 32-939.02 Homeless person. 32-946 Hospital patients, 32-944 Identification envelope, 32-947 Military personnel and families, special procedure, 32-939.02 Nursing home residents, 32-944 Oath, 32-947 Record of early voters, open to public, 32-948 Registration, 32-939 to 32-940 Residence. Determination of. 32-946 Kept confidential, when, 32-331 Outside of the state or country, eligibility, procedure, 32-939, 32-939.02 Special ballot, 32-939.02 Victim or potential victim of crime, Address and phone confidential, 32-331 Application as early voter, 42-1207, See also ADDRESS CONFIDENTIALITY ACT Violations, penalty, 32-1502, 32-1539 ECONOMIC DEVELOPMENT See generally BUSINESS AND COMMERCE Agriculture. Agritourism, promotion of, See AGRITOURISM PROMOTION ACT, NEBRASKA; 82-601 Checkoff boards, See CHECKOFF BOARDS Department of Agriculture activities,

See AGRICULTURAL PRODUCTS MARKETING ACT, NEBRASKA; 2-3801

Farm career incentives, See **BEGINNING FARMER TAX CREDIT** ACT; 77-5201 Financing through NIFA, 58-202, 58-242, See also INVESTMENT FINANCE AUTHORITY ACT. NEBRASKA Livestock production, livestock friendly county designation, See LIVESTOCK GROWTH ACT; 54-2801 Promotion and development program, 2-3815 Rural areas, this heading Tax incentive, See NEBRASKA ADVANTAGE MICROENTERPRISE TAX CREDIT ACT; 77-5903 Value-added agriculture, innovation in, See BUSINESS INNOVATION ACT; 81-12,152 Wine industry, See GRAPE AND WINERY BOARD, NEBRASKA; 53-30 Biotechnology, Biotechnology Development Cash Fund. 50-501 Development of statewide strategic plan for, 50-501 **Bonds.** See BONDS Community development, See COMMUNITY DEVELOPMENT Authorities and limited authorities authorized for municipalities, See COMMUNITY DEVELOPMENT LAW: 18-2101 Community betterment organization. See COMMUNITY DEVELOPMENT ASSISTANCE ACT; 13-201 Housing, See AFFORDABLE HOUSING ACT, NEBRASKA; 58-701 Low-income community capital or equity investment, tax credit incentives for, See NEW MARKETS JOB GROWTH INVESTMENT ACT; 77-1101 **Department**, See ECONOMIC DEVELOPMENT, DEPARTMENT OF Development services, Benefit corporations, See BENEFIT CORPORATION ACT, NEBRASKA; 21-401

ECONOMIC DEVELOPMENT –Cont'd **Development services** –Cont'd Political subdivision programs, Development districts, See **DEVELOPMENT DISTRICTS; 13-**1901 Enterprise zones, See ENTERPRISE ZONE ACT; 13-2101 Small businesses, See SMALL BUSINESS INCUBATOR ACT. NEBRASKA; 72-1701 State programs, Business development, See BUSINESS DEVELOPMENT PARTNERSHIP ACT; 81-1272; **BUSINESS INNOVATION ACT; 81-**12,152; INVEST NEBRASKA ACT; 77-5501; OPERATIONAL ASSISTANCE ACT, NEBRASKA; 81-12,129 Nebraska-based growth business pilot project, See SMALL **BUSINESS INNOVATION ACT; 81-**12 136 NIFA. See INVESTMENT FINANCE AUTHORITY ACT, NEBRASKA; 58-201 Venture capital, See OPERATIONAL ASSISTANCE ACT, NEBRASKA; 81-12.129 **Distressed areas. business** development, See BUSINESS INNOVATION ACT; 81-12,152 **Districts**, See DEVELOPMENT DISTRICTS; 13-1901 **Economic forecasting**, See ECONOMIC FORECASTING Education, postsecondary, legislative priorities, 85-1428, 85-1429 Financing, High Growth Business Development, 81-1213.01 Intergovernmental cooperation, NIFA, See INVESTMENT FINANCE AUTHORITY ACT, NEBRASKA; 58-201

Political subdivision programs, Bonds. Industrial development, 13-1101 to 13-1110 Municipal, See LOCAL OPTION MUNICIPAL ECONOMIC DEVELOPMENT ACT; 18-2701 Business improvement districts, See BUSINESS IMPROVEMENT DISTRICT ACT; 19-4015; LOCAL OPTION MUNICIPAL ECONOMIC DEVELOPMENT ACT; 18-2701 Business incentives, See LOCAL OPTION MUNICIPAL ECONOMIC DEVELOPMENT ACT; 18-2701 Counties and municipalities, powers, Article XIII, section 2. Constitution of Nebraska, 13-1101 to 13-1110 Development districts, See **DEVELOPMENT DISTRICTS; 13-**1901 Nonprofit enterprise development, Article XIII. section 4. Constitution of Nebraska, 13-1101 to 13-1110 Public-private cooperation, Business development, See **BUSINESS INNOVATION ACT; 81-**12,152 NIFA. See INVESTMENT FINANCE AUTHORITY ACT, NEBRASKA; 58-201 State programs, Business development, See BUSINESS DEVELOPMENT CORPORATION ACT, NEBRASKA; 21-2101 Convention centers, Facility financing, See CONVENTION CENTER FACILITY FINANCING ASSISTANCE ACT; 13-2601 Municipal grants for civic, community, and recreation centers and historic buildings, See CIVIC AND COMMUNITY CENTER FINANCING ACT; 13-2701

ECONOMIC DEVELOPMENT -Cont'd Financing –Cont'd, State programs –*Cont'd* Industrial development, See INDUSTRIAL DEVELOPMENT CORPORATION ACT, NEBRASKA; 21-2301 Municipal grants for civic, community, and recreation centers and historic buildings, See CIVIC AND COMMUNITY CENTER FINANCING ACT; 13-2701 Redevelopment, See REDEVELOPMENT ACT, NEBRASKA; 58-501 Sports arena facilities, See CONVENTION CENTER FACILITY FINANCING ASSISTANCE ACT; 13-2601; SPORTS ARENA FACILITY FINANCING ASSISTANCE ACT; 13-3101 Tax increment financing, 18-2147 to 18-2153, See also COMMUNITY DEVELOPMENT Industrial development, Bonds, 13-1101 to 13-1110 Business development, See **BUSINESS INNOVATION ACT; 81-**12,152 Counties, powers, Article XIII, section 2, Constitution of Nebraska, 13-1101 to 13-1110 Development districts, 13-1901 to 13-1907 Financing, this heading Industrial areas, 13-1111 to 13-1120 Municipalities, powers, funding, Article XIII, section 2, Constitution of Nebraska, 13-1101 to 13-1110 Political subdivision, significant entity closure or downsizing, assistance, 81-1213 Sewer systems, See COUNTY INDUSTRIAL SEWER CONSTRUCTION ACT; 23-3601; SEWERS AND SEWER DISTRICTS Site and building development, See SITE AND BUILDING DEVELOPMENT ACT; 81-12,144

Water use, permit requirements, See INDUSTRIAL GROUND WATER **REGULATORY ACT; 46-675** Innovation and entrepreneurship, Business development, See **BUSINESS INNOVATION ACT; 81-**12.152 Nebraska-based growth business pilot project, See SMALL **BUSINESS INNOVATION ACT; 81-**12,136 Job training and training programs, Benefit corporations, See BENEFIT CORPORATION ACT, NEBRASKA; 21-401 Enterprise zones, priority, 81-1201.21 General assistance, 68-151 to 68-155 Grants, Business may apply, 81-1201.21, 81-1202 to 81-1210 Internships, 81-1210.01 to 81-1210.03 Job training reimbursement, See TELEWORKER JOB CREATION ACT; 48-3001 Poverty areas, training grants, 81-1201.21, 81-1202 to 81-1210 Labor and employment, See LABOR AND EMPLOYMENT Mines and minerals, See MINES AND MINERALS Motor fuels. Nonhighway use, exempt from taxes, claim for refund, 66-726. See also MOTOR FUEL TAXES Rebate for clean-burning motor vehicle fuel property, See CLEAN-BURNING MOTOR FUEL DEVELOPMENT ACT, NEBRASKA; 66-201 **Revenue projections**, See ECONOMIC FORECASTING Rural areas. Agritourism, promotion of, See AGRITOURISM PROMOTION ACT, NEBRASKA; 82-601

ECONOMIC DEVELOPMENT –Cont'd Rural areas –Cont'd

Energy development project, See RURAL COMMUNITY-BASED ENERGY DEVELOPMENT ACT; 70-1901

Job training and training grants, 81-1201.21, 81-1202 to 81-1210

Job training reimbursement, See TELEWORKER JOB CREATION ACT; 48-3001

Livestock production, livestock friendly county designation, See LIVESTOCK GROWTH ACT; 54-2801

Nebraska Development Network Program, 81-3607, 81-3608

Partnership for Rural Nebraska, 81-3609

Public power districts, grants or loans, 70-625

Tax incentives, *See* NEBRASKA ADVANTAGE RURAL

DEVELOPMENT ACT; 77-27,187 Tax incentives for new jobs, See RURAL ECONOMIC

OPPORTUNITIES ACT; 77-5401 Veterinarians, incentive for certain rural, See FOOD SUPPLY ANIMAL VETERINARY INCENTIVE PROGRAM ACT: 54-501

Tax incentives,

Data center businesses, 77-202, 77-2704.62

Employment and investment growth, See EMPLOYMENT AND INVESTMENT GROWTH ACT; 77-4101

Employment expansion, See INVEST NEBRASKA ACT; 77-5501; NEBRASKA ADVANTAGE RURAL DEVELOPMENT ACT: 77-27.187

Income tax credits for investment in high-technology fields, See ANGEL INVESTMENT TAX CREDIT ACT; 77-6301

Low-income community capital or equity investment, tax credit incentives for, See NEW

MARKETS JOB GROWTH INVESTMENT ACT; 77-1101 Manufacturing machinery and equipment, sales tax exemption, 77-2704.22 Microenterprise, See NEBRASKA ADVANTAGE MICROENTERPRISE TAX CREDIT ACT; 77-5901 New businesses, See NEBRASKA ADVANTAGE ACT; 77-5701 Quality jobs, See INVEST NEBRASKA ACT; 77-5501; QUALITY JOBS ACT; 77-4901 Research and development, See NEBRASKA ADVANTAGE RESEARCH AND DEVELOPMENT ACT; 77-5801 Rural area, See NEBRASKA ADVANTAGE RURAL DEVELOPMENT ACT; 77-27,187 New jobs, See RURAL ECONOMIC **OPPORTUNITIES ACT; 77-5401** Tourism attraction or redevelopment project, See NEBRASKA ADVANTAGE TRANSFORMATIONAL TOURISM AND REDEVELOPMENT ACT; 77-1001 Tourism, See TOURISM Transportation, See TRANSPORTATION ECONOMIC DEVELOPMENT,

DEPARTMENT OF See generally STATE GOVERNMENT Actions between agencies, costs, 25-1808, 25-1809 Advisory committee, 81-1201.07 Business hours, 81-113 **Collection agency, contracts** authorized, 45-623 Committee, housing advisory committee, 81-1281 Compensation, 81-117 to 81-117.02 Contested cases, 84-917 to 84-919, See also ADMINISTRATIVE PROCEDURE ACT **Contracts,** See STATE GOVERNMENT Created, 81-101, 81-1201.02 Definitions, 81-1201.01

ECONOMIC DEVELOPMENT. **DEPARTMENT OF** –Cont'd Deputies, appointment, 81-107, 81-1201.03 Director. Appointment, 81-102, 81-1201.03 Bond or insurance, 81-111 Compensation, 81-103 Restrictions on office holding or employment, 81-108 Term, 81-109 Divisions, 81-1201.07 **Business Recruitment Division**, 81-1201.15 Community and Rural Development Division, 81-1201.16 Coordination of duties, 81-1201.19 **Existing Business Assistance** Division, 81-1201.14 Duties, 81-1201.02, 81-1201.11 to 81-1201.16, See also ECONOMIC DEVELOPMENT Affordable Housing Act, Nebraska, 58-701 Angel Investment Tax Credit Act, 77-6301 **Business Development Partnership** Act. 81-1272 Business Innovation Act, 81-12,152 **Civic and Community Center** Financing Act, 13-2701 **Community Development** Assistance Act, 13-201 Development Network Program, Nebraska, 81-3607, 81-3608 Enterprise Zone Act. 13-2101 High Growth Business Development Cash Fund, 81-1213.01 Internships, 81-1210.01 to 81-1210.03 Job training and training grants, 81-1201.21, 81-1202 to 81-1210 Operational Assistance Act. Nebraska, 81-12,129 Partnership for Rural Nebraska, 81-3609 Site and Building Development Act, 81-12.144 Small Business Innovation Act, 81-12,136

Status report, 81-1201.11 Teleworker Job Creation Act, 48-3001 Economic development, See ECONOMIC DEVELOPMENT Eminent domain, See EMINENT DOMAIN Displaced persons, See RELOCATION ASSISTANCE ACT; 76-1214 Employees, See also STATE OFFICERS AND EMPLOYEES Appointment, 81-1201.03 Fees, authorized, 81-1222.02 Funds. Administrative Cash Fund, 81-1201.22 Expenditure, procedure, 81-104 High Growth Business Development Cash Fund, 81-1213.01 Job Training Cash Fund, 81-1201.21 Lead-based Paint Hazard Control Cash Fund, 81-1211 Performance Review Revolving Fund. 81-1201.10 Petty cash fund, 81-104.01 Investigatory powers, 81-119 Lead-based paint hazard control, grants for, 81-1211 Leases, authorized, 81-1222.02 Legal actions and proceedings, interagency, costs, 25-1808, 25-1809 Mailing requirements, Central mailing room, 81-164 to 81-171 Electronic postmark, 86-644 Meetings, open, See OPEN MEETINGS ACT; 84-1407 Mileage, reimbursement, 81-1176 Nepotism, prohibited, 49-1499.07 **Oath**, 81-110 Payments by electronic payment authorized, 81-118.01 Performance review, 81-1201.10 Powers, administrative, 81-1311 Public records. Access, 84-712 to 84-712.09, See also PUBLIC RECORDS Settled claims, requirements, 84-713

ECONOMIC DEVELOPMENT. **DEPARTMENT OF** –Cont'd Purchase of goods and services, payment for, See PROMPT PAYMENT ACT; 81-2401 Receipts, treatment, 81-118 **Recycling program**, See STATE GOVERNMENT RECYCLING MANAGEMENT ACT; 81-1183 Reports to the Legislature, electronic, requirements, 50-114.03 Requisitions, procedure, 81-159 Rulemaking, See ADMINISTRATIVE PROCEDURE ACT; 84-901; NEGOTIATED RULEMAKING ACT; 84-921 Rules and regulations, 81-112, 81-1201.20 Seal, 81-114 Securities, requirements for safekeeping, 81-120 Strategies, development, 81-1201.09, 81-1201.10 Subpoena power, civil investigations, 81-119 Surplus property sale, procedure, 81-161.04 Volunteers, payments authorized, 81-1182.01 ECONOMIC FORECASTING See generally TAXATION Board, Nebraska Economic Forecasting Advisory, 77-27,156 to 77-27,159 **Revenue projections for General** Fund of state, Actual receipts, 77-4602 Estimate of net receipts, 77-4601 Fiscal analyst, duties, 77-4601, 77-4603 Special session of Legislature, effect, 77-4603 Tax Commissioner, duties, 77-4601 to 77-4603 Tax Commissioner, provide information to Legislative Fiscal Analyst, 77-27,119.02

EDUCATION See generally HUMAN AFFAIRS Bridge programs, Definitions, 79-1190 Grant recipient, Collect and provide data, 79-1193 Funding from available public assistance, 79-1195 Grants to establish, 79-1191 Funding from Education Innovation Fund, 9-812 Process for awarding, priority, 79-1192 Intent, 79-1189 Rules and regulations, 79-1194 Sections, terminate when, 79-1196 Discrimination or affirmative action prohibited in public education, Article I, section 30, Constitution of Nebraska Early childhood, See EARLY CHILDHOOD EDUCATION Child care programs, See CHILD CARE Educational services, See **EDUCATIONAL TELECOMMUNICATIONS** Elementary and secondary education, See ELEMENTARY AND SECONDARY EDUCATION Accreditation of schools, See ACCREDITATION OF SCHOOLS Curriculum, See SCHOOL CURRICULUM Multicultural, See MULTICULTURAL EDUCATION PROGRAM Safety, See SAFETY CENTER, **NEBRASKA** Educational service units, See EDUCATIONAL SERVICE UNITS Employee retirement system, See CLASS V SCHOOL EMPLOYEES RETIREMENT ACT; 79-978; SCHOOL EMPLOYEES RETIREMENT ACT; 79-901 Enrollment option program, See ENROLLMENT OPTION PROGRAM Home schools, See HOME SCHOOLS Kindergarten, See KINDERGARTEN

EDUCATION -Cont'd Elementary and secondary education -Cont'd Learning communities, See LEARNING COMMUNITIES Private schools, See PRIVATE SCHOOLS School administrators, See SCHOOL **ADMINISTRATORS** School boards, See SCHOOL BOARDS School districts, See SCHOOL DISTRICTS School finance. See SCHOOL FINANCE Bonds, See SCHOOL DISTRICT BONDS School organization and reorganization, See SCHOOL DISTRICT ORGANIZATION School transportation, See SCHOOL TRANSPORTATION Schools, accreditation of, See ACCREDITATION OF SCHOOLS Students, See STUDENTS Disabled, See SPECIAL EDUCATION Teachers. See TEACHERS Vocational education, See VOCATIONAL EDUCATION Postsecondary education, See POSTSECONDARY EDUCATION Colleges, See PRIVATE COLLEGES; STATE COLLEGES Community colleges, See COMMUNITY COLLEGES Financial aid, See FINANCIAL AID FOR POSTSECONDARY EDUCATION STUDENTS Universities, See UNIVERSITY OF **NEBRASKA** Promoting arts, sciences, and knowledge, Benefit corporations, See BENEFIT CORPORATION ACT, NEBRASKA; 21-401 Special education, See SPECIAL **EDUCATION** Statewide vision for education, 50-426, 50-427

Study and report of postsecondary education affordability, 50-428 Study and report of State Lottery Act funds dedicated to education, 50-425 Telecommunication, See EDUCATIONAL TELECOMMUNICATIONS Vocational education, See VOCATIONAL EDUCATION EDUCATION, STATE DEPARTMENT OF See generally STATE GOVERNMENT Actions botwoon agoncies

Actions between agencies, costs, 25-1808, 25-1809 Board of Education, State, Article VII, sections 2 to 4, Constitution of Nebraska, 79-301 Citizenship education, neglect of, effect, 79-724 Compensation, 79-317 Contracts, See STATE GOVERNMENT Directories, publish, 79-319 Districts, 79-311, 79-312 Election, 32-511, 79-310 Federal educational programs and services, 79-319, 81-910, 81-911 Federal funds, distribute, 79-319 Financial aid, trust funds, 79-2,106, 79-318 Impeachment, 79-316 Innovation grant program, duties, 79-1054 Insurance, 79-320 Meetings, 79-317 Open, 79-317, See also OPEN MEETINGS ACT: 84-1408 Members, election, 32-511, 79-310 Officers, 79-315 Powers and duties, 79-301, 79-318 to 79-321, 79-866 Qualifications, 79-313 Special education, duties, 79-319 Terms, 32-571 Vacancies, Article IV, section 11, Constitution of Nebraska, 79-314 Veterans educational programs, duties, 79-319

EDUCATION. STATE DEPARTMENT OF -Cont'd Board of Education, State -Cont'd Vocational Education. State Board of, replaced, 79-321 Budget, 79-318 Business hours, 81-113 Child development and early childhood education services, office for, 43-2619 **Collection agency, contracts** authorized. 45-623 Commissioner of Education. Article VII, section 4, Constitution of Nebraska, 79-301 Appointment, 79-315 Board of Trustees of the Nebraska State Colleges, member, Article VII, section 13, Constitution of Nebraska Bond or insurance, 81-111 Character education, duty, 79-726 Compensation, 81-103 Deputy, 79-301, 81-107 Eye protective devices, duty, 79-715, 85-901 Powers and duties, 79-301, 79-305, 79-306, 79-315 Qualifications, 79-304 Teacher conferences and institutes, duties. 79-308 Term, 81-109 Vacancy in office, 79-301 Visitation, 79-309, 79-318 Compensation, 81-117 to 81-117.02 Contested cases, 84-917 to 84-919, See also ADMINISTRATIVE PROCEDURE ACT Contracts, See also STATE GOVERNMENT Technology access clause, requirements, 73-205 **Developmental disabilities**, interagency agreements, 79-11,132 **Division of Rehabilitation Services**, 79-11,121 to 79-11,132 Duties. Center for Student Leadership and Extended Learning Act, 79-772

Early Childhood Training Center, 79-1102 Early Intervention Act, 43-2501 Excellence in Teaching Act, 79-8.132 Expanded Learning Opportunity Grant Program Act, 79-2501 Interstate Compact on Educational **Opportunity for Military** Children, 79-2201 to 79-2206 Lindsay Ann Burke Act, 79-2,138 Master Teacher Program Act, 79-8.124 Private Postsecondary Career School Act, 85-1601 Read, Educate, and Develop Youth Act, Nebraska, 79-1901 Special Education Act, 79-1110 Student Discipline Act. 79-254 Suicide awareness and prevention training, 79-2,146 Summer food service program, 79-10,140 to 79-10,142 Superintendent Pay Transparency Act, 79-2401 Tax Equity and Educational Opportunities Support Act, 79-1001 **Early Childhood Education** Endowment Board of Trustees, administrative support for, 79-1104.03 **Educational Technology Center,** 79-1303, 79-1304 **Eminent domain, See EMINENT** DOMAIN Displaced persons, See RELOCATION ASSISTANCE ACT; 76-1214 **Employees,** See also STATE OFFICERS AND EMPLOYEES Insurance, liability, purchase by State Board of Education, 79-320 Establishment, Article VII, section 2, Constitution of Nebraska Evaluation model for educators. grants for, 79-308, 79-309.01 Funds, Department of Education Innovative Grant Fund, 79-1054

EDUCATION. STATE DEPARTMENT **OF** –Cont'd **Funds** –*Cont'd* Expenditure, procedure, 81-104 Petty cash fund, 81-104.01 State Department of Education Cash Fund, 79-1064 State Department of Education Revolving Fund, 79-303 State Department of Education Trust Fund, 79-1063 Gifts. 79-2.106. 79-1063 Legal actions and proceedings, interagency, costs, 25-1808, 25-1809 Mailing requirements, Central mailing room, 81-164 to 81-171 Electronic postmark, 86-644 Meetings, open, See OPEN MEETINGS ACT; 84-1407 Mileage, reimbursement, 81-1176 Nepotism, prohibited, 49-1499.07 Oath. 81-110 Office for child development and early childhood education services, 43-2619 Payments by electronic payment authorized, 81-118.01 Powers, administrative, 81-1311 **Professional Practices** Commission, 79-859 to 79-871 Budget, 79-871 Clerk, 79-862, 79-863 Compensation, 79-861 Court reporter, 79-864 Definitions, 79-860 Employees, 79-862 Expenditures, 79-871 Fund, Professional Practices Commission, 79-810 Intent, 79-859 Investigation, 79-868 Legal counsel, 79-865 Membership, 79-861 Petition by Commissioner of Education, 79-868 Powers and duties, 79-866 Quorum, 79-861 Revocation of certificate, 79-867

Rules and regulations, 79-866, 79-869 Subpoenas, 79-870 Public records, Access, 84-712 to 84-712.09, See also PUBLIC RECORDS Settled claims, requirements, 84-713 Purchase of goods and services, payment for, See PROMPT PAYMENT ACT; 81-2401 Receipts, treatment, 81-118 Records. Public records, this heading **Recycling program**, See STATE GOVERNMENT RECYCLING MANAGEMENT ACT; 81-1183 Reports to the Legislature, electronic, requirements, 50-114.03 Requisitions, procedure, 81-159 Rulemaking, See ADMINISTRATIVE PROCEDURE ACT; 84-901; NEGOTIATED RULEMAKING ACT; 84-921 Rules and regulations, 79-101, 79-2,145, 81-112 Seal, 81-114 Securities, requirements for safekeeping, 81-120 Security director, state school, 79-2.143 to 79-2.145 Student achievement coordinator, duties, 79-11,155 Surplus property sale, procedure, 81-161.04 Volunteers, payments authorized, 81-1182.01 EDUCATIONAL, HEALTH, AND SOCIAL SERVICES FINANCE AUTHORITY ACT, NEBRASKA Act. How cited, 58-801 How construed, 58-851, 58-855, 58-856 Authority, Bylaws, adopt, 58-822 Conflict of interest, 58-820 Created, 58-813

Duties, 58-821

EDUCATIONAL. HEALTH. AND SOCIAL SERVICES FINANCE AUTHORITY ACT, NEBRASKA -Cont'd Authority –Cont'd Executive director, 58-815 Expenses, 58-819 Journal, record actions, 58-852 May receive funding for projects, 58-831 May sue or be sued, 58-825 Meetings, 58-817 Membership, 58-814, 58-817 Office, location, 58-824 Personnel, employ, 58-830 Powers, 58-836 Quorum, 58-817 Resolution, effect, 58-817 Seal. 58-823 Bondholders, enforcement of rights, 58-850 Bonds. Change in name of act, effect, 58-866 Conditions, 58-834 Enforcement of security interest, See GOVERNMENTAL UNIT SECURITY INTEREST ACT, **NEBRASKA**; 10-1101 Federally guaranteed securities, purchase, 58-845 Form, 58-841 Indemnification, 58-841 Issuance, authorized, 58-827, 58-841 Liability insurance purchase authorized, 58-841 Loan programs, 58-857 to 58-865 Proceeds, how used, 58-841 Purchase of securities, 58-844, 58-845 Refunding, 58-846 Resolution, requirements, 58-842 State or political subdivision, no obligation, 58-847 Surety requirements, 58-818 Trust indenture, 58-843 Costs, administrative, 58-835, 58-838 Definitions, 58-803 to 58-812

Eligible institution. 58-807 Private health care institution, 58-808 Private institution of higher education, 58-809 Private social services institution, 58-810 Fund, Nebraska Health Education Loan Repayment, 58-862 Intent and findings, 58-802 Liability, limitation, 58-838 Loan programs, Health Education Assistance Loan Program, Nebraska, 58-857 to 58-862 Student Loan Assistance Program, Nebraska, 58-863 to 58-865 Mortgage, property of authority, 58-832 Pledge of state, 58-854 Project. Combine, 58-837 Convey title, when, 58-840 Joint. 58-836 Loan to, authorized, 58-833, 58-834 Powers of authority, 58-826 Rents or loan payments, use, 58-848 Property, acquisition by authority, 58-839 Records, maintain, 58-816 Rules and regulations, 58-829 Services, authority charge, 58-828 Taxation, authority exempt, 58-853 Trust funds, investment, 58-849 EDUCATIONAL LANDS AND FUNDS, **BOARD OF** See generally STATE GOVERNMENT Branch office, 72-201.03 **Contracts, See STATE GOVERNMENT** Created, Article VII, section 6, Constitution of Nebraska Electronic postmark, use authorized, 86-644 Land office records, custodian of, 84-404 to 84-406 Meetings, 72-201 Membership, 72-201 Powers, 72-201.01, 72-266

72-240.26 Seal, 84-402 State Surveyor, 84-407, See also STATE SURVEYOR EDUCATIONAL SAVINGS PLAN TRUST See generally POSTSECONDARY EDUCATION Advertising materials, restriction, 85-1805 Council, Nebraska Investment, powers and duties, 85-1804 Definitions, 85-1802 Financial report, annual audited, 85-1811 Funds, **College Savings Plan Administrative** Fund. 85-1807 College Savings Plan Expense Fund, 85-1807 College Savings Plan Program Fund, 85-1807 Intent, 85-1801, 85-1814 Nebraska educational savings plan trust. Assets, how treated, 85-1813 Created, 85-1804 Deposit of funds, 85-1807 Participation agreements, Benefits received, tax consequences, 85-1812 Both resident and nonresident eligible, 85-1814 Cancellation, when, effect, 85-1808 Ownership rights, 85-1809 Terms and conditions. 85-1806 Promotional materials, restriction, 85-1805 Rules and regulations, 85-1804 Sections, how construed, 85-1814 State Treasurer, Audit, annual, 85-1811 Powers and duties, 85-1804 Report. 85-1807 Student aid, effect of state loans or grants received, 85-1810

EDUCATIONAL LANDS AND FUNDS.

Report of sales, annual, 50-114.03,

BOARD OF –Cont'd

Tax consequences, Benefits received, 85-1812 Contributions, income tax exemption, 77-2716, 85-1812 EDUCATIONAL SERVICE UNITS See generally ELEMENTARY AND SECONDARY EDUCATION Accreditation of, State Board of Education, duties, 79-318 Administrators, See SCHOOL **ADMINISTRATORS** Audits by Auditor of Public Accounts, when, 84-304 Board, governing, Conflict of interest, duties, 49-1498 to 49-14103.07 Election, 32-515, 32-606 ESU boards. See EDUCATIONAL SERVICE UNITS ACT; 79-1201 Books, Textbooks, this heading Budget, Contents, 79-1226, 79-1227, See also EDUCATIONAL SERVICE UNITS ACT Limit on property tax, 13-518 to 13-522, 77-3446 Requirements, See also BUDGET ACT, NEBRASKA; 13-501 Applicability, 13-517 Tax levy, limitations, 77-3442 to 77-3446 Contract for construction or delivery service, contractor duties, 48-2911, 48-2912, See also EMPLOYEE CLASSIFICATION ACT **Contractor rights to payment**, See CONSTRUCTION PROMPT PAY ACT, **NEBRASKA**; 45-1201 **Discrimination prohibited**, See EQUAL OPPORTUNITY IN EDUCATION ACT, NEBRASKA; 79-2,114 **Duties,** See EDUCATIONAL SERVICE UNITS ACT; 79-1201 Electronic records, authorized, 84-1229

EDUCATIONAL SERVICE UNITS -Cont'd Employees. Expense reimbursement, See LOCAL GOVERNMENT MISCELLANEOUS EXPENDITURE ACT: 13-2201 Retirement, See SCHOOL EMPLOYEES **RETIREMENT ACT; 79-901** Learners with high ability, programs or services, 79-1105 to 79-1108.03 EDUCATIONAL SERVICE UNITS ACT See generally ELEMENTARY AND SECONDARY EDUCATION Act, how cited, 79-1201 Administrator, appointment, 79-1219 Applicability of sections, 79-1230 Audit, 79-1229 Borrowing, authorized, 79-1244 Boundaries, Annual adjustment, 79-1205 Change, procedure, 79-1206 to 79-1211 State Board of Education, duties, 79-1205 Budget, 79-1226, 79-1227 Tax Levy, this heading Core services and technology infrastructure, Core services, 79-1204, 79-1242 Funding, 79-1241.01 Distribution of funds, 79-1241.03 **Council, Educational Service Unit** Coordinating, Audit by Auditor of Public Accounts, when, 84-304 Budget Act, Nebraska, applicable, 13-503 Council director and staff, 79-1247 Created, 79-1245 Public body corporate and politic, 79-1245 Duties, 79-1246 Distance education director, appoint, 79-1247 Funding, 79-1245

Powers and duties. 79-1245. 79-1247, 79-1248, 79-1249 Statewide projects managed by, 79-1241.03 Definitions, 79-1201.01 Distance education needs, provide, 79-1233 Establishment, 79-1202 Funds, receipt of, 79-1224 Governing board, Meetings, 79-1218, See also OPEN MEETINGS ACT: 84-1407 Multidistrict educational service unit. Election, 79-1217 Election districts, establish, 79-1217.01 Location, 79-1220 Membership, 79-1217 Reorganized units, effect, 79-1212, 79-1213 Vacancies, how filled, 79-1217 Single district educational service unit. School board of the school district serves as. 79-1217 Insurance for board members authorized, 79-1232 Loans, authorized, when, 79-1244 Name, 79-1202 Powers and duties, See EDUCATIONAL SERVICE UNITS ACT; 79-1201 Property tax funds, use, 79-1242 Purchases, procedure, 79-1223 Reorganization, Approval, effect, 79-1212, 79-1213 Contracts, limitations, 79-1215 Procedure, 79-1206 to 79-1211 Tax adjustment, 79-1215 Report, 79-1228 Annual financial, 79-1229 Role and mission. 79-1204 Services authorized, 79-1222 Special education, Billing system, participation required, 43-2511 Payments, 79-1231 Statewide projects, Managed by the coordinating council, 79-1241.03

EDUCATIONAL SERVICE UNITS ACT -Cont'd Statewide projects -Cont'd Single district educational service

units, required to participate, 79-1217 Tax levy, Authorized, 79-1224 Limitations, 77-3442 to 77-3446, 79-1225 Reorganization, 79-1215 Taxation and funding, See EDUCATIONAL SERVICE UNITS ACT; 79-1201; SCHOOL FINANCE **Telecommunications**, See **EDUCATIONAL TELECOMMUNICATIONS** Telecomputing resources, provide access to, 79-1233 Tenure, 79-1234 to 79-1239 Textbooks, 79-734 to 79-737, See also SCHOOL CURRICULUM Treasurer, bond or insurance, duties, 79-1221

EDUCATIONAL

TELECOMMUNICATIONS See generally TELECOMMUNICATIONS Applicability of law, 81-1120.24 **Building, Nebraska Educational Telecommunications**, name, 90-115 **Coordination with communications** system of state, 81-1120.24 Education, See EDUCATION Educational services, See EDUCATIONAL TELECOMMUNICATIONS ACT, **NEBRASKA**; 79-1312 Elementary and secondary education. Courses, evaluation, 79-1304 Distance education equipment, reimbursement procedure, 79-1336 Educational Service Unit Coordinating Council, 79-1245 to 79-1249 Educational Technology Center, 79-

1303, 79-1304

Incentives, application procedure, 79-1337 Instructional telecommunications, See EDUCATIONAL TELECOMMUNICATIONS ACT, NEBRASKA; 79-1312 Intent. 79-1302 Technology infrastructure, funding, 79-1241.01, 79-1241.03 Information technology purchases, requirements, 86-520.01, See also INFORMATION TECHNOLOGY INFRASTRUCTURE ACT Network Nebraska, development and maintenance, 86-5,100 Public noncommercial telecommunications, See EDUCATIONAL TELECOMMUNICATIONS ACT, NEBRASKA; 79-1312 **EDUCATIONAL TELECOMMUNICATIONS ACT, NEBRASKA** See generally TELECOMMUNICATIONS Act, how cited, 79-1312 Commission, Nebraska Educational Telecommunications, 79-1313 to 79-1318 Definitions, 79-1314 Eminent domain, 79-1322 Fees. Establish, 79-1317 User, 79-1317 Funds. State Educational Telecommunications Fund, 79-1320 Operation, noncommercial basis, exceptions, 79-1319 Services provided, 79-1319 EGGS See LIVESTOCK

EJECTMENT See generally ACTIONS Answer, 25-2125 Complaint, 25-2124

EJECTMENT –Cont'd Occupying claimants, 25-2128 Plaintiffs, right terminating during action, 25-2127 Tenants in common, 25-2126 ELDERLY PERSONS See SENIOR CITIZENS ELECTION ACT See generally ELECTIONS Absentee voting, See EARLY VOTING Abstract of votes, 32-1034, 32-1035 Act, how cited, 32-101 Age of candidate, 32-602 Age of voter, Article VI, section 1, Constitution of Nebraska, 32-110, 32-312 Applicability of act, 32-102 Arrest, Citation in lieu of, 32-1549, 32-1550 Disturbing election, 32-925 Electors privileged from, when, Article VI. section 5. Constitution of Nebraska, 32-923 Obstruction of polling place, 32-910 Attorney General. Board of state canvassers, 32-1037 Duties, 32-202, 32-203, 32-206 Election, 32-507 Auditor of Public Accounts, Board of state canvassers, 32-1037 Election, 32-507 **Ballot box**, 32-906 Acts prohibited, 32-910, 32-1543, 32-1544 Delivery to election commissioner or county clerk, 32-1001 Deposit of ballot, 32-916, 32-949 Inspection, 32-909 Ballots. Absentee, See EARLY VOTING Costs, 32-204, 32-1201 to 32-1208 Death of candidate, procedure, 32-818 Declination of candidacy, effect, 32-623 Delivery to election worker, 32-232, 32-807, 32-821

Deposit in ballot box. 32-916. 32-949 Disabled voters, assistance, 32-918 Distribution to voter, procedure, 32-914 Early voting, See EARLY VOTING Errors, correction, 32-819 Independent voters, voting at primary election, 32-912 Initialing of ballots, 32-916 Prohibited acts, 32-1516 Instructions to voters, 32-902, 32-947 Numbering, 32-822 Official ballot, Certifications required, 32-801 Requirements, 32-806, 32-817 Statewide general election, 32-812 to 32-815 Statewide primary election, 32-809, 32-810 Overvote, 32-1004, 32-1006 Party tickets, abolished, 32-820 Petition candidates, how designated, 32-617 Political party, designation, 32-610, 32-612, 32-720 Presidential candidate, 32-613, 32-614, 32-620, 32-712 Printing, unauthorized or improper, 32-1521 Provisional, 32-915, 32-915.01, 32-929, 32-1002 Rejected, when, 32-916, 32-1003 to 32-1007 Removal, prohibited, 32-919, 32-1535 Rotation of names and proposals, 32-810, 32-814, 32-815 Sample ballots, 32-803 to 32-805 Spoiled ballots, 32-917, 32-949.01 Supplied by whom, 32-558, 32-805 Unaffiliated voters, voting at primary election. 32-912 Unofficial ballot, use authorized, when, 32-821 Vacancy on ballot, 32-625, 32-627 Validity, 32-1003 Voting systems, this heading Where counted, 32-1010 Withdrawal after filing, effect, 32-622

Ballots -Cont'd Write-in candidates, this heading Board of state canvassers, 32-1037, 32-1038 Calendar, official election, 32-206 Campaign practices, See POLITICAL ACCOUNTABILITY AND DISCLOSURE ACT, NEBRASKA; 49-1401 Candidates. Affidavit of registered voters, 32-611 Age requirements, 32-602 Campaign practices, See POLITICAL ACCOUNTABILITY AND DISCLOSURE ACT, NEBRASKA; 49-1401 Candidate filing form, 32-606 to 32-609 Objections, 32-624 Death, remove name from ballot, 32-818 Declination, procedure, 32-622, 32-623 Defeated at primary, ineligible at general election, exceptions, 32-605 Fees, 32-608 Filing for multiple offices, 32-603, 32-604, 32-1547 Filing requirements, 32-606 to 32-610 Names not on ballot, when, 32-811 Nomination, Affidavit of registered voters, 32-611 By petition, requirements, 32-616 to 32-621 Petition form and signature requirements, 32-628 to 32-632 Candidate filing form, 32-606 Certificate of nomination, 32-1033, 32-1040 Convention or committee, when, 32-721 Declining, procedure, 32-622, 32-623 Lieutenant Governor, procedure, 32-619. 32-619.01 Notification, 32-1033, 32-1040

ELECTION ACT -Cont'd

Political party designation, 32-610 to 32-612, 32-702 Presidential candidates, Certification by national convention, 32-620, 32-712 New political party, 32-620, 32-621 Nonpartisan status, 32-620 Petition candidates, 32-613 Removal of name from ballot. 32-614 Qualifications. 32-602 Restrictions on defeated candidate, 32-605 Term limits, Article III, section 12, and Article IV, sections 1 and 3, Constitution of Nebraska Vacancy on ballot, how filled, 32-625, 32-627 Withdrawal, procedure, 32-622, 32-623 Without opposition, effect, 32-811 Nonpartisan, 32-609, 32-625 Partisan election, requirements, 32-610 to 32-612, 32-702 Canvass or return of votes, Abstract, delivery, 32-1034, 32-1035 Board of state canvassers, 32-1037. 32-1038 Compilation of votes, 32-1036 Counting, this heading Errors, correction, 32-1031 Legislature, duties, 32-1039 Procedure, 32-1031 Provisional ballots, 32-1002 Information as to whether counted, 32-202 Receiving board, duties, 32-1001 Register, return, 32-1001 Reports or tabulations, restrictions, 32-1049 Returns, release, 32-1009 Watchers, 32-1013 Certificate as registered voter, 32-316 Certificate of nomination or election, 32-1033, 32-1040 Challenge of voter, 32-926, 32-927 Age. 32-930 Aliens, 32-928

ELECTION ACT –Cont'd Challenge of voter -Cont'd Allowed to vote, when, 32-932 Examination, scope, 32-927 Oath, 32-926, 32-927, 32-931 Residence or domicile, 32-929 Determination. 32-116 Circulators of petitions, requirements, 32-628 to 32-630 Citation in lieu of arrest, 32-1549, 32-1550 Cities of the first class, See CITIES OF THE FIRST CLASS Cities of the metropolitan class, See CITIES OF THE METROPOLITAN CLASS Cities of the primary class, See CITIES OF THE PRIMARY CLASS Cities of the second class. See CITIES OF THE SECOND CLASS Confidential records, procedure, 32-331 Congressional districts, 32-504, 32-505 Congressional representatives, election, 32-502, 32-503 Constitutional amendments, Advisory vote, 32-1417 By initiative, 32-1401 to 32-1416, See also INITIATIVE AND REFERENDUM Convention proposals, Article XVI, section 2, Constitution of Nebraska Legislative proposals, Article XVI, section 1, Constitution of Nebraska, 49-201 to 49-211 Special election, 49-235 to 49-238 When held, 32-405 Contests. Appeal, 32-1117 Attorney's fees, 32-1116 Ballot questions, 32-1108 Bond, 32-1105, 32-1117 Certificate holder, powers and duties, 32-1111 Constitutional amendment, procedure, 32-1108 Costs. 32-1116 Counting procedure, 32-1114

Court procedure, 32-1110 Grounds, 32-1101 Hearing, 32-1110 Hearing official, 32-1103, 32-1104 Initiative and referendum measure, procedure, 32-1108 Legislature, members, procedure, 32-1105 to 32-1107 Notice to parties, 32-1106, 32-1113 Officeholder pending determination, 32-1111 Political subdivision officers. procedure, 32-1109 Recount procedure, 32-1112 to 32-1115 Legislators, 32-1118 Mandatory recount, procedure, 32 1119 Request by losing candidate, 32-1121 Rights of parties, 32-1104, 32-1115 State officers, Article IV, section 4, Constitution of Nebraska, 32-1102 Testimony, 32-1103 Tie vote, procedure, Article IV, section 4. Constitution of Nebraska, 32-1122 Witnesses, 32-1103 Writ issued to election worker, 32-1112, 32-1113 Costs of elections, Administration by Secretary of State. 32-204 Political subdivisions, 32-1201 to 32-1208 Counting, Ballots for early voting, 32-1027 Centralized location, procedure, 32-1012 to 32-1018 Reports or tabulations, restrictions, 32-1049 Vote counting device, requirements, 32-1049 County attorney, duty to prosecute election offenses, 23-2001, 32-1548 County canvassing board, 32-1028 to 32-1032

ELECTION ACT -Cont'd County clerk, Act as election commissioner, when, 32-218, 32-219 Office is designated voter registration agency, 32-302 County officers, election, 32-517 to 32-530 County political party convention, 32-707, 32-719 Definitions, 32-103 to 32-120 Disabled voters, voting procedure, 32-918 Disputes as to election law, 32-201 Dual office holding, 32-603, 32-604, 32-1547 Early voting, See EARLY VOTING Education, State Board of, election of members. 32-511 Election commissioners, Appointment, 32-207, 32-211 Appointment to elective office, effect, 32-208 Bonding requirements, 32-213 Deputies, 32-209 to 32-212 Duties, 32-215, 32-216 Elimination of office, 32-211 Oath of office, 32-213 Oaths and affirmations, administer, 23-1307 Offices and supplies, 32-216, 32-1201 Offices are designated voter registration agencies, 32-302 Political activities, restrictions, 32-219 Qualifications, 32-208, 32-211, 32-219 Removal, 32-214 Salary, 32-217 Election falsification, penalty, 32-1502 Election workers, 32-212 Additional, 32-212 Appointment, 32-221, 32-230 Clerk of election, 32-223, 32-230, 32-231 Compensation, 32-227, 32-233, 32-1201

Constitutional amendment, failure to make returns on adoption, 49-211 District inspectors, 32-231 Employment protection, 32-241, 32-1517 Excused, when, 32-228, 32-240 Failure to serve, penalty, 32-228, 32-236, 32-1517 Replacement procedure, 32-237 Guidelines for election workers, 32-243 Judges and clerks, Counties with an election commissioner, 32-220 to 32-228 Counties without an election commissioner, 32-229 to 32-240 List of, distribution prohibited, 32-241 Misconduct, Effect, 32-1101 Penalty, 32-1519 Notice of appointment, 32-228, 32-235 Oath, 32-222, 32-238 Presence required, 32-911 Receiving board, 32-223 Vacancies, 32-221, 32-230, 32-239 Electioneering, penalty, 32-1524 Electoral college, 32-713 to 32-715 Electors, qualifications, Qualifications of voter, this heading Employer, election offenses, 32-1517, 32-1537 Enforcement of act, 32-203, 32-1548.84-205 Exit or opinion polling, prohibited, when, 32-1525 Felons, disgualification, Article VI, section 2, Constitution of Nebraska Felons, disgualification, when, 29-112 to 29-113, 32-313, 83-1,118 Filing deadlines. Declination of nomination, 32-622, 32-623 Early voting and ballot request, 32-941 How computed, 32-206

ELECTION ACT –Cont'd Filing deadlines –Cont'd Incumbent, 32-606 Notice, 32-601 Registration of voters, 32-302, 32-321 Filing fees, 32-608 Filing officers, 32-607 Filing period, Candidate filing form, 32-606 Write-in candidate, 32-615 Full-slate provisions, 32-811 Fund, Election Administration, 32-204 General election, Officers to be elected, Article XVII, section 4, Constitution of Nebraska When held, Article XVII, section 4. Constitution of Nebraska, 32-403 Governor. Election, 32-506 Running mate selection, 32-619, 32-619.01 Term limits, Article IV, section 1, Constitution of Nebraska Homeless persons, domicile, 32-317, 32-946 Indictment for election offenses, 29-1510 Initiative elections, 32-1401 to 32-1416, See also INITIATIVE AND REFERENDUM Injunction, 32-203 Inspectors in counties with election commissioner, 32-220 to 32-228 Judges and clerks of election, Counties with an election commissioner, 32-220 to 32-228 Counties without an election commissioner, 32-229 to 32-240 Legislature, members of, Election, 32-508 Term limits, Article III, section 12, Constitution of Nebraska Start of second half of term, 32-122

Lieutenant Governor. Candidate selection, procedure, 32-619, 32-619.01 Election, 32-506 Liquor sales, voter approval, See also LIQUOR CONTROL ACT. NEBRASKA Mail, election by, political subdivisions, 32-952 to 32-960 Military personnel, Exemption from military duty on election day, 32-923 Residence, 32-116 Right to vote, Article VI, section 3, Constitution of Nebraska Motor-voter registration, 32-308, 32-309 Multiple office holding, 32-603, 32-604, 32-1547 Municipal election provisions, Cities of the first class, See CITIES OF THE FIRST CLASS Cities of the metropolitan class, See CITIES OF THE METROPOLITAN CLASS Cities of the primary class, See CITIES OF THE PRIMARY CLASS Cities of the second class. See CITIES OF THE SECOND CLASS Home rule charter elections, Article XI, sections 2 to 5, Constitution of Nebraska Villages, See VILLAGES National convention, selection of delegates, 32-703 to 32-705 Nonpartisan electors, 32-312, 32-912 Nonpartisan offices, 32-609, 32-625 Notices. Election calendar, 32-206 Filing deadlines, 32-601 Initiative and referendum measures, 32-1413 Of election, 32-802 Offices to be filled, 32-601 Official ballot, 32-803 Sample ballot, 32-804 Voting information, 32-902 **Oaths**, 32-242

ELECTION ACT -Cont'd Offenses, indictment requirements, 29-1510 Officeholder. Office vacated, when, 32-560, 32-604 Certain municipalities, 19-3101 Residency requirements, 32-501 Perjury, penalty, 32-1507, 32-1508 Petitions. Acts prohibited, 32-630 Circulators. Paid or volunteer, 32-628, 32-630 Requirements, 32-628 to 32-630 Destroyed, when, 32-631 Form, requirements, 32-628 Removal of name, 32-632 Signature verification, 32-631 Signers, requirements, 32-629 to 32-631 Political accountability and disclosure, See POLITICAL ACCOUNTABILITY AND DISCLOSURE ACT, NEBRASKA; 49-1401 Political parties, See POLITICAL PARTIES Political subdivisions, At large or by district or ward elections, 32-554 Buildings, use as polling place, 32-905 Certifications required, 32-404, 32-601 Costs of elections, 32-1203 to 32-1208 Date of election, 32-404 Special election, 32-405 Duties, 32-404, 32-601, 32-602 Election districts, 32-552 to 32-555.01 Officers to be elected, 32-512 to 32-550 Redistricting, 32-553 to 32-555.01 Special election by mail, 32-952 to 32-960 Poll tax, prohibited, Article I, section 22, Constitution of Nebraska Polling places, 32-215

Access for individuals with physical disabilities, 32-904, 32-906, 32-907, 32-918 Ballot box, 32-906, 32-909 Booths, 32-906, 32-907 Restrictions, 32-921 Written memorandum allowed, 32-920 Costs, 32-1201 to 32-1208 Disturbances, 32-910, 32-925 Hours, 32-908 Instructions to voters, 32-902 Location. 32-904 to 32-907 Obstructions, 32-910, 32-925 Opening and closing time, 32-908 Police officer, 32-910, 32-924, 32-925 Solicitation of votes, distance, 32-1524 Precincts, 32-903, 32-904 Access for individuals with physical disabilities, 32-904 Presidential candidates, Delegates to national convention, 32-703 to 32-705 Name on ballot, when, 32-613, 32-614 Political party, delegate selection plan, contents, 32-701 Preference vote, 32-701 Presidential election, Electoral college, 32-713 to 32-715 Name on ballot, 32-613, 32-614, 32-620. 32-712 Voting by new or former resident, when eligible, 32-933 to 32-937 Primary elections, Filing requirements, 32-602 to 32-611 Presidential candidates, 32-613, 32-614, 32-701 Time and location, 32-401, 32-402 Protest, 32-1101 to 32-1122, See also RECOUNTS Public officer, election offenses, 32-1518 Public power district, directors, See PUBLIC POWER DISTRICTS Public service commissioners. election, 32-509

ELECTION ACT –Cont'd Qualifications of voter, Article VI, sections 1 and 2, Constitution of Nebraska, 32-110 Felon disgualified, Article VI, section 2, Constitution of Nebraska Felon disgualified, when, 29-112 to 29-113, 29-2264, 83-1,118 Recall, 32-1301 to 32-1309, See also RECALL Records. Confidential, 32-331 Maintenance, 32-329 Preservation, 32-1032 Recounts, 32-1101 to 32-1122, See also RECOUNTS Redistricting of political subdivisions, 32-553 to 32-555.01 Referendum elections, 32-1401 to 32-1416, See also INITIATIVE AND REFERENDUM Regents, Board of, election of members, 32-510, 85-103 Registration of voters, 32-301 to 32-331, See also REGISTRATION OF VOTERS Residence. Determination for registration, 32-116 Homeless person, determination, 32-317, 32-946 Loss of eligibility to vote, 32-314 Officeholder, requirements, 32-501 Resignation of officeholder, how made, 32-562 Rules and regulations, 32-202, 32-203, 32-215 School elections, elementary and secondary, See SCHOOL DISTRICTS Seal, 32-242 Secretary of State, Duties, 32-201 to 32-206, 32-243 Election, 32-507 Office is designated voter registration agency, 32-321 Senators. Nebraska state, election, 32-508 United States, election, 32-502

Signature, required when, 32-318 Special election, By mail, 32-952 to 32-960 Representative in Congress, vacancy, 32-564 When held, 32-405 State conventions, 32-710, 32-719 State Treasurer, Election, 32-507 Term limits, Article IV, section 3, Constitution of Nebraska Supplies. Acquisition, 32-216 Costs, 32-1201, 32-1208 Polling places, 32-906 Unlawful possession of, penalty, 32-1542 Term limits. Governor, Article IV, section 1, Constitution of Nebraska Legislature, members of, Article III, section 12, Constitution of Nebraska State Treasurer, Article IV, section 3. Constitution of Nebraska Tie vote, determination of winner, Article IV, section 4, Constitution of Nebraska, 32-1122 Time, opening and closing of polls, 32-908 Unaffiliated voters, 32-312, 32-912 Vacancies, Civil office, 13-404, 81-2901 Filing of appointment, 32-571 Grounds, 32-560 Certain municipalities, 19-3101 How filled. 32-564 to 32-574 Military appointment, effect, 32-561 Temporary replacement, 32-563 Term of successor, 32-572 Villages, See VILLAGES Violations, penalties, Ballot boxes. Destroying or attempting to destroy, 32-1544 Unlawfully attempting to obtain possession of, 32-1543 Unlawfully obtaining possession of. 32-1543

ELECTION ACT -Cont'd Violations, penalties -Cont'd Ballots. Changing ballot of voter, 32-1538 Destroying or tampering with, 32-1544 Early voting, prohibited acts, 32-1539 Failure to return to judges, 32-1527, 32-1535 Forging initials on ballots, 32-1516 Removal from polling room, 32-1535 Unauthorized or improper printing or distribution, 32-1521 Unlawful removal, marking, receipt, or voting, 32-1527, 32-1535 Unlawfully attempting to destroy or obtain possession of, 32-1543 Unlawfully obtaining possession of. 32-1543 Unlawfully opening, delivering, losing, destroying, or printing, 32-1522 Unlawfully printing or distributing, 32-1520 Bribery, 32-1536 Candidacy, Certificate of nomination, illegal acts relating to, 32-1516 Forgery of candidate filing form, 32-1514 Illegal acts related to, 32-1513 Suppressing or failing to file candidate filing form, 32-1515 Circulators of petitions, 32-1546 Citation in lieu of arrest, 32-1549, 32-1550 County attorney, duty to prosecute election offenses, 23-2001, 32-1548 Election falsification. 32-1502 Election material, unlawful destruction, 32-1544 Election materials, unlawfully opening, delivering, losing, destroying, or printing, 32-1522

Election records. Results, disclosure or attempting to obtain prematurely, 32-1545 Returns, possession of altered or forged, 32-1542 Theft, destruction, falsification, or removal of registration records, 32-1506 Unlawfully opening, delivering, losing, destroying, or printing, 32-1522 Election workers. Allowing fraudulent voting, 32-1526 Confidential information, disclosure, negligence action, 32-331 Discharge, coercion, or penalizing by employer, 32-1517 Electioneering, 32-1524 Employment protection, 32-241 Failure, neglect, or refusal to serve or act, 32-228, 32-236, 32-1517 Fraudulently entering name of ineligible person, 32-1541 Misconduct, 32-1518, 32-1519 Registration of voters, unlawful acts. 32-1503 Unlawful acts related to election records and materials, 32-1522 Violation of duties by public officer, 32-1518, 32-1519 Willful neglect of duty, 32-1504 Electioneering, 32-1524 Elector. Deceiving illiterate elector, 32-1538 Registration application, Falsification of, 32-1502 Fraudulent completion of, 32-1503 Employer, Coercing or attempting to influence vote or political action of employee, 32-1537 Discharging, coercing, or penalizing employee serving as election worker, 32-1517 Exit or opinion poll, improper conduct, 32-1525

ELECTION ACT –Cont'd Violations, penalties -Cont'd Filing for more than two offices, 32-1547 Initiative petitions, 32-1546 Mail, election by, political subdivisions, 32-1551 Nomination of candidates, Forgery of candidate filing form, 32-1514 Illegal acts relating to candidacy, 32-1513 Suppressing or failing to file candidate filing form, 32-1515 Party affiliation, false representations, 32-1507 Political party, petition to form, 32-628, 32-716, 32-1546 Poll, improper conduct of exit or opinion poll, 32-1525 Polling places, obstruction, penalty, 32-1523 Printers, unlawful acts related to election records and materials, 32-1522 Public officer, violation of duties, 32-1518 Recall petitions, 32-1546 Records, possession of false, 32-1542 Referendum petitions, 32-1546 Registration of voters, Deputy registrar, misconduct, 32-1504 False swearing or affirming in taking oath or affirmation, 32-1508 Fraudulent completion of application, 32-1502 Impeding or hindering registration, 32-1510 Irregularities or defects in registration, no defense, 32-1512 Liquor, bringing or sending into place of registration, 32-1505 Obstructing, assaulting, bribing, or removing official, 32-1511 Party affiliation, false representation, 32-1507

Perjury by registrant, 32-1508 Theft, destruction, falsification, or removal of registration records, 32-1506 Unlawful acts, 32-1503 Results or returns. Disclosure or attempting to obtain prematurely, 32-1545 Possession of altered or forged, 32-1542 Secretary of State, interference with or refusal to cooperate or comply with, 32-1501 Signers, illegal acts by or concerning, 32-1546 Summary of votes cast, possession of altered or forged, 32-1542 Voters book. Fraudulently entering name of ineligible person, 32-1541 Possession of altered or forged list, 32-1542 Voting. Aiding or procuring unlawful voting, 32-1532, 32-1533 Bribing or attempting to influence vote of another, 32-1536 By ineligible person, 32-1530 By resident of another state, 32-1529, 32-1530 Changing ballot of voter, 32-1538 Deceiving illiterate elector, 32-1538 Employer, coerce employee, 32-1537 Failure to return ballot to judges, 32-1527, 32-1535 Fraudulent voting, 32-1540 Improper voting, 32-1527 More than once, 32-1534 Outside of county of residence, 32-1531 Outside of resident precinct, school district, or village, 32-1528 Vote counting devices, Authorized, 32-1041 Costs, 32-204, 32-1201 to 32-1208 Counting, manual, when, 32-1012 Damaged ballot, 32-1016 Instruction on use, 32-1049

ELECTION ACT -Cont'd Vote counting devices -Cont'd Requirements, 32-901, 32-1049 Returns, 32-1012 Sealing, 32-1018 Voting procedures, 32-901 Voter. Lists, provide to political parties, 32-330 Qualifications of voter, this heading Voting, Aiding unlawful vote, 32-1532, 32-1533 Assistance to voter, 32-918 Bribery, 32-1536 Coercion by employer prohibited, 32-1537 Disgualified persons, 32-313 Employee's time off, 32-922 Fraud, 32-1540, 32-1541 Illegal voting by nonresident or ineligible voter, 32-1528 to 32-1531 Illiterate voters, deceit of, 32-1538 Ineligible persons, violation, 32-1530 Influencing vote, 32-1536 to 32-1538 Instructions to voters, 32-902 Location, 32-1041 Method, Article VI, section 6, Constitution of Nebraska, 32-901 Methods authorized, 32-1041 Military personnel, treatment, Article VI, section 3, Constitution of Nebraska, 32-116 Multiple voting, violation, 32-1534 Privileged from arrest, Article VI. section 5, Constitution of Nebraska, 32-923 Procedure, 32-901, 32-913, 32-914 Provisional ballots, 32-915, 32-915.01, 32-929 Registered voter, change of name or residence, effect, 32-914.01, 32-914.02 Registration, See REGISTRATION OF VOTERS Right to vote, Article I, section 22, Constitution of Nebraska

Secrecy preserved, Article VI, section 6, Constitution of Nebraska Written memorandum allowed, 32-920 Voting systems, Acquisition, 32-1042 Purchasing requirements, 32-216 Rental of machines, 32-1043 Tax levy, 32-1042, 32-1043 Approval required, 32-1041 Voting systems, electronic, See ELECTRONIC TRANSACTIONS Wards, See WARDS Write-in candidates, Affidavit requirement, 32-615 Ballot, form, 32-813, 32-814, 32-816 Fees, 32-608 Improper name, 32-1007 Overvote, effect, 32-1006 Political party designation, required when, 32-612 President of the United States, requirements, 32-633 Prohibited, when, 32-603, 32-605 Totals, how reported, 32-1008 Validity, 32-1005 Voting, procedure, 32-816, 32-901 **ELECTIONS** See generally POLITICAL PROCESS

Apportionment, See APPORTIONMENT Campaigns, See CAMPAIGNS Early voting, See EARLY VOTING Electoral college, See ELECTORAL COLLEGE Procedure, See ELECTION ACT; 32-101 **Recounts**, See RECOUNTS Registration of voters, See **REGISTRATION OF VOTERS ELECTORAL COLLEGE** See generally ELECTIONS Compensation, 32-715

Election of President and Vice President, procedure, 32-714 **Meeting**, 32-713 Notice of appointment, 32-713 Vacancies, how filled, 32-714

ELECTRIC COOPERATIVE **CORPORATION ACT** See generally UTILITIES Act. How cited, 70-701 How construed, 70-737, 70-738 Applicability of law, 70-734, 70-736 Arbitration of disputes, 70-1301 to 70-1329 Articles of incorporation, 70-706 Amendment, 70-727 Certificate of incorporation, 70-708, 70-709 Defects, correction, 70-735 Filing, 70-708, 70-709 Assessments by power review board, 70-1020 Bylaws, 70-710, 70-711 Consolidation, procedure, 70-728, 70-729 Definitions, 70-702 Directors, 70-718 to 70-721 **Dissolution, procedure,** 70-730 to 70-732 Executive committee, powers and duties, 70-724 Fees, filing, 70-733 Fiber optic cable, dark fiber, Disposition, 86-574 to 86-578, See also TELECOMMUNICATIONS Disposition, powers, 70-704 Funds, use, 70-726 Generating facilities, Criminal trespass, 28-520 to 28-522 Damage to property or nuclear fuel, penalties, 70-2104, 70-2105 Incorporators, 70-705 Intent, 70-703 Meetings. Board, 70-722 Members, 70-713, 70-714 Notice, 70-714, 70-722 Quorum, 70-717 Membership, 70-712 Certificate of membership, 70-716 Name. 70-707 Nonprofit operation, 70-725, 70-726 Officers. Election. 70-710 Powers and duties, 70-723

Removal, 70-723 Power supply plan, reports, 70-1024 to 70-1027 Powers, 70-704 Purchase agreement for power generated by a project, 70-1701 to 70-1705 Rates, 70-725 Regulation, 70-1001 to 70-1027, See also POWER REVIEW BOARD, NEBRASKA Rural power districts, 70-801 to 70-808 Securities Act of Nebraska, exempt from, 70-734 Supply agreements, authorized, 70-1501 to 70-1505 Voting rights, 70-715 **ELECTRICAL ACT, STATE** See generally PROFESSIONS AND OCCUPATIONS Act, how cited, 81-2101 Acts prohibited. 81-2108 Appeals, 81-2141, 81-2142 Applicability of act, 81-2121 Apprentice electrician, Expiration of registration, 81-2118 Registration and supervision, 81-2113 Renewal of registration, 81-2113, 81-2117.01 Board, State Electrical, 81-2103, 81-2104 Condemnation or disconnection, 81-2104, 81-2127 to 81-2129, 81-2136 to 81-2142 Connection to utility, when, 81-2129 Continuing education, 81-2117.01 Contractor, License, Expiration, 81-2118 Issuance, 81-2116 Renewal, 81-2115, 81-2117.01, 81-2117.02 Required, 81-2106, 81-2108 Restrictions, Class B electrical contractor. 81-2107 Qualifications, 81-2107

ELECTRICAL ACT, STATE –Cont'd Correction orders, 81-2138 to 81-2140 Death of licensee, effect, 81-2119 Definitions, 81-2102 Disciplinary actions, 81-2104 Division, State Electrical, 81-2103 Examination, required when, 81-2115 **Exemptions**, 81-2121 Fees. Inspection, 81-2126, 81-2135 License and registration, 81-2118 Fire alarm installer, Activities permitted, 81-2112.02 License. Expiration, 81-2118 Issuance, 81-2116 Renewal, 81-2115, 81-2117.01 Required, 81-2108 Fund, Electrical Division, 81-2105 Inspections. Electrical installations, subject to, when, 81-2124 Exemptions, 81-2132 Fees, 81-2126, 81-2135 Inspectors, requirements, 81-2125 Political subdivisions, 81-2130 Requests, 81-2126 State inspection. Jurisdiction, 81-2125 Procedures, 81-2134 Installer, 81-2110 Expiration, 81-2118 Issuance of license, 81-2116 Renewal, 81-2115, 81-2117.01, 81-2117.02 Journeyman electrician, License. Expiration, 81-2118 Issuance, 81-2116 Renewal, 81-2115, 81-2117.01, 81-2117.02 Required, 81-2108 Qualifications, 81-2109 Liability of supplier, 81-2133 License required, when, 81-2106, 81-2108 Master electrician, License, Expiration, 81-2118

Issuance, 81-2116 Renewal, 81-2115, 81-2117.01, 81-2117.02 Required, 81-2106, 81-2108 Restrictions, Class B master electrician, 81-2107 National Electrical Code, board, powers and duties, 81-2104 Noncompliance with standards, effect, 81-2127 to 81-2129, 81-2136 to 81-2142 Political subdivision, powers, 81-2130 **Powers, board,** 81-2104 Prior law, license issued under, **renewal**, 81-2117.02 **Reciprocity**, 81-2120 Residential journeyman electrician, License. Expiration, 81-2118 Issuance, 81-2116 Renewal, 81-2115, 81-2117.01 Required, 81-2108 Qualifications. 81-2109 Rules and regulations, 81-2104 Special electricians, 81-2112 Issuance of license, 81-2116 Renewal, 81-2115, 81-2117.01, 81-2117.02 Training, sessions and sites, 81-2114 Violations, penalty, 81-2143 **ELECTRICIANS** See generally PROFESSIONS AND **OCCUPATIONS** Licensure, See ELECTRICAL ACT, STATE; 81-2101 ELECTRICITY See generally ENERGY Arbitration of disputes, 70-1301 to 70-1329 Carbon dioxide emissions from electricity generation, state plan relating to, requirements,

66-301 to 66-304

Charges, excessive, 70-409

ELECTRICITY –Cont'd Cities of the first, metropolitan, primary, and second classes, See ELECTRICITY, MUNICIPAL **Cooperatives,** See ELECTRIC COOPERATIVE CORPORATION ACT: 70-701 Division, State Electrical, 81-2103 Easements, authority of fiduciaries, 30-3219, 30-3220 Electrical code, 16-901, 18-132, 81-2104 Electrical service, failure to pay wholesale supplier, mandamus action, 70-1329 Electrician, licensure, See ELECTRICAL ACT, STATE; 81-2101 **Energy conservation improvement** program, See LOW-INCOME HOME ENERGY CONSERVATION ACT; 66-1012 Excavation, required marking of underground utilities, See ONE-CALL NOTIFICATION SYSTEM ACT; 76-2301 Generating facilities, C-BED project, See RURAL COMMUNITY-BASED ENERGY DEVELOPMENT ACT; 70-1901 Criminal trespass, 28-520 to 28-522 Damage to property or nuclear fuel, penalties, 70-2104, 70-2105 Electrical service purchase agreements with public entities, 70-1701 to 70-1705 Financial support for school districts, 79-1066 to 79-1069 Integrated resource planning, 66-1060 to 66-1066 Qualified facility for net metering, 70-2001 to 70-2005 Customer-generator, billing by utility, 77-2701.16 High voltage lines, safety regulations, 48-436 to 48-442 Irrigation districts, Additions or extensions, 46-312 Applicability of law, 46-306, 46-311, 46-313 Authorized, 46-301 to 46-303

Bonds, 46-312, See also BONDS Cost, restrictions, 46-307 Election, 46-305 Change in plan, 46-309 Eminent domain, 46-313 Examination of plans, 46-304 Hydroelectric plants, 46-315 Pledge of earnings, 46-308 Profits, use, 46-314 Rates, 46-310 Service area, 46-307 Landlord and tenant, duties, 76-1419.76-1421 Liens, production of crops, 52-1201 to 52-1205, 52-2201 Lights, free or underpriced, furnish or accept, 18-306, 18-307 Mandated project charges, treatment, See PUBLIC ENTITIES MANDATED PROJECT CHARGES ACT: 70-1801 Meters, interference with prohibited, 28-515.02 Municipal, See ELECTRICITY, MUNICIPAL Net metering, 70-2001 to 70-2005 Customer-generator, billing by utility, 77-2701.16 Public corporations, security agreements, requirements, 76-1101 to 76-1104 Public power, See PUBLIC POWER DISTRICTS Purchase agreements between generating facilities and public entities, 70-1701 to 70-1705 **Regulation**, 70-1001 to 70-1028, See also POWER REVIEW BOARD, NEBRASKA Rural power districts, See RURAL POWER DISTRICTS Safety regulations, power plants, 48-417 Suppliers, schools, financial support, 79-1066 to 79-1069 Taxation. Public service entity, 77-801 to 77-804

ELECTRICITY -Cont'd Taxation -Cont'd. Public service entity -Cont'd Payment-in-lieu of taxes, Article VIII, section 11, Constitution of Nebraska Renewable energy tax credit, 77-27,235 Tax incentives for renewable energy projects, 77-5715, 77-5725, See also NEBRASKA ADVANTAGE ACT Theft of service. See UTILITIES Transmission infrastructure and electricity export study, 70-1029 to 70-1033 Transmission lines, Airports, requirements, 75-713 to 75-717 Appeals, 75-722 Applicability of law, 70-308, 75-722, 75-724 Clearance, 75-709 Damage to, penalties, 70-2104, 70-2105 Eminent domain, 70-305, 70-306 Interference, 28-519, 75-712, 76-2325.01 Placement, 70-306, 70-309, 70-311 to 70-313, 75-709 to 75-721 Railroads, 75-702 to 75-708 Road or ditch project nearby, notice to owner of lines required, 70-311 Vacation of existing lines, 75-718 Violations, Penalty, 75-723 Procedure, 70-307 Villages, See ELECTRICITY, MUNICIPAL Wheeling service, 70-626.01 to 70-626.05 ELECTRICITY, MUNICIPAL See generally ENERGY Antitrust exemption, 70-1505 Applicability of laws, 70-515 Arbitration of disputes, 70-1301 to 70-1329 Assessments by power review board, 70-1020

Bonds, 19-1305 to 19-1308, See also BONDS Cities of the first class, 16-676, 16-677, 16-683, 16-693 Code, 18-132 Cities of the first or second class or villages, 19-922 Contracts. Authorized, 18-412.06 Cities of the first class, 16-673, 16-687 Cities of the second class and villages, 17-528, 17-528.03, 17-901 to 17-903 Existing, treatment, cities of the first class, 16-678 Purchase agreements between generating facilities and public entities, 70-1701 to 70-1705 Distribution system, Acquisition, 18-412.02 Declaratory judgment for determination, when, 70-650.01 Duty to provide service. 19-708 Cities of the first class, 16-679, 16-681 Electric system, Bonds, 18-412 Construction, 18-412 Operation, contract, 18-412.01 Electrical service, failure to pay wholesale supplier, mandamus action, 70-1329 Eminent domain, 19-701 to 19-710 Cities of the first class, 16-674, 16-684 Energy conservation improvement program, See LOW-INCOME HOME ENERGY CONSERVATION ACT; 66-1012 Existing contracts or franchises, 16-678 Franchises, cities of the second class and villages, 17-528, 17-528.03 Generating facility, Criminal trespass, 28-520 to 28-522 Damage to, penalties, 70-2104, 70-2105

ELECTRICITY. MUNICIPAL –Cont'd Joint authority, 18-412.07 to 18-412.10 Agreement, terms, 18-412.09 Cities of the second class and villages, 17-910 Interstate facility, 18-412.10 Purchase agreements between generating facilities and public entities, 70-1701 to 70-1705 Register with power review board, 70-1002.04 Mandated project charges, treatment, See PUBLIC ENTITIES MANDATED PROJECT CHARGES ACT: 70-1801 Negotiated rates, requirements, 18-418 Pledge of earnings, when, 70-503 Power plants, cities of the second class and villages, Bonds, 17-908 Construction, 17-906 Election, 17-908 Joint facilities, 17-910 Bonds, 17-911 Tax, authorized, 17-912 Tax, authorized, 17-909 Transmission lines, right-of-way, 17-907 Power supply plan, reports, 70-1024 to 70-1027 Public power infrastructure, criminal trespass, 28-520 to 28-522 Purchase agreements between generating facilities and public entities, 70-1701 to 70-1705 Rates, regulation, 70-407 to 70-409 Cities of the first class, 16-679, 16-681, 16-682 Regulation, 70-1001 to 70-1027, See also POWER REVIEW BOARD. NEBRASKA Retail service, agreements with public power districts, 70-1101 to 70-1106 Rural lines, cities of the first class, 16-686

Sale, lease, or transfer, Procedure, 70-504 to 70-510, 70-513 Violations, 70-511, 70-512, 70-514 Service area, contract outside city, cities of the first or second class. 19-2701 Supply agreements, authorized, 70-1501 to 70-1505 Tax authorized, cities of the first class, 16-675, 16-677, 16-693 Transmission lines, Extension, 70-501 Interconnection, 70-502 Outside city, cities of the first class, 16-686 Right-of-way, Cities of the second class and villages, 17-907 Public highways, 70-311 to 70-313 Service to municipal waterworks, 18-413 Road or ditch project nearby, notice to owner of lines required, 70-311 Surplus capacity, 70-626.02 to 70-626.05 Wheeling service, 70-626.01 to 70-626.05 Wholesale service, required, when, 70-626.01 **ELECTROLOGISTS** See COSMETOLOGY, ELECTROLOGY, ESTHETICS, NAIL TECHNOLOGY, AND BODY ART PRACTICE ACT; 38-1001 ELECTRONIC FUND TRANSFERS See generally FINANCIAL TRANSACTIONS Acts prohibited, 28-618 to 28-630 Administrative Services, Department of. Payroll deductions, use authorized, 81-1117.01 Salaries, payment, use authorized, 81-1117.01, 81-1117.05 System authorized, 77-2420, 81-1121

ELECTRONIC FUND TRANSFERS

Administrative Services, Department of -Cont'd Vendors, payment, use authorized, 81-1117.01

Approval of, use of encoded driver's license information, when, 60-4,111.01

Automated transactions, 86-641, See also ELECTRONIC TRANSACTIONS ACT. UNIFORM

Automatic teller machines, authorized, 8-157.01, See also FINANCIAL TRANSACTION DEVICES

Commercial Code, Uniform, funds transfers, Article 4A, UCC, See also COMMERCIAL CODE, UNIFORM

County board payments to officers and employees, 23-2545

Defined, 8-157.01

Funds transfers, Article 4A, UCC, See also COMMERCIAL CODE, UNIFORM

Lottery game retailers, payments, 9-813

Money transmission services, licensure of, See MONEY TRANSMITTERS ACT, NEBRASKA; 8-2701

Point-of-sale terminals, 8-157.01 Political subdivisions, accept electronic payments, 13-609

State, Agencies and officials, accept

electronic payments, 81-118.01 Employees' salaries,

Payment method authorized, 81-1117.01, 81-1117.05

Payroll deductions, use authorized, 81-1117.01

Lottery, payments by retailers, 9-813 State Treasurer, system authorized, 77-2420, 81-1121

State Treasurer and state agency, charge for electronic payments not accepted, 84-617.01, 84-620

Unemployment, reimbursements, 48-649

Taxation, Collection.

> Use authorized, 77-2420, 77-3807 Use required, when, 77-1784 Payment, Use authorized, 77-2420, 77-3807 Use required, when, 77-1784 Refunds, use authorized, 77-1784, 77-2420, 77-3807 Returns, use authorized, 77-1784 Streamlined sales and use tax agreement, 77-2712.05 Unemployment taxes, 48-648 **Uniform Commercial Code, funds** transfers, Article 4A, UCC, See

> > also COMMERCIAL CODE. UNIFORM

ELECTRONIC SIGNATURES

See SIGNATURES

ELECTRONIC TRANSACTIONS

See generally TELECOMMUNICATIONS Auditor of Public Accounts, develop plan for political subdivisions, 84-304

Bonds, seal, facsimile authorized, 10-131

Commercial Code, Uniform, See also COMMERCIAL CODE, UNIFORM Communications, UCC 3-501, UCC 3-503

Documents, UCC 1-201, UCC 2-310, UCC 2-401, UCC 7-208, UCC 7-303, UCC 7-501, UCC 7-502, UCC 9-203, UCC 9-208, UCC 9-310, UCC 9-314

Documents of title, UCC 7-105, UCC 7-106

Network or media, UCC 9-523, UCC 9-528, UCC 9-530

Presentment, UCC 4-104, UCC 4-110, UCC 4-209

Records, UCC 5-102, UCC 7-102 Secured party, electronic document, duties, UCC 9-208

Signatures, UCC 1-108, UCC 7-103

Commission of Industrial Relations, evidence or testimony, receipt by electronic

ELECTRONIC TRANSACTIONS -Cont'd transmission authorized, 48-818, 81-1383 **Computers,** See COMPUTERS County assessor, data reporting, 77-1327 Court hearings, telephonic or videoconferencing, requirements, 24-303, 25-2704, 30-3906, 43-278 Crowdfunding, exempt from Securities Act of Nebraska, when, 8-1111 Department of Motor Vehicles, use of encoded driver's license information, when, 60-4,111.01 **Digital products, electronic** delivery, sales tax applies, 77-2703 Drunk driving, chemical tests, sworn report, electronic submission, 60-498.01, 60-4,164 Elections, early voting ballot, 32-941 Electronic postmark, use by state agencies, 86-644 Electronic transactions, requirements, 86-611, See also ELECTRONIC TRANSACTIONS ACT, UNIFORM Fax, unsolicited ads prohibited, 86-245 Filings or notices, Abortion without parental consent, court filings, 71-6903 Claims against a county, 23-135 Corporations, Nonprofits, 21-1915 Department of Banking and Finance, 8-108, 8-1510, 45-750 Elections, candidate filing form, 32-606 Electronic postmark, 86-644 Fuel tax, 66-718 Health claim forms, 44-527 Insurance companies, Liquidation, notice, 44-4822 Property and Casualty Insurance Rate and Form Act, 44-7534

Jury list, 25-1628 Liquor Control Act, 53-123.12, 53-124.12, 53-131, 53-133 Mobile home park license, 71-4623 Motor vehicle evidence of insurance, 60-387.01 Motor vehicle registration or title, 60-152, 60-387, 60-3, 136, 60-3,161,60-1515 Partnerships, 67-245 Political accountability requirements. 49-14.141. See also POLITICAL ACCOUNTABILITY AND DISCLOSURE ACT, NEBRASKA Radiation source registration, 71-3507 Sales and use tax, retailer, change or termination of tax, 13-324 Secured transactions, agricultural central filing, 52-1307 Tax filings, general power, 77-1784, See also ELECTRONIC FUND TRANSFERS Unemployment tax payments, 48-648, 48-648.01, 48-649 Workers' compensation insurance cancellation, 48-144.03 Fingerprints, electronic, 2-1247, 76-3207 Fund transfers. See ELECTRONIC FUND TRANSFERS Health care insurance, expedited utilization review, 44-7311 Health care records. Electronic health information, 71-2455 Exchange of immunization information, 71-539 to 71-544 Reporting and use, syndromic surveillance program, 71-552 Horseracing, telephonic and electronic transactions, See HORSERACING Hunting and fishing licenses and permits, 37-406, 37-409, 37-426, 37-440 Legislature, reports from public entity, electronic format, 50-114.03

ELECTRONIC TRANSACTIONS -Cont'd Library, fees for use of facsimile, 51-201.01, 51-211 Medical order, 38-2870 Money, fund transfers, See ELECTRONIC FUND TRANSFERS Motor vehicles, Electronic title and lien system, implementation, 60-164 Handicapped or disabled person parking, parking permit electronic issuance, 60-3,113 to 60-3,113.08 Operator's licenses, issuance and renewal, 60-484.01, 60-4,122, See also MOTOR VEHICLE **OPERATOR'S LICENSE ACT** Park entry permits, 37-440 Titling and registration, 60-1515 Motorboats, electronic title and lien system, implementation, 37-1282 Open Meetings Act, applicability, 84-1410.84-1411 Pesticide registration application, 2-2629 Postmark, electronic, use by state agencies, 86-644 Prescription drugs, Facsimile or electronic transmission, 38-2870 Information card or other technology, requirements, 44-7,101 Public assistance, electronic benefit system, 68-1725 Public health threat, syndromic surveillance program reporting, 71-552 Public records, See PUBLIC RECORDS Search warrant affidavit, 29-814.01 Signatures, See SIGNATURES Unsolicited transmission, prohibited, 86-245 Voting, Voter registration using Secretary of State website, 32-304

Voting systems, 32-110.01, 32-223, 32-230, 32-816, 32-901, 32-903, 32-1012

ELECTRONIC TRANSACTIONS ACT, UNIFORM See generally TELECOMMUNICATIONS Act. Applicability of, 86-630, 86-633 Construction of, 86-633 How cited, 86-612 Prospective application, 86-631 Automated transaction. requirements, 86-641 Definitions, 86-613 to 86-629 Electronic contracts, 86-634, 86-641 Electronic records and signatures, Admissible into evidence, 86-640 Attribution and effect. 86-636 Change or error, effect, 86-637 Legal recognition of, 86-634 Meets legal requirements of a writing, when, 86-635 Notarization and acknowledgment, 86-638 Retention of, requirements, 86-639 Time and place of sending and receipt, 86-642 Transferable records, requirements, 86-643 Use by agreement, 86-632 Variation by agreement, 86-632 Legal requirement of a writing, Electronic record acceptable, when, 86-635 Recognition of electronic record as a writing, 86-634 Retention of, electronic requirements, 86-639 Time and place of sending and receipt, 86-642 ELEMENTARY AND SECONDARY **EDUCATION** See generally EDUCATION Accreditation of schools, See ACCREDITATION OF SCHOOLS

Accreditation of schools Activities pass, issuance by school board, when, 79-517, 79-518

ELEMENTARY AND SECONDARY **EDUCATION** –Cont'd Administrators, See SCHOOL **ADMINISTRATORS** Admission requirements, See STUDENTS Adult education programs, 79-11,133 to 79-11,135 Affiliation, See SCHOOL DISTRICT ORGANIZATION Alcohol. Alcohol, tobacco, and drug education. 79-712 to 79-714 Retail sales near school, restriction, 53-177 Assessment. Testing, this heading Attendance of students, See STUDENTS Audits, 79-1089 Banks, student savings account programs, 8-157 Before-and-after-school services, Authorized, 79-1104 Grants for, See EXPANDED LEARNING **OPPORTUNITY GRANT PROGRAM** ACT: 79-2501 Bids and bidding, See BIDS AND BIDDING Boards of education, See also SCHOOL BOARDS State, 79-301, See also EDUCATION, STATE DEPARTMENT OF Bonds, See SCHOOL DISTRICT BONDS **Books**, See SCHOOL CURRICULUM Buildings, See SCHOOL DISTRICTS Bullying prevention and education policy required in each school district, 79-2,137 **Buses, See SCHOOL TRANSPORTATION** Certificates, School administrators, See SCHOOL **ADMINISTRATORS** Teachers, See TEACHERS Child development and early childhood education services, See EARLY CHILDHOOD EDUCATION Church schools, requirements, 79-1601 to 79-1607, See also PRIVATE SCHOOLS

Closing of school, 79-1094 Commissions, Industrial Relations, Commission of, See INDUSTRIAL RELATIONS ACT: 48-801 Professional Practices Commission. 79-859 to 79-871, See also EDUCATION, STATE DEPARTMENT OF Committees, advisory, Affiliated high school districts, 79-4.103 Teacher certification, 79-808 Commodities, federal program, 81-910, 81-911 Compacts, Compact for Education, 79-1501 to 79-1504 Interstate Compact on Educational **Opportunity for Military** Children, See INTERSTATE COMPACT ON EDUCATIONAL OPPORTUNITY FOR MILITARY CHILDREN: 79-2201 Midwestern Education Compact. Vol. 2A Appendix section 1-117 Consolidation of school districts, See SCHOOL DISTRICT ORGANIZATION Controlled substances, Education, 79-712 to 79-714 Sale near school, penalty, 28-416 **Core services**, 79-1204, 79-1242, See also EDUCATIONAL SERVICE UNITS ACT Core services and technology infrastructure funding, 79-1241.01, 79-1241.03 Corporal punishment, prohibited, 79-295 County fair exhibits, 79-709 County school administrators, See SCHOOL ADMINISTRATORS Curriculum, See SCHOOL CURRICULUM Daycare, before-and-after-school and prekindergarten services, 79-1104 Definitions, 79-101

ELEMENTARY AND SECONDARY **EDUCATION** –Cont'd **Denominational schools**, Requirements, 79-1601 to 79-1607, See also PRIVATE SCHOOLS Students, part-time enrollment in public school, requirements, 79-2,136 Department of Education, State, 79-301, See also EDUCATION, STATE DEPARTMENT OF **Disabled students, See STUDENTS** Special education, See SPECIAL **EDUCATION** Disbursements, Requirements, 79-575 Warrants, issuance, procedure, See WARRANTS, GOVERNMENT PAYMENT: 77-2201 Disciplinary actions, For students, See STUDENTS Discipline, See STUDENT **DISCIPLINE ACT; 79-254** School administrators, See SCHOOL ADMINISTRATORS Teachers, See TEACHERS **Discrimination or affirmative action** prohibited in public education, Article I, section 30, Constitution of Nebraska **Discrimination prohibited**, See EQUAL OPPORTUNITY IN EDUCATION ACT, NEBRASKA; 79-2,114 Disease, contagious, duty of school personnel, 79-248 District. School districts, this heading Early childhood education, See EARLY CHILDHOOD EDUCATION Educational service units. See EDUCATIONAL SERVICE UNITS Duties, See EDUCATIONAL SERVICE UNITS ACT: 79-1201 Educational technology, See **EDUCATIONAL TELECOMMUNICATIONS** Educational telecommunications, See EDUCATIONAL **TELECOMMUNICATIONS**

Elections, See ELECTION ACT; 32-101; SCHOOL DISTRICTS Employees, See SCHOOL DISTRICTS Administrators, See SCHOOL **ADMINISTRATORS** Drivers, See SCHOOL TRANSPORTATION Teachers, See TEACHERS English language, official language, instruction in, Article I, section 27, Constitution of Nebraska Enrollment option program, 79-232 to 79-246, See also ENROLLMENT **OPTION PROGRAM** Epidemic. Closing of school, effect, 79-213 Payment of teachers, 79-8,106 Equipment, See SCHOOL DISTRICTS Computers, See EDUCATIONAL **TELECOMMUNICATIONS** Exhibits, county fair, 79-709 Federal employees, children of, 79-216, 79-5, 105, 79-5, 106 Fees. See PUBLIC ELEMENTARY AND SECONDARY STUDENT FEE AUTHORIZATION ACT; 79-2,125 Financial literacy programs, funding, Financial Literacy Cash Fund, 45-930 Fire prevention, See SCHOOL DISTRICTS Firearm, unlawful possession, 28-1204.04 Flags, Display, 79-707, 79-708 Payment, 79-708 Forms, 79-302 Free education, Article VII, section 1, Constitution of Nebraska Funding, See SCHOOL FINANCE Funds. Education Innovation Fund, 9-812, See also LOTTERY ACT, STATE Financial Literacy Cash Fund, 45-930 **Professional Practices Commission** Fund. 79-810 School funds, See SCHOOL FINANCE

ELEMENTARY AND SECONDARY **EDUCATION** –Cont'd Graduation requirements, See STUDENTS Grants, See SCHOOL FINANCE Handicapped students, See STUDENTS Health departments, applicability of law, 71-1636 Health education, See SCHOOL CURRICULUM High school equivalency diploma institutions, assistance to, See DIPLOMA OF HIGH SCHOOL EQUIVALENCY ASSISTANCE ACT; 79-2301 Home schools, requirements, 79-318, 79-1601 to 79-1607, See also PRIVATE SCHOOLS Immunizations, See STUDENTS Instructional hour, defined, 79-101 Insurance. Board members, 79-506, 79-516 Buses, 79-610 Contracts authorized, 79-515 Intellectual disabilities, students with, See STUDENTS Interpreters, gualified educational, legislative intent, 20-150, See also INTERPRETERS Kindergarten, See KINDERGARTEN Land, Property, this heading Learning communities, 79-2101 to 79-2119, See also LEARNING COMMUNITIES Liquor, retail sales near school, restrictions, 53-177 Meals for students, See STUDENTS Medical assistance program availability, information required, 68-913 Medication. Administration, See MEDICATION AIDE ACT; 71-6718 Rules and regulations, 71-6743 Military personnel, children of, Attendance at schools, 79-216

Compact, See INTERSTATE COMPACT ON EDUCATIONAL OPPORTUNITY FOR MILITARY CHILDREN; 79-2201 Open enrollment, 79-232 to 79-246, See also ENROLLMENT OPTION PROGRAM Organization of school districts, See SCHOOL DISTRICT ORGANIZATION Parents. Parental involvement, policy, 79-530 to 79-533 Surrogate parent, assignment by school district for child with a disability, when, 79-1161 Parks. Conveyance by city, 79-10,108, 79-10.109 Joint facility, 13-304 to 13-307 Parochial schools, Requirements, 79-1601 to 79-1607, See also PRIVATE SCHOOLS Students, part-time enrollment in public school, requirements, 79-2.136 Pediatric cancer survivors, returnto-learn protocol, 79-2,147, 79-2.148 Personnel files, 79-8,109 Physical examination and screenings, See STUDENTS Postsecondary education, See POSTSECONDARY EDUCATION Prekindergarten programs, See EARLY CHILDHOOD EDUCATION Principal, See SCHOOL **ADMINISTRATORS** Private schools, See also PRIVATE SCHOOLS Inspection by public school official, when, 79-1605 Students, part-time enrollment in public school, requirements, 79-2,136 Textbooks, loans to private school students, 79-734 **Property, See SCHOOL DISTRICTS** Public schools, See SCHOOL DISTRICTS

ELEMENTARY AND SECONDARY **EDUCATION** –Cont'd **Recycling**, See STATE GOVERNMENT **RECYCLING MANAGEMENT ACT; 81-**1183 Reduction in force, See TEACHERS Reduction in size of district, See SCHOOL DISTRICT ORGANIZATION Reform schools, Article VII, section 12. Constitution of Nebraska Religion, Constitutional restrictions. Article VII, section 11, Constitution of Nebraska Religious affiliation, inquiries prohibited, 79-896, 79-897 Religious clothing, prohibited, 79-898.79-899 Religious schools, requirements, 79-1601 to 79-1607, See also PRIVATE SCHOOLS Reorganization of school districts, See SCHOOL DISTRICT ORGANIZATION Reports, Financial, Annual, 79-528, 79-588 Failure to file, effect, 79-529 Records, audit, 79-1089, 79-2115 Multicultural education program, 79-719 to 79-723 Students, Attendance, 79-205 to 79-209, 79-527, 79-2104.02 Census, 79-524, 79-537, 79-578 Dropouts, 79-527 Enrollment reports, 79-528 Unified system, effect, 79-4,108 Restructuring, Intent, 79-748 Rule, regulation, or policy, waiver, 79-750 Role and mission, 79-701, 79-702 Rules and regulations, 79-302 Recodification, effect, 79-1703 Waiver for restructuring, 79-750 Safety and security for public schools, See SCHOOL DISTRICTS

Sales and use tax exemption for sales by school organizations, 77-2704.25 Saline lands, leases, 72-501 to 72-504, See also SCHOOL FINANCE Savings account programs for students by banks, 8-157 School, defined, 79-101 School administrators, See SCHOOL **ADMINISTRATORS** School boards, See SCHOOL BOARDS School buildings, See SCHOOL DISTRICTS School districts, See also SCHOOL DISTRICTS Accreditation, See ACCREDITATION OF SCHOOLS Choice of schools. Enrollment option program, 79-232 to 79-246, See also ENROLLMENT OPTION PROGRAM Learning community, diversity plan, 79-2110 Formation and change of, See SCHOOL DISTRICT ORGANIZATION School files and records, Official policy, 79-539 Personnel files, 79-8,109 School district, records required, 79-577, 79-588 Student records. Access, limitation, 79-2,104, 79-2,105 Sharing among educators, 79-2,104 Uniform system, establishment, 79-318 School finance, See SCHOOL FINANCE School lands, in lieu of tax payments, See SCHOOL FINANCE School lands and funds, See SCHOOL FINANCE School term, 79-211 to 79-213 School transportation, See SCHOOL TRANSPORTATION Schoolhouse, See SCHOOL DISTRICTS Schools, accreditation of, See ACCREDITATION OF SCHOOLS Smoking restrictions, See CLEAN INDOOR AIR ACT, NEBRASKA; 71-5716

ELEMENTARY AND SECONDARY **EDUCATION** –Cont'd Special education, See SPECIAL EDUCATION ACT; 79-1110 Early intervention, See EARLY INTERVENTION ACT; 43-2501 State aid, See SCHOOL FINANCE State lottery proceeds, grants, 9-812 Statutes, recodification, validation, effect, 79-1701 to 79-1703 Steroids, anabolic, acts prohibited, 48-232, 48-233, 79-296 Student fees, See PUBLIC ELEMENTARY AND SECONDARY STUDENT FEE AUTHORIZATION ACT; 79-2.125 Student teachers, See TEACHERS Students, See STUDENTS Superintendent, See SCHOOL **ADMINISTRATORS** Taxation, See SCHOOL FINANCE Teachers, See TEACHERS Telecommunications, educational, See EDUCATIONAL **TELECOMMUNICATIONS** Term. Annual hours, 79-211 Year-round operation, 79-503 to 79-505 Testing, Achievement, establishment, 79-318 Achievement testing, establishment, 79-318 Assessment and reporting system, statewide, See QUALITY EDUCATION ACCOUNTABILITY ACT; 79-757 Curriculum, See SCHOOL CURRICULUM Junior Mathematics Prognosis Examination, 79-718 Available, 79-718 Mathematics, Junior Mathematics Prognosis Examination, available, 79-718 Textbooks, 79-734 to 79-737, See also SCHOOL CURRICULUM Transportation, See also SCHOOL TRANSPORTATION Nonresidents, 79-605

Prekindergarten program, 79-1104 Private school students, conditions, 79-601 Provide, when, 79-601 Special education, 79-1129, 79-1130, See also SPECIAL EDUCATION ACT Truancy, See STUDENTS Tuition, Adjoining state, attendance in, 79-599 to 79-5,103, 79-5,108 Nonresident education, Adjoining state, attendance in, Application, 79-599 to 79-5,103 Eligibility for admission, 79-215 Military personnel, children of, 79-216 Payment of tuition by district, procedure, 79-5,104, 79-5,107 Tuition, payment and exemptions, 79-215 Payment by state, Nonresidents, special education, when. 79-215 Wards. 79-215 Postsecondary education costs, treatment, 79-2,126, 79-2,127, See also PUBLIC ELEMENTARY AND SECONDARY STUDENT FEE AUTHORIZATION ACT Student attending outside district of residence. Adjoining state, 79-599 to 79-5,103,79-5,108 Instate, 79-5,104, 79-5,107 Wards, 79-215 Unified system, See SCHOOL DISTRICT ORGANIZATION Visitation, Commissioner of Education, duties, 79-309 Vocational education, See VOCATIONAL EDUCATION Warrants, issuance, procedure, See WARRANTS, GOVERNMENT PAYMENT; 77-2201 Weather, severe, school closure, effect, 79-213 Year-round operation, Conversion to, 79-504 Notification, required, 79-505

Year-round operation –Cont'd Intent, 79-503 Partial conversion, 79-504 ELEMENTARY AND SECONDARY SCHOOL FINANCE AUTHORITY ACT, NEBRASKA See generally ELEMENTARY AND SECONDARY EDUCATION Act. How cited, 79-1801 How construed, 79-1847, 79-1851, 79-1852 Actions. 79-1822 Authority. Bond, surety, requirement, 79-1815 Bonds of, issuance authorized, 79-1824, 79-1838 Bylaws, adopt, 79-1819 Conflict of interest, 79-1817 Created, 79-1810 Duties. 79-1818 Executive director, 79-1812 Expenses, 79-1816 Journal, record actions, 79-1848 Membership, 79-1811, 79-1814 Office, location, 79-1821 Personnel, employ, 79-1827 Powers, 79-1823 Quorum, 79-1814 Resolution, effect, 79-1814 Seal. 79-1820 Bondholders, enforcement of rights, 79-1846 Bonds. Conditions, 79-1831, See also SCHOOL DISTRICT BONDS Enforcement of security interest, See GOVERNMENTAL UNIT SECURITY INTEREST ACT, NEBRASKA; 10-1101 Form, 79-1838 Issuance, authorized, 79-1824, 79-1838 Liability of state or political subdivision, 79-1843 Proceeds, how used, 79-1838

ELEMENTARY AND SECONDARY EDUCATION –Cont'd

Purchase of securities, 79-1841, 79-1842 Refunding, 79-1842 Resolution, requirements, 79-1839 Series, 79-1834 Trust agreement, 79-1840 Contributions, 79-1828 Costs, administrative, 79-1832, 79-1835 Definitions, 79-1803 to 79-1809 Funds, investment, 79-1845 Grants, 79-1828 Intent. 79-1802 Liability, limitation, 79-1835 Loans. Authority to make, 79-1830, 79-1831 Authority to receive, 79-1828 Mortgage, property of authority, 79-1829 Pledge of state, 79-1850 Project. Combine, 79-1834 Convey title, when, 79-1837 Joint, 79-1833 Lease, 79-1844 Powers of authority, 79-1823 Property, acquisition by authority, 79-1836 Records, maintain, 79-1813 Rules and regulations, 79-1826 Services, authority charge, 79-1825 Taxation, authority exempt, 79-1849 **ELEVATORS**

See CONVEYANCE SAFETY ACT; 48-2501

EMAIL

See COMPUTERS; ELECTRONIC TRANSACTIONS

EMBALMERS

See FUNERAL DIRECTORS AND EMBALMERS

EMBEZZLEMENT See THEFT

See Ineri

EMERGENCY BOX DRUG ACT

See generally DRUGS AND MEDICINE Act, how cited, 71-2410

EMERGENCY BOX DRUG ACT -Cont'd Acts prohibited, 71-2416 **Appeals**, 71-2416 Authorized use of emergency box, 71-2412 Controlled substances, exemption, 71-2417 Definitions, 71-2411 Drugs, requirements, 71-2413 Enforcement, 71-2414 Inspection of emergency box, 71-2414 Institution, disciplinary actions, 71-2414, 71-2416 Institutional pharmacy, 71-2412 Long-term care facility, 71-2412 Long-term care facility, disciplinary actions, 71-2414, 71-2416 Requirements for emergency box, 71-2412 Service of process, 71-2416 Supplying pharmacist, 71-2413 Disciplinary actions, 71-2414, 71-2416 Supplying pharmacy, 71-2413 Disciplinary actions, 71-2414, 71-2416 Violations, penalty, 71-448, 71-2416 EMERGENCY MANAGEMENT See generally PUBLIC SAFETY Agency, 81-829.31, See also EMERGENCY MANAGEMENT AGENCY, NEBRASKA Chemicals, hazardous and toxic, public safety, See EMERGENCY PLANNING AND COMMUNITY RIGHT TO KNOW ACT, NEBRASKA; 81-15,191 Communication system, statewide, See PUBLIC SAFETY COMMUNICATION SYSTEM ACT, NEBRASKA: 86-401 Communications system, Governor control, 81-1120.25 Compacts.

Emergency Management Assistance Compact, Vol. 2A Appendix section 1-124

Interstate Civil Defense and Disaster Compact, Vol. 2A Appendix section 1-109 Division of communications. **Department of Administrative** Services, duties, 81-1120.17 **Emergency Management** Assistance Compact, Vol. 2A Appendix section 1-124 Emergency management system, See EMERGENCY MANAGEMENT ACT: 81-829.36 **Fires,** *See* FIRE SAFETY; STATE FIRE MARSHAL Wildfires, See WILDFIRE CONTROL ACT OF 2013: 81-826 Floods, See FLOODS Government. Officials. See GENERAL EMERGENCY SUCCESSION ACT, NEBRASKA; 84-1101 Temporary location of seat of, Political subdivisions, See EMERGENCY SEAT OF LOCAL GOVERNMENT ACT, NEBRASKA; 13-701 State, See EMERGENCY SEAT OF STATE GOVERNMENT ACT, NEBRASKA; 72-701.01 Medical services, See EMERGENCY MEDICAL SERVICES Military, See MILITARY National Guard, Nebraska, disaster relief, 55-106, 55-117, 55-146 Public records, withheld to protect public, when, 84-712.05 Radioactive materials. See RADIOACTIVE MATERIALS Radiological instruments, repair, replacement, and calibration of, 71-3529 to 71-3536 Shipment of radioactive materials across the state. fees. 71-3523 to 71-3528, See also RADIOACTIVE MATERIALS Terrorist acts, response, 81-830, See also HOMELAND SECURITY, OFFICE OF Weather. See WEATHER CONTROL OR MODIFICATION

EMERGENCY MANAGEMENT – Cont'd 911 service, Telephones, See EMERGENCY

TELEPHONE COMMUNICATIONS SYSTEMS ACT; 86-420 Wireless service, See ENHANCED WIRELESS 911 SERVICES ACT; 86-442

EMERGENCY MANAGEMENT ACT

See generally EMERGENCY MANAGEMENT Act. How cited, 81-829.36 How construed, 81-829.38, 81-829.75 Adjutant General, powers and duties, 81-829.41, 81-829.72 Administration. 81-829.31, 81-829.41 Compact, Interstate Civil Defense and Disaster, Vol. 2A Appendix section 1-109, 81-829.56 Compensation, services or property, 81-829.57 Definitions. 81-829.39 Disaster, emergency proclamation, 81-829.40, 81-829.50, 81-829.69 Emergency and utility equipment, Emergency management worker or storm spotter, motor vehicle, flashing light permitted, 60-6.232 Movement, 81-829.65 **Emergency Management Agency**, Nebraska, 81-829.40 Governor's Emergency Cash Fund, 81-829.33 Joint Operations Center Capital Construction Fund, 90-270 **Emergency proclamation**, 81-829.40, 81-829.50, 81-829.69 Equipment and supplies, priorities, 81-829.60 False statement for aid, 10-807, 81-829.73 Federal assistance, 81-829.58, 81-829.71 Fraud or willful misstatement in application, 81-829.73

Gifts, grants, or loans, 81-829.58, 81-829.59 Housing, temporary, 81-829.70 Immunity from liability, 81-829.55, 81-829.66 Intent, 81-829.37 Interiurisdictional emergency management, 81-829.47, 81-829.48 Law enforcement, powers, 81-829.65 Loans, federal, 81-829.71 Local governments, powers, 81-829.46 to 81-829.51 Political activity, prohibited, 81-829.61 Powers, 81-829.40, 81-829.41, 81-829.46, 81-829.53, 81-829.55, 81-829.56, 81-829.65, 81-829.69 to 81-829.72 Prevention, 81-829.43 Private assistance, 81-829.59 Proclamation, state of emergency, 81-829.40, 81-829.50, 81-829.69 Property taxes, additional increase allowed, 13-520 Registries, emergency management, 81-829.41 Rules and regulations, enforcement, 81-829.64 School districts and educational service units, powers, 81-829.49, 81-829.51 State emergency response teams, Established, 81-829.52 to 81-829.54 Immunity from liability, 81-829.55 Job protection, See VOLUNTEER EMERGENCY RESPONDERS JOB PROTECTION ACT; 35-1401 Motor vehicle, flashing light permitted, 60-6,232 Qualifications, 81-829.62 Training, identification, and credentialing, 81-829.67 State of emergency, Adjutant General, individual assistance programs, 81-829.72 Governor, powers, 81-829.69, 81-829.72

EMERGENCY MANAGEMENT ACT -Cont'd

State of emergency -Cont'd Governor's Emergency Program for funding, 81-829.42 Military leave of absence, when, limitations, 55-160 Proclamation issued by Governor, when, 81-829.40 Vital resource emergency, Governor declare, 84-164 Weather conditions, 81-829.45 Storm spotter, 81-829.67 Workers, State emergency response teams, this heading EMERGENCY MANAGEMENT AGENCY, NEBRASKA See generally STATE GOVERNMENT Adjutant General, administer, 81-829.31 Created, 81-829.31 **Division, Radiological Emergency** Preparedness, duties, 71-3529 to 71-3536 Duties. Acts administered. Emergency Management Act, 81-829.36 **Emergency Planning and** Community Right to Know Act, Nebraska, 81-15,191 Coordinate emergency planning and training, 81-15,213, See also EMERGENCY PLANNING AND COMMUNITY RIGHT TO KNOW ACT. NEBRASKA Emergencies, declaration of, See EMERGENCY MANAGEMENT ACT; 81-829.36 Weather conditions, apprise, 81-

Weather conditions, apprise, 81 829.45

Funds,

- Governor's Emergency Cash Fund, 81-829.33
- Joint Operations Center Capital Construction Fund, 90-270 Nebraska Emergency Management Agency Cash Fund, 71-3532

EMERGENCY MEDICAL SERVICES See generally HEALTH CARE Ambulances, See AMBULANCES Automated external defibrillator. **use, conditions**, 71-51,102 Communication system, See PUBLIC SAFETY COMMUNICATION SYSTEM ACT, NEBRASKA; 86-401 Controlled substances, See CONTROLLED SUBSTANCES ACT, UNIFORM; 28-401 Death during apprehension or custody, duties, 23-1821 to 23-1823 Diseases, See also DISEASES AND **INJURIES** Care providers, exposure procedures, 71-506 to 71-514.05 Emergency, false reporting, 28-907, 35-520 False alarm, county regulation authorized, 23-187 Fund, Nebraska Emergency Medical System Operations, 71-51,103 Funding by political subdivisions, Ambulances, See AMBULANCES County sales tax for county or joint political subdivision services. 13-318 to 13-326, See also PUBLIC SAFETY Funding, See MUTUAL FINANCE ASSISTANCE ACT; 35-1201 Gratuitous provider, immunity, 25-21.186 Heart attack, automated external defibrillator, use, conditions, 71-51,102 Lights on vehicles, requirements, 60-6,229 to 60-6,234 Negligence, liability insurance, payment of judgment, 13-1801 Out-of-hospital emergency medical services, conflicting acts, how construed, 71-8253 Personnel, emergency out-ofhospital professions, Failure to report wound or injury of

EMERGENCY MEDICAL SERVICES -Cont'd violence connected with crime, 28-902 Licensure, See EMERGENCY MEDICAL SERVICES PRACTICE ACT; 38-1201 Providers, peer review authorized, See PEER REVIEW Public safety, See PUBLIC SAFETY **Regulation**, See EMERGENCY MEDICAL SERVICES PRACTICE ACT; 38-1201 Rescue squads, Ambulances. See AMBULANCES Donations to the Nebraska **Emergency Medical System** Operations Fund, 71-51,103 Good Samaritan law, 25-21,186 Lights, 60-6,229 to 60-6,234 Trauma system, See STATEWIDE TRAUMA SYSTEM ACT; 71-8201 Volunteer department, Incentives. Job protection, See VOLUNTEER EMERGENCY RESPONDERS JOB PROTECTION ACT; 35-1401 Recruitment and retention, See VOLUNTEER EMERGENCY RESPONDERS RECRUITMENT AND RETENTION ACT; 35-1301 Liability, immunity, 35-107 Trust fund, authorized, 35-901 Public funds, restrictions, 35-901 Sales tax, county sales tax for county or joint political subdivision services, 13-318 to 13-326, See also PUBLIC SAFETY Stress management program, emergency personnel, See CRITICAL INCIDENT STRESS MANAGEMENT ACT; 71-7101 Trauma care, See STATEWIDE TRAUMA SYSTEM ACT; 71-8201 Wound or injury connected with crime, failure to report, 28-902 EMERGENCY MEDICAL SERVICES PRACTICE ACT See generally PROFESSIONS AND **OCCUPATIONS**

Act. See also EMERGENCY MEDICAL SERVICES How cited, 38-1201 How construed, 38-1236 Advanced emergency medical technicians, activities authorized. 38-1224 Ambulance, Driver privileges, 38-1227 Transport requirements, 38-1226 Board of Emergency Medical Services, 38-167, See also CREDENTIALING ACT. UNIFORM Duties, 38-1216 Meetings, 38-1215 Members, 38-1215 Confidentiality of patient data, 38-1225 Definitions. 38-1204 to 38-1214 **Emergency medical technicians**intermediate, activities authorized, 38-1224 **Emergency medical technicians**paramedic, activities authorized, 38-1224 **Exemptions**, 38-1220 Fees, 38-1222 Gifts, acceptance by department, 38-1235 Immunity from liability for emergency care, when, 38-1232 to 38-1234 Intent, 38-1202, 38-1203 Licensure, See also CREDENTIALING ACT, UNIFORM; 38-101 Classifications, 38-1217, 38-1218 Issuance to National Registry members, 38-1229 License, Requirements, 38-1217, 38-1221 Term, 38-1221 Transfer prohibited, 38-1230 Out-of-hospital emergency care provider, activities authorized, 38-1224 Paramedics, activities authorized, 38-1224 Person objecting to treatment, effect, 38-1231

PRACTICE ACT –Cont'd Physician medical director, **required**, 38-1223 Rules and regulations, 38-1217, 38-1219 Shortage of licensed emergency care providers, department powers, 38-1228 EMERGENCY PLANNING AND COMMUNITY RIGHT TO KNOW ACT, NEBRASKA See generally HAZARDOUS MATERIALS Act, how cited, 81-15,191 Civil actions, 81-15,230 to 81-15,232 Attorney's fees and costs, 81-15,233 Intervention, 81-15,234 **Commission. State Emergency** Response, 81-15,210 to 81-15,212 Definitions, 81-15, 194 to 81-15, 209 Department of Environmental Quality, duties, 81-15,213 **Emergency Management Agency**, Nebraska, duties, 81-15,213 Emergency plan, Contents, 81-15,220 Review, 81-15,221 **Emergency planning districts**, 81-15,212 Facilities, Facility emergency coordinator, 81-15.219 Notification required, 81-15,218 Owner, operator, duties, 81-15,222 to 81-15.226 Health professionals, information to, confidentiality, 81-15,226 Information. Availability, 81-15,229 Inventory form, 81-15,224 Material safety data sheet, 81-15,223 Toxic chemical release form, 81-15,225 Intent, 81-15,192 Local emergency planning committees, 81-15,215 to 81-15,217

EMERGENCY MEDICAL SERVICES

Publish annual notice, 81-15,229 Local law, applicability, 81-15,228 Release, notification, 81-15,222 Rules and regulations, 81-15,235 State Administrator, 81-15,210 Transportation exemption, 81-15,227 Violations, civil actions, 81-15,230

EMERGENCY RESPONDERS See PUBLIC SAFETY

EMERGENCY SEAT OF LOCAL GOVERNMENT ACT, NEBRASKA See generally EMERGENCY MANAGEMENT Act, How cited, 13-701 How construed, 13-706 Definitions, 13-702 Emergency, false reporting, 28-907 Legislative authority in emergencies, Article III, section 29, Constitution of Nebraska Location, 13-703 Validity of acts, 13-704 Rules and regulations, 13-705

EMERGENCY SEAT OF STATE GOVERNMENT ACT, NEBRASKA See generally EMERGENCY MANAGEMENT Act, how cited, 72-701.01 Attack, 72-701.02 Emergency, false reporting, 28-907 Temporary location, 72-701.03 to 72-701.06

EMERGENCY TELEPHONE COMMUNICATIONS SYSTEMS ACT See generally TELEPHONES Act, how cited, 86-420 Agreements authorized, 86-440 Audit, 86-437 Counties, implementation deadline, 86-440.01 Definitions, 86-422 to 86-434 Funding, application for, authorized, 86-441.01

EMERGENCY TELEPHONE COMMUNICATIONS SYSTEMS ACT –Cont'd

Immunity from liability, 86-441, 86-441.01 Intent, 86-421 Report, 86-437 Rules and regulations, 86-437 Service surcharge, Amount, 86-435, 86-438 Authorized, 86-435 Collection, 86-436, 86-437 Separate fund, 86-439 Violation, Administrative fine, 86-437 Civil penalty, 75-156

EMERGENCY TELEPHONE SERVICE See TELEPHONES

EMINENT DOMAIN

See generally REAL ESTATE Abandonment proceedings, effect, 76-711 Aeronautics, Department of, powers, 3-144 Agricultural land, treatment, 76-710.03 Agricultural society, county, 2-262 Airports, City airport authorities, 3-503 County airport authorities, 3-601 Extraterritorial airports, 3-241 to 3-243 Municipalities, 3-203, 3-204 Political subdivisions, powers, 3-331 Appeal, 76-715 to 76-723 Appraisers, 76-706 to 76-710 Fees, 76-723 Attorney's fees, when allowed, 76-720, 76-720.01 Authorized. Corporations subject to, Article X, section 6, Constitution of Nebraska Just compensation required, Article I, section 21, Constitution of Nebraska

Award. Deposit by condemner, 76-711, 76-712 Filing requirements, 76-712, 76-713 Bridges, cities of the metropolitan class, 14-1207, 14-1211, 14-1212. 14-1238 to 14-1241 Cemeteries, Associations, 12-506 Cities of the second class, 17-926 Eminent domain, conditions, 12-201 Villages, 17-926 Wyuka Cemetery, 12-101 Cities of the first class, 16-605 to 16-608, 19-709 Acquisition procedure, 18-1755 Construction, damages, 16-645 Court of condemnation, 19-702 to 19-706 Intervention, rights of adjoining owners, 19-710 Parking, offstreet, 19-3311 Property, use authorized, 19-709 Public purpose, 16-605 to 16-609 Public transportation, 16-6,110 Recreation facilities, 16-697.01 Streets, 16-605 to 16-609, 18-1705 Utilities, 16-674, 16-684, 19-701 to 19-709, See also MUNICIPAL NATURAL GAS SYSTEM CONDEMNATION ACT; 19-4624 Viaducts and subways, 18-604, 18-627 Cities of the metropolitan class, 14-366 to 14-376 Acquisition procedure, 18-1755 Appeal, 14-807 Intervention, rights of adjoining owners, 19-710 Landmark heritage preservation district, 14-2003 Parking facilities, offstreet, 14-1738 Public purpose, 14-374 Public transportation, 14-102, 14-1805 Recreational areas, 14-366 Streets, 14-366, 18-1705 Utilities, 14-372, 14-376, 14-2116, 66-1861

EMINENT DOMAIN –Cont'd Cities of the metropolitan class –Cont'd Viaducts and subways, 18-604, 18-627 Cities of the primary class, 15-229 to 15-229.02 Acquisition procedure, 18-1755 Court of condemnation, 19-702 to 19-706 Intervention, rights of adjoining owners, 19-710 Parking, offstreet, 19-3311 Streets and sidewalks, 15-701, 18-1705 Utilities, 19-701 to 19-709, See also MUNICIPAL NATURAL GAS SYSTEM CONDEMNATION ACT: 19-4624 Viaducts and subways, 18-604, 18-627 Waterworks, 15-501 Cities of the second class, 17-559, 19-709 Acquisition procedure, 18-1755 Court of condemnation, 19-702 to 19-706 Dikes, 17-529.01 Electrical power plant, 17-906 Improvements, 17-559 Intervention, rights of adjoining owners, 19-710 Parking, offstreet, 17-170, 19-3311 Property, use authorized, 19-709 Public transportation, 17-174 Restriction, 17-170 Sewerage and drainage, 17-154 Streets, 17-559, 18-1705 Utilities, 19-701 to 19-709, See also MUNICIPAL NATURAL GAS SYSTEM CONDEMNATION ACT; 19-4624 Viaducts and subways, 18-604, 18-627 Waterworks, 17-535 Community development authority, 18-2122, 18-2142.03 Condominium unit, acquisition, award, 76-831 Conservator, powers, 76-724

Corporations subject to. Article X. section 6, Constitution of Nebraska Costs, awarded when, 76-720, 76-723, 76-726 **Counties**, 23-325 Agricultural society, 2-262 Flood control, 23-320.10 County agricultural society, 2-262 Damages, 76-703 Assessment by appraisers, 76-710 to 76-710.02 Displaced persons, reimbursement required, See RELOCATION ASSISTANCE ACT; 76-1214 Dams, milldam sites, 56-101, 56-127 Definitions, 76-701 **Displaced persons**, See RELOCATION ASSISTANCE ACT; 76-1214 Drainage, Districts, 31-321, 31-322, 31-353, 31-415 Drains and ditches, 31-210 Sanitary drainage districts, 31-521, 31-523 Economic development, use for, restricted, 76-710.04 Educational Telecommunications Commission, Nebraska, 79-1322 Electricity, Electric supplier, limit on eminent domain for power development, 70-1014.01, 70-1014.02, 70-1909 Irrigation districts, 46-313 Transmission lines, 70-305, 70-306, 76-710.04 Environmental covenant, effect of eminent domain on perpetuity, 76-2609 Examination by condemner, 76-702 Fairs. Agricultural society, county, 2-262 County fairs, 2-262 Highways and roads, Advertising signs, 39-212, 39-222, 69-1701 State highway system, 39-1320 Interest acquired, 76-714

EMINENT DOMAIN –Cont'd Intervention, right of adjoining owner, 19-710 Irrigation, Construction projects, 46-246 to 46-248, 46-251 Districts, 46-122, 46-123, 46-125, 46-156, 76-710.02 Joinder of actions, 76-721 Libraries, 51-210 Natural gas system, See MUNICIPAL NATURAL GAS SYSTEM CONDEMNATION ACT: 19-4624 Natural resources districts, 2-3226.11, 2-3234 Offstreet parking districts, 19-3311 Oil and gas, Natural gas, underground storage, 57-603 to 57-609 Pipelines. Land acquisition, 57-1101 to 57-1105 Siting, See MAJOR OIL PIPELINE SITING ACT: 57-1401 Parks, state, 37-329 Petition, 76-704 to 76-705 Procedure. Appeal, 76-711, 76-715 to 76-721 Applicability, 25-2501, 25-2506 Appraisers, 76-706 to 76-710, 76-723 Condemnation award, 76-712, 76-713 Costs, expenses, and fees awarded, when, 76-726 Damages, 76-703, 76-705, 76-710 to 76-710.03 Definitions, 25-2502, 76-701 Exceptions, 25-2501 Hearing, 25-2503 to 25-2505 Interest in property, 76-711, 76-714 Inventory, 76-702 Notice, 25-2503 Petition, 76-704 to 76-705 Property of minor, 76-724 State lands, 76-725 Uniform procedure, 25-2501 to 25-2506 Property, removal, liability, 76-711

Public power districts, 70-667, 70-670, 70-672 Railroads, Article X, sections 6 and 8, Constitution of Nebraska, 74-308 Real estate, procedure, 18-1755, 25-2501 to 25-2506, 76-701 to 76-724 Recreational use, public right of access, 18-1755 Roads, See ROADS, DEPARTMENT OF Sanitary and improvement districts. 31-736 to 31-738 School lands and funds, 72-213 to 72-226, 79-1095 to 79-1097 Air fields and monitoring stations, 72-216 Cemetery purposes, 72-220 City or village, 72-215 Counties, 72-219 Highways and roads, 72-221, 72-221.01 Private companies, 72-222.01 Public districts, 72-222, 72-222.02 School districts, 72-214 United States, 72-216 to 72-218 Water conservation, 72-218 Schools and school districts, 79-1095 to 79-1097 Shooting ranges, prohibition, 37-1310 Solid waste management, powers of political subdivisions, 13-2021 State, right of, 76-725, 81-1108.38 Prohibition, 37-1310 State colleges, 85-319 **Telephones and** telecommunications, transmission lines, 76-710.03, 86-705, 86-706 Trail development. Construed, 37-1006 Natural resources districts, use, procedure, 2-3234.02 to 2-3234.09 University of Nebraska, 85-133 Utilities, acquisition by city or village, 19-701 to 19-707, See also MUNICIPAL NATURAL GAS

EMINENT DOMAIN –Cont'd SYSTEM CONDEMNATION ACT; 19-4624 Villages, 17-559, 19-709 Acquisition procedure, 18-1755 Court of condemnation, 19-702 to 19-706 Dikes, 17-529.01 Electrical power plant, 17-906 Improvements, 17-559 Intervention, rights of adjoining owner, 19-710 Parking, offstreet, 17-170, 19-3311 Property, use authorized, 19-709 Public transportation, 17-174 Restriction, 17-170 Sewerage and drainage, 17-154 Streets, 17-559, 18-1705 Utilities, 19-701 to 19-707, See also MUNICIPAL NATURAL GAS SYSTEM CONDEMNATION ACT; 19-4624 Viaducts and subways, 18-604, 18-627 Waterworks, 17-535 Water construction projects, 46-246 to 46-248, 46-251 Weighing stations, 60-1302 EMPLOYEE CLASSIFICATION ACT See generally LABOR AND **EMPLOYMENT** Act, how cited, 48-2901 Classification, As employee or independent contractor, 48-2903 Presumption, 48-2903 Reports of suspected violations, Confidentiality, 48-2905 Hot line and web site, 48-2905 Contractors. Classification of workers, 48-2903, 48-2904 Fines, 48-2907 Post notice, 48-2910 Public contracts, affidavit required, 48-2911 False affidavit, penalties, 48-2912 Definitions, 48-2902

Department, Annual report to Legislature, 48-2909 Duties, 48-2905 Investigations, 48-2906 Tax information, use in enforcement, 77-27,119 Unemployment tax, withholding, or workers' compensation violations. Actions to collect or enforce, 48-2908 Investigation of possible, 48-2908 Violations, Fines, 48-2907 Misclassification by contractor, 48-2904 **EMPLOYMENT** See LABOR AND EMPLOYMENT **EMPLOYMENT AGENCIES** See generally LABOR AND **EMPLOYMENT** Acts prohibited, 48-512 Bond required, 48-504 **Contracts**, 48-519 Definitions, 48-501.01 Employment order, 48-520, 48-521 Fees. License, 48-503, 48-514 Posting, 48-519 Refund, 48-510, 48-523, 48-524 Registration, 48-518 Splitting, prohibited, 48-511 Foreign agents or agencies, requirements, 48-515 to 48-517 License, Cancellation, 48-505 Required, 48-503 Name, restrictions, 48-506 Records, required, 48-508, 48-510 Register, required, 48-507 Violations, penalty, 48-513 **EMPLOYMENT AND INVESTMENT GROWTH ACT** See generally ECONOMIC

589

DEVELOPMENT

EMPLOYMENT AND INVESTMENT **GROWTH ACT** –Cont'd Act. Changes, applicability, 77-4112 How cited, 77-4101 **Agreement**, 77-4104 Application, 77-4104 Fee, 77-4104 Valid, when, 77-4109 Definitions, 77-4103 Employee of gualified employee leasing company, treatment, 77-4103.01 Ethanol facilities, employ resident workers, when, 66-1349 Exemptions, 77-4104.01 Fund, Nebraska Incentives, 72-2501, 77-4104 Income tax. Corporate income, election, 77-4105 Credit, 77-4105 Use, 77-4106 Disallowance of incentives, 77-4107 Recapture, 77-4107 Intent, 77-4102 Low-level radioactive waste facility or employment, treatment, 77-3.112 Personal property tax, Disallowance of incentives, 77-4107 Exemption. Application, procedure, 77-4105, 77-4106 Filing with county assessor required, 77-1229 Recapture, 77-4107 Report, 77-4110 Joint hearing, 77-4110 Rules and regulations, 77-4111 Sales and use tax, Credit, 77-4105 Use, 77-4106 Disallowance of incentives, 77-4107 Estimate of refund, 77-4113 Purchasing agents, 77-4106 Recapture, 77-4107 Refund, 77-4106, 77-4108.01 Tax credits under the Ethanol Development Act, effect, 66-1344

Transfer of incentive, effect, 77-4108

EMPLOYMENT DRIVING PERMITS See generally MOTOR VEHICLES Appeal, 60-4,130 Application, 60-4,130 Commercial motor vehicle, use prohibited, 60-4,107, 60-4,129, 60-4,183, 60-4,186 Driver's license, defined as, 60-474 Fees. 60-4.115 Identity security surcharge, 60-4,115 Issuance, Application, 60-4,130 Procedure, 60-4,129, 60-4,130 Operator's license, defined as, 60-474 **Operators' licenses and permits,** See MOTOR VEHICLE OPERATOR'S LICENSE ACT; 60-462 **Revocation**, 60-4,129 Traffic regulations, See RULES OF THE ROAD, NEBRASKA; 60-601 Use. Authorized. License Suspension Act, 43-3318 Point system violations, 60-4,183, 60-4.186 Revocation of operator's license, 60-476.01, 60-4,107 Suspension of operator's license, 43-3318, 60-476.02, 60-4,107 Use authorized, 60-4,129 Violations, penalty, 60-4,129, 60-4,130 EMPLOYMENT SECURITY LAW See generally WAGES AND WAGE EARNERS Administrative office, 48-606.01 Appeals,

Administrative, Decisions, 48-636, 48-637 Procedure, 48-634 to 48-642 Appellate court, 48-640 Costs and fees, 48-641, 48-643 District court, 48-638 **Benefits,** Abuse, leaving employment to escape, effect, 48-628.01

EMPLOYMENT SECURITY LAW -Cont'd **Benefits** –Cont'd Action to recover, rights of claimant, 48-646 Additional benefits, conditions, amount. 48-628.05 Amount, weekly benefit, calculation, 48-624 to 48-626, 48-669, 48-680 Appeals, effect, 48-644 Assignment or pledge, when, 48-647 Disgualifications, 48-628 Eligibility, 48-627, 48-628 Good cause for voluntarily leaving, 48-628.01 Emergency benefits, 48-628.02 Employee, false statements, forfeit benefits, 48-663, 48-663.01 Employer, false statements, penalty, 48-664 Erroneous payment, recovery, 48-665, 48-665.01 Setoff against income tax refund, 48-665 Extended benefits, 48-628.02 to 48-628.04 Income tax refund setoff, 77-27,197 to 77-27,209 Income tax withholding, 48-629.01 Legal process, exempt when, 48-647 Nonprofit organizations, payments, 48-660.01 Notice to employer, 48-651 Overpayment, Failure to repay, penalty, 48-663.01 Recovery, 48-663.01 Payment, 48-623 Reemployment services, when required, 48-627 Short-time compensation program, 48-672 to 48-683 Violation, Levy authorized, 48-663.01 Penalty, 48-663, 48-664 Waiver or release, agreements prohibited, 48-645 Board, Nebraska Worker Training,

48-622.03

Child support. collection. 48-647 Cities, tax, authorized, 48-671 Claims. Determination. 48-630 to 48-632 Employer, rights, duties, 48-632 Rules and regulations for filing, 48-629 Combined tax, Adjustments, 48-660 Amount, 48-648, 48-648.02, 48-649 Bankruptcy, dissolution, and other procedures, effect, 48-659 Collection, 48-655 Default, 48-657 Lien, 48-657, 48-660.01 Employer failure to pay, penalty, 48-664 Employers' contracts with governmental entities, 48-657 Income tax refund setoff, 77-27,197 to 77-27,209 Interest, charged when, 48-655 Liability of employer, 48-645, 48-652 Nonprofit organizations, payment, 48-660.01 Default, lien, 48-660.01 Nonprofit organizations, payments, 48-660.01 Payment, 48-648 Rate, 48-649, 48-650 Refunds, 48-660 Reports or returns, requirements, 48-656 Successor liability, 48-658 Commissioner of Labor, Compensation, 48-605 Cooperation with federal government, 48-616 Employee, record violations, penalty, 48-612 Personnel, 48-609 Retirement system, 48-609 Powers and duties, 48-606, 48-606.01, 48-608, 48-611, 48-648 to 48-649, 48-654.01 Confidentiality, Employer information, disclosure authorized, when, 48-612.01 Employer information, prohibited redisclosure, penalty, 48-612.01

EMPLOYMENT SECURITY LAW -Cont'd **Confidentiality** –Cont'd Records and reports generally, 48-612 Contract bids, inclusion required, when. 48-657 Definitions, 48-602 to 48-604, 48-628.01, 48-648.02, 48-673 Depositions, 48-613 **Disgualifications**, 48-628 Eligibility, 48-627, 48-628, 48-628.01 Indian tribes, applicability of law, 48-603.01 Verification of lawful presence required, when, 4-108 to 4-112 Employer. Applicability to, 48-661 Combined tax, 48-648 to 48-650 Contributions, 48-648 to 48-650 Experience account, 48-649, 48-652, 48-654, 48-654.01, 48-664, 48-668, 48-681 Payments required, Default, lien, 48-657 Setoff against income tax refund, 48-655 Records and reports, 48-612, 48-648.01 Employer information, treatment, 48-612.01 Reimbursement accounts, 48-652 Transfer of business, procedure, 48-658 Employment service, state, 48-662 Enforcement. 48-667 Tax information, use in, 77-27,119 Federal funds, replacement by state, 48-622 Federal law, unconstitutionality, effect, 48-670 Fees, schedule, 48-606 Foreign states and governments, services performed, treatment, 48-668 to 48-668.03 Funds. **Employment Security Administration** Fund. 48-621 **Employment Security Special** Contingent Fund, 48-621

Federal funds, treatment, 48-621 Nebraska Training and Support Cash Fund, 48-622.02 Administrative Costs Reserve Account, 48-622.02 Nebraska Training and Support Trust Fund, 48-622.02 State Unemployment Insurance Trust Fund, 48-622.01 Unemployment Compensation Fund, 48-617, 48-618 Unemployment Trust Fund, 48-618 to 48-620 Indian tribes, applicability of law, 48-603.01 Jurisdiction. Court, other states' law, 48-655.02 Personal, 48-655.01 Law, how cited, 48-601 Lien, Enforcement, 48-657, 48-660.01 Tax lien, See TAX LIEN REGISTRATION AND ENFORCEMENT ACT, UNIFORM STATE; 77-3901 Nonprofit organizations, payments in lieu of contributions, 48-660.01 Oaths, administration, 48-613 Professional employer organization, treatment, 48-648 Programs supported, Job training, 48-622.02 Short-time compensation program, 48-672 to 48-683 Worker and business recruitment, 48-622.02 Related corporations or companies, treatment, 48-648 Representation, 48-667 Rules and regulations, 48-607, 48-608 State unemployment insurance tax rate, 48-649 to 48-650 Subpoenas, 48-613, 48-614 Supplemental Nutrition Assistance Program benefits, overissuance, collection, 48-647 Temporary help firm, employee, 48-628 Villages, tax, authorized, 48-671

EMPLOYMENT SECURITY LAW -Cont'd

Violations, penalty, 48-612, 48-612.01, 48-654.01, 48-666 Wages, what constitutes, 48-602

ENDANGERED SPECIES

See WILDLIFE

ENDORSEMENTS

See generally LEGAL PROCEDURE Advertising, See ADVERTISING Attorneys, court filings, endorsement of, 7-112 Banks, insolvent, certificate of allowance, 8-1,109 Banks and capital stock financial institutions, assignment of securities, 77-23,104 Bonds, official, endorsement on, 11-101, 11-111 Checks or instruments, failure to endorse, 25-21,188.01 Court orders and filings. Allowance of writ. 25-2161 Criminal indictment, 29-1416 Criminal information, 29-1602 Criminal warrant, 29-1706 Filings. Attorney endorsement, 7-112 Clerk endorsement, 25-2206 Injunction, 25-1068 Sheriff endorsement, 23-1701.05 Supersedeas bond, 25-1908 Deeds, filing endorsement, 23-1510 Insurance policies, Automobile liability, 44-3,128.01 Form. 44-1708 Health insurance, 44-710.17, 44-789 Lease, oil, gas, or mining, discharge, 57-207 Motor vehicle operators' licenses, 60-4.138 Reciprocity, continuing competency requirements, 38-2223 Schools, teaching certificate or permit, 79-810 State boiler inspector, qualifications, 48-721

Tax sale, certificate of purchase assignable by endorsement, 77-1822 Warrant, criminal, 29-1706 Warrants, county, 23-1602

ENERGY

See generally NATURAL RESOURCES **Coal**, See MINES AND MINERALS Conservation, See ENERGY CONSERVATION Electricity, See ELECTRICITY Cities and villages, See ELECTRICITY **MUNICIPAL** Public power, See PUBLIC POWER DISTRICTS Geothermal resources, 66-1101 to 66-1106, See also GEOTHERMAL RESOURCES Motor fuels, See MOTOR FUELS Nuclear energy, See RADIOACTIVE MATERIALS Oil and gas, See OIL AND GAS Political subdivisions. comprehensive plans, energy assessment requirements, 14-403.01, 15-1102, 19-903, 23-114.02 Radioactive materials or energy, See RADIOACTIVE MATERIALS Solar energy, See SOLAR ENERGY State Energy Office, See STATE ENERGY OFFICE; 81-1601 Storage tanks, See STORAGE TANKS **Uranium, See RADIOACTIVE MATERIALS** Wind energy, See WIND ENERGY **ENERGY CONSERVATION** See generally ENERGY Buildings constructed with state funds, code requirements, 72-805, 72-806 Contracts, energy financing, Bond requirements, 66-1065 Definitions, 66-1062 Energy financing contract, 66-1065, 66-1066 Governmental unit, powers and

duties, 66-1063, 66-1064

ENERGY CONSERVATION -Cont'd Energy efficiency standards, uniform, Code, Nebraska Energy, Adoption, 81-1611 Applicability, 81-1614 Definitions, 81-1609 Enforcement, 81-1616, 81-1617, 81-1625 Exemptions, 81-1615 Inspections, 81-1616, 81-1617 Intent. 81-1608 Local standards. 81-1618 Manuals, 81-1613 Requirements, 81-1622 Rules and regulations, 81-1612 Technical assistance, 81-1620 Violations, penalty, 81-1626 Environmental protection, See ENVIRONMENTAL PROTECTION Funding, use of severance tax, 57-705 Geothermal resources development, 66-1101 to 66-1106, See also GEOTHERMAL RESOURCES Improvements to property, tax effects, Article VIII, section 2, Constitution of Nebraska Loans. Administration, 66-1007 Bank participation, required, when, 66-1009 Default, effect, 66-1009 Definitions, 66-1002 to 66-1006 Intent. 66-1001 Repayment, 66-1009 Restrictions, 66-1008, 66-1009 Use, limitations, 66-1011 Utilities, supplemental powers, 66-1010 Oil and gas conservation, 57-901 to 57-922, See also OIL AND GAS Petroleum overcharges, 81-1635 to 81-1641 Public utilities, integrated resource planning, 66-1060 to 66-1066 Report, annual, 81-1607 Shortages, emergency powers, 84-162 to 84-167

State aid for energy conservation improvements, See LOW-INCOME HOME ENERGY CONSERVATION ACT; 66-1012 State Energy Office, See STATE ENERGY OFFICE; 81-1601 Tax credit, renewable energy, 77-27,235 **ENERGY OFFICE, STATE** See STATE ENERGY OFFICE; 81-1601 ENFORCEMENT OF DOMESTIC **VIOLENCE PROTECTION ORDERS ACT, UNIFORM** INTERSTATE See generally LEGAL PROCEDURE Act. Application, 42-939, 42-940 Construction, 42-939 How cited, 42-932 Definitions, 42-933 **Immunity**, 42-937 Judicial enforcement of orders, 42-934 Law enforcement, powers and duties, 42-935 Nebraska State Patrol, registration duties, 42-936 Nonjudicial enforcement of orders, 42-935 Registration of orders, 42-936 Remedies, other remedies not precluded, 42-938 ENFORCEMENT OF FOREIGN JUDGMENTS ACT, NEBRASKA UNIFORM See generally JUDGMENTS Act. How cited, 25-1587.01 How construed. 25-1587.08 Creditors' rights, 25-1587.07 Fees, 25-1587.06 Filing of foreign judgment, 25-1587.03, 25-1587.04 Foreign judgment, defined, 25-1587.02 Notice, 25-1587.04

ENFORCEMENT OF FOREIGN JUDGMENTS ACT, NEBRASKA UNIFORM –*Cont'd* Registration under prior law,

applicability of law, 25-1587.09 Stay of enforcement, 25-1587.05 Treatment of foreign judgment, 25-

1587.03

ENGINEERS

See generally PROFESSIONS AND OCCUPATIONS

Building plans, duties, 48-433 Construction project, violation of safety practice, liability, 25-21,187

Contracts with state, See CONSULTANTS' COMPETITIVE NEGOTIATION ACT, NEBRASKA; 81-1701

Drawings, duties, 48-433 Licensure, See ENGINEERS AND ARCHITECTS REGULATION ACT; 81-3401

ENGINEERS AND ARCHITECTS REGULATION ACT

See generally PROFESSIONS AND OCCUPATIONS Act, See also ARCHITECTS; ENGINEERS How cited, 81-3401 How construed, 81-3455 Acts prohibited, 81-3442 Architecture, practice of, Defined, 81-3420 Exempted activities, 81-3449 Requirements, 81-3448 Technical submissions, requirements, 81-3450

Board of Engineers and Architects, 81-3428 to 81-3431

Code of practice, contents, 81-3434 Combined services with construction services, authorized, conditions, 81-3436.01

Construction projects, professional engineer or architect, required, when, 81-3446, 81-3449, 81-3453 Coordinating professional, Defined, 81-3408 Duties, 81-3437.02 Definitions, 81-3403 to 81-3427 Disciplinary actions, authorized, 81-3444 Enforcement, 81-3440 Procedure, 81-3443 Engineering, practice of, Defined, 81-3421 Exempted activities, 81-3453 Requirements, 81-3451 Technical submissions. requirements, 81-3454 Enrollment as engineer-intern, Application, 81-3435, 81-3451 Certificate of enrollment, 81-3437 Examination, 81-3451 Fees, 81-3435, 81-3451 Requirements, 81-3451 Fund, Engineers and Architects **Regulation**, 81-3432 Qualified educational debt repayment, eligibility, 81-3432.01 Intent, 81-3402 Licensure as architect or professional engineer, Application, 81-3435, 81-3448, 81-3451 Certificate, 81-3437 Continuing education, 81-3438 Expiration, 81-3438 Fees, 81-3438, 81-3439 Renewal, 81-3438 Replacement certification, 81-3439 Examination, 81-3448, 81-3451 Fees, 81-3435, 81-3438, 81-3448, 81-3451 Seal, 81-3437.01 Organizational practice, Certificate of authorization, 81-3436 Application, 81-3435, 81-3436 Expiration, 81-3438 Fees, 81-3435, 81-3438, 81-3439 Renewal, 81-3438 Replacement certificate, 81-3439 Requirements, 81-3436 Public works, supervision required, when, 81-3445

ENGINEERS AND ARCHITECTS **REGULATION ACT** –Cont'd Roster of architects and professional engineers, 81-3433 Title, unlawful use of, 81-3441 Trade name or trademark registration restriction. 81-3436 Violations, penalties, 81-3442, 81-3444 ENGLISH LANGUAGE Official state language, Article I, section 27, Constitution of Nebraska ENHANCED WIRELESS 911 SERVICES ACT See generally TELEPHONES Act, how cited, 86-442 **Board, Enhanced Wireless 911** Advisory, 86-461, 86-462, 86-465 Commission. Duties, 86-465 Powers, county without service, 86-466.01 Statewide implementation of nextgeneration 911, Funding, 86-465 Study and reports, 86-471 Confidential information. 86-467 Definitions. 86-443 to 86-456.01 Fund, Enhanced Wireless 911, 86-463 **Immunity**, 86-468 Intent, 86-443.01 Public safety answering point, Compensation for costs, when, 86-466 Report, 86-460 Service agreement, authorized, 86-464 Rules and regulations, 86-469 Surcharge, 86-457, 86-458 Violations, civil penalty, 75-156, 86-459, 86-470 Wireless carrier. Compensation for costs, when, 86-466 Duties, 86-457, 86-459

ENROLLMENT OPTION PROGRAM See generally ELEMENTARY AND SECONDARY EDUCATION Application, 79-237 to 79-240 Appeal, 79-239 Notice of acceptance or rejection, 79-237, 79-239 Priorities, 79-238 Standards, Rejection, 79-238, 79-239 Relocating students, 79-240 Request for release, 79-238, 79-239 Siblings, 79-238 Automatic acceptance of relocating student, when, 79-240 Building assignment, 79-235 Cancellation. form. 79-237 Contracts, unaffected, 79-244 **Deadlines**, 79-237 Waiver, 79-240 Definitions. 79-233 Enrollment option program, defined. 79-233 Established, 79-234 Extracurricular activities, eligibility, 79-235 Graduation, 79-242 Intent, 79-232 **One-year minimum**, 79-237 **Option school district**, Converted contract option students, calculations, 79-1009.01 Defined, 79-233 Net option funding, 79-1009 Option student. Defined, 79-233 Treatment, 79-235 Participation requirements, 79-234 **Relocating student, automatic** acceptance, when, 79-240 Resident school district, defined, 79-233 School information, 79-243 Siblings, Acceptance, when, 79-238 Defined, 79-233 Special education programs, reimbursement, 79-246

ENROLLMENT OPTION PROGRAM -Cont'd Standards, acceptance or rejection of application, 79-238 Tax Equity and Educational Opportunities Support Act,

applicability, 79-245 Transfers, Child with a disability, restrictions, 79-244 Private or parochial schools, 79-237 Transportation, fee authorized. reimbursement, when, 79-241 Waiver of deadlines, 79-240 ENTERPRISE ZONE ACT See generally ECONOMIC DEVELOPMENT Act, how cited, 13-2101.01 Application, 13-2103 Contents, 13-2104 Department, powers and duties, 13-2103 Association, Formation, 13-2109 Powers and duties, 13-2110 Commitment of funds, required, 13-2104 Definitions, 13-2102 Designation, 13-2103 Term, 13-2103 Enterprise zone, defined, 13-2102 Hearing, 13-2107 Intent, 13-2101 Resolution to establish zone, 13-2106 Rules and regulations, 13-2112

Rules and regulations, 13-2112 State contract letting, preference for business located in enterprise zone, 73-107 State government interagency response team, 13-2105

Tax credits, 77-27,188 Vote by governing body, required, 13-2108 Waiver of regulations by political

subdivision, 13-2111

See generally BUSINESS AND COMMERCE Arts and humanities. Funding, 82-330 to 82-333 Municipal grants for civic and community center and historic buildings, See CIVIC AND COMMUNITY CENTER FINANCING ACT: 13-2701 Athletics. NCAA, See COLLEGIATE ATHLETIC ASSOCIATION PROCEDURES ACT. NEBRASKA; 85-1201 Regulated matches and events, See ATHLETICS **Carnivals**, See FAIRS AND **EXPOSITIONS** Fairs, See FAIRS AND EXPOSITIONS Fireworks, See FIREWORKS Prohibited acts, See CRIMES AND OFFENSES Gambling, See GAMBLING Gift enterprise, See GIFT ENTERPRISE Horseracing, See HORSERACING Lotteries, See GAMBLING Raffles, See RAFFLES Hotels, See HOTELS Movies, See MOVIES Museums, See MUSEUMS Music. See MUSIC **Recreation**, See RECREATION **Restaurants, See RESTAURANTS** Rodeo livestock, prohibited acts, 54-911, 54-912 Taxation. License or occupation tax, Carnivals, See MECHANICAL AMUSEMENT DEVICE TAX ACT; 77-3001 Cities and villages, 14-109, 15-203, 16-205, 17-525 Counties, 77-27,223 to 77-27,227 Lodging tax, See VISITORS DEVELOPMENT ACT, NEBRASKA; 81-3701 **Theater**, See THEATER Tourism, See TOURISM **Tourist-oriented directional sign** panels, See BILLBOARDS

ENVIRONMENTAL AUDITS See generally ENVIRONMENTAL PROTECTION Audit, admissibility as evidence, 25-21,257 to 25-21,259

Confidentiality, exceptions, 25-21.256 **Definitions**, 25-21,255 Evidence, use of audit, when, 25-21,256 to 25-21,259 Admissibility, 25-21,259 Exceptions, 25-21,258 Venue, 25-21.264 Waiver, 25-21,257 Intent, 25-21,254 Privileges, sections, how construed, 25-21,263 Sections, how construed, 25-21,262, 25-21,263 Voluntary self-evaluation, Disclosure of possible violations, 25-21.260

Effect, 25-21,261 Exceptions, 25-21,261

ENVIRONMENTAL CONTROL, DEPARTMENT OF

See ENVIRONMENTAL QUALITY, DEPARTMENT OF; 81-1501

ENVIRONMENTAL COVENANTS ACT, UNIFORM

See generally ENVIRONMENTAL PROTECTION Act, how cited, 76-2601 Amendment. By consent, 76-2610 By court action, 76-2609 **Contents**, 76-2604 Definitions, 76-2602 Duration, 76-2609 Effect on other instruments, 76-2605 Enforcement, 76-2611 Federal law relating to electronic signatures, relationship to, 76-2613 Land-use law, relationship to, 76-2606

Notice, 76-2607

Recording requirements, 76-2608 Rights, nature of, 76-2603 Runs with land, 76-2605 Subordination of interests, 76-2603 Termination by consent, 76-2610 Uniformity of application and construction, 76-2612 Validity, 76-2605

ENVIRONMENTAL HEALTH SPECIALISTS

See generally PROFESSIONS AND OCCUPATIONS

Certification, See ENVIRONMENTAL HEALTH SPECIALISTS PRACTICE ACT; 38-1301

ENVIRONMENTAL HEALTH SPECIALISTS PRACTICE ACT

See generally PROFESSIONS AND OCCUPATIONS

Act, how cited, 38-1301

Board of Registered Environmental Health Specialists, 38-167, See also CREDENTIALING ACT, UNIFORM Membership, requirements, 38-1307

Certification and registration, requirements and procedure, See CREDENTIALING ACT, UNIFORM; 38-101

Definitions, 38-1302 to 38-1306 Environmental health specialists, Certification, term, renewal, 38-1310 Continuing competency requirements, 38-1310, 38-1311 Misrepresentation, unlawful, 38-1315 Peer review authorized, See PEER REVIEW Provisional environmental health specialists, 38-1309 Registered environmental health specialists, Qualifications, 38-1308 Reciprocity, 38-1312

Title, use, 38-1314 Transition provisions, 38-1315 **Fees**, 38-1313

ENVIRONMENTAL PROTECTION

See generally NATURAL RESOURCES

ENVIRONMENTAL PROTECTION -Cont'd Air quality, Air pollution control, Environmental Quality Council, rules and regulations, 81-1505 Air quality construction permit, fees, 81-1505.06 Boards of health, local, air pollution control program, 71-1631 Carbon dioxide emissions from

electricity generation, state plan relating to, requirements, 66-301 to 66-304

City of the metropolitan class, regulation by, 14-102

Emissions trading programs, 81-1505, 81-1505.04

Greenhouse emissions, See CARBON SEQUESTRATION; 2-5301

Indoors, See CLEAN INDOOR AIR ACT, NEBRASKA; 71-5716

Motor vehicles, smoke regulations, 60-6,363 to 60-6,374

Pollution control incentive, See AIR AND WATER POLLUTION CONTROL TAX REFUND ACT; 77-27,149

Animals, See WILDLIFE

Archaeological resources, See ARCHAEOLOGICAL RESOURCES PRESERVATION ACT, NEBRASKA; 82-501

Biodegradable products, See RECYCLING

Carbon sequestration, See CARBON SEQUESTRATION; 2-5301

Chemicals, hazardous and toxic, See EMERGENCY PLANNING AND COMMUNITY RIGHT TO KNOW ACT, NEBRASKA; 81-15,191

Committee, Governor's Keep Nebraska Beautiful, 81-1504 Conservation.

Agricultural lands, agreements with landowners authorized, 2-1585 Conservation and Survey Division, University of Nebraska, 85-163 to 85-165

Conservation corporation, See CONSERVATION CORPORATION ACT; 2-4201 Easements, See CONSERVATION AND PRESERVATION EASEMENTS ACT; 76-2.111 Energy, See ENERGY CONSERVATION Federal acts, cooperation, 37-901 to 37-910 Interstate areas, 13-1001 to 13-1006, See also INTERSTATE CONSERVATION AND RECREATION AREAS Natural areas registry, 37-714 to 37-721 Political subdivisions, grants-in-aid for conservation projects, 37-905.37-906 Soil. Conservation projects, See SOIL AND WATER CONSERVATION ACT, NEBRASKA; 2-1575 Erosion control, See EROSION AND SEDIMENT CONTROL ACT; 2-4601 Water. Conservation projects, See SOIL AND WATER CONSERVATION ACT, NEBRASKA; 2-1575 Pollution control, See BUFFER STRIP ACT; 2-5101 Reclamation districts. See RECLAMATION ACT; 46-501 Wildlife, Endangered, See NONGAME AND ENDANGERED SPECIES CONSERVATION ACT; 37-801 Habitat, See BUFFER STRIP ACT; 2-5101 Youth Conservation Corps, program, 37-908, 37-909 Youth Conservation Program, Nebraska, See YOUTH CONSERVATION PROGRAM. NEBRASKA Councils, Environmental Quality Council, See ENVIRONMENTAL QUALITY COUNCIL Nebraska Invasive Species Council, Created, 37-1403

ENVIRONMENTAL PROTECTION -Cont'd

Councils – Cont'd, Nebraska Invasive Species Council –Cont'd Definition, 37-1402 Duties, 37-1404 Adaptive management plan, 37-1405, 37-1406 Reports, 37-1406 Legislative findings, 37-1401 Members, expenses, 37-1403 Rules and regulations, 37-1403 Subcommittees, 37-1406 Covenants, environmental, See

ENVIRONMENTAL COVENANTS ACT, UNIFORM; 76-2601

Crimes and offenses involving, See CRIMES AND OFFENSES

Department, See ENVIRONMENTAL QUALITY, DEPARTMENT OF

Environmental requirements, voluntary self-evaluation, 25-21,254 to 25-21,264, See also ENVIRONMENTAL AUDITS

Grants for environmental projects, See ENVIRONMENTAL TRUST ACT, NEBRASKA; 81-15,167

Hazardous materials, See HAZARDOUS MATERIALS

Incentives to reduce pollution, Ethanol, policy encouraging, 66-1332

Rebate for clean-burning motor vehicle fuel property, *See* CLEAN-BURNING MOTOR FUEL DEVELOPMENT ACT, NEBRASKA; 66-201

Renewable energy tax credit, 77-27,235

Solar and wind energy, use encouraged, 66-901 to 66-914

Irrigation,

Water, this heading

Litter, See LITTER

Motor fuels,

Petroleum products, this heading **Oil and gas,** *See* OIL AND GAS

Petroleum products, Contamination by, Clean up, See PETROLEUM RELEASE REMEDIAL ACTION ACT; 66-1501 Monitoring, See REMEDIAL ACTION PLAN MONITORING ACT; 81-15,181 Superfund sites, Superfund Cost Share Cash Fund, 81-15,180 Covenants, environmental, See ENVIRONMENTAL COVENANTS ACT, UNIFORM; 76-2601 Methyl tertiary butyl ether (MTBE), Restriction, 66-1227 Storage and handling, See PETROLEUM PRODUCTS AND HAZARDOUS SUBSTANCES STORAGE AND HANDLING ACT; 81-15,117 Poisons, See POISONS Political subdivisions, powers, Boards of health, local, air pollution control program, 71-1631 Cities of the metropolitan class, air quality regulation by, 14-102 Cities of the second class, water pollution, 17-536 Conservation projects, grants-in-aid, 37-905, 37-906 Municipalities, anti-pollution levy, 18-512 Municipalities and counties, Pollution abatement, expenditures authorized, 13-604 Public docks, boards of, 13-1408 Solid waste site approval, 13-1703 Villages, water pollution, 17-536 Projects. Benefit corporations, See BENEFIT CORPORATION ACT, NEBRASKA; 21-401 Grants, See ENVIRONMENTAL TRUST ACT, NEBRASKA; 81-15,167 Storm Water Management Plan Program, 46-2,139 Radioactive materials or energy, See RADIOACTIVE MATERIALS Recycling, See RECYCLING

ENVIRONMENTAL PROTECTION -Cont'd Remediation, Covenant runs with the land, See ENVIRONMENTAL COVENANTS ACT, UNIFORM; 76-2601 Superfund sites, Superfund Cost Share Cash Fund, 81-15,180 **Requirements,** See ENVIRONMENTAL PROTECTION ACT; 81-1501 Soil. Carbon seguestration, See CARBON SEQUESTRATION: 2-5301 Conservation incentive, See BUFFER STRIP ACT; 2-5101 Conservation projects, See SOIL AND WATER CONSERVATION ACT, NEBRASKA; 2-1575 Emissions trading programs, 81-1505, 81-1505.04 Erosion control, See EROSION AND SEDIMENT CONTROL ACT; 2-4601 Fertilizer standards, See COMMERCIAL FERTILIZER AND SOIL CONDITIONER ACT. NEBRASKA; 81-2,162.01 Solar energy, See SOLAR ENERGY Solid waste, See SOLID WASTE **Uranium, See RADIOACTIVE MATERIALS** Water. Conservation projects, See SOIL AND WATER CONSERVATION ACT, NEBRASKA; 2-1575 Drinking water, Public system, financial assistance, See DRINKING WATER STATE REVOLVING FUND ACT; 71-5314 Public water system, See WELLHEAD PROTECTION AREA ACT; 46-1501 Radon mitigation program, 71-3502.01 Regulation, See SAFE DRINKING WATER ACT, NEBRASKA; 71-5301 River, pollution abatement, Blue River Basin Compact, Vol. 2 Appendix section 1-115 Wastewater, See SEWERS AND SEWER DISTRICTS

Industrial use, permit requirements, See INDUSTRIAL GROUND WATER **REGULATORY ACT; 46-675** Irrigation, See CHEMIGATION ACT, **NEBRASKA**; 46-1101 Management and protection, Ground water, See GROUND WATER MANAGEMENT AND PROTECTION ACT, NEBRASKA; 46-701 Niobrara River, See NIOBRARA SCENIC RIVER ACT; 72-2004.01 Transfer off overlying land for certain benefits, 46-691.03 Water planning and review, 2-1599 to 2-15,106, See also WATER Pollution. Acts prohibited, 28-1304 to 28-1305, 37-555 Cities, powers, 17-536, 18-512 Control incentives, Agricultural, See BUFFER STRIP ACT; 2-5101 Industrial, See AIR AND WATER POLLUTION CONTROL TAX REFUND ACT; 77-27,149 Linked deposit program loans, 81-15,151.03, See also WASTEWATER TREATMENT FACILITIES CONSTRUCTION ASSISTANCE ACT Livestock waste, See LIVESTOCK WASTE MANAGEMENT ACT; 54-2416 Quality monitoring, 46-1301, 46-1304, 46-1305 Storm Water Management Plan Program, 46-2,139 Weather control or modification, See WEATHER CONTROL OR MODIFICATION Wildlife. See WILDLIFE Regulations, See GAME LAW; 37-201 Wind energy, See WIND ENERGY ENVIRONMENTAL PROTECTION ACT

See generally ENVIRONMENTAL PROTECTION

ENVIRONMENTAL PROTECTION ACT –Cont'd Act. How cited, 81-1532 How construed, 81-1529, 81-1531.01 Acts prohibited, 81-1506 Administrative Procedure Act, applicability, 81-1526 **Advisory Panel, Small Business Compliance**, 81-1505.03 Appeals, 81-1509 Applicability of law, 81-1531.01 Civil penalties, 81-1508, 81-1508.02 Compliance with act, voluntary, 81-1510 Confidentiality, 81-1527 Council, Environmental Quality, Created, 81-1503 Rules and regulations, 81-1505, 81-1520, See also ENVIRONMENTAL QUALITY COUNCIL Crimes and offenses, Environmental Protection Act, Violation of. 81-1506 Violations, 81-1508 to 81-1508.02 Integrated Solid Waste Management Act, Violation of, 81-1506 Violations, 81-1508 to 81-1508.02 Junk, accumulation of, failure to remove, 81-1523 to 81-1525 Livestock Waste Management Act, Violation of, 81-1506 Violations, 81-1508 to 81-1508.02 Criminal penalties, 81-1508.01 **Definitions.** 81-1502 Department, powers and duties, 81-1504 to 81-1504.03, 81-1517 Emergency powers, 81-1512 Exemptions from requirements, 81-1528 Fees. Air quality construction permit fees, 81-1505.06 Emission fees, 81-1505.04 Evaluation of political subdivision, 81-1519, 81-1520

Rules and regulations, See ENVIRONMENTAL QUALITY COUNCIL Funds. Air Quality Permit Cash Fund, 81-1505.06 Clean Air Title V Cash Fund, 81-1505.05 Department of Environmental Quality Cash Fund, 81-1505.01 Environmental Infrastructure Sustainability Fund, 81-1518 Grants or loans, recipient restriction, 4-108 to 4-112 Grants or loans, restrictions, 81-1504.03 Hazardous waste, Committee, site review, 81-1521.09 to 81-1521.12 Considerations, 81-1521.13 Definitions, 81-1521.08 Facility, permit, Appeal, 81-1521.18 Application, 81-1521.15, 81-1521.16 Expiration and renewal, 81-1521.22 Hearing, 81-1521.16, 81-1521.17, 81-1521.20 Issuance, 81-1521.20 Local governing body, approval, 81-1521.17 Notice, 81-1521.09, 81-1521.17, 81-1521.20 Review by director, 81-1521.19 Revocation, 81-1521.23 Insurance, required, 81-1521.21 Management, regulations, 81-1505 Report, site review committee, 81-1521.14 Violation, director, powers, 81-1507 Hearings, administrative, 81-1507 Hotline, 81-1504.02 Injunctions, 81-1508 Inspections, 81-1511, 81-1524 Intent, 81-1501 Junk, accumulation prohibited, 81-1523 to 81-1525 Landfills, closure regulation, 81-1528

ENVIRONMENTAL PROTECTION ACT –Cont'd Local regulation, 81-1528 Mineral exploration holes, 81-1505.02 **National Pollutant Discharge Elimination System permit,** evaluation of political subdivisions, Considerations, 81-1517 Costs, refund, 81-1519 Fees. 81-1519. 81-1520 Fund, Environmental Infrastructure Sustainability, 81-1518 Request for, 81-1519 Permits, required when, 81-1516, 81-1521.20 Political subdivision, exemption, 81-1528 Procedures, enforceability, 81-1526 Records, 81-1510, 81-1527 **Reports**, 81-1504.01 Requirements, self-evaluation, 25-21,254 to 25-21,264, See also ENVIRONMENTAL AUDITS Standards, air, water, and land quality, 81-1505 Uranium mining, regulation, 81-1531.02 Variances, conditions, procedure, 81-1513 Violations, penalties, 81-1507 to 81-1508.02 ENVIRONMENTAL QUALITY. DEPARTMENT OF See generally STATE GOVERNMENT Actions between agencies, costs, 25-1808, 25-1809 Business hours, 81-113 Carbon dioxide emissions from electricity generation, state plan relating to, requirements, 66-301 to 66-304 Collection agency, contracts authorized, 45-623 Committee, Governor's Keep Nebraska Beautiful, 81-1504 Compensation, 81-117 to 81-117.02

Contested cases, 84-917 to 84-919, See also ADMINISTRATIVE PROCEDURE ACT Contracts, See STATE GOVERNMENT **Council**, See ENVIRONMENTAL QUALITY COUNCIL Created. 81-1502 Deputies, appointment, 81-107 Director. Appointment, 81-1503 Bond or insurance, 81-111 Compensation, 81-103 Term. 81-109 Duties, See also ENVIRONMENTAL PROTECTION Air and Water Pollution Control Tax Refund Act, 77-27,149 Chemigation Act, Nebraska, 46-110 Drinking Water State Revolving Fund Act, 71-5314 Environmental Protection Act, 81-1532 Ground Water Management and Protection Act, Nebraska, 46-701 Integrated Solid Waste Management Act, 13-2001 Linked deposit program, 81-15,153 Litter Reduction and Recycling Act, Nebraska, 81-1534 Livestock Waste Management Act. 54-2416 Low-Level Radioactive Waste Disposal Act, 81-1578 Petroleum Products and Hazardous Substances Storage and Handling Act, 81-15,117 Petroleum Release Remedial Action Act, 66-1501 Plastic Container Coding Act, 69-2501 Private Onsite Wastewater **Treatment System Contractors** Certification and System Registration Act, 81-15,236 Remedial Action Plan Monitoring Act, 81-15,181 **Uniform Environmental Covenants** Act, 76-2601

ENVIRONMENTAL QUALITY. **DEPARTMENT OF** –Cont'd **Duties** –Cont'd Waste Reduction and Recycling Incentive Act, 81-15, 158.01 Wastewater Treatment Facilities Construction Assistance Act. 81-15,147 Wastewater Treatment Operator Certification Act, 81-15,128 Wellhead Protection Area Act, 46-1501 Emergency powers, 81-1512 Eminent domain, See EMINENT DOMAIN Displaced persons, See RELOCATION ASSISTANCE ACT; 76-1214 **Employees,** See STATE OFFICERS AND **EMPLOYEES** Funds, Department of Environmental Quality Cash Fund. 81-1505.01 **Environmental Infrastructure** Sustainability Fund, 81-1518 Expenditure, procedure, 81-104 Petty cash fund, 81-104.01 Private Onsite Wastewater Treatment System Certification and Registration Cash Fund, 81-15,250.01 Private Onsite Wastewater Treatment System Permit and Approval Cash Fund, 81-15,250 Solid Waste Landfill Closure Assistance Fund, 81-15,177 to 81-15.179 Superfund Cost Share Cash Fund, 81-15,180 Waste Reduction and Recycling Incentive Fees Collection Fund, 81-15,165 Waste Reduction and Recycling Incentive Fund, 81-15,160 Legal actions and proceedings, interagency, costs, 25-1808, 25-1809 Mailing requirements, central mailing room, 81-164 to 81-171 Meetings, open, See OPEN MEETINGS ACT; 84-1407

Mileage, reimbursement, 81-1176 Nepotism, prohibited, 49-1499.07 Oath, 81-110 Payments by electronic payment authorized, 81-118.01 Powers and duties, 81-1311, 81-1504 Public records, Access, 84-712 to 84-712.09, See also PUBLIC RECORDS Settled claims, requirements, 84-713 Purchase of goods and services, payment for, See PROMPT PAYMENT ACT; 81-2401 Receipts, treatment, 81-118 Records, public, Public records, this heading **Recycling,** See STATE GOVERNMENT **RECYCLING MANAGEMENT ACT; 81-**1183 Rulemaking, See ADMINISTRATIVE PROCEDURE ACT; 84-901; NEGOTIATED RULEMAKING ACT; 84-921 Seal. 81-114 Securities, requirements for safekeeping, 81-120 Surplus property sale, procedure, 81-161.04 Volunteers, payments authorized, 81-1182.01 **ENVIRONMENTAL QUALITY** COUNCIL See generally STATE GOVERNMENT Claims against, settlement, public access requirements, 84-713 Created, 81-1503 **Department, See ENVIRONMENTAL** QUALITY, DEPARTMENT OF Duties. Chemigation Act, Nebraska, 46-110 Drinking Water State Revolving Fund Act, 71-5314 Environmental protection, See ENVIRONMENTAL PROTECTION ACT; 81-1501 Ground water contamination, 46-734 Integrated Solid Waste Management Act, 13-2001

ENVIRONMENTAL QUALITY **COUNCIL** –Cont'd **Duties** –Cont'd Irrigation, See CHEMIGATION ACT, NEBRASKA; 46-1101 Litter, See LITTER REDUCTION AND RECYCLING ACT, NEBRASKA; 81-1534 Litter Reduction and Recycling Act, Nebraska, 81-1534 Livestock Waste Management Act, 54-2416 Low-Level Radioactive Waste Disposal Act, 81-1578 Petroleum Release Remedial Action Act, 66-1518, 81-15,124, 81-15,124.01 Private Onsite Wastewater Treatment System Contractors Certification and System Registration Act, 81-15,236 Radioactive waste, See also LOW-LEVEL RADIOACTIVE WASTE DISPOSAL ACT; 81-1578 Rate-review agency for Central Interstate Low-Level Radioactive Waste Compact, 81-15,104.01 Solid waste, dumping permit, 13-2033 Solid Waste Landfill Closure Assistance Fund, 81-15,177 Solid waste management, See INTEGRATED SOLID WASTE MANAGEMENT ACT; 13-2001 Waste Reduction and Recycling Incentive Act, 81-15,158.01 Waste Reduction and Recycling Incentive Fund, 81-15,161 Wastewater treatment. Facilities, See WASTEWATER TREATMENT FACILITIES CONSTRUCTION ASSISTANCE ACT; 81-15,147 Operator certification, See WASTEWATER TREATMENT **OPERATOR CERTIFICATION ACT:** 81-15,128

Private onsite systems, See PRIVATE ONSITE WASTEWATER TREATMENT SYSTEM CONTRACTORS CERTIFICATION AND SYSTEM REGISTRATION ACT; 81-15,236 Wastewater Treatment Facilities Construction Assistance Act, 81-15,147 Wastewater Treatment Operator Certification Act, 81-15,128 Water well contractors, See WATER WELL STANDARDS AND CONTRACTORS' PRACTICE ACT; 46-1201 Expenses, 81-1503 Meetings, 81-1503 Membership, 81-1503 Officers, 81-1503 Rules and regulations, Air quality, standards, 81-1505 Chemigation, 46-1129, 46-1136 Dumping permit, 13-2033 Fees. Air quality construction permit, 81-1505.06 Air quality permits, 81-1505 Emission fee, 81-1505.04 Hazardous waste management, 81-1505 Litter fee, 81-1559 to 81-1561 Mineral exploration holes, 81-1505 Radiation protection services, 81-15,104 Solid waste management, 13-2041 to 13-2042.01 Wastewater treatment facilities construction loan, 81-15,152 Wastewater treatment operator certification, 81-15,130 Irrigation distribution system, 46-1127 Land quality, standards, 81-1505 Landfills, closure standards, 81-1528, 81-15, 177 Linked deposit program, 81-15,152 Litter reduction and recycling, 81-1549.81-1550 Distribution of funds, 81-1561

ENVIRONMENTAL QUALITY **COUNCIL** –Cont'd **Rules and regulations** –Cont'd Low-level radioactive waste disposal, 81-15,100 Licensee, financial requirements, 81-15.103 Mineral exploration holes, 81-1505.02 Nonpoint source control system projects, 81-15,152 Petroleum products and hazardous substances, release. remediation, 81-15,124.01 Remedial action plan monitoring, administration and enforcement, 81-15, 186.01 Solid waste, 13-2034, 13-2037 to 13-2042.01, 81-15,166 Standards of air, land, and water guality, 81-1505 Waste reduction and recycling incentives, 81-15,161 Wastewater treatment facilities. Construction assistance, 81-15,152 Emergency and hardship grants, 81-15.153 Wastewater treatment operator certification, 81-15,130 Water quality, standards, 81-1505 ENVIRONMENTAL TRUST ACT, NEBRASKA See generally ENVIRONMENTAL

PROTECTION Act, how cited, 81-15,167 Board, Nebraska Environmental Trust, Chairperson, 81-15,172 Created, 81-15,170 Grant application subcommittee, 81-15,175 Meetings, 81-15,172 Members, 81-15,170, 81-15,171 Agency director, abstain from vote, when, 49-1499.06 Conflict of interest, duties, 81-15,170.01, See also POLITICAL ACCOUNTABILITY AND

DISCLOSURE ACT, NEBRASKA; 49-1493 Powers and duties, 81-15,170, 81-15,173, 81-15,175, 81-15,176 Ferguson House Fund, 72-2401 Definitions, 81-15,169 Evaluation of projects, 81-15,175 Executive director, 81-15,170 Fund allocation, 81-15,175, 81-15.176 Funds. Nebraska Environmental Endowment Fund, 81-15,174,01 Nebraska Environmental Trust Fund, 81-15,174 Lottery proceeds, use, Article III, section 24, Constitution of Nebraska, 9-812 Grant criteria, 81-15,175, 81-15,176 Grant recipient restriction, 4-108 to 4-112 Intent. 81-15.168 Lottery proceeds, use, Article III, section 24, Constitution of Nebraska, 9-812 Project categories, 81-15,176 Trust, establishment, 81-15,168 EQUAL OPPORTUNITY COMMISSION See generally STATE GOVERNMENT Claims against, settlement, public access requirements, 84-713 Created, 48-1116 Electronic postmark, use authorized, 86-644 Enforcement of.

Housing discrimination, See FAIR HOUSING ACT, NEBRASKA; 20-301 Labor practices, See FAIR

EMPLOYMENT PRACTICE ACT, NEBRASKA; 48-1101 Public accommodations, 20-132 to 20-143, See also PUBLIC ACCOMMODATIONS Information, disclosure, 20-140

Members, 48-1116 Powers and duties, 20-139 to 20-

143, 48-1007, 48-1117, 48-1222

EQUAL OPPORTUNITY IN EDUCATION ACT, NEBRASKA See generally DISCRIMINATION Act, how cited, 79-2,114 Complaint, procedure, 79-2,118 to 79-2,123 Court action, when available, 79-2,122 Definitions, 79-2,115 **Discriminatory practices** prohibited, 79-2,116 Fair Employment Practice Act, Nebraska, applicability, 79-2,123 **Rules and regulations, institutions** adopt, 79-2,117 Separate facilities, not prohibited, 79-2,124 Trial by jury, 79-2,120 Waiver of rights, 79-2,120 EQUAL OPPORTUNITY IN POSTSECONDARY EDUCATION ACT, NEBRASKA See generally DISCRIMINATION Act, how cited, 85-9,166 Complaint, procedure, 85-9,170 to 85-9,175 Court action, when available, 85-9.172 **Definitions**, 85-9,167 **Discriminatory practices** prohibited, 85-9,168 Fair Employment Practice Act, Nebraska, applicability, 85-9,175 Rules and regulations, institutions adopt, 85-9.169 Separate facilities, not prohibited, 85-9,176 Trial by jury, 85-9,172 Waiver of rights, 85-9,175 EQUAL RIGHTS See also CIVIL

RIGHTS; DISCRIMINATION Constitutional citation, Article I, section 3, Constitution of Nebraska

EQUIPMENT BUSINESS REGULATION ACT

See generally TRADE PRACTICES

Act. Applicability, 87-711 How cited, 87-701 Acts prohibited, 87-704 Civil actions. 87-709 Dealer, death or incapacity, 87-708 Dealer agreements, termination, 87-705 to 87-709 Definitions, 87-703 **Injunction**, 87-709 Intent. 87-702 Repair parts, duty of supplier, 87-706 Sale or transfer, duties of supplier, 87-705 Successors in interest, 87-710 Termination of dealer agreements, Dealer, death or incapacity, 87-708 Grounds, 87-705 Inventory, rights and duties, 87-707 Notice, 87-705 **EROSION AND SEDIMENT** CONTROL ACT See generally ENVIRONMENTAL PROTECTION Act, how cited, 2-4601 **Complaint**, 2-4608 Filing, 2-4609 Cost-sharing assistance, 2-4610 Definitions, 2-4603 District court action, procedures, 2-4613 Inspection, 2-4608 Intent, 2-4602 Order. Appeal by owner or operator, 2-4612 Failure to comply, effect, 2-4608 Petition by district for compliance, 2-4612, 2-4613 Plan, farm unit conservation, compliance, 2-4610 Procedure, court action, 2-4613 Program, erosion and sediment control. District, contents, 2-4605 State. Contents, 2-4604 Director, duties, 2-4604

EROSION AND SEDIMENT CONTROL ACT –Cont'd Rules and regulations,

District, procedure, 2-4607 Municipal or county, 2-4606

ESCALATORS

See CONVEYANCE SAFETY ACT; 48-2501

ESCAPE

See generally LAW ENFORCEMENT Allow escape, 28-912.01, 83-417 Compacts. Agreement on Detainers, 29-759 to 29-765 Interstate Compact for Juveniles, 43-1011 Expenses, how paid, 43-1005 Interstate Compact on Mental Health, 83-801 to 83-806 Interstate Corrections Compact, 29-3401 Custody, escape from, 28-912, 28-912.01, 29-762, 29-2303, 83-184 Jails, failure to comply with court order, 47-411 Juvenile committed, Authority to apprehend, 43-410 Detainer for apprehension and detention, 43-411 Entice to escape, 28-912.01 Interstate Compact for Juveniles, 43-1005, 43-1011 Military Justice, Nebraska Code of, 55-467 Prevention of, use of force, 28-1409, 28-1412 Temporary custody, 29-3806 Victim of crime, notification required, 81-1848.02

ESCROW

See generally MONEY Electricity, wholesale purchaser, escrow when dispute arises, 70-1305, 70-1322, 70-1323 Environmental laws, proof of financial responsibility, 81-1505

Housina. Condominium unit owners' association, to cover assessment payments, 76-874.01 Homeowners' association, to cover assessment payments, 52-2001 Retirement subdivision or community developer, improvement payments, 76-1305, 76-1306 Insolvent insurer, definition of secured claim. 44-4803 Mortgage banker or loan originator, duties, 45-735 Mortgages, Charges authorized, 45-101.02 Savings and loan association, 8-330 Limitation on lender, 45-101.05 to 45-101.07 Personal representative, delivery of deed, 30-2476 Property tax, partial payments, when authorized. 77-1704.02 Real estate licensee, failure to deposit funds, 81-885.24 Road funds, escrow when, 39-2115, 39-2119, 39-2121 School land, removal of improvements, 72-240.07 Securities, escrow when sold to promoter, 8-1108 Seller-assisted marketing plan, downpayment, 59-1746 Telecommunications company, advance charges or deposits, 86-129 Time-share deposit, 76-1715, 76-1727, 76-1729 Title Insurers Act, conditions for maintaining, 44-1994 Tobacco settlement agreement. escrow requirements, 69-2703, 69-2703.01, 69-2708 Trust company, substituted as fiduciary, when, 8-230 to 8-233

ESTATE AND GENERATION-**SKIPPING TRANSFER TAX** See generally TAXATION Amount, 77-2101.01 to 77-2102 Termination of tax 1/1/2007 Apportionment and proration, 30-24,114, 77-2108, 77-2112 Calculation, 77-2101.03 Changes, when applicable, 77-2116 Collection, electronic fund transfer, 77-1784, 77-2420 Confidentiality, 77-2115 Contribution, required when, 77-2110 to 77-2112 Definitions, 77-101 to 77-132, 77-2101, 77-2109 Domicile, disputes between states, See DEATH TAXES, UNIFORM ACT ON INTERSTATE ARBITRATION AND COMPROMISE OF; 77-3301 Electronic, Filing and transfers, 77-1784, 77-2420 Postmark, 86-644 Estate tax, terminates for decedents dying on or after 1/1/2007, 77-2101.01, 77-2101.03 Filing requirements, 77-2113, 77-2114 Electronic postmark, 86-644 Mail. 49-1201 to 49-1203 Inheritance tax, See INHERITANCE TAX; 77-2001 Interested persons, defined, 77-2109 Internal Revenue Code, reference to. how construed, 49-801.01 Interstate dispute, See DEATH TAXES, UNIFORM ACT ON INTERSTATE ARBITRATION AND COMPROMISE OF; 77-3301 Jurisdiction, 77-2112 Lien, 77-2039, 77-2102 Mail, Electronic postmark, 86-644 File or pay by, 49-1201 to 49-1203 **Net transfer**, 77-2104 Payment, Mail. 49-1201-49 to 1203 When due, 77-2102

Proceeds. disposition. 77-2106 Refunds, 77-2106.01, 77-2106.02 Electronic funds transfer, 77-1784, 77-2420 Procedure, 77-1777 to 77-1782 Return, filing, 77-1784, 77-2113, 77-2114 Rules and regulations, 77-2104, 77-2105 Statute of limitation, 77-2102 Tax amnesty program, 77-5601 Tax Commissioner, duties, 77-2114 Termination of estate and generation-skipping transfer tax 1/1/2007, 77-2101.01 to 77-2101.03 Violations, penalty, 77-2105, 77-2114, 77-2115 ESTATE TAXES See DECEDENTS' ESTATES **ESTHETICIANS** See COSMETOLOGY, ELECTROLOGY, ESTHETICS, NAIL TECHNOLOGY, AND BODY ART PRACTICE ACT; 38-1001 **ETHANOL** See MOTOR FUELS ETHANOL DEVELOPMENT ACT See generally MOTOR FUELS Act. How cited. 66-1330 How construed, 66-1348 Administrator, 66-1336 Applications, Confidentiality, 66-1341 Deadline, 66-1344.01 Board, Nebraska Ethanol, Created, 66-1335 Offices. 66-1337 Powers, 66-1338 Definitions, 66-1333 Excise tax, Corn and grain sorghum, 66-1345.01

Corn and grain sorghum, 66-1345.0 Department, cost reimbursement, 66-1345.02 Records required, 66-1345.02 Remittance of tax, 66-1345.02

ETHANOL DEVELOPMENT ACT -Cont'd Excise tax –Cont'd Suspend collection, when, 66-1345 Transfer of funds, 66-1345 Violation, penalty, 66-1345.03 Federal funds, 66-1339 Funds. Agricultural Alcohol Fuel Tax Fund, 66-1334 Ethanol Production Incentive Cash Fund, 66-1345, 66-1345.05 Transfer of funds. 66-1345. 66-1345.04 Gifts, donations, commodities, acceptance, 66-1340 Grants and loans, Investment. Agreements, construction of act, 66-1348 Returns, 66-1342 Recipient, restriction, 4-108 to 4-112 Repayment, 66-1342 Intent, 66-1331, 66-1332 National ethanol promotion group, membership authorized, 66-1338 Public power industry, findings, 70-601.01 Resident workers, required when, 66-1349 Standard Specifications for Automotive Spark Ignition Engine Fuels, adoption, 66-1226 Tax credits. Eligibility for other benefits, prohibited, 66-1344 Ethanol production, 66-1344, 66-1344.01 Excess credits, treatment, 66-1344, 66-1345.05 Interest and penalties, disposition, 66-1345.05 Protest, procedure, 66-1344 Records required, 66-1344 EVIDENCE

See generally LEGAL PROCEDURE

Abstracts of title to real estate, use, 25-1292 Affidavit, How made. 25-1245 When used, 25-1244, 25-1276 Agreements, construction of terms, 25-1217 Alibi, notice required, 29-1927 **Biological material, preserved,** when, 29-4125, See also DNA **TESTING ACT** Books, presumptive evidence, when, 25-1218 Business and public records, copies, 25-12,112 to 25-12,114 Compliance review documents of financial institutions, use, 8-2003 Controlled substances, chemical analysis, admissibility, 28-414.07 Credit union records, reproduction admissible, 21-1737 Custodial interrogation statement of suspect, electronic recordation required, when, **use,** 29-4501 to 29-4508, See also CRIMINAL PROCEDURE DNA testing, See GENETIC TESTING Electronic record, Admissible, 86-640, See also ELECTRONIC TRANSACTIONS ACT, UNIFORM Custodial interrogation statement of suspect, 29-4501 to 29-4508 Environmental audits, use, 25-21.256 to 25-21.259 Evidence rules, See EVIDENCE RULES, NEBRASKA; 27-101 **Exceptions,** See OBJECTIONS AND **EXCEPTIONS** Family Support Act, Uniform Interstate, special rules, 42-729 Handwriting, proof, 25-1220 Health care data analysis, exempt from discovery, when, See DISCOVERY Health professionals, Communicable disease reports, admissibility, 71-503.01

EVIDENCE –Cont'd Health professionals -Cont'd Incident reports or risk management reports, not used as evidence, 71-7913 Peer review committee. Proceedings and records, not used as evidence, 71-7912 Use of records, 25-12,123 Prima facie evidence of practice without credential, 38-1,115 Unanticipated outcome of medical care, certain statements and conduct inadmissible. 27-1201 Historical works, presumptive evidence, 25-1218 Impeachment of witness, 25-1211, 27-607 to 27-610, See also EVIDENCE RULES. NEBRASKA Injured person, statement, treatment, 25-12, 124 to 25-12, 126 Insurance business certificate of authority, evidentiary effect, 44-318 Joint public agency, proof of establishment, requirements, 13-2512 Judicial notice, See JUDICIAL NOTICE Judicial records, how proved, 25-1285, 25-1287 Laboratory tests, Admissibility, 71-503.01 DNA testing, See GENETIC TESTING Land office receipts, proof, 25-1283 Legal notices, proof, 25-1274 to 25-1277 Legislative proceedings, proof, 25-1290 Lie detectors. *Polygraphs*, this heading Livestock, Collision with motor vehicle, rules applicable, 25-21,274 Ownership of, recorded brand, effect, 54-1,107 Maps or charts, presumptive evidence, 25-1218 Mediation communication. privileged, exceptions, 25-2933 to 25-2935

Medical records, 25-12,120, 25-12.121 Use in studies to reduce morbidity or mortality, 71-3401 to 71-3403 Use prohibited, when, 81-669 Motor vehicles. Collision with livestock, rules applicable, 25-21,274 Driving under the influence, refusal to submit to test, 60-6,197 Records, use as evidence, 60-1504 Traffic conviction, use, 60-693 Notarial protest, evidence of dishonor, 25-1213 **Objections, See OBJECTIONS AND EXCEPTIONS** Payments to injured person, not admission against interest, 25-1222.01 Photographic Copies of Business and Public Records as Evidence Act. Uniform. 25-12,112 to 25-12,114 **Polygraphs**, See POLYGRAPHS Examiners, licensure, See TRUTH AND DECEPTION EXAMINERS ACT, LICENSING OF; 81-1901 Pornographic visual evidence that includes a child, custody restrictions, 27-1301 **Presumptions**, See PRESUMPTIONS Privilege, Attorney-client not affected by Court Appointed Special Advocate Act, 43-3715 Environmental audits, sections, how construed, 25-21,263 Mediation communication, exceptions, 25-2933 to 25-2935 Victim-advocate confidential communication, how treated, 29-4301 to 29-4304 Questions of law and fact. See QUESTIONS OF LAW AND FACT Record, electronic, admissible, 86-640, See also ELECTRONIC TRANSACTIONS ACT, UNIFORM Records. Business, photographic copies, 25-12,112 to 25-12,114

EVIDENCE –Cont'd Records -Cont'd Official, 25-1282, 25-1284 Certified copies, 25-1280 Insurance business certificate of authority, evidentiary effect, 44-318 Photographic copies, 25-1281, 25-12,112 to 25-12,114 Reports, Communicable diseases, admissibility, 71-503.01 Composite, 25-12,115 to 25-12,119. See also COMPOSITE REPORTS AS EVIDENCE ACT, UNIFORM Rules of evidence, See EVIDENCE RULES, NEBRASKA; 27-101 Sexual assault, collection of evidence, requirements, 29-4306, 71-9001 Signature, electronic, admissible, 86-640. See also ELECTRONIC TRANSACTIONS ACT, UNIFORM Speed measurement device. requirements. 60-6.192 State Child and Maternal Death **Review Team, documents not** admissible, 71-3411 Statutes, prima facie evidence, 49-767 Statutes and laws, proof of, 25-1290, 25-1293 Support orders of other states, 42-729, See also FAMILY SUPPORT ACT, UNIFORM INTERSTATE Surveyor notes or plat, admissibility, 25-1278 Tampering with evidence, 28-922 Testimony. By electronic means, 42-729, See also FAMILY SUPPORT ACT, UNIFORM INTERSTATE How taken, 25-1240 to 25-1245 Title insurance policy, use, 25-1292 Traffic conviction, use, 60-693 Victim-advocate confidential communication, how treated, 29-4301 to 29-4304 Witnesses. See WITNESSES Fees, See WITNESS FEES

Workers' compensation, findings of independent medical examiner, admissibility, 48-134.01 Written material, Admission without proof, 25-1222 Inconsistencies, treatment, 25-1216 **EVIDENCE RULES, NEBRASKA** See generally EVIDENCE Admissibility, Character evidence, 27-404 Limitations. 27-105 Past sexual behavior or sexual predisposition, 27-412 Preliminary questions, 27-104 Sexual assault cases, Civil case, similar offense, 27-415 Criminal case, similar crimes, 27-414 Defined, 27-413 Unanticipated outcome of medical care, certain statements and conduct inadmissible. 27-1201 Applicability, 27-101, 27-1101, 27-1102 Authentication, 27-901 to 27-903 Character evidence. Method of proof, 27-405 Standard of proof, 27-404 When admissible, 27-404 Witnesses, 27-608 Citation of rules, 27-1103 Compromise, 27-408 Erroneous ruling, offer of proof, 27-103 Habit or routine, 27-406 Hearsay, 27-802 Declarant, credibility, 27-806 Definitions, 27-801 Exceptions, 27-803 to 27-805 Learned treatise exception, 27-803 Reputation, 27-803 Identification, 27-901 to 27-903 Insurance, 27-411 Interpreters, 27-604, See also **INTERPRETERS** Judicial notice, 27-201 Lie detectors. Polygraphs, this heading

EVIDENCE RULES, NEBRASKA -Cont'd Medical expenses, payment, 27-409 Offer of proof, 27-103 Photographs, 27-1001 to 27-1008 **Plain error**, 27-103 Pleas, 27-410 Polygraphs, See POLYGRAPHS Examiners, licensure, See TRUTH AND DECEPTION EXAMINERS ACT. LICENSING OF; 81-1901 Preliminary hearing, applicability, 27-1101 Presumptions, 27-301 to 27-303 Prior statements, witnesses, 27-613 **Privileges**, 27-501 Abuse of persons, exceptions, 28-382, 28-707, 28-714 Clergy, 27-506 Comments by court, 27-513 Husband-wife, 27-505 Pandering exception, 28-803 Informer, identity, 27-510 Instructions to jury, 27-513 Lawyer-client, 27-503 Peer review committee, report or information, 25-12, 123, 71-7912, 71-7913 Physician-patient, 27-504 Professional counselor-client, 27-504 Psychologist-patient, 38-3131 State secrets, 27-509 Trade secrets, 27-508 Veterinarian-client, 38-3330 Vote, 27-507 Waiver, 27-511, 27-512 Purpose, 27-102 Recordings, 27-1001 to 27-1008 Relevancy, Admissibility, 27-402 Defined, 27-401 Exclusion, reasons, 27-403 Remedial measures, admissible when, 27-407 Rules of evidence, how cited, 27-1103 **Rules of procedure of Supreme** Court, effect, 25-1273.01

Self-incrimination, See SELF-INCRIMINATION Testimony, Expert, Allowed, when, 27-702 Basis of opinion, 27-703, 27-705 Judges, powers, 27-706 Lay witness, requirements, 27-701 Ultimate issues, 27-704 Witnesses. Character evidence, 27-608 Competency, 27-601 Criminal acts. 27-609 Impeachment, 27-607 to 27-610 Interrogation, 27-611 Judges, powers, 27-614 Judges, 27-605 Jurors. 27-606 Knowledge, requirement, 27-602 Oath or affirmation, 27-603 Refresh memory, 27-612 Religious beliefs, 27-610 Self-incrimination, 27-608 Sequester, 27-615 Writings, 27-1001 to 27-1008 Writings, acts, conversations, and declarations, introduction of part, remainder requirements, 27-106 **EX POST FACTO LAWS** See also CRIMINAL PROCEDURE Constitutional citation, Article I, section 16, Constitution of Nebraska **EXCELLENCE IN TEACHING ACT** See generally POSTSECONDARY EDUCATION Act, how cited, 79-8,132 Attracting Excellence to Teaching Program, Administration, 79-8,135 Created, 79-8,133 Definitions, 79-8,133 Eligible students, Contract requirements, 79-8,137 Loan amount, 79-8,135 Loan forgiveness, amount, 79-8,137

EXCELLENCE IN TEACHING ACT –Cont'd Attracting Excellence to Teaching Program -Cont'd, Eligible students –*Cont'd* Payments, suspension, 79-8,137 Requirements, 79-8,135, 79-8,137 Purposes, 79-8,134 Definitions, 79-8,133, 79-8,137.01 Department, powers and duties, 79-8,137 to 79-8,140 Enhancing Excellence in Teaching Program. Administration, 79-8,137.03 Created, 79-8,137.01 Definitions, 79-8,137.01 Eligible students, Contract requirements, 79-8.137.04 Loans, 79-8,137.03 Payment suspension and forgiveness, amount, 79-8,137.04 Purposes, 79-8.137.02 Fund, Excellence in Teaching Cash, 79-8,137.05 Funding from State Lottery Act, 9-812 Transfer to Nebraska Education Improvement Fund, 79-8,137.05 Loans. student. Annual report required, 79-8,139 Payments, suspension, 79-8,137 Repayment tracking, 79-8,138 **Reports**, 79-8,139 Rules and regulations, 79-8,140 EXCHANGE TRANSPARENCY ACT, NEBRASKA See generally HEALTH CARE PLANS Act. How cited, 44-8701 Termination, 44-8706 Commission, Nebraska Exchange Stakeholder, Duties, 44-8705 Expenses, 44-8704 Meetings, 44-8704 Members, 44-8703 Officers, 44-8704

Removal, hearing, 44-8703 Terms, 44-8703 Vacancy, 44-8703 Intent, 44-8702

EXECUTION OF JUDGMENT See generally JUDGMENTS Amercement of sheriff or court officer, 25-1545 to 25-1551 Annuity proceeds, treatment, 44-371, 44-1089 Arrest of judgment debtor, 25-1566 Associations, treatment, 25-316, 25-530.08 Attachment, Authorized, 25-1501.01, 25-1582 Procedures, 25-1001 to 25-1055, See also ATTACHMENT Banks, surrender to department, treatment, 8-186 Cemetery property, treatment, 12-302, 12-511, 12-517, 12-605 Child support, priorities, 42-364.09 Cities, treatment, 14-812, 15-844 **Community redevelopment** authorities, 18-2136 Companies, treatment, 25-316, 25-530.08 Confirmation of sale, 25-1531 Court costs, 29-2404, 29-2407 to 29-2413 Debtors, multiple, treatment, 25-1544 Deed to purchaser, 25-1532, 25-1533, 25-1539 Deferred compensation, generally exempt, 48-1401, 84-1505 Delivery bond, goods unsold, 25-1524 to 25-1528 Discovery of property, 25-1565 to 25-1580 Contempt, 25-1577 Continuance, 25-1575 Fees, 25-1579, 25-1580 Orders authorized, 25-1572, 25-1573, 25-1578 Referee, 25-1576 Witnesses, 25-1570, 25-1571 Employee benefits, treatment, 25-1563.01

EXECUTION OF JUDGMENT -Cont'd Encumbrance book, 25-533 Estate property, treatment, 30-2494 Execution docket, 25-2209 **Exemptions,** See EXEMPTIONS FROM EXECUTION AND BANKRUPTCY Fees, 25-1026, 25-1031.02, 25-1579, 25-1580, 33-117, 33-123, 33-135.01 Fines, 29-2404, 29-2408 to 29-2413 Fire equipment, treatment, 35-105 Forcible entry and detainer, 25-21,230 to 25-21,235, See also FORCIBLE ENTRY AND DETAINER Fraudulent transfers, See FRAUDULENT TRANSFER ACT, UNIFORM; 36-701 Garnishment, 25-1056, 25-1501.01, See also GARNISHMENT Goods unsold, want of bidders, 25-1524 to 25-1528 Homestead exemption from execution, 40-101 to 40-116, See also HOMESTEADS Insufficient property, 25-1526, 25-1537, 25-1564 Insurance companies, treatment, 44-319.08, 44-4857 Insurance proceeds, treatment, 44-371, 44-1089 Intervening claimants, 25-1521 to 25-1523 Issuance of execution, 25-1501, 25-2721 District court judgment, aids of execution cross county lines, procedure, 25-1501.01 Joint and several liability, 25-1544 Judgment liens, See JUDGMENT LIENS Levy, 25-1518 Libraries, treatment, 51-218, 51-809 Liquor licenses, treatment, 53-149 Motor vehicles. Financial responsibility deposit, 60-550 Valuation, 25-1516 Museums, treatment, 51-512 Notice, sale of property, 25-1529, 25-1531, 25-1534, 25-1535

Officers of court, neglect of duty, 25-1545 to 25-1551 Partnerships, treatment, 25-316, 25-530.08, 67-419, 67-420 Payment by third party, 25-1568, 25-1569 Pensions of military personnel, treatment, 25-1559 Political subdivisions, treatment, 13-908, 14-812, 14-1805, 15-844, 18-2136, 23-264 Possession of premises, recovery of, 25-21,226 to 25-21,235, See also FORCIBLE ENTRY AND DETAINER Procedures, 25-1501 to 25-1551 Property, Discovery, 25-1565 to 25-1580 Goods unsold, want of bidders, 25-1524 to 25-1528 Insufficient, 25-1526, 25-1537, 25-1564 Levy and sale authorized, 25-1503 Notice of sale, 25-1529, 25-1531, 25-1534, 25-1535 Real estate, delivery of, 25-1581 Transfer prohibited, when, 25-1573 Unsold property, how treated, 25-1524 to 25-1528, 25-1537 Public assistance, 68-148, 68-1013 Railroad property, Article X, section 2, Constitution of Nebraska Real estate, delivery of, 25-1581 Receiver, appointment, 25-1573, 25-1574 **Redemption**, 25-1530 Referee for discovery, 25-1576 Replevin, 25-1093 to 25-10,110, See also REPLEVIN **Retirement funds, generally** exempt. Counties, 23-2322 Firefighters, cities of the first class. 16-1038 Judges, 24-710.02 Metropolitan utilities districts, 14-2111 Police, cities of the first class, 16-1019 Schools, 79-948, 79-9,104

EXECUTION OF JUDGMENT -Cont'd **Retirement funds, generally** exempt –Cont'd State. 84-1324 State Patrol, 81-2032 Sale. Confirmation, 25-1531 Deed, issuance, 25-1532, 25-1533, 25-1539 Notice, 25-1529, 25-1531, 25-1534, 25-1535 Proceeds, disposition, 25-1540 Reversal of judgment, effect, 25-1541 Where held, 25-1536 Settlements, treatment, 25-1563.02, 48-149 Sheriff. Duties, 25-1501 to 25-1443, 25-2232 to 25-2239 Neglect, 25-1545 to 25-1551 State, treatment, 48-199, 81-8,215 Stay of. Appeals, 25-1907, 25-1908, 25-1916, 25-1926, 25-2730 Bond requirements, 25-1507 to 25-1510, 25-1907, 25-1908 Effect. 25-1514 Expiration, 25-1513 Forcible entry and detainer, 25-1907, 25-21,231, 25-2730 Money judgments, procedure, 25-1507, 25-1934 Property, relinguish, 25-1512 Real estate, procedure, 25-1506 Sheriff, duties, 25-1511 Time limitation, 25-1505 Substitution of parties, 25-327 Tax sales, execution for, 25-1555, See also TAX SALES Third-party debtors, payments, 25-1568, 25-1569 Wages. Acts prohibited, 25-1560 to 25-1563 Treatment of, 25-1558 Workers' compensation, treatment, 48-149 Writs. Contents, 25-1516, 25-21,230 Levy, 25-1518

Multiple, preference, 25-1517, 25-1538 Returnable, when, 25-1543 Service of process, 25-1516

EXECUTIVE DEPARTMENTS See generally STATE GOVERNMENT Authorized, Article IV, sections 1 and 27, Constitution of Nebraska, 81-101 Constitutional officers, See CONSTITUTIONAL OFFICERS **Departments.** See DEPARTMENTS Separation of powers, Article II, section 1, Constitution of Nebraska State officers and employees, See STATE OFFICERS AND EMPLOYEES EXEMPTIONS FROM EXECUTION AND BANKRUPTCY See generally JUDGMENTS Annuity proceeds, when, 44-371, 44-1089 Applicability, 25-1555, 25-1557 Banks, surrender to department, 8-186 Cemetery property, 12-302, 12-511, 12-517, 12-605 Cities, 14-812, 15-844 Claim, procedure, 25-1516 Community redevelopment authorities, 18-2136 Deferred compensation, generally exempt, 48-1401, 84-1505 Employee benefits, 25-1563.01 Estate property, 30-2494 Federal, 25-15,105 Fire equipment, 35-105 Forms, 25-1516 Hearing, 25-1516 Homestead exemption, 40-101 to 40-116, See also HOMESTEADS Housing agency property, 71-1591 Insurance companies, 44-319.08, 44-4857 Insurance proceeds, when, 44-371, 44-1089 Libraries. 51-218. 51-809 Liquor licenses, 53-149

EXEMPTIONS FROM EXECUTION AND BANKRUPTCY -Cont'd List of property, 25-1552 Metropolitan transit authority, 14-1805 Motor vehicles. Financial responsibility deposit, 60-550 Valuation, 25-1516 Museums, 51-512 Partnership property, 67-430 Pensions of military personnel, 25-1559 Personal property, Exemption, 25-1552 Treatment, 25-1556 Political subdivisions, 13-908, 14-812, 14-1805, 15-844, 23-264, 81-2136 Public assistance, 68-148, 68-1013 **Retirement funds, generally** exempt. Counties, 23-2322 Firefighters, cities of the first class, 16-1038 Judges, 24-710.02 Metropolitan utilities districts, 14-2111 Police, cities of the first class, 16-1019 Schools, 79-948, 79-9,104 State, 84-1324 State Patrol, 81-2032 Settlements, 25-1563.02, 48-149 Specific exemptions, 25-1556 State, 48-199, 81-8.215 Tax sale, exception, 25-1555 Taxes. Delinguent, 77-3906 Earned income tax credit refund, 25-1553 **Unemployment compensation**, 48-647 Wages, Acts prohibited, 25-1560 to 25-1563 Treatment of, 25-1558 Wife's separate property, 42-201 Workers' compensation, 48-149

EXOTIC ANIMAL AUCTION OR EXCHANGE VENUE ACT See generally LIVESTOCK Act, how cited, 54-7,105 Certificate of veterinary inspection, required when, 54-7, 107, 54-7.108 Compliance with captive wildlife permit required, 54-7,109 Compliance with game laws **required**, 54-7,109 Definitions. 54-7.105.01 **Enforcement.** 54-7.110 Intent, 54-7,105 Organizer, Duties, 54-7,108 Notification requirements, 54-7,106 Penalties, 54-7,110 Permit. requirements. 54-7.106 Prohibited transfers, 54-7,108 Recordkeeping, 54-7,107, 54-7,110 EXPANDED LEARNING **OPPORTUNITY GRANT** PROGRAM ACT See generally ELEMENTARY AND SECONDARY EDUCATION Act, how cited, 79-2501 Definitions, 79-2503 **Expanded Learning Opportunity** Grant Program, Award of grants, 79-2506 Data collection and evaluation, 79-2508 Established, 79-2504 Grant proposals, 79-2506 Grantees, duties, 79-2508 Priorities, 79-2505 Fund, Expanded Learning **Opportunity Grant**, 79-2510 Purpose, 79-2502 Report, 79-2509 Rules and regulations, 79-2510 School districts, inform nonpublic schools of potential participation, 79-2507 **EXPERT WITNESS**

See WITNESSES

EXPLOITED CHILDREN'S CIVIL REMEDY ACT

See generally CHILDREN AND MINORS Act, how cited, 25-21,290 Attorney General, powers, 25-21,296 Attorney's fees and costs, 25-21,292 Civil action, Authorized, 25-21,292 Damages, 25-21,292 Defenses not available, 25-21,295 Use of pseudonym, 25-21,294 Definitions, 25-21,291 Injunction, 25-21,292 Statute of limitation, 25-21,293

EXPLOSIVES

See generally HAZARDOUS MATERIALS Applicability of sections, 28-1214, 28-1239 Cities of the second class, regulations, 17-137 Civil disorders, acts prohibited, 28-1480 to 28-1482 Container requirements, 66-103 to 66-107 Definitions, 28-1213 Poison, biological considered destructive device, 28-1213 Destructive device, Illegal use, 28-1222 to 28-1224 Placing false bomb, 28-1221 Possession, 28-1220, 28-1228 False information, 28-907, 28-1221 Felony, use to commit, 28-1222 Fire protection district, duty of permitholder to notify, 28-1233 Inspections, 28-1234 Kill, injure, or intimidate, 28-1224 Local law, authorized, 28-1237 Permit. Application, 28-1232 Criminal history record information check, 28-1229 Denial, 28-1230 False representation, penalty, 28-1219 Fees, 28-1232 Issuance, 28-1229

Permitholders. Duty to notify fire protection district, 28-1233 Records, 28-1233, 28-1234 Revocation, grounds, 28-1231 Possession. Destructive device, 28-1220 Evidence, 28-1228 First degree, 28-1215 Second degree, 28-1216 Property, use of to damage or destroy, 28-1223 Rules and regulations, 28-1236 Violations, 28-1227 Sale, prohibited, 28-1217 Seizure, 28-1238 Storage requirements, 28-1225 Tank requirements, 66-103 to 66-107 Theft, failure to report, 28-1226 Threat, 28-1221 Transfer, prohibited, 28-1217 Transportation, permit required, 28-1235, 28-1235.01 Use prohibited. Placing false bomb, 28-1221 To commit felony, 28-1222 To damage or destroy property, 28-1223 To kill or injure any person, 28-1224 Without permit, 28-1218 Violations, penalty, 28-1215 to 28-1227, 28-1233, 37-519 Wild animals, Lawful use, 37-561 Restrictions, 37-531, 37-532, 37-554 **EXPUNGEMENT** See generally CRIMINAL PROCEDURE Arrest, error, 29-3523 Conviction, setting aside, Juvenile adjudication, sealing of records, procedure, 43-2,108.01 to 43-2,108.05 Probation, completion of, 29-2264, See also PROBATION ADMINISTRATION ACT, NEBRASKA DNA sample records, 29-4109, See also DNA IDENTIFICATION INFORMATION ACT

EXPUNGEMENT –Cont'd Records, abuse reports,

Child abuse, 28-720 to 28-724, See also CHILD PROTECTION AND FAMILY SAFETY ACT Vulnerable adult, 28-380, 28-381, See also ADULT PROTECTIVE SERVICES ACT

Sentence, setting aside, See also SENTENCE AND PUNISHMENT Motion for new trial, when, 29-2103 Postconviction relief proceeding, when, 29-3001

EXTORTION

See THEFT

EXTRADITION AND DETAINER

See generally CRIMINAL PROCEDURE Agreement on Detainers, 29-759 to 29-765

Child support, 42-749, 42-750, See also FAMILY SUPPORT ACT, UNIFORM INTERSTATE

Criminal trial of prisoner, 29-3804, 29-3806

Escape while detained, 28-912, See also ESCAPE

Evidence rules, applicability, 27-1101

Fresh pursuit, procedure after arrest, 29-417

Habeas corpus, 29-2801 to 29-2824, See also HABEAS CORPUS

Interstate Corrections Compact, 29-3401

Medical services for detainee, responsibility for payment, 47-701 to 47-705

Multistate agreement on detainers, 29-759 to 29-765

Obscenity charges, 28-813 Procedure, See CRIMINAL

EXTRADITION ACT, UNIFORM; 29-729 Prohibitions, 29-2812

Rendition of accused persons, See RENDITION OF ACCUSED PERSONS ACT, UNIFORM; 29-3101 Spousal support, 42-749, 42-750, See also FAMILY SUPPORT ACT, UNIFORM INTERSTATE

EXTRATERRITORIAL AIRPORTS ACT

See generally AIRPORTS Act, how cited, 3-244 Definitions, 3-240 Eminent domain, 3-241, 3-242 Powers, 3-243

EYEGLASSES AND CONTACT

LENSES See generally HEALTH CARE Bioptic or telescopic lenses, driver's license, when

required, 60-4,118 Driver's license, when required, 60-4,118

- Mail purchases, See MAIL ORDER CONTACT LENS ACT; 69-301
- Optometrists, See OPTOMETRY PRACTICE ACT; 38-2601
- **Prescribing**, See OPTOMETRY PRACTICE ACT; 38-2601

Sale, not practice of optometry, 38-2607

Schools, safety glasses, required, when, 79-715, 85-901

F

FACSIMILE AND ELECTRONIC FILINGS See ELECTRONIC TRANSACTIONS

FAIR EMPLOYMENT PRACTICE ACT, NEBRASKA

See generally LABOR AND EMPLOYMENT

Abortion, benefits, how treated, 48-1111

Accommodation, reasonable, 48-1102, 48-1107.02

Act, How cited, 48-1125 How construed, 48-1124

Action in district court, Deadline, 48-1120.01 Notice by commission, 48-1120.01

FAIR EMPLOYMENT PRACTICE ACT, **NEBRASKA** – Cont'd Action in district court –Cont'd When, 48-1119 Acts prohibited, 48-1104 to 48-1107.01 Advertising limitations, 48-1115 Alcohol and drug use, employment practices permitted, 48-1108.01 Appeal, 48-1120 Attorney's fees and costs, 48-1120 Bona fide occupational qualification, treatment, 48-1108 Commission, Equal Opportunity, 48-1116 Powers and duties, 48-1117 Complaint, procedure, 48-1118 to 48-1120 Confidentiality, 48-1118 Contracts, government as party, provisions required, 48-1122 Defenses, 48-1111 **Definitions**, 48-1102 Disabilities, gualification, 48-1102 Discrimination, defined, 48-1107.02 Employer, 48-1104, 48-1107, 48-1114 Employment agency, 48-1105 Employment practices permitted, 48-1108 to 48-1111 **Equal Opportunity in Education** Act, Nebraska, applicability, 79-2,123 Equal Opportunity in Postsecondary Education Act, Nebraska, applicability, 85-9,175 **Exemptions**, 48-1103, 48-1108 to 48-1111 Fair Housing Act, Nebraska, applicability, 20-139 Government, actions against, 48-1126 Hearing, 48-1119 Illegal acts, employees opposition, 48-1114 Indians, treatment, 48-1112 **Intent**, 48-1101 Investigations, 48-1117, 48-1118 Labor organization, 48-1106, 48-1107 Medical examination, 48-1107.02

National security, employment exception, 48-1110 Posting required, 48-1121 Preferential treatment, when, 48-1112, 48-1113 Pregnancy, 48-1107.01, 48-1107.02, 48-1111 Reasonable accommodation, 48-1102, 48-1107.02 Refusal to perform illegal acts, 48-1114 Religious organizations, 48-1103, 48-1108 Rules and regulations, 48-1117 Schools, religious, treatment, 48-1103, 48-1108 Screening of complaint, 48-1118 Unlawful employment practices, Exemptions, 48-1108, 48-1108.01 Pregnant individual or individual who has given birth, 48-1107.01, 48-1107.02 Qualified individual with a disability, 48-1107.01, 48-1107.02 Violations, penalty, 48-1123 Whistleblowing, 48-1114 FAIR HOUSING ACT, NEBRASKA See generally DISCRIMINATION Act. Administration, 20-139 How cited, 20-301 Acts prohibited, 20-318 to 20-320

Affirmative action, required, 20-323 Appeal, 20-339 Attorney General, duties, 20-343 Attorney's fees and costs, 20-341 Civil action, Authorized, 20-331, 20-335 Relief, 20-340 Coercion or intimidation, penalty, 20-344 Commission, powers and duties, 20-324, 20-325, 20-334 Complaints. Determination, 20-333 Procedure, 20-326 to 20-328 Referral to local agency, 20-332 Conciliation agreement, 20-327, 20-

Conciliation agreement, 20-327, 20 329

FAIR HOUSING ACT, NEBRASKA -Cont'd Confidentiality, 20-330 Definitions, 20-303 to 20-317 Discrimination, Handicapped persons, 20-319 Memberships, 20-322 Multiple listing service, 20-321 Real estate organizations, 20-321 Residential real estate transactions, 20-320 Enforcement. 20-339, 20-343 Eviction, permitted, 20-322 Hearings, 20-336 to 20-338 Housing for older persons, 20-322 Investigations, restrictions on use of information, 20-330 Local agency, certification, 20-332 Policy, 20-302 Statute of limitation, 20-342 Unlawful acts, 20-318 to 20-321 Violations. Penalty, 20-334, 20-344 Relating to investigations, 20-334 FAIRS AND EXPOSITIONS See generally ENTERTAINMENT Acts prohibited, 2-219 Enforcement, 2-220 Amusement rides, See AMUSEMENT RIDE ACT, NEBRASKA; 48-1801 Bingo, when allowed, 2-219, 2-220 Carnivals, Fairs, state or county, contract with, Deposit required, 2-220.01, 2-220.02 Return of deposit, 2-220.04 Violation, penalty, 2-220.03 Obstruction or nuisance, failure to remove, 2-220 Unlicensed operation, 23-813, 23-817 Nonresident operator, vehicle permit, fees, 60-384 Regulation by county, 23-813 to 23-818 Rides, See AMUSEMENT RIDE ACT, NEBRASKA; 48-1801

Tax on mechanical amusement devices, See MECHANICAL AMUSEMENT DEVICE TAX ACT; 77-3001 County agricultural society, levy for fair, 2-257, 2-259, See also COUNTY AGRICULTURAL SOCIETY ACT County fairs. Agricultural society, county, See COUNTY AGRICULTURAL SOCIETY ACT; 2-250 Board, county fair, Aid, limitation, 2-230 Authorized, 2-221 Bonds, 2-223 Budget, 2-239 Requirements, See BUDGET ACT, NEBRASKA; 13-501 Claims against county, appointed board, 2-231 Dissolution, 2-232 to 2-237 Reformation, procedure, 2-237.01 Duties, rules and regulations, 2-227 Election to establish, 2-222 Expenses, 2-226 Membership, appointment or election procedure, 2-224 Officers, 2-225 Open, 2-238, See also OPEN MEETINGS ACT; 84-1408 Political subdivision or division of county, when, 2-222 Proxy vote prohibited, 2-240 Records Management Act, compliance required, 2-238 Report of appointed board, 2-228 Sales tax exemption for elected boards, 77-2704.15 Tax. Authorized, 2-223 Levv Additional, limitations, 2-229.01 Operational, procedure, 2-229 Carnival, contract requirements, 2-220.01 to 2-220.04 Joint fairs, 2-221.01

FAIRS AND EXPOSITIONS –Cont'd Horseracing,

Licenses for state and county fairs, 2-1204, *See also* HORSERACING When allowed, 2-219, 2-220

Mechanical amusement devices. occupation tax, See MECHANICAL AMUSEMENT DEVICE TAX ACT; 77-3001 Parades. All-terrain and utility-type vehicles, use. 60-6.356 Minibikes, use, 60-6,348 Snowmobiles, use, 60-6,348 Special interest motor vehicle license plate, use, 60-3,135.01 Raffles, when allowed, 2-219, 2-220 Safety and health regulation, See SAFETY AND HEALTH REGULATIONS State fair, See also STATE FAIR, NEBRASKA State Fair Board, Nebraska, 2-101 to 2-113

FALSE IMPRISONMENT

See generally CRIMES AND OFFENSES Affirmative defense, 28-315 By inmate, 28-933 Definitions, 28-312 First degree, 28-314 Second degree, 28-315 Statute of limitation, For actions accruing before 7/13/2000, 25-208 For actions accruing on or after 7/13/2000, 25-212

FALSE MEDICAID CLAIMS ACT

See generally SOCIAL SERVICES Act, how cited, 68-934 Attorney General, powers and duties, 68-942 to 68-946 Attorney's fees and costs, awarded, when, 68-936, 68-939, 68-940 Burden of proof, 68-941 Definitions, 68-935 Fund, State Medicaid Fraud Control Unit Cash, 68-940.01 Investigation and prosecution, 68-942 Penalties, Civil. 68-936 Considerations, 68-940 Records. Access to. 68-941 Requirements, 68-939 State medicaid fraud control unit, Certification, 68-943 Department, cooperation, 68-942 Investigation and prosecution, 68-942 Powers and duties, 68-944 Subpoena, 68-945 Violation, contempt of court, when, 68-947 Violations. Additional compensation, 68-938 Failure to report, 68-937 Presenting false claim, 68-936, 68-939 Records, requirements, 68-939

FAMILY MILITARY LEAVE ACT

See generally MILITARY Act. How cited, 55-501 How construed, 55-505 Civil action, 55-507 Remedies, 55-507 Definitions, 55-502 Employee, Continuation of benefits, 55-504 Loss of certain employee benefits prohibited, 55-505 Rights, 55-504 Employer, actions prohibited, 55-506 Family military leave authorized, conditions, 55-503 FAMILY SUPPORT ACT, UNIFORM

FAMILY SUPPORT ACT, UNIFORM INTERSTATE

See generally CHILD SUPPORT Act, Applicability, 42-704, 42-704.01, 42-714, 42-748.02, 42-751.01 How cited, 42-701 How construed, 42-751

FAMILY SUPPORT ACT. UNIFORM **INTERSTATE** –Cont'd Action under prior law, 42-7,105 Attorney General, powers, 42-721 Choice of law, 42-739 Costs and fees, 42-718, 42-726 County or authorized attorney, duties, 43-512.03 Definitions, 42-702, 42-748.01 District court, tribunal of this state, 42-703 Extradition, 42-749, 42-750 Fees, 42-718, 42-726 Hague Convention on the International Recovery of Child Support and Other Forms of Family Maintenance, proceedings under, 42-748.01 to 42-748.13 Income withholding order, Contest by obligor, 42-734.05 Employer's duties, 42-734 to 42-734.04 Jurisdiction. Contacts with tribunal of another state, limitations, 42-713.01 Continuing exclusive jurisdiction, when, 42-709 Continuing personal jurisdiction, when, 42-706 Nonresident, personal jurisdiction, when, 42-705 Personal jurisdiction, when, 42-705, 42-706, 42-727 Simultaneous proceedings, procedure, 42-708 Subject matter jurisdiction, 42-703, 42-705 To modify child support order of another state, 42-747.01 To modify foreign child support order, 42-747.03 Liens, 42-371 Subordination, release, or partial release, procedure, 42-371 Attorney's fees and costs assessed, when, 42-371 Proceedings, Application of law of this state, 42-

716

Attorney's fees, 42-371, 42-718, 42-726 Costs, 42-726 Defense of nonparentage, when not available, 42-728 Discovery, assistance and enforcement, 42-731 Documents, admissibility, 42-729 Evidentiary rules, 42-729 Hague Convention on the International Recovery of Child Support and Other Forms of Family Maintenance, proceedings under, 42-748.01 to 42-748.13 Identification of party, when not required, 42-725 Minor parent, proceeding authorized, 42-715 Parentage determination, 42-733.01 Proceeding, 43-1401 to 43-1418 Petition, 42-714 Contents, 42-724 Send to responding state, 42-717 Private counsel authorized, 42-722 Registration of orders, this heading Spousal communications, not privileged, 42-729 Testimony by electronic means, authorized, 42-729 Witnesses, testimony, 42-729 Registration of orders, For enforcement, 42-736 Choice of law, 42-739 Contest validity or enforcement, 42-741 to 42-743 Effect. 42-738 Notice, 42-740 Order modified in another state, 42-747 Procedure, 42-737 For modification, 42-744, 42-747.04 Effect. 42-745 Recognition of other state, 42-747 When, 42-746 Hague Convention on the International Recovery of Child Support and Other Forms of Family Maintenance, orders under, 42-748.01 to 42-748.13

FAMILY SUPPORT ACT. UNIFORM **INTERSTATE** –Cont'd Remedies, cumulative, 42-704 Rendition, 42-749, 42-750 State information agency, duties, 42-723 Support enforcement agency, Designated, 42-703 Duties, 42-720 Support orders, Child support orders, Controlling order, 42-711, 42-747.03 Multiple orders, enforcement, 42-712 Enforcement. Administrative enforcement, 42-735 Foreign support order, With registration, 42-736 to 42-747.04 Without registration, 42-734 to 42-734.05 Support order, 42-710 Haque Convention on the International Recovery of Child Support and Other Forms of Family Maintenance, orders under, 42-748.01 to 42-748.13 Issuance, 42-733 Payment, Credit, 42-713 Receipt and disbursement, 42-732 Registration of orders, this heading Spousal support orders, 42-713.02 Temporary support orders, 42-733 Tribunals. Communications authorized, 42-730 Contacts authorized, limitations, 42-713.01 Inappropriate tribunal, duties, 42-719 Initiating tribunal, Act as, 42-707, 42-710 Duties, 42-717 Responding tribunal, Act as, 42-707, 42-710 Duties, 42-718 Powers, 42-718 Simultaneous proceedings, 42-708

Tribunal of this state, district court designated as, 42-703

FARM HOMESTEAD PROTECTION ACT See generally AGRICULTURAL LANDS Act. How cited, 76-1901 How construed, 76-1914 Definitions, 76-1902 Designation of homestead, 76-1904, 76-1905 Foreclosure. Redemption of homestead, 76-1906 to 76-1912 Right to cure, 76-1903 Sale, procedure, 76-1912 Homestead. Designation, 76-1904, 76-1905 Redemption, 76-1906 to 76-1912 Confirmation order, 76-1908, 76-1909 Petition, contents, 76-1907 Liens. Prior lien, validity, 76-1911 Priority, 76-1905 Notice of default, sale, procedure, 76-1913 Petition. Contents, 76-1907 Filing, effect, 76-1910 Rights of petitioner, 76-1910 Sale, procedure, 76-1912, 76-1913 Subdivision, exemption, 76-1916 Successor in interest, rights, 76-1915

Trust deed, sale, procedure, 76-1913 Waiver or disclaimer of right of

designation, 76-1904

FARM LABOR CONTRACTORS ACT See generally LABOR AND EMPLOYMENT

Act, how cited, 48-1701 Acts prohibited, 48-1712, 48-1714 Contractor, duties, 48-1711 Definitions, 48-1702 Exclusions, 48-1703 Fee, license, 48-1706, 48-1710

FARMS AND RANCHES

Agricultural lands, See

AGRICULTURAL LANDS

FARM LABOR CONTRACTORS ACT -Cont'd Financial responsibility, proof, 48-1705 Fund, Farm Labor Contractors, 48-1707 Investigation, 48-1710 License, Denial, 48-1713 Disciplinary action, 48-1713 Form, 48-1704 Issuance, 48-1710 Protest. 48-1710 Revocation, 48-1713 Suspension, 48-1713 Notice, posting, 48-1709 Payment of wage claims, procedure, 48-1705 Rules and regulations, 48-1708 **Security**, 48-1705 Violations, Investigation, 48-1710 Penalty, 48-1714 FARM MEDIATION ACT See generally ARBITRATION AND MEDIATION Act. Applicability, 2-4814 How cited, 2-4801 Administration, 2-4803 Definitions, 2-4802 Fees, 2-4806 Mediation, Agreement, 2-4811 Confidentiality, 2-4812 Duties, 2-4812 Meetings, 2-4809, 2-4810 Participants, 2-4808 Period, 2-4810 Request, 2-4808 Notification of mediation service, 2-4807 **Records**, 2-4815 Rules and regulations, 2-4806 Services. Assistance, 2-4805 Contracts to provide, 2-4804 Promote, 2-4813 Types of cases accepted, 2-4808

Initiative 300, See INITIATIVE 300 **FAX MACHINES** See ELECTRONIC TRANSACTIONS FEDERAL LIEN REGISTRATION ACT. UNIFORM See generally LIENS Act. How cited. 52-1007 How construed, 52-1006 Filing requirements, 52-1001 to 52-1005 Termination statement, 52-1008 FEED See AGRICULTURAL PRODUCTS FEEDLOTS See LIVESTOCK FEES See generally PUBLIC FUNDS Attorney's fees, See ATTORNEY'S FEES, STATUTORY AUTHORIZATION Court costs, See COURT COSTS Payment by electronic payment authorized, 13-609 Payment into treasury, Article IV, section 25, Constitution of Nebraska Electronic payment authorized, 13-609 Public fees and salaries, 33-101 to 33-157 Public official charging fees, Illegal, penalty, 33-147 Refusal to pay, when justified, 33-146 Schedule, post, 33-148 Witnesses, See WITNESS FEES FELONIES See CRIMES AND OFFENSES FENCES

See generally REAL ESTATE

FENCES –Cont'd Barbed wire, guards required, 39-307 **Division fences.** Adjoining landowners, Construct and maintain just proportion, 34-102, 34-103 Failure to maintain, private nuisance, 34-103 Changes to law, applicability, 34-112.03 Dispute, civil action and mediation referral authorized. 34-112.02 Entry upon land authorized, when, 34-112.01 Game and Parks Commission, responsibilities, 37-1012 Iniurv or destruction, effect, 34-112 Lawful fence, 34-115 to 34-117 Legislative findings, 34-101 Hedge fences along public roads, 39-309, 39-1812, 39-1813 Lawful fence, requirements, 34-115 to 34-117 Party walls, See BUILDINGS Public roads, fencing by landowners, 39-301, 39-307, 39-1814 Railroad right-of-way, 74-603, 74-604 Snow fences along public roads, 39-1344, 39-1805, 39-1806 Trails, recreational, 37-1007, 37-1012, See also TRAILS FERTILIZERS See generally AGRICULTURAL LANDS Anhydrous ammonia, Possess with intent to manufacture controlled substance, penalty, 28-451 Tampering with, effect on liability, 25-21.281 Unlawful transportation or use, 28-1240 Dead animals, liquefied remains, prohibited acts, 28-1304.01 Irrigation, See CHEMIGATION ACT, **NEBRASKA; 46-1101**

Liens, agricultural fertilizer, 52-1101 to 52-1104 Financing statement, continuation statement required, when, 52-2201 Lime, See AGRICULTURAL LIMING MATERIALS ACT; 2-4301 Soil, See SOIL Standards, See COMMERCIAL FERTILIZER AND SOIL CONDITIONER ACT, NEBRASKA; 81-2,162.01 **FIDUCIARIES** See generally MONEY Bribe, solicit or accept, 28-613 Charitable endowment funds, See PRUDENT MANAGEMENT OF INSTITUTIONAL FUNDS ACT. NEBRASKA UNIFORM; 58-610 Charitable organizations, act as fiduciaries, 21-610 **Conservators**, See CONSERVATORS Easements, Oil and gas pipelines, 57-401, 57-402 Telephone and electricity, 30-3219, 30-3220 Guardians, See GUARDIANS Wards, See WARDS Investors, Nebraska Investment Council members, duties, 72-1239.01 Personal representatives, See PROBATE CODE, NEBRASKA Receipts and disbursements, treatment, See PRINCIPAL AND INCOME ACT, UNIFORM; 30-3116 **Trustees**, See TRUSTS AND TRUSTEES FINANCIAL AID FOR POSTSECONDARY EDUCATION STUDENTS See generally POSTSECONDARY EDUCATION Athletic programs, NCAA procedures, See COLLEGIATE ATHLETIC ASSOCIATION

PROCEDURES ACT, NEBRASKA; 85-1201

FINANCIAL AID FOR POSTSECONDARY EDUCATION STUDENTS -Cont'd

Athletic programs –*Cont'd* Student participation, effect on student's financial aid, 85-9,133 to 85-9,139

Attorneys, incentive for public service and rural practice, See LEGAL EDUCATION FOR PUBLIC SERVICE AND RURAL PRACTICE LOAN REPAYMENT ASSISTANCE ACT; 7-201

Business colleges, tuition notes or contracts of, requirements, 62-303 to 62-305

Child of deceased law enforcement officer or firefighter, See IN THE LINE OF DUTY DEPENDENT EDUCATION ACT; 85-2301

Child welfare services, stipend for students, 85-2501

Community colleges, training for indemand occupations, aid for, See COMMUNITY COLLEGE GAP ASSISTANCE PROGRAM ACT; 85-2001

Educational savings plan trust, See EDUCATIONAL SAVINGS PLAN TRUST; 85-1801

Financial aid strategy, development by Coordinating Commission for Postsecondary Education, 85-1413

Health care professions, Advanced practice registered nurses, See RURAL HEALTH SYSTEMS AND PROFESSIONAL INCENTIVE ACT; 71-5650 Dentists

By city of second class or village, 17-572

Loan assistance, See RURAL HEALTH SYSTEMS AND PROFESSIONAL INCENTIVE ACT; 71-5650

Residency program, 71-5201 to 71-5209

Health Education Assistance Loan Program, Nebraska, 58-857 to 58-862 Medical education, University of Nebraska Medical Center Medical Education Revolving Fund. 85-134 Nurses, See NURSING STUDENT LOAN ACT; 71-17,101 Nursing faculty, See NURSING FACULTY STUDENT LOAN ACT; 71-17.108 Physicians and surgeons, By city of the second class or village, 17-572 Primary care providers, See PRIMARY CARE PROVIDER ACT; 71-5210 Residency program, financial incentives, 71-5201 to 71-5207 Private colleges, See EDUCATIONAL, HEALTH, AND SOCIAL SERVICES FINANCE AUTHORITY ACT, NEBRASKA; 58-801 Rural practice, See RURAL HEALTH SYSTEMS AND PROFESSIONAL INCENTIVE ACT; 71-5650 Behavioral health, See RURAL BEHAVIORAL HEALTH TRAINING AND PLACEMENT PROGRAM ACT; 71-5680 High school graduate defined for purposes of financial aid, 79-771 Military personnel, Residency status, 85-502.01 Tuition credits. Military reservists, 80-901 to 80-903 National Guard members, 85-505 to 85-508 Waiver of. Tuition and fees for children of deceased or disabled veteran. 80-411 Tuition for children of deceased National Guard member, 85-507

FINANCIAL AID FOR POSTSECONDARY EDUCATION STUDENTS -Cont'd

Private career schools, See PRIVATE POSTSECONDARY CAREER SCHOOL ACT; 85-1601

Private colleges, student loans, Health Education Assistance Loan Program, Nebraska, 58-857 to 58-862

Medical students, See EDUCATIONAL, HEALTH, AND SOCIAL SERVICES FINANCE AUTHORITY ACT, NEBRASKA; 58-801

Student Loan Assistance Program, Nebraska, 58-863 to 58-865

Teacher and graduate teacher education programs, See EXCELLENCE IN TEACHING ACT; 79-8,132

Private institution of higher education, loans to institution, when, 58-833, See also EDUCATIONAL, HEALTH, AND SOCIAL SERVICES FINANCE AUTHORITY ACT, NEBRASKA; 58-801

Recipients, verification of lawful presence required, when, 4-108 to 4-112

Scholarships,

Diverse students, See STUDENT DIVERSITY SCHOLARSHIP PROGRAM ACT; 85-9,177

Undergraduate, need-based, See ACCESS COLLEGE EARLY SCHOLARSHIP PROGRAM ACT; 85-2101; OPPORTUNITY GRANT ACT, NEBRASKA; 85-1901

State educational institutions, refund or waiver of fees authorized, when, 85-504

Stipends, for students committed to work in child welfare services, 85-2501

Student loans,

Building and loan associations, power and duties, 8-319 Default, postsecondary institution, duties, 85-9,139.02, 85-9,139.03, 85-1610 Department of Education, State, powers, 79-2,106

Lending agency, duties, 85-1647 to 85-1649

Nebraska Investment Council, powers and duties, 72-1246.01 to 72-1246.05

State-sponsored loans authorized, Article XIII, section 3, Constitution of Nebraska

Student Loan Assistance Program, Nebraska, 58-863 to 58-865

Student Loan Marketing Association stock, bank, powers, 8-148

Teacher and graduate teacher education programs, See EXCELLENCE IN TEACHING ACT; 79-8,132

Teacher and graduate teacher education programs, student loans, See EXCELLENCE IN TEACHING ACT; 79-8,132

FINANCIAL DATA PROTECTION AND CONSUMER NOTIFICATION OF DATA SECURITY BREACH ACT OF 2006

See generally TRADE PRACTICES **Act**,

Applicability, 87-807 How cited, 87-801 Attorney General, powers, 87-806 Breach of security, Investigation, 87-803 Notice to resident, 87-803, 87-804

Definitions, 87-802 Waiver of act, void, 87-805

FINANCIAL INSTITUTIONS

See generally MONEY Abandoned property, See UNCLAIMED PROPERTY ACT, UNIFORM DISPOSITION OF; 69-1301 Accounts, multiple-party, 30-2716 to 30-2733, See also PROBATE CODE, NEBRASKA; 30-2201

FINANCIAL INSTITUTIONS –Cont'd Acknowledgments of written instruments, validity if notary is a shareholder, officer, or director of a. Bank. 64-214 Credit union. 64-212. 64-213 Insurance company, 64-212, 64-213 Savings and loan association, 64-215 Acquisitions, Cross-industry merger or acquisition, when, 8-1516 Failing institutions, 8-1506 to 8-1510 Automatic teller machines, authorized, 8-157.01, 8-345.01, See also FINANCIAL TRANSACTION DEVICES Bank holding companies, See BANK HOLDING COMPANY ACT OF 1995, NEBRASKA; 8-908 Banks, See BANKING ACT, NEBRASKA; 8-101; BANKS AND BANKING **Building and loan associations**, 8-301 to 8-384. See also SAVINGS AND LOAN ASSOCIATIONS Check-cashing services, license required, See DELAYED DEPOSIT SERVICES LICENSING ACT; 45-901 **Checks**, See CHECKS **Collection agencies**, See COLLECTION AGENCY ACT; 45-601 Commercial Code, Uniform, See COMMERCIAL CODE, UNIFORM Compliance review, Applicability, 8-2002 Construction of sections, 8-2005 Definitions, 8-2001 Documents, Confidentiality and use, 8-2003 to 8-2005 Held by governmental agency, 8-2004 Use in evidence, 8-2003 Credit card banks, 8-2401 to 8-2403, See also BANKS AND BANKING **Credit cards**, See CREDIT CARDS Credit services organizations, See CREDIT SERVICES ORGANIZATION ACT; 45-801

Credit unions. See CREDIT UNIONS Crimes and offenses, See CRIMES AND OFFENSES Data processing centers, electronic, regulation, 8-108 **Depository institutions**, examination by Director of Insurance, when, 44-1527 Deposits, insured or guaranteed by Federal Deposit Insurance **Corporation**, See BANKS AND BANKING Failing institutions, acquisition or merger, 8-1506 to 8-1510, See also BANKS AND BANKING Financial transaction devices. See FINANCIAL TRANSACTION DEVICES Funds transfers, Article 4A, UCC, See also COMMERCIAL CODE. UNIFORM; ELECTRONIC FUND TRANSFERS Garnishments, service of summons, 25-1010, 25-1056 Gift enterprise including savings promotion raffle, authorized, restrictions, 9-701 Holding companies, See HOLDING COMPANIES Insurance, solicitation and sale of, when authorized, 44-392 Letters of credit, Article 5, UCC, See also COMMERCIAL CODE, UNIFORM Liability limitations, officers and directors, 25-21,240 Minors, transfers to, See TRANSFERS TO MINORS ACT. NEBRASKA UNIFORM: 43-2701 Mortgage bankers, requirements, See RESIDENTIAL MORTGAGE LICENSING ACT; 45-701 Mortgage loan originators, requirements, 8-702, See also RESIDENTIAL MORTGAGE LICENSING ACT; 45-701 Names, similar names, use prohibited, 8-1901 to 8-1903 **Negotiable instruments**, Article 3, UCC, See also COMMERCIAL CODE. UNIFORM Point-of-sale terminals, 8-157.01

Public funds, See PUBLIC FUNDS Depository requirements, See PUBLIC FUNDS Provide bond and credit support for political subdivisions, See GOVERNMENTAL UNIT CREDIT FACILITY ACT, NEBRASKA; 10-1201 Regulation, Depository institutions, examination by Director of Insurance, when, 44-1527 Supervision by Department of Banking, 8-102, 8-103, See also BANKS AND BANKING Safety deposit boxes, See SAFETY DEPOSIT BOXES Savings and loan associations, 8-301 to 8-384, See also SAVINGS AND LOAN ASSOCIATIONS Securities, See SECURITIES Solicitation for financial products or services, requirements, 8-2501 to 8-2505 Support orders enforcement, bank match system, 43-3328 to 43-3339 Taxation. Credit for community development, 77-3806 Credit for portion of franchise tax for pass-through entities and adjustment, 77-2715.07, 77-2716 Definitions, 77-3801 Electronic funds transfers, 77-3807 Filing, 77-3806 Imposed, 77-3802 Limitations, 77-3804 Multistate institution, 77-3805 Rate, 77-3803 Refunds, 77-3806 Rules and regulations, 77-3807 Tax amnesty program, 77-5601 Trust companies, See TRUST COMPANIES Uniform Commercial Code, See COMMERCIAL CODE, UNIFORM

FINANCIAL INSTITUTIONS -Cont'd

FINANCIAL PLANNING See DEBTORS AND CREDITORS FINANCIAL TRANSACTION DEVICES See generally FINANCIAL TRANSACTIONS Acquisition of sales form processing services, unlawful, 28-629 Automated transactions, requirements, 86-641, See also ELECTRONIC TRANSACTIONS ACT, UNIFORM Automatic teller machines, Authorized, Banks, 8-157.01 Building and loan associations, 8-157.01, 8-345.01 Credit unions, 8-157.01, 21-1729, 21-1798 Surcharge, notice required, 8-157.01 Unlawful manufacture of, 28-627 Blank devices, acts prohibited, 28-624, 28-625 Charges, excessive, 8-829 Circulation, unlawful, 28-622, 28-623 Credit cards, See CREDIT CARDS Definitions, 28-618 Electronic transactions, See ELECTRONIC TRANSACTIONS ACT. UNIFORM: 86-612 Factoring, unlawful, 28-630 False financial statement, effect, 28-619 Forgery device, criminal possession of, 28-626 Identity theft, 28-639, See also THEFT Laundering of sales forms, 28-628 Manufacture, unlawful, 28-627 Point-of-sale terminals. 8-157.01 Political subdivision, Payments to, electronic payment authorized, 13-609 Purchasing card program, 13-610 Possession, criminal, 28-621 Blank device, 28-624 Forgery device, 28-626 Prosecution of violation, 28-620

FINANCIAL TRANSACTION DEVICES -Cont'd

Public records, personal identifying numbers may be withheld, 84-712.05

Sale of blank device, unlawful, 28-625 Sales forms, Laundering, 28-628 Processing services, unlawful acquisition, 28-629 State purchasing card program, 81-118.02

Unauthorized use, 28-620 Venue of prosecution, 28-620

FINANCIAL TRANSACTIONS

See generally MONEY Checks. See CHECKS Commercial paper, See COMMERCIAL PAPER Credit cards, See CREDIT CARDS Creditors, See DEBTORS AND CREDITORS **Debtors.** See DEBTORS AND CREDITORS Financial transaction devices, See FINANCIAL TRANSACTION DEVICES Automatic teller machines, See FINANCIAL TRANSACTION DEVICES Credit cards, See CREDIT CARDS Financing statements, See FINANCING STATEMENTS Funds transfers, See FUNDS TRANSFERS Electronic funds transfers. See ELECTRONIC FUND TRANSFERS Interest, See INTEREST Loans, See LOANS Installment, See INSTALLMENT LOAN ACT, NEBRASKA; 45-1001 Mortgages, See MORTGAGES Secured transactions, See SECURED TRANSACTIONS

FINANCING STATEMENTS

See generally FINANCIAL TRANSACTIONS

Agricultural products, 52-1301 to 52-1322, See also SECURED TRANSACTIONS County clerk, duties, 52-1316 Fraudulent filing, penalty, 28-935 Public corporations, requirements, 76-1101 to 76-1104 Railroad corporation, requirements, 76-1101 to 76-1104 Secretary of State, duties, 52-1316 Uniform Commercial Code, Article 9. UCC, See also COMMERCIAL CODE, UNIFORM **FINES AND PENALTIES** See CRIMES AND OFFENSES FINGERPRINTING See CRIMINAL RECORDS FIRE EQUIPMENT See generally BUILDINGS Alarms. Installation, regulation, See ELECTRICAL ACT, STATE; 81-2101 Regulation, 28-1251 Donations of fire and rescue equipment, immunity from liability, when, 25-21,282 **Escapes**. 81-514 Cities of the first class, 16-234 Cities of the metropolitan class, 14-102 Cities of the primary class, 15-216 Cities of the second class, 17-130 to 17-132 Factories, 48-420 Hotels, 81-534 Fire protection systems, Contractor. Certificate required, 81-5,159 Insurance required, 81-5,160 Definitions, 81-5,158 Fees and penalties, distribution, 81-5.162 Responsible managing employee, 81-5.159 Rules and regulations, 81-5,164 Sections, how construed, 81-5,161

FIRE EQUIPMENT –Cont'd Fire protection systems -Cont'd Violation, penalties, 81-5,163 Fire safety, See FIRE SAFETY High-rise buildings, 81-541.01 Hotels and apartments, 81-534 Smoke detectors, 81-5,132 to 81-5,146, See also SMOKE DETECTORS Testing of fire alarms, unlawful, 28-1251 FIRE INSURANCE See generally INSURANCE Arson investigation, insurance company, release information, See ARSON REPORTING IMMUNITY ACT: 81-5.115 Insurer, business transactions, reporting requirements, See DISCLOSURE OF MATERIAL INSURANCE TRANSACTIONS ACT; 44-6301 Policy, Premium amount stated on face, 44-606 Provisions required, 44-501, 44-501.01, 44-510 Property, Insurable interest, required, 44-374, 44-375 Over-insurance, prohibited, 44-601 to 44-603 Radiation, coverage, 44-501.01 Reports to State Fire Marshal, 81-521 **Reserves.** 44-401. 44-401.01 Tax, 77-912, 81-523 Value of policy, 44-501.02 Valued policy law, 44-501.02 FIRE MARSHAL, STATE See STATE FIRE MARSHAL FIRE PROTECTION DISTRICTS See FIRE SAFETY FIRE SAFETY See generally PUBLIC SAFETY

Arson, See ARSON

Building codes, See BUILDING CODES; PUBLIC SAFETY Buildings, fire equipment, requirements, See FIRE EQUIPMENT **Cigarettes,** See REDUCED CIGARETTE **IGNITION PROPENSITY ACT: 69-501** Cities of the first class, Bonds, 16-6,100, 18-1202 Compensation, minimum allowed, 48-1209.01 Contracts for services, 18-1707 Employees, effect, 18-1708 Equipment, 18-1709 Emergency response system, fire chief, duties, 16-222.01, 16-222.02 Establishment, 16-222 Fire chief, full-time, required, when, duties, 16-222.02, 16-222.03 Fire prevention code, 19-922 Pensions. Annuity options, 16-1027 Applicability of sections, 16-1020 Benefits, prior law, how construed, 16-1041 Committee, retirement, 16-1034 to 16-1037 Investment manager, 16-1036 Contributions, 16-1023 to 16-1025 City contribution, 16-1025 Employee contribution, 16-1024 Prior service contribution, rate, 16-1040 Voluntary contributions, 16-1024 Date of retirement, 16-1028 Death benefits, 16-1029, 16-1030 Death or disability, Prima facie evidence, 35-1001 Rebuttable presumption, 18-1723 Defined benefit plan, valuation report required, 13-2402 Definitions, 16-1021 Disability benefits, 16-1031, 16-1032 Return to duty, effect, 16-1031 Employee, transfer between political subdivisions, effect. 13-2401

FIRE SAFETY –Cont'd Cities of the first class -Cont'd. Pensions -Cont'd Exempt from legal process, exceptions, 16-1038 Federal tax treatment, 16-1024, 16-1042 Fund, Firefighters Retirement System, 16-1023 Investment, 16-1023, 16-1036 Individual investment options, 16-1036. 16-1036.01 Investment costs, schedule, 16-1036.01 Lump-sum payment authorized, 16-1027 Payment in error, correction, 16-1038 Prior service, 16-1022 Benefits, 16-1041 Contribution rate, 16-1040 Pension, determination of, 16-1039 Reports required, 16-1037 Retirement options, 16-1028 Tax levy, 16-1038 Temporary benefits, 16-1032 Return to duty, effect, 16-1031 Termination of employment, Federal tax treatment, 16-1042 Payment of benefit, 16-1033 Transfer of benefits, 16-1042 Vesting of benefits, 16-1033 Service area, 18-1706 Siren, restriction on use, 35-109 Tax, authorized, 18-1201, 18-1202 Training programs, this heading Volunteer department or company, this heading Water mains and equipment, use of reserve funds, 16-684.01 Cities of the metropolitan class, Arson investigator, powers, 14-709 Bonds, 14-522, 14-527, 18-1202 Chief, appointment and removal, 14-102.02, 14-407, 14-702 Compensation, minimum allowed, 48-1209.01 Contracts for services, 18-1707 Employees, effect, 18-1708

Equipment, 18-1709 Criminal history record information check, 14-702 Death or disability, Prima facie evidence, 35-1001 Rebuttable presumption, 18-1723 Defined benefit plan, valuation report required, 13-2402 Employee, transfer between political subdivisions, effect, 13-2401 Fire station, bonds authorized, 14-522 Firefighters. Appointment and removal, 14-102.02, 14-702, 14-704 Hours of duty, agreement, restrictions, 35-302 Service area, 18-1706 Tax, authorized, 18-1201, 18-1202 Training programs, this heading Cities of the primary class, Bonds, 18-1202 Compensation, minimum allowed, 48-1209.01 Contracts for services. 18-1707 Employees, effect, 18-1708 Equipment, 18-1709 Establishment, 15-225 Fire safety regulations, 15-215, 15-902 Firefighters, hours of duty, agreement, restrictions, 35-302 Pensions, Death or disability, Prima facie evidence, 35-1001 Rebuttable presumption, 18-1723 Defined benefit plan, valuation report required, 13-2402 Employee, transfer between political subdivisions, effect, 13-2401 Funds. Authorized, 15-1026 Investment and reports, 15-1017 Prior law, effect, 15-1012, 15-1027 Tax levy, 15-1026 Service area, 18-1706 Tax, authorized, 18-1201, 18-1202 Training programs, this heading

FIRE SAFETY -Cont'd Cities of the primary class –Cont'd Water districts for fire protection, 15-228 Cities of the second class, Bonds. 18-1202 Contracts for services, 18-1707 Employees, effect, 18-1708 Equipment, 18-1709 Death or disability, Prima facie evidence, 35-1001 Rebuttable presumption, 18-1723 Defined benefit plan, valuation report required, 13-2402 Employee, transfer between political subdivisions, effect, 13-2401 Establishment, 17-147 Fire prevention code, 19-922 Fire prevention codes, 17-549 Fire station, 17-953 to 17-955 Merger, 35-530 to 35-536 Service area, 18-1706 Tax, authorized, 17-718, 18-1201, 18-1202 Training programs, this heading Volunteer department or company, this heading Water supply, 17-531 Civil service, when applicable, 19-1827, See also CIVIL SERVICE ACT **Clothing and equipment** acquisition, requirements, 35-801 College education benefit for child of deceased firefighter, See IN THE LINE OF DUTY DEPENDENT EDUCATION ACT: 85-2301 **Compact for Prevention and** Control of Forest Fires, 35-201, 35-202 Counties, fire prevention code, 23-172 Death of firefighter, college education benefit for his or her child, See IN THE LINE OF DUTY **DEPENDENT EDUCATION ACT; 85-**2301 **Disease exposure procedures**, 71-507 to 71-513

Donations of fire and rescue equipment, immunity from liability, when, 25-21,282 **Emergencies**, See EMERGENCY MANAGEMENT Employee benefits, Joint procurement, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Retirement system, membership restriction, 4-108 False report, 28-907, 35-520 Fire departments, equipment, exempt from execution and sale, 35-105 Fire escapes, See FIRE EQUIPMENT Fire hydrants, 14-2126, 17-539, 19-709 Fire protection districts, Annexation, procedure, 35-514 Audit requirements, 84-304 Board of directors, 35-506 Powers and duties, 35-508 to 35-509.01 Bonds, refunding, 10-615 to 10-617 Boundaries, county board, duties, 35-517 Budget requirements, See BUDGET ACT, NEBRASKA; 13-501 Contracts authorized, 35-513 Adjoining states, 35-518 Conversion of districts, 35-502, 35-519 Dissolution, 35-521, 35-522 Election, 35-506 Emergency medical service, 35-514.02 Employees, expense reimbursement, See LOCAL GOVERNMENT MISCELLANEOUS EXPENDITURE ACT; 13-2201 Expenditures, additional authorized, See LOCAL GOVERNMENT MISCELLANEOUS EXPENDITURE ACT; 13-2201 False reporting, penalty, 35-520 Funds. Funding assistance, See MUTUAL FINANCE ASSISTANCE ACT; 35-1201

FIRE SAFETY -Cont'd Fire protection districts -Cont'd, Funds –*Cont'd* Requirements, 35-511 Intent, 35-501 Meeting, regular, 35-507 Merger, 35-516 Inclusion of territory, 35-530 to 35-536 Municipal county, treatment, 13-2809 Organization, 35-502 Meeting, 35-506, 35-507 Purchases by, sales tax exemption, 77-2704.15 Radio equipment, purchase, 35-529 Report, financial, 35-511 Safety services, county sales tax for county or joint political subdivision services. 13-318 to 13-326, See also PUBLIC SAFETY Secretary-treasurer, bond, 35-509.01 Service award benefit program, Authorized, 35-513 Tax levy, 35-509 Limitations, 77-3442 to 77-3446 Requirements, 35-517 Territory, inclusion, 35-530 to 35-536 Volunteer department or company. this heading Warrants, 35-512 Fire Recognition Day, 35-1101, 79-705 Forest fires, Reciprocal aid in fighting, Compact for Prevention and Control of Forest Fires, 35-201 Volunteer firefighter, dispatch, conditions, 35-202 Wildfires, See WILDFIRE CONTROL ACT OF 2013: 81-825 Fund, Emergency Firefighting, 35-601 to 35-603 Funding, Assistance, See MUTUAL FINANCE ASSISTANCE ACT; 35-1201

County sales tax for county or joint political subdivision services, 13-318 to 13-326, See also PUBLIC SAFETY High-rise building fire code, 81-541.01 Insurance, joint procurement, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Interference, 28-908 Investigations and reports, 81-506 Compensation and mileage, 81-531 Violation, penalty, 81-522 Joint agreements, Authorized, See INTERLOCAL COOPERATION ACT; 13-801; JOINT PUBLIC AGENCY ACT; 13-2501; MUTUAL FINANCE ASSISTANCE ACT: 35-1201 Insurance and employee benefits, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Life insurance, 35-108 Lights on vehicles, requirements, 60-6,229 to 60-6,234 Liquor licensee premises, fire safety inspection, 53-119.01, 81-502 Military service, Militia, firefighters exempt from service, when, 35-101, 55-106 National Guard, Nebraska, firefighters not exempt from service. 55-174 Natural resources district, regulation of fire, 2-3293 Negligence of officers, liability insurance, payment of judgment, 13-1801 911 service, See EMERGENCY **TELEPHONE COMMUNICATIONS** SYSTEMS ACT; 86-420; ENHANCED WIRELESS 911 SERVICES ACT; 86-442 Open burning ban, Land-management burning, Defined, 81-520.03 Permit, Application, plan, contents, 81-520.05 Issuance, when, 81-520.04

FIRE SAFETY –Cont'd **Open burning ban** –*Cont'd* Local fire department, duties, 81-520.01 to 81-520.05 Statewide open burning ban, 81-520.01 Waiver, permit, fee, 81-520.01 Violations, penalty, 81-520.02 Political subdivisions, joint provision of services, 13-318 to 13-326 Public safety system, See PUBLIC SAFETY COMMUNICATION SYSTEM ACT, NEBRASKA; 86-401 Recreation area, Fire safety violations, penalty, 37-306 Unauthorized use of fire, 2-3293 Report, false, 28-907, 35-520 Rescue squads, See EMERGENCY MEDICAL SERVICES Retirement systems, membership restriction, 4-108 Sanitary and improvement districts. water for fire protection, 31-727 Sirens, restriction on use, 35-109 State Fire Marshal, See STATE FIRE MARSHAL Stress management program for personnel, See CRITICAL INCIDENT STRESS MANAGEMENT ACT; 71-7101 Taxes or bonds authorized, 13-303, 13-2530, 14-522, 14-527, 15-228, 16-6,100, 17-718, 18-2107, 18-2140, 19-1302, 77-3442, 77-3443 Telephone services, See EMERGENCY TELEPHONE COMMUNICATIONS SYSTEMS ACT; 86-420; ENHANCED WIRELESS 911 SERVICES ACT; 86-442 Training programs, Burning of property, permit required, when, 28-506 Municipal programs, 18-1712 to 18-1714 State program, 81-5,151 to 81-5,153, 81-5,157, See also STATE FIRE MARSHAL

Vehicles of fire departments. Bells, sirens, or whistles, requirements, 60-6,285 Emergency vehicles, 60-610, 60-6,114 Following emergency vehicles, limitation, 60-6,183 Lights, requirements, 60-6,229 to 60-6,233 Villages, Bonds, 18-1202 Contracts for services, 18-1707 Employees, effect, 18-1708 Equipment, 18-1709 Defined benefit plan, valuation report required, 13-2402 Employee, transfer between political subdivisions, effect, 13-2401 Fire prevention, 17-549 Fire prevention code, 19-922 Fire station, 17-953 to 17-955 Merger, 35-530 to 35-536 Pensions, death or disability, Prima facie evidence, 35-1001 Rebuttable presumption, 18-1723 Service area, 18-1706 Tax, authorized, 17-718, 18-1201, 18-1202 Training programs, this heading Volunteer department or company. this heading Water supply, 17-531 Volunteer department or company, Gambling licenses, authorized, 9-231, 9-326, 9-423 Members, 35-102, 35-103 Dispatch under Compact for Prevention and Control of Forest Fires, conditions, 35-202 Incentives, Job protection, See VOLUNTEER EMERGENCY RESPONDERS JOB PROTECTION ACT; 35-1401 Recruitment and retention, See VOLUNTEER EMERGENCY RESPONDERS RECRUITMENT AND RETENTION ACT; 35-1301 Liability, immunity, 35-107

FIREFIGHTERS

FIRE SAFETY –Cont'd Volunteer department or company -Cont'd Trust fund. Authorized, 35-901 Public funds, restrictions, 35-901 Water, emergency use without permit, when, 46-233 Wildfires, See WILDFIRE CONTROL ACT OF 2013: 81-825 FIREARMS See generally PUBLIC SAFETY Acts prohibited, 28-1202 to 28-1212.04, 28-1335 Civil disorders, acts prohibited, 28-1480 to 28-1482 Controlled substances violations, 28-416 Crimes and offenses involving, See CRIMES AND OFFENSES Dealers, provide information, 69-2426 Domestic violence conviction, notification to defendant required, 29-2291 Handguns, acquisition restrictions, 69-2401 to 69-2425, See also HANDGUNS Hunter education program, 37-413 Hunting violations, 37-519, 37-522, 37-538, 37-708, 37-712 Municipal regulation, restrictions, 14-102, 15-258, 16-226 Protection order, notification to defendant required, 42-925 Recreation area, unauthorized use, 2 - 3295**Right to bear arms,** Article I, section 1, Constitution of Nebraska School firearm policy, requirements, 79-263 Shooting ranges, See SHOOTING RANGE PROTECTION ACT, NEBRASKA; 37-1301 Snowmobiles, 60-6,342, 60-6,344, 60-6,345 Vehicles, acts prohibited, 37-538, 60-6.342

See FIRE SAFETY FIREWORKS See generally ENTERTAINMENT Acts prohibited, 28-1239.01 to 28-1252, See also CRIMES AND OFFENSES Penalties, 28-1250 Licensee, disciplinary actions, 28-1250 Cities of the first class, regulation, 16-227 Cities of the metropolitan class, regulation, 14-102 Cities of the primary class, regulation, 15-255 Cities of the second class, regulation. 17-556 Consumer fireworks, 28-1241 Sale of, limitations, 28-1244, 28-1249 Display fireworks, 28-1241 Permit required, 28-1239.01 Fire Marshal. Enforcement, 28-1252 Unsafe item, quarantined, testing, 28-1243 Importation into state, requirements, 28-1248 Possession or use, when allowed, 28-1244, 28-1245 Recreation area, Fire safety regulations, violation, penalty, 37-306 Unauthorized use, 2-3293 Sale. Licenses, required when, 28-1246 Limitations, 28-1244, 28-1249 Requirements, 28-1245, 28-1248 Villages, regulation, 17-556 FIRST RESPONDERS

See EMERGENCY MEDICAL SERVICES; FIRE SAFETY

FIRST-CLASS CITY MERGER ACT See generally POLITICAL SUBDIVISIONS Act, how cited, 16-1101

FIRST-CLASS CITY MERGER ACT -Cont'd City councils. Advisory vote, 16-1104 Committees, advisory, 16-1105 Joint sessions authorized, 16-1115 Merger plan, this heading City offices, merged, Appointed, terms, 16-1112 Election, terms, 16-1112 Nominations, special election, 16-1111 Definitions, 16-1102 Merged cities, Effect, 16-1113 Merger deemed permanent, 16-1114 Name, 16-1113 Merger authorized, when, 16-1103 Merger plan, Adoption, 16-1107 Contents, 16-1105 Effective date of plan, 16-1110 Initial joint concurrent resolution, 16-1104 Submission to voters, 16-1108, 16-1109, 16-1110 Public hearing and notice, 16-1106 FISCAL ANALYST, LEGISLATIVE See generally STATE OFFICERS AND **EMPLOYEES Appointment**, 50-401.01 Legislature, See LEGISLATURE Powers and duties, 50-418 to 50-420, 77-27, 159 General Fund revenue projections, 77-4601 to 77-4603 Tax Commissioner to provide revenue projection information, 77-27,119.02 FISH Citizens right to hunt, fish, and harvest wildlife, Article XV, section 25, Constitution of Nebraska **Domestic production**, See AQUACULTURE Fishing regulations, See GAME LAW; 37-201

FLAGS See generally GOVERNMENT Adjutant General, provide flag, 55-122.01 Mutilation, prohibited, 28-928 POW/MIA flag, display, 80-206 Schools, display required, 79-707, 79-708 State banner, design and display, 90-102, See also STATE BANNER State capitol, POW/MIA flag, display when, 80-206 State banner displayed during legislative session, 50-116, 90-102 United States Flag, display, 72-2205 **FLOODS** See generally EMERGENCY MANAGEMENT Emergency management system, See EMERGENCY MANAGEMENT ACT; 81-829.36 Flood control. Bonds for joint projects, See PUBLIC FACILITIES CONSTRUCTION AND FINANCE ACT; 72-2301 Cities of the first class, 16-6,106 to 16-6,109, 23-320.07, 23-320.13 Cities of the second class, 17-529.01 to 17-529.08, 23-320.07 Counties, Federal assistance, Agreements, authorized, 23-320.06 Bonds, authorized, 23-320.03 Eminent domain, 23-320.10 Indemnity agreement, 23-320.04 Land, acquisition, 23-320.02 Operation, agreements, 23-320.12 Powers Cities and villages, 23-320.07, 23-320.13 County board, 23-320.01, 23-320.08 Tax levy, 23-320.05, 23-320.11 Levees and dikes. Assessments, 23-316 to 23-318 Appeal, 23-320

FLOODS –Cont'd Flood control –Cont'd. Counties -Cont'd. Levees and dikes -Cont'd Construction Authorized, 23-308, 23-309 Contracts, 23-315 Petition, procedure, 23-310 to 23-314 Remonstrance, 23-313 Appeal, 23-320 Roads, water impoundment structures, 39-1817 to 39-1820 Natural resources districts, Flood control improvement corridor, 2-32,109 to 2-32,114 Flood protection and water quality enhancement bonds. 2-3226.10 to 2-3226.14 Villages, 17-529.01 to 17-529.08, 23-320.07 Flood control improvement corridors. Adoption of map, 2-32,109 Applicability of sections, 2-32,114 Building permits, when required, 2-32.112 Compliance with law, effect on acquisition, 2-32,113 Filing of map, 2-32,111 Hearing, 2-32,110 Flood plain management, Assistance by agencies, boards, and commissions, 31-1023 Definitions. 31-1003 to 31-1016 Department of Natural Resources. powers and duties, 31-1017 Enforcement, mandamus action, 31-1021 Intent, 31-1001 Local governments, powers and duties, 31-1019 to 31-1021 Maps and data, preparation of, 31-1018 Regulations, adoption, 31-1017, 31-1022 **Fund, Small Watersheds Flood** Control, 2-1502, 2-1503.01 to 2-1503.03

School districts, flood control funds, 79-1049 to 79-1053 Water, See WATER

FONTENELLE FOREST

ASSOCIATION See generally CORPORATIONS Grant of charter, nonprofit corporation, 21-1101

FOOD

See generally AGRICULTURAL PRODUCTS Dairy products, See DAIRIES AND DAIRY PRODUCTS Donations, 25-21,189 Sale, unlawful, 28-1483 Eggs, See GRADED EGG ACT, NEBRASKA; 2-3501 Food programs, CSF or Commodity Supplemental Food Program, 71-2225 to 71-2230 Deer donation program, 37-1501 to 37-1510 Food stamps, See SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM WIC or Special Supplemental Nutrition Program for Women, Infants, and Children, 71-2225 to 71-2230 Handling, processing, storage, and sale regulations, See PURE FOOD ACT, NEBRASKA; 81-2,239 Honey, identity standard, 81-2,181 Labeling. Honey, labeling violations, 81-2,181 Misbranded, prohibited, 81-2,283, See also PURE FOOD ACT. NEBRASKA Livestock, See LIVESTOCK Feed, See COMMERCIAL FEED ACT; 54-847 Meat and poultry, Deer donation program, 37-1501 to 37-1510 Diseased, sale prohibited, 28-1307 Inspection, See MEAT AND POULTRY INSPECTION LAW, NEBRASKA; 54-1901

FOOD –Cont'd
Milk, See DAIRIES AND DAIRY PRODUCTS
Regulations, See MILK ACT, NEBRASKA; 2-3965
Organic food, 81-2,233 to 81-2,235, See also ORGANIC FOOD
Potatoes, See POTATOES
Restaurants, See RESTAURANTS
Sale of, See SALE OF GOODS
Sales and use tax exemptions, 77-2704.10, 77-2704.24, 77-2704.46
Students, meals for, See STUDENTS

See SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM

FOOD SUPPLY ANIMAL **VETERINARY INCENTIVE PROGRAM ACT** See generally ECONOMIC DEVELOPMENT Act. how cited. 54-501 Applicant, eligibility, preference, 54-504 Definitions, 54-502 **Fund, Food Supply Animal** Veterinary Incentive, 54-507 Program, participation, incentives, 54-503 Program funds, distribution, 54-505 Release from program, when, repayment, 54-506 Rules and regulations, 54-508

FORCIBLE ENTRY AND DETAINER

See generally ACTIONS Appeals, 25-21,233 Supersedeas, bond required, 25-21,234, 25-21,235, 25-2730 Appearance, failure, 25-21,224 Complaint, 25-21,222 Continuance, 25-21,225 Exceptions, judge's opinion, 25-21,229 Execution, writ of, 25-21,230, 25-21,231 Judgment, Effect, 25-21,232 Enforcement, bond required, 25-21,235 Jurisdiction, exception, 25-21,219 Notice to quit, 25-21,221 Parties, 25-21,220 Service of process, 25-21,223 Statute of limitation, 25-203 Trial, 25-21,226, 25-21,227

FORECLOSURE

See generally REAL ESTATE Deeds of trust, default, See TRUST DEEDS ACT. NEBRASKA: 76-1001 Farm homestead, redemption, when, See FARM HOMESTEAD PROTECTION ACT; 76-1901 Homeowner protection against unconscionable practices, See FORECLOSURE PROTECTION ACT. NEBRASKA; 76-2701 Liens, See LIENS Mortgages, See also MORTGAGES Certificate of payment or satisfaction, 25-2154, 25-2155 Complaint. Allegations, 25-2142 Filing requirements, 25-2137 Decree, effect, 25-2140 Deed of conveyance, 25-2145 Mortgagor interest, terminated, when, 25-1530 Parties, joinder, 25-2141 Payment by defendant, effect, 25-2148, 25-2149 Powers, court, 25-2138, 25-2139 Prior judgment, effect, 25-2143 Redemption, 25-1530 Sale of premises, By whom, 25-2144 Interest, 45-107 Parcels, 25-2150, 25-2151 Postponement, notice, 25-2144 Proceeds, 25-2146, 25-2147, 25-2153 Sale of entire property, when, 25-2152 Statute of limitation, 25-202 Stay, 25-1506, 25-2149

FORECLOSURE –Cont'd Mortgages –Cont'd Violation of ordinances, designate person to receive notice, 25-2142 Redemption of farm homestead, when, See FARM HOMESTEAD PROTECTION ACT; 76-1901 Sanitary and improvement districts, special assessment lien survives tax foreclosure sale, 77-1901, 77-1902, 77-1909, 77-1914 to 77-1916 Tax liens, See also TAX LIENS Authorized, when, 77-1901, 77-1902 Collection by agreement of financial institution and Tax Commissioner, 77-3910 Conduct of sale, 77-1903, 77-1912 Postponement, notice, 77-1912 Confirmation of sale, 77-1913, 77-1914 County attorney, duties, 77-1918, 77-1918.01 Decree, contents, 77-1909 Defects, correction procedure, 77-1938 to 77-1941 Delinquency list, 77-1918 Evidence, 77-1908 Land banks, See MUNICIPAL LAND BANK ACT, NEBRASKA; 19-5201 Land reutilization authorities, See LAND REUTILIZATION ACT; 77-3201 Order of sale, when issued, 77-1911 Political subdivisions, Foreclosure, authorized, when, 77-1901, 77-1917.01 Purchase, authorized, 77-1912 Prior law, effect, 77-1923 to 77-1936 Proceeds of sale, disposition, 77-1910, 77-1915, 77-1916 Property, designation, 77-1904 to 77-1906 Redemption, Article VIII, section 3, Constitution of Nebraska, 77-1917 Sheriff's deeds, issuance, 77-1913, 77-1914 Tax sale certificate, right of holder, 77-1902

Unknown owners, 77-1906 Violations, penalty, 77-1918 **Trust deeds, default,** See TRUST DEEDS ACT, NEBRASKA; 76-1001

FORECLOSURE PROTECTION ACT, **NEBRASKA** See generally REAL ESTATE Act, how cited, 76-2701 Definitions, 76-2703 to 76-2712 Equity purchase contract, Contents, notice, 76-2720 Form. 76-2719 Homeowner, right to cancel, 76-2721 Language requirements, 76-2727 Notice, 76-2722 Option to repurchase, conditions, 76-2723 Provisions prohibited, 76-2724 Unconscionable, effect, 76-2726 Equity purchaser, Duties, 76-2725 Unconscionable contract, effect, 76-2726 Foreclosure consultant. Prohibited acts, 76-2716 Unconscionable contract, effect, 76-2717 Foreclosure consulting contract, Form, 76-2713 Homeowner's right to cancel, 76-2714 Language requirements, 76-2718 Notice, 76-2713 Provisions prohibited, 76-2715 Unconscionable, effect, 76-2717 Intent. 76-2702 Violations, penalty, 76-2728

FOREIGN JUDGMENTS

FOREIGN TRADE ZONES

See generally TRADE PRACTICES Application, establish, maintain, and operate, 21-2702 Definitions, 21-2701 Locations, 21-2703

FORGERY

See generally CRIMES AND OFFENSES Counterfeiting, indictment requirements, 29-1505, 29-1509 Definitions, 28-601 Elections, forgery of candidate filing form, 32-1514 Financial transaction devices, criminal possession of forgery device, 28-626 First degree forgery, 28-602 Forged instruments, criminal possession, 28-604 Forgery devices, criminal possession, 28-605, 28-626 Indictment requirements, 29-1503 Military Justice, Nebraska Code of, forgery, 55-479 Motor Vehicle Safety Responsibility Act, 60-559 Second degree forgery, 28-603 Simulation, criminal, 28-606 Slugs, making, using, or uttering, 28-607

FORTS

See PARKS

FOSTER CARE

See generally CHILDREN AND MINORS Abuse. Child in custody of department, penalty, 28-322.04 Adoption of ward of state, assistance payment, 43-118.01 **Emergency shelter care, contracts** by municipal corporations, 13-317 Family finding services, pilot project, 43-2201 to 43-2209 Foster Care Review Office, See FOSTER CARE REVIEW ACT; 43-1301 Foster parents. Inspector General, access to records, 43-4324 Liability protection for, 43-1320 Funds.

Foster Parent Liability and Property Damage Fund, 43-1320

Use for foster care providers and volunteers, 43-1319 Health and sanitation investigation, 71-1903 Inspection, State Fire Marshal, 71-1903, 81-502 Licensure of providers, Conviction set aside or juvenile record sealed, effect, 29-2264, 43-2.108.05 Definitions, 71-1901 Fee. 71-1903 Investigation, 71-1903 Access to records, 28-377, 28-726 Criminal history record information check, 71-1903 Kinship homes and relative homes, Licensure not required, 71-1902 Nonlicensed, department approval required, 71-1902 License revocation, procedure, 71-1902 Licensing standards, 71-1904 Motor vehicle child passengers, requirements, 71-1907 Native American foster homes, 71-1906, 71-1906.01 Provisional and probationary licenses, 71-1902 Requirements, 71-1902 Rules and regulations, 71-1904 Violations, penalties, 71-1905, 71-1907 Waivers and variances, 71-1902, 71-1904 Motor vehicle child passengers, requirements, 71-1907, See also SEAT BELTS Payment rates, Foster parents, additional stipend, 43-4213 Legislative findings, 43-4211 Special needs children, 68-1210 Placements, Annual report, 71-1904 Out-of-home, department duties, 43-292.03 **Review of placements**, See FOSTER CARE REVIEW ACT; 43-1301

FOSTER CARE –Cont'd State wards, former, transition to self-sufficiency, See YOUNG ADULT BRIDGE TO INDEPENDENCE ACT; 43-4501 Termination of parental rights, when, 43-292 to 43-293 FOSTER CARE REVIEW ACT See generally CHILDREN AND MINORS Act, how cited, 43-1318 Advisory Group, Out-of-Home Data **Pilot Project**, 43-1322 Boards, local foster care review, Duties, 43-1303, 43-1304, 43-1308 Members, 43-1304, 43-1305 Training, 43-1317 Child removed from home, Duties of person or court in charge, 43-1311 Hearing, 43-1312 Investigation, 43-1311, 43-1312 Joint-sibling placement, reasonable efforts, 43-1311.02, 43-1312 Plan or permanency plan for foster child, this heading Relative notification, requirements, 43-1311, 43-1311.01 Committee, Foster Care Advisory, duties, 43-1302 Court review or hearing, Caregiver information form, 43-1314.02 Case reviews, six-month, 43-1314.01 Initial placement, 43-1312 Notice requirements, 43-1314 Placement order, 43-1315 Request for, 43-1308 Right to participate, 43-1314 Six-month review of dispositional order, 43-1313 Status and permanency plan review, 43-1315, 43-1316 Definitions, 43-1301 Determination of time, 43-1301.01 Executive director, duties, 43-1302 to 43-1305 File audit case reviews, 43-1303

Fund, Foster Care Review Office Cash, 43-1321 Office, Foster Care Review, Duties, 43-1303, 43-1307, 43-1314.01, 43-1317 Established, 43-1302 Purpose, 43-1302 Pilot Project, Out-of-Home Data, 43-1322 Plan or permanency plan for foster child, Contents. 43-1312 Court duties, 43-1307 Department, recommendations, 43-1312 Guardianship, when ordered, effect, 43-1312.01 Independent living transition proposal, contents, required when, 43-285, 43-1311.03 Eligibility for continued services, conditions, See YOUNG ADULT BRIDGE TO INDEPENDENCE ACT: 43-4501 Joint-sibling placement or sibling visitation or ongoing interaction, reasonable efforts required, 43-1311.02, 43-1312 Permanency hearing, 43-1312 School attendance, 43-1311 Records. Confidential information, sharing of by court order, 43-3001 Confidentiality, 43-1310 Released, when, 43-1309 Unauthorized disclosure, penalty, 43-1310 Registry, foster care placement, 43-1303 Report, monthly, contents, 43-1303 Rules and regulations, 43-1303 Violations, penalty, 43-1310 Voluntary placement of a child, relative notification requirements, 43-1311.01 FRANCHISE PRACTICES ACT See generally BUSINESS ENTITIES Act. how cited. 87-410 Acts prohibited, 87-406

 RANCHISE PRACTICES ACT -Cont'd Applicability of law, 87-403, 87-407
 Damages, 87-409
 Defense, 87-408
 Definitions, 87-402
 Injunctions, 87-409
 Intent, 87-401
 Termination, cancellation, failure to renew, notice required, 87-404
 Transfer, assign, sale, notice required, 87-405
 FRANCHISE TAX

See generally TAXATION Cable television, County, 23-386 Municipalities, 18-2204 Financial institutions, 77-3801 to 77-3807, See also FINANCIAL INSTITUTIONS Income tax, credit and adjustment

for certain payment of franchise tax, 77-2715.07, 77-2716

Oil and gas, 77-801 to 77-804 Taxes, See OCCUPATION TAX Utilities, Cities of the first class, 16-678 Public service entities, 77-801 to 77-804

RANCHISES

See generally BUSINESS ENTITIES Agriculture equipment businesses, See EQUIPMENT BUSINESS **REGULATION ACT: 87-701** Beer distribution, 53-201 to 53-223, See also BEER Bridge, interstate county, 39-857 Cities of the first class. Cable television, 18-2202 Sewage disposal system, 18-505 Utilities, existing franchises, treatment, 16-678 Cities of the metropolitan class, Bridges, 14-1203 Cable television, 18-2202 Ordinance, 14-811 Sewage disposal plant, 14-365.02, 18-505

Utilities. 14-2120 Cities of the primary class, Cable television, 18-2202 Ordinances, 15-222 Sewage disposal plant, 18-505 Cities of the second class, Cable television, 18-2202 Sewage disposal system, 18-505 Utilities, 17-528, 17-528.02, 17-528.03, 17-530 Consumer protection, court powers, 59-1615 Motor fuel franchise, death of franchisee, successor in interest, 87-411 to 87-414 Motor vehicle dealers, See MOTOR VEHICLE INDUSTRY REGULATION ACT: 60-1401 Natural gas, franchise restrictions and requirements, 66-1820, 66-1821 Public power districts, franchise purchase of system, effect, 70-658 to 70-660 **Regulation of, See FRANCHISE** PRACTICES ACT; 87-401 Secured transactions, assignment, UCC 9-408 **Taxation**, See FRANCHISE TAX Villages. Cable television, 18-2202 Sewage disposal system, 18-505 Utilities, 17-528, 17-528.02, 17-528.03, 17-530 FRATERNAL BENEFIT SOCIETIES See generally INSURANCE Agents, licensing, 44-10,104 Appeal, 44-10,107 Applicability of law, 44-1094 Beneficiaries, 44-1088 Benefit contract, contents, 44-1090 Benefits, Authorized, 44-1087 Certificates, 44-1091 Claims of creditors, exempt from, when. 44-1089

Competition, unfair, 44-10,105 Conditions, 44-1072 Consolidation, procedure, 44-1085 Definitions, 44-1073

FRATERNAL BENEFIT SOCIETIES -Cont'd Examination, 44-1099 Of society, department powers, See **INSURERS EXAMINATION ACT; 44-**5901 Exemption from act. 44-10.109 Foreign society, admission, 44-10,100 Funds, establishment and disbursement, authorized, 44-1093 Grievance procedures, 44-1078 Health claim form, requirements, See STANDARDIZED HEALTH CLAIM FORM ACT: 44-524 **Injunction, when,** 44-10,103 Investments, 44-1092 Laws. Amendments, procedure, 44-1082 Waiver, 44-1080 Liability, personal, limitation, 44-1079 License, 44-1098 Lodge system, requirements, 44-1074 Meetings, location, 44-1078 Membership, qualifications, 44-1077 Merger, procedure, 44-1085 Mutual life insurance company, conversion to. 44-1086 Nonforfeiture benefit, 44-1091 Not-for-profit institutions, creation authorized, 44-1083 Office, location, 44-1078 Organization, 44-1081 Powers and purposes, 44-1076 Preferred providers, 44-4101 to 44-4113, See also HEALTH CARE PLANS **Prepaid limited health service** organizations, See PREPAID LIMITED HEALTH SERVICE ORGANIZATION ACT; 44-4701 Property tax exemption, 44-1095, 77-202 Reinsurance, authorized, 44-1084 **Reports**, 44-1097

Representative form of government, requirements, 44-1075 Reserves, separate accounts, 44-402.01 to 44-402.05 Service of process, 44-10,106 Tax-exempt status, 44-1095 Trade practices, unfair, 44-10,105 Valuation standards for certificates, 44-1096 Violations, penalties, 44-10,101, 44-10,102,44-10,108 FRATERNAL ORGANIZATIONS See CHARITABLE ORGANIZATIONS FRAUD, STATUTES OF See STATUTE OF FRAUDS FRAUDULENT TRANSFER ACT, UNIFORM See generally FINANCIAL TRANSACTIONS Act. How cited, 36-701 How construed, 36-711, 36-712 Defenses, 36-709 Definitions, 36-702 Insolvency, 36-703 Liability, 36-709 Remedies of creditors, 36-708 Statute of limitation, 36-710 Transfers, Fraudulent when, 36-705, 36-706 When made, 36-707 Value, what constitutes, 36-704 FREE FLOW OF INFORMATION ACT See generally CIVIL RIGHTS Act. how cited. 20-147 Definitions, 20-145

Disclosure, not required, 20-146 Intent, 20-144

FREEDOM OF EXPRESSION

See generally CIVIL RIGHTS Actions to chill citizens' participation in government, recourse, See ACTIONS

FREEDOM OF EXPRESSION –Cont'd INVOLVING PUBLIC PETITION AND PARTICIPATION; 25-21,241

Constitutional citation, Article I, section 5, Constitution of Nebraska

Consumer reporting agency, 20-149 Defamation, See DEFAMATION Interference or restraint.

prohibited, 20-123 to 20-125 Legislature, privilege of members,

Article III, section 26, Constitution of Nebraska Libel. See DEFAMATION

Political activity, state and local employees, limitations, 20-160, 81-1315

Slander, See DEFAMATION

Sources, nondisclosure of, See FREE FLOW OF INFORMATION ACT; 20-144

FREEDOM OF SPEECH AND PRESS

See FREEDOM OF EXPRESSION

FRESH PURSUIT, UNIFORM ACT ON

See generally LAW ENFORCEMENT Act,

How cited, 29-421 How construed, 29-418 **Authority to make arrest**, 29-416 **Definitions**, 29-419, 29-420 **Liability**, 29-417.01 **Personal jurisdiction**, 29-417.01 **Procedure after arrest**, 29-417

FRIVOLOUS ACTIONS AND PLEADINGS

See generally LEGAL PROCEDURE Action to chill citizens participation in government, recourse, See ACTIONS INVOLVING PUBLIC PETITION AND PARTICIPATION; 25-21,241

Attorney's fees, award when, 25-824 to 25-824.03, 25-21,188.01 Conservatorship proceedings,

award of fees and costs, 30-2643 Costs, award when, 25-824 to 25-824.03, 25-1711, 25-21,188.01 Criminal or forfeiture action, 25-824 Guardianship proceedings, award of fees and costs, 30-2211.01, 30-2620.01

Health Care Facility Licensure Act, complaints, 71-444

In forma pauperis proceedings, 25-2301.02, 30-2211.01, 30-2620.01

Paternity actions, 43-1412

Prisoners, civil actions filed in forma pauperis, limitation, 25-3401

Public Counsel, investigation powers, 81-8,247, 81-2704

Public defenders, withdrawal from appeal, 23-3402

Solid waste disposal area, petition to contest approval, 13-1713 State Government Effectiveness

Act, Allegations of wrongdoing, 81-2704 Misuse of act, 81-2710

FUEL TAXES

Motor fuel taxes, See MOTOR FUEL TAXES Oil and gas, See OIL AND GAS

FUELS

See ENERGY

FUNDS, NAMES OF

See generally PUBLIC FUNDS ABLE Expense Fund, 77-1407 ABLE Program Fund, 77-1407 Abstracters Board of Examiners Cash Fund, 76-549 Accounting Division Revolving Fund, 81-1110.04 Administration Cash Fund, 33-102 Administrative Cash Fund, 81-1201.22 Affordable Housing Trust Fund, 58-703 Agricultural Alaphal Fuel Tax Fund

Agricultural Alcohol Fuel Tax Fund, 66-1334

Agricultural Field Laboratory Fund, 85-122, 85-1,106

FUNDS. NAMES OF –Cont'd Agricultural Laboratory Testing Services Cash Fund, 81-2,293 **Agricultural Products Marketing** Information Cash Fund, 81-2.164.03 **Agricultural Suppliers Lease** Protection Cash Fund, 2-5508 Air Quality Permit Cash Fund, 81-1505.06 Aircraft Fuel Tax Fund, 3-148 **Animal Damage Control Cash** Fund, 81-2,237 **Animal Research and Diagnosis** Revolving Fund, 85-122, 85-1.107 Anthrax Control Act Cash Fund, 54-778 **Appraisal Management Company** Fund, 76-3219 Auditor of Public Accounts Cash Fund. 84-321 Autism Treatment Program Cash Fund. 68-965 Behavioral Health Services Fund. 71-812 Bessey Memorial Fund, 85-168 **Biotechnology Development Cash Fund**, 50-501 **Board of Barber Examiners Fund,** 71-222.02 **Boiler Inspection Cash Fund**, 48-735.01 Bovine Tuberculosis Cash Fund, 54-706.12 **Breast and Cervical Cancer Cash** Fund, 71-7010 Brucellosis Control Cash Fund, 54-1371 Buffer Strip Incentive Fund, 2-5106 **Building Renewal Allocation Fund**, 81-179 **Capitol Buildings Parking Revolving Fund**, 81-1108.17 **Capitol Commission Revolving** Fund. 72-2211.01 **Capitol Restoration Cash Fund**, 72-2211 Capitol Security Revolving Fund, 81-2004.06

Carbon Sequestration Assessment Cash Fund, 2-5306 Carrier Enforcement Cash Fund, 81-2004.01 Cash Reserve Fund, 84-612 Certification Fund, 79-810 **Certified Public Accountants Fund.** 1-111 **Charitable Gaming Investigation** Petty Cash Fund, 9-1,105 Charitable Gaming Operations Fund. 9-1.101 Chemigation Costs Fund, 46-1121 Child Care Grant Fund, 43-2622 Chronic Renal Disease Cash Fund, 71-4904 City of the Metropolitan Class **Development Fund**, 19-103 **City of the Primary Class Development Fund**, 19-102 **Civic and Community Center** Financing Fund, 13-2704 Civil Legal Services Fund, 25-3009 Clean Air Title V Cash Fund, 81-1505.05 **Clean-burning Motor Fuel Development Fund**, 66-204 Clerk of the Legislature Cash Fund, 50-114.05 **College Savings Plan** Administrative Fund, 85-1807 **College Savings Plan Expense** Fund, 85-1807 College Savings Plan Program **Fund**, 85-1807 **Commercial Dog and Cat Operator** Inspection Program Cash Fund, 54-635 **Commercial Feed Administration** Cash Fund. 54-857 Commission for the Blind and Visually Impaired Cash Fund, 71-8612 **Commission for the Deaf and Hard** of Hearing Fund, 71-4732 Commission on Indian Affairs Cash **Fund**. 81-2516 **Commission on Latino-Americans** Cash Fund, 81-8,271.01

FUNDS, NAMES OF –Cont'd **Commission on Public Advocacy Operations Cash Fund**, 29-3921 Communications Revolving Fund, 81-1120.29 Community College Aid Fund, 85-2235 **Community College Gap** Assistance Program Fund, 85-2009 **Community Corrections Uniform** Data Analysis Cash Fund, 47-632 **Community Improvements Cash** Fund, 81-15,113.01 Community Technology Fund, 86-522 **Compensation Court Cash Fund**, 48-1.116 **Competitive Livestock Markets** Cash Fund, 54-2628 **Comprehensive Health Insurance** Pool Distributive Fund, 44-4225 **Compulsive Gamblers Assistance** Fund. 9-1006 **Construction Administration Fund,** 81-15,151 Contingent Account, (school employees retirement system), 79-973 **Contractor Registration Cash Fund**, 48-2115 **Convention Center Support Fund**, 13-2610 Coordinating Commission for **Postsecondary Education** Cash Fund, 85-1419 **Coordinating Commission for Postsecondary Education** Trust Fund, 85-1420 Corporation Cash Fund, 84-510 **Correctional Industries Revolving Fund**, 83-150 **Counsel for Discipline Cash Fund,** 24-229 County Employees Cash Balance Retirement Expense Fund, 23-2310.04

County Employees Defined Contribution Retirement Expense Fund, 23-2310.04 **County Employees Retirement** Fund, 23-2308 **County Employer Retirement** Expense Fund, 23-2319.01 County Equal Retirement Benefit Fund, 23-2317.01 **Court Appointed Special Advocate Fund**, 43-3718 Cowboy Trail Fund, 37-913 Credit Union Act Fund. 21-17.114 **Crime Victim and Witness** Assistance Fund, 81-1844 Crimes Against Children Fund, 81-1429.01 Dam Safety Cash Fund, 46-1656 Data Systems Cash Fund, 86-566 **Deferred Compensation Expense** Fund, 84-1506.01 **Deferred Compensation Fund**, 84-1506 **Department of Administrative** Services Revolving Fund, 81-1108.02 **Department of Aeronautics Cash** Fund. 3-126 Department of Aeronautics Trust Fund, 3-156 Department of Banking and **Finance Settlement Cash** Fund, 81-302 Department of Correctional Services Facility Cash Fund, 83-913.01 Department of Correctional Services Warehouse Revolving **Fund**, 83-958 **Department of Education** Innovative Grant Fund, 79-1054 **Department of Environmental** Quality Cash Fund, 81-1505.01 Department of Insurance Cash **Fund**, 44-116 **Department of Justice Natural Resources Enforcement Fund**, 46-745 Department of Justice Revolving Fund, 84-219

FUNDS. NAMES OF –Cont'd **Department of Motor Vehicles Cash Fund**, 60-1513 **Department of Motor Vehicles** Ignition Interlock Fund, 60-6,211.05 **Department of Natural Resources** Cash Fund, 61-210 **Department of Revenue Contractor** Enforcement Fund, 77-2704.55 **Department of Revenue** Enforcement Fund, 77-5601 **Department of Revenue** Enforcement Technology **Fund**, 77-5601 **Department of Revenue** Miscellaneous Receipts Fund, 77-3.110 **Department of Revenue Property Assessment Division Cash** Fund, 77-1342 **Designated Collection Fund**, 81-2514 Dispute Resolution Cash Fund, 25-2921 **Domesticated Cervine Animal Cash** Fund, 54-2320 **Drinking Water Administration Fund**, 71-5318 **Drinking Water Facilities Loan** Fund, 71-5318 Dry Bean Development, Utilization, **Promotion, and Education** Fund. 2-3763 Early Childhood Education Cash Fund, 79-1104.01 Early Childhood Education **Endowment Fund**, 79-1104.01 Early Childhood Program Training Fund. 43-2607 Education Innovation Fund, 9-812 **Election Administration Fund**, 32-204 Electrical Division Fund, 81-2105 **Emergency Firefighting Fund**, 35-601 **Employment Security** Administration Fund, 48-621 **Employment Security Special** Contingent Fund, 48-621

Energy Conservation Improvement Fund, 66-1015 **Engineers and Architects** Regulation Fund, 81-3432 Enhanced Wireless 911 Fund, 86-463 **Environmental Infrastructure** Sustainability Fund, 81-1518 Estray Fund, 54-1,118 **Ethanol Production Incentive Cash Fund**, 66-1345 Excellence in Teaching Cash Fund, 79-8.137.05 Excess Liability Fund, 44-2829 **Expanded Learning Opportunity** Grant Fund, 79-2510 Expense Fund, 79-974 Farm Labor Contractors Fund, 48-1707 Federal Surplus Property Fund, 81-912 Ferguson House Fund, 72-2401 Fertilizers and Soil Conditioners Administrative Fund, 81-2.162.27 **Financial Institution Assessment** Cash Fund, 8-604 Financial Literacy Cash Fund, 45-930 Firearm Information Fund, 69-2426 Firefighters Retirement System **Fund**, 16-1023 Food Supply Animal Veterinary Incentive Fund, 54-507 Foster Care Review Office Cash **Fund**. 43-1321 Foster Parent Liability and Property Damage Fund, 43-1320 Fund, State DNA Sample and Data **Base.** 29-4104 Game and Parks Commission Capital Maintenance Fund, 37-327.02 Game and Parks State Park Improvement and Maintenance **Fund**, 37-327.03 Game Law Investigation Cash Fund, 37-327.01 Geologists Regulation Fund, 81-3524

FUNDS, NAMES OF –Cont'd **Government Technology** Collaboration Fund, 86-523 Governor's Emergency Cash Fund, 81-829.33 **Governor's Policy Research Cash Fund.** 84-135 **Governor's Policy Research Office** Revolving Fund, 84-133 Grade Crossing Protection Fund, 74-1317 Graded Egg Fund, 2-3521 Grain Sorghum Development, Utilization, and Marketing **Fund**, 2-4018 Grain Warehouse Auditing Fund, 88-545.01 Grasshopper Control Cash Fund, 2-1070 Ground Water Management Fund, 46-751 Habitat Fund, Nebraska, 37-431 Hall of Fame Trust Fund, 72-729.01 Health and Human Services Cash Fund. 81-3119 **Health and Human Services** Reimbursement Fund, 71-2617 Health and Life Benefit Administration Cash Fund, 84-1616 Health Care Homes for the Medically Underserved Fund, 81-3139 Health Education Loan Repayment Fund, Nebraska, 58-862 **High Growth Business Development Cash Fund**, 81-1213.01 **High School Equivalency Grant Fund**, 79-2308 Highway Allocation Fund, 39-2401 Highway Cash Fund, 66-4,100 **Highway Restoration and** Improvement Bond Fund, 39-2215.01 Highway Trust Fund, 39-2215 Historical Society Fund, 82-108.02 Homeless Shelter Assistance Trust Fund, 68-1604

Hospital and Medical Facilities Fund, 71-2016 Human Trafficking Victim **Assistance Fund**, 81-1429.02 Hunters Helping the Hungry Cash Fund. 37-1510 **ICF/DD Reimbursement Protection** Fund, 68-1804 Imprest Payroll Distributive Fund, 81-1117.01 Information Management Revolving Fund, 81-1117 Information Technology Infrastructure Fund, 86-527 Inmate Welfare and Club Accounts Fund. 83-915.01 Insurance Tax Fund, 77-913 **Integrated Solid Waste** Management Cash Fund, 13-2041 Intergovernmental Data Services Program Revolving Fund, 86-567 Interrelated Water Management Fund. 46-752 Investigation Petty Cash Fund, 81-2004.03 James M. Amos Educational Trust Fund, 81-2013 Job Training Cash Fund, 81-1201.21 Joint Operations Center Capital Construction Fund, 90-270 Land Acquisition and Source Water Loan Fund, 71-5318 Land and Water Conservation Fund. 37-905 Land Improvement Fund, 72-232.07 Land Surveyor Examiner's Fund, 81-8,110.07 Law Enforcement Improvement Fund, 81-1428 Law Enforcement Training Center Cash Fund, Nebraska, 81-1413.01 Lead-based Paint Hazard Control Cash Fund, 81-1211 Legal Aid and Services Fund, 25-3002

FUNDS. NAMES OF –Cont'd Legal Education for Public Service and Rural Practice Loan **Repayment Assistance Fund, 7-**209 Legal Services Fund, 25-1809 Legislative Council Retirement Study Fund, 50-438 License Plate Cash Fund, 60-3,103 Litter Fee Collection Fund, 81-1561 Livestock Auction Market Fund, 54-1172 Livestock Growth Act Cash Fund, 54-2804 Livestock Waste Management **Cash Fund**, 54-2428 Local Monitoring Committee Cash Fund, 81-15,101.01 Local Site Selection Cash Fund, 81-15,101.01 Lottery Investigation Petty Cash Fund, 9-811.01 Low-Level Radioactive Waste Cash Fund. 81-15.104 **Management Services Expense** Revolving Fund, 81-201.04 Marijuana and Controlled Substances Tax Administration Cash Fund, 77-4310.03 Master Lease Program Trust Fund, 81-1108.03 Master Teacher Program Fund, 79-8.129 Materiel Division Revolving Fund, 81-1120 Maternal and Child Health and Public Health Work Fund, 71-2201 **Mechanical Safety Inspection Fund**, 81-405 Methamphetamine Awareness and Education Fund. 28-455 Michael B. Amos Educational Trust Fund, 81-2013 Military Department Cash Fund, 55-131 **Moisture Testing Examination Fund**, 89-1,104.01

Motor Carrier Division Cash Fund. 60-3.201 Motor Carrier Services Division Distributive Fund. 66-1414 Motor Fuel Tax Enforcement and Collection Cash Fund. 66-739 Motor Vehicle Fee Fund, 60-3,190 Motor Vehicle Fraud Cash Fund, 60-154.01 Motor Vehicle Tax Fund, 60-3,202 **Municipal Equalization Fund**, 77-27,139.01 **Municipal Infrastructure** Redevelopment Fund, 18-2604 Municipal Rate Negotiations Revolving Loan Fund, 66-1839 Mutual Financial Assistance Fund, 35-1203 **Natural Resources Water Quality Fund**, 2-15,122 Nebraska Accountability and **Disclosure Commission Cash Fund**, 49-14,140 Nebraska Advantage Transformational Tourism and **Redevelopment Act Cash** Fund, 77-1032 Nebraska Agricultural Products Marketing Cash Fund, 2-3812 Nebraska Agricultural Products Research Fund, 81-1278 Nebraska Aquatic Habitat Fund, 37-431 Nebraska Arts and Humanities **Cash Fund**, 82-332 Nebraska Arts Council Cash Fund. 82-316 Nebraska Arts Council Trust Fund, 82-315 Nebraska Brand Inspection and Theft Prevention Fund, 54-197 Nebraska Capital Construction Fund. 72-1001 Nebraska Child Abuse Prevention Fund, 43-1906 Nebraska Collection Agency Fund, 45-621

FUNDS, NAMES OF –Cont'd Nebraska Community College **Student Performance and Occupational Education Grant** Fund, 85-1540 Nebraska Competitive Telephone Marketplace Fund, 86-127 Nebraska Corn Development, Utilization, and Marketing **Fund**, 2-3633 Nebraska Crime Victim Fund, 33-157 Nebraska Cultural Preservation Endowment Fund, 82-331 Nebraska Dairy Industry Development Fund, 2-3960 Nebraska Education Improvement Fund. 9-812 Nebraska Emergency Management Agency Cash Fund, 71-3532 Nebraska Emergency Medical System Operations Fund, 71-51,103 Nebraska Emergency Planning and **Community Right to Know** Cash Fund, 81-15,214 Nebraska Energy Settlement Fund, 81-1635 Nebraska Environmental Endowment Fund, 81-15,174.01 Nebraska Environmental Trust Fund, 81-15,174 Nebraska Grain Warehouse Surveillance Cash Fund, 88-552 Nebraska Health Care Cash Fund, 71-7611 Nebraska Incentives Fund, 72-2501 Nebraska Internet Enhancement Fund, 86-579 Nebraska Job Creation and Mainstreet Revitalization Fund, 77-2911 Nebraska Judges Retirement Act Expense Fund, 24-702 Nebraska Law Enforcement Training Center Fund, 81-1414.04 Nebraska Legislative Shared Information System Cash Fund, 50-437

Nebraska Library Commission Cash Fund, 51-410.01 Nebraska Liquor Control **Commission Rule and** Regulation Cash Fund, 53-117.06 Nebraska Litter Reduction and Recycling Fund, 81-1558 Nebraska Medicaid Intergovernmental Trust Fund, 71-7607 Nebraska Motor Vehicle Industry Licensing Fund, 60-1409 Nebraska Natural Gas Pipeline Safety Cash Fund, 81-550 Nebraska Opportunity Grant Fund, 85-1920 Nebraska Origin and Premium Quality Grain Cash Fund, 2-3814 Nebraska Outdoor Recreation **Development Cash Fund**, 37-351 Nebraska Potato Development Fund. 2-1808 Nebraska Poultry and Egg **Development, Utilization, and** Marketing Fund, 2-3413 Nebraska Power Review Fund, 70-1020 Nebraska Public Safety **Communication System Cash Fund**, 81-2004.08 Nebraska Public Safety **Communication System Revolving Fund**, 81-11,105 Nebraska Resources Development Fund, 2-1587 Nebraska Retirement Fund for Judges, 24-702 Nebraska Seed Administrative Cash Fund. 81-2.147.11 Nebraska Snowmobile Trail Cash Fund, 60-3,218 Nebraska Soil and Water Conservation Fund, 2-1577 Nebraska Soil Survey Fund, 2-1597 Nebraska State Fair Relocation **Cash Fund**, 2-112

FUNDS, NAMES OF -Cont'd Nebraska State Fair Support and Improvement Cash Fund, 2-108 Nebraska State Historical Society Collections Trust Fund, 82-101.02 Nebraska State Patrol Cash Fund. 81-2004.02 Nebraska State Patrol Criminal Investigation Cash Fund, 81-2004 Nebraska State Patrol Drug Control and Education Cash Fund, 28-429 Nebraska State Patrol Vehicle Replacement Cash Fund. 81-2004.07 Nebraska Statutes Cash Fund, 49-708 **Nebraska Statutes Distribution Cash Fund**, 49-708 Nebraska Telecommunications Relay System Fund, 86-312 Nebraska Telecommunications Universal Service Fund. 86-324 Nebraska Tobacco Settlement Trust Fund, 71-7608 Nebraska Training and Support Cash Fund, 48-622.02 Nebraska Training and Support Trust Fund, 48-622.02 Nebraska Veteran Cemetery System Endowment Fund, 12-1301 Nebraska Veteran Cemetery System Operation Fund, 12-1301 Nebraska Veterans' Aid Fund, 80-401 Nebraska Wheat Development, Utilization, and Marketing Fund, 2-2317 Nebraska Youth Conservation Program Fund, 37-920 Nebraska 150 Sesquicentennial Plate Proceeds Fund. 60-3.225 Niobrara Council Fund, 72-2009 Noxious Weed and Invasive Plant Species Assistance Fund. 2-958.01

Noxious Weed Cash Fund. 2-958 **Nursing Facility Penalty Cash** Fund, 71-20,100 Nursing Facility Quality Assurance **Fund**, 68-1926 Nursing Faculty Student Loan **Cash Fund,** 71-17,112 Nursing Student Loan Cash Fund, 71-17,107 Oil and Gas Conservation Fund. 57-919 Oil and Gas Conservation Trust Fund. 57-922 **Oral Health Training and Services Fund**, 85-1414.01 Organ and Tissue Donor Awareness and Education Fund, 60-495 Parenting Act Fund, 43-2943 Parole Program Cash Fund, 83-1,107.02 Performance Review Revolving **Fund**, 81-1201.10 Permanent Endowment Fund, 85-122.85-123 Permanent school fund, Article VII, section 7, Constitution of Nebraska, 79-1035.01 Personnel Division Revolving Fund, 81-1354.05 Pesticide Administrative Cash Fund, 2-2627 **Petroleum Products and** Hazardous Substances Storage and Handling Fund, 81-15.120 Petroleum Release Remedial Action Cash Fund, 66-1519 Petroleum Release Remedial Action Collection Fund. 66-1521 Plant Protection and Plant Pest Cash Fund, 2-10,117 **Police Officers Retirement System** Fund, 16-1004 Premium and Retaliatory Tax Suspense Fund, 77-918 Prescription Drug Monitoring Program Fund, 71-2456

FUNDS. NAMES OF -Cont'd **Private Onsite Wastewater Treatment System Certification** and Registration Cash Fund, 81-15,250.01 **Private Onsite Wastewater Treatment System Permit and** Approval Cash Fund, 81-15,250 Private Postsecondary Career Schools Cash Fund, 85-1643 Probation Cash Fund, 29-2259.01 Probation Program Cash Fund, 29-2262.07 Professional and Occupational Credentialing Cash Fund, 38-157 Professional Employer Organization Cash Fund, 48-2710 **Professional Practices** Commission Fund, 79-810 Property Tax Credit Cash Fund, 77-4211 Pseudorabies Control Cash Fund, 54-2292 Public Guardianship Cash Fund, 30-4118 Public Safety Cash Fund, 81-2004.05 **Public Service Commission** Housing and Recreational Vehicle Cash Fund, 75-159 Public Service Commission **Pipeline Regulation Fund**, 57-1411 Public Service Commission Regulation Fund, 66-1842 Pure Food Cash Fund, 81-2,291 Pure Milk Cash Fund, 2-3976 Racing Commission's Cash Fund, 2-1222 Radiation Custodial Care Fund, 81-15,103 Radiation Site Closure and Reclamation Fund, 81-15,103 Radiation Transportation **Emergency Response Cash** Fund, 71-3526 READY Cash Fund, 79-1904

Real Property Appraiser Fund, 76-2226 **Records Management Cash Fund,** 84-1227 **Records Management Micrographics Services** Revolving Fund, 84-1226 Recreational Trails Fund, 37-911 **Reduced Cigarette Ignition** Propensity Fund, 69-504 Reentry Cash Fund, 83-917 **Remedial Action Plan Monitoring** Fund. 81-15.183 Republican River Compact Litigation Contingency Cash Fund, 90-558 Resource Recovery Fund, 81-1188 **Revenue Distribution Fund**, 77-27.132 Revenue-Sharing Trust Fund, 77-2365 **Risk Management Administration** Cash Fund, 81-8,239.09 Roads Operations Cash Fund, 66-4.100 **Rural Health Professional Incentive** Fund, 71-5661 Safe Drinking Water Act Cash Fund, 71-5306 School District Reimbursement Fund. 83-121 School District Reorganization Fund, 79-1012 School Retirement Fund, 79-972.01 Scrapie Control Cash Fund, 54-2757 Secretary of State Administration Cash Fund. 84-907.03 Securities Act Cash Fund, 8-1120 Securities Deposit Trust Fund, 44-319.10 Service Annuity Fund, 79-916 Severance Tax Administration Fund. 57-705 Severance Tax Fund, 57-705 Site and Building Development **Fund.** 81-12.146 Small Watersheds Flood Control Fund. 2-1503.01 Soil and Plant Analysis Laboratory Cash Fund, 2-3110

FUNDS. NAMES OF -Cont'd Solid Waste Landfill Closure Assistance Fund, 81-15,177 Spirit Plate Proceeds Fund, 60-3,129 Sports Arena Facility Support Fund, 13-3108 State Aid Bridge Fund, 39-846 State Apiary Cash Fund, 81-2,174 State Archaeology Cash Fund, 82-510 State Assistance Fund, 68-301 State Athletic Commissioner's Cash Fund. 81-8.129.01 State Board of Landscape Architects Cash Fund, 81-8,194 State Building Fund, 72-1005 State Building Renewal Assessment Fund, 81-188.01 State Building Revolving Fund, 81-1108.22 State Capitol Restoration Fund, 72-730 State College Building Renewal Assessment Fund. 81-188.05 State College Buildings Renovation and Land Acquisition Fund, 85-322 **State College Facilities** Improvement Fund, 85-324 State College Facility Fee Fund, 85-328 State College Facility Fund, 85-326 **State Colleges Sport Facilities** Cash Fund, 85-329 State Department of Education Cash Fund, 79-1064 State Department of Education Revolving Fund, 79-303 State Department of Education Trust Fund, 79-1063 State Disbursement Unit Cash Fund, 43-3342.03 State DNA Sample and Data Base Fund, 29-4115.01 **State Educational Telecommunications Fund**, 79-1320 **State Emergency Capital Construction Contingency** Fund, 81-1108.24

State Employees Cash Balance Retirement Expense Fund, 84-1314 State Employees Defined **Contribution Retirement Expense Fund**, 84-1314 State Employees Insurance Fund, 84-1613 State Employees Retirement Fund, 84-1309 State Employer Retirement Expense Fund, 84-1321.01 State Energy Office Cash Fund, 81-1607.01 **State Equal Retirement Benefit** Fund, 84-1319.01 State Fair Cash Fund, 2-107 State Fire Marshal Cash Fund, 81-528 State Fleet Card Fund, 60-3102 State Game Fund, 37-323 State Highway Capital Improvement Fund, 39-2703 State Insurance Fund. 81-8.239.02 State Investment Officer's Cash Fund, 72-1249.02 State Lottery Operation Cash Fund, 9-812 State Lottery Operation Trust **Fund**, 9-812 State Lottery Prize Trust Fund, 9-812 State Medicaid Fraud Control Unit Cash Fund, 68-940.01 State Park Cash Revolving Fund, 37-345 State Patrol Retirement Act Expense Fund, 81-2018 State Patrol Retirement Fund, 81-2018 State Probation Contractual Services Cash Fund, 29-2259.02 State Purchasing Card Distributive **Fund**, 81-1110.06 State Real Estate Commission's **Fund.** 81-885.15 State Recreation Road Fund, 39-1390 State Self-Insured Indemnification Fund, 81-8,239.02

FUNDS. NAMES OF –Cont'd State Self-Insured Liability Fund, 81-8,239.02 State Self-Insured Property Fund, 81-8,239.02 State Settlement Cash Fund, 59-1608.04 State Settlement Trust Fund, 59-1608.05 State Surplus Property Revolving **Fund**, 81-161.06 State Trauma System Cash Fund, 71-8238 **State Treasurer Administrative** Fund, 84-617 State Treasurer's Land Sales Distributive Fund, 90-248 State Unemployment Insurance Trust Fund, 48-622.01 **State Visitors Promotion Cash** Fund, 81-3714 Stem Cell Research Cash Fund, 71-8805 Student Loan Default Fee **Revolving Fund,** 85-9,139.03 Superfund Cost Share Cash Fund, 81-15,180 Supreme Court Attorney Services Cash Fund, 24-231 Supreme Court Automation Cash Fund. 24-227.01 Supreme Court Education Fund, 24-205 Supreme Court Reports Cash **Fund**, 24-209 Survey Record Repository Fund, 84-414 Surveyors' Cash Fund, 84-409 Tax Equalization and Review **Commission Cash Fund**, 77-5031 **Tax Equity and Educational Opportunities Fund**, 79-1021 Telehealth System Fund, 71-4732.01 Temporary Employee Pool **Revolving Fund**, 81-1354.04 Temporary school fund, Article VII, section 9. Constitution of Nebraska, 79-1035.02

Temporary University Fund, 85-122, 85-124 **Title IV-D Support Payment** Distributive Fund, 43-3346 Tobacco Enforcement Fund, 69-2701 **Tobacco Prevention and Control** Cash Fund, 71-5714 **Tobacco Products Administration** Cash Fund. 77-4025 Tort Claims Fund, 81-8,225 Tourism Conference Cash Fund. 81-3726 Track Distribution Fund, 2-1208.04 Tractor Permit Cash Fund, 2-2705.01 **Trail Development Assistance** Fund, 37-1003 Training Division Cash Fund, 81-5,153 Training Revolving Fund, 81-1354.03 Transportation Network Company Regulation Cash Fund, 75-331 **Transportation Services Bureau** Revolving Fund, 81-1010 Treasury Management Cash Fund, 84-618 Tuition Recovery Cash Fund, 85-1654 Unclaimed Property Cash Fund, 69-1317 Underground Storage Tank Fund, 81-15.121 Unemployment Compensation Fund, 48-617 **Unemployment Trust Fund**, 48-618 **Uniform Commercial Code Cash** Fund, UCC 9-531 United States Agricultural Extension Fund, 85-122, 85-122.01 United States Experiment Station Fund, 85-122, 85-127 United States Morrill Fund, 85-122, 85-126 University Building Renewal Assessment Fund, 81-188.03 University Cash Fund, 85-122, 85-125

FUNDS, NAMES OF –Cont'd University Facilities Fund, 85-122, 85-1,113 **University Facility Improvement** Fund, 85-122, 85-1,116 University of Nebraska at Kearney Cash Fund, 85-122, 85-1,123 University of Nebraska at Kearney Trust Fund, 85-122, 85-1,123 University of Nebraska at Omaha Cash Fund, 85-122, 85-192 University of Nebraska at Omaha Trust Fund, 85-122, 85-192 University of Nebraska Eppley Science Hall Construction Fund, 85-122, 85-1,128 University of Nebraska Medical **Center Medical Education** Revolving Fund, 85-134 **University of Nebraska Tractor Test** Cash Fund, 2-2705 University Trust Fund, 85-122, 85-123.01 Vacant Building and Excess Land Cash Fund, 72-816 Vehicle Title and Registration System Replacement and Maintenance Cash Fund, 60-1505 **Veteran Cemetery Construction** Fund, 12-1301 Veterans' Aid Income Fund, 80-401 Veterans' Home Building Fund, 80-326 Veterinary School Fund, 85-122 Victim's Compensation Fund, 81-1835 Violence Prevention Cash Fund, 81-1451 Vocational and Life Skills Programming Fund, 83-904 Waste Reduction and Recycling Incentive Fees Collection Fund, 81-15,165 Waste Reduction and Recycling Incentive Fund, 81-15,160 Wastewater Treatment Facilities Construction Loan Fund, 81-15,151

Wastewater Treatment Operator Certification Cash Fund, 81-15,143 Water Resources Cash Fund, 61-218 Water Resources Trust Fund, 46-753 Water Sustainability Fund, 61-222 Water Well Decommissioning Fund. 46-1403 Water Well Standards and Contractors' Licensing Fund, 46-1224 Weed Book Cash Fund, 81-201.05 Weights and Measures Administrative Fund, 89-1,100 Well Plugging and Abandonment **Trust Fund**, 57-923 Wildlife Conservation Fund, 37-811 Winery and Grape Producers Promotional Fund, 53-304 Women's Health Initiative Fund, 71-705 **Workers' Compensation Claims Revolving Fund**, 48-1,103 Workers' Compensation Trust Fund, 48-162.02 Workplace Safety Consultation Program Cash Fund, 48-446 World Day on the Mall Cash Fund, 81-1327 Youth Conservation Corps Fund, 37-909 **FUNDS TRANSFERS** See generally FINANCIAL TRANSACTIONS **Commercial transactions**, Article 4A, UCC, See also COMMERCIAL CODE, UNIFORM **Electronic,** See ELECTRONIC FUND TRANSFERS Government funds, See PUBLIC FUNDS Money transmission services, licensure of, See MONEY TRANSMITTERS ACT, NEBRASKA; 8-2701 Transaction devices, See FINANCIAL TRANSACTION DEVICES

FUNERAL DIRECTING AND **EMBALMING PRACTICE ACT** See generally PROFESSIONS AND OCCUPATIONS Act, how cited, 38-1401 Acts prohibited, 38-1423, 38-1424, 71-2510.01 Apprenticeships, Apprentice license, 38-1416 Examination, 38-1416 Autopsy, removal of organs, 38-1427 **Board of Funeral Directing and** Embalming, 38-167, See also CREDENTIALING ACT, UNIFORM Branch establishment. 38-1420 Cost of interment, 38-1425, 38-1428 Costs. Liability for, 38-1425 Statement of costs, required, 38-1428 **Cremation, See CREMATION OF HUMAN** REMAINS ACT; 71-1355 Definitions, 38-1402 to 38-1413 Embalming substances, violations, 38-1418 Fees, 38-1422 Funeral directing and embalming license. Embalmer, license under prior law, effect, 38-1414 Examinations, requirements, 38-1415 Reciprocity, 38-1421 Renewal, 38-1414, 38-1423 Requirements, 38-1414, 38-1423 Funeral establishments, 38-1419, 38-1423 Branch establishment license, 38-1420 Change of location, manager, name, requirements, 38-1419 Licensure requirements, 38-1419 Instructions of deceased, 38-1426 Licensure, See also CREDENTIALING ACT, UNIFORM; 38-101 Funeral directing and embalming license, this heading Funeral establishments, 38-1419

Remains, control of, 38-1426, See also DEAD BODIES Teaching and demonstration, use of dead human bodies, 38-1417 Unprofessional conduct, 38-1424 Violations, 38-1418, 38-1423, 38-1424 Penalties, 38-1423, 38-1424 Will, final disposition instructions, 38-1426 FUNERAL DIRECTORS AND **EMBALMERS** See generally PROFESSIONS AND OCCUPATIONS Anatomical gifts, See ORGAN AND TISSUE DONATION Burial. See BURIAL Burial merchandise and services, prepayment by purchaser, See BURIAL PRE-NEED SALE ACT; 12-1101 Casket sales, reports, 71-609, See also VITAL STATISTICS ACT **Cemeteries**, See CEMETERIES Cremation, See CREMATION OF HUMAN REMAINS ACT; 71-1355 Dead bodies, See DEAD BODIES Death certificates, 71-605, 71-611, See also VITAL STATISTICS ACT Diseases, See also DISEASES AND **INJURIES** Exposure procedures, 71-506 to 71-514.05 **Licensure**, See FUNERAL DIRECTING AND EMBALMING PRACTICE ACT; 38-1401 Organ and tissue donation, See ORGAN AND TISSUE DONATION Peer review authorized, See PEER REVIEW FUR HARVESTING Citizens right to hunt, fish, and harvest wildlife, Article XV, section 25, Constitution of Nebraska

Regulation, See GAME LAW; 37-201

FUTURE INTERESTS

Conveyance rules, See PROPERTY ACT, UNIFORM; 76-101 Real estate, See REAL ESTATE

FUTURES

See COMMODITY CODE; 8-1701

G

GAMBLING See generally ENTERTAINMENT

Addiction, treatment, See BEHAVIORAL HEALTH SERVICES ACT, NEBRASKA; 71-801 Advertising on problem gambling, requirements, 9-831 Authorized, Article III, section 24, Constitution of Nebraska **Background investigation**, 9-1,104 Behavioral health services, See BEHAVIORAL HEALTH SERVICES ACT, NEBRASKA; 71-801 Bingo, See BINGO ACT, NEBRASKA; 9-201 **Commission on Problem** Gambling, Nebraska, See COMMISSION ON PROBLEM GAMBLING, NEBRASKA; 9-1001 Criminal history record information check, 9-1,104 Debt collection, 28-1105.01 Defenses, affirmative, 28-1108, 28-1110, 28-1112 Definitions, 28-1101 Divisions. Charitable Gaming Division, 9-1,101 Lottery Division, 9-804 Facilities inspection, 9-1,104 Fair, conduct of gambling during, 2-219, 2-220 Fingerprinting applicants, when, 9-1,104 Forfeiture of money to state, when, 28-1111 Funds. Charitable Gaming Investigation Petty Cash Fund, 9-1,105 **Charitable Gaming Operations**

Fund, 9-1,101

Compulsive Gamblers Assistance Fund, 9-1006 Funding of, 9-1,101 Lottery proceeds, use, Article III, section 24, Constitution of Nebraska, 9-812 Gamblers Assistance Program, 9-1005 Gambling device, possession prohibited, when, 28-1107 Evidence, 28-1109 Gift enterprise, 9-701 Horseracing, See HORSERACING Indian lands, gaming, tribal-state compact negotiation, 9-1,106 Investigators, powers, 9-1,101 Keno, See COUNTY AND CITY LOTTERY ACT, NEBRASKA; 9-601 Lotteries. Counties and cities, See COUNTY AND CITY LOTTERY ACT, NEBRASKA; 9-601 Enforcement, use of driver's license encoded information, when, 60-4.111.01 Lotteries and raffles, See LOTTERY AND RAFFLE ACT, NEBRASKA; 9-401 Pickle cards, See PICKLE CARD LOTTERY ACT, NEBRASKA; 9-301 Small lotteries and raffles, See SMALL LOTTERY AND RAFFLE ACT. NEBRASKA; 9-501 State, See LOTTERY ACT, STATE; 9-801 Offenses, 28-1101 to 28-1117 Personal history report, 9-1,104 Pickle cards, See PICKLE CARD LOTTERY ACT, NEBRASKA; 9-301 Prohibitions, Article III, section 24, Constitution of Nebraska Promotion of, prohibited, 28-1102 to 28-1104 Raffles. Lotteries and raffles, See LOTTERY AND RAFFLE ACT, NEBRASKA; 9-401 Small lotteries and raffles, See SMALL LOTTERY AND RAFFLE ACT. NEBRASKA; 9-501 Records, possession, 28-1105 Sections, how construed, 28-1113 Sporting event, proof, 28-1117

STATE; 9-801 Tax withholding, state lottery, authority, 77-2753 Tribal-state compact, negotiation, 9-1,106 GAME AND PARKS COMMISSION See generally STATE GOVERNMENT Arbor Lodge State Historical Park, additions, agreement, 90-404 Board, Nebraska Environmental Trust, 81-15,170 to 81-15,173 Bond or insurance requirements, 37-110 Chairperson, election, 37-103 Compensation, 37-105 Contracts, See also STATE GOVERNMENT Technology access clause, requirements, 73-205 **Districts**, 37-102 Duties. Boat Act. State, 37-1201 Domesticated Cervine Animal Act, 54-2302 Game and Parks Commission Capital Maintenance Fund, 37-327.02 Game Law, 37-201 Nebraska Shooting Range Protection Act, 37-1301 Nongame and Endangered Species Conservation Act, 37-801 Trail Development Assistance Act, 37-1001 Youth Conservation Program, Nebraska, 37-915 to 37-921 Electronic postmark, use authorized, 86-644 **Employees**, 37-108 Federal acts, cooperation, 37-901 to 37-914 Fees, duties, 37-327 Funds. Change cash funds, 37-326 Expenditures, 37-325

GAMBLING –Cont'd

State lottery, See LOTTERY ACT,

Game and Parks Commission Capital Maintenance Fund, 37-327.02 Sales and use tax credited to fund, 77-27,132 Game and Parks State Park Improvement and Maintenance Fund, 37-327.03 Game Law Investigation Cash Fund, 37-327.01 State Park Cash Revolving Fund, 37-345 Game law, See GAME LAW; 37-201 Headquarters, 37-104, 37-328 Law enforcement, Undercover drivers' licenses, 60-480.01 Undercover license plates, 60-3,135 Use of federal personnel, 37-624 Meetings, 37-104 Membership, 37-101 **Oath**, 37-109 Powers and duties, 37-301 to 37-352.37-624 Property, acquisitions and conveyances, 72-261, 90-209 to 90-220, 90-260, 90-265, 90-272 to 90-280, 90-401 to 90-404 Public records. Access, 84-712 to 84-712.09, See also PUBLIC RECORDS Settled claims, requirements, 84-713 Reports to the Legislature, electronic, requirements, 50-114.03 Rules, regulations, and orders, procedural requirements, 37-314 Secretary, 37-106 to 37-108 Member of Nebraska Environmental Trust Board, 81-15,170, See also ENVIRONMENTAL TRUST ACT. NEBRASKA State park system, See GAME LAW; 37-201 Trails, development, See TRAILS Undercover drivers' licenses, 60-480.01 Undercover license plates, 60-3,135

GAME LAW See generally NATURAL RESOURCES Act, how cited, 37-201 Aircraft. Hunting from, Permit, conditions, 37-458 Unlawful, 37-509, 37-515, 37-535 Uses prohibited, 37-515 to 37-521, 37-535, 37-568 to 37-570 Aquaculture, See also AQUACULTURE Aquaculturist, activities authorized, 37-468 Facilities. Inspections, 37-475 Permit. Activities authorized, 37-466, 37-468 Application and fee, 37-465 Quarantine, when, 37-470 Report required, 37-469 Violations, penalties, 37-471, 37-476 Game, illegal possession, exception, 37-503 Hatching boxes and nursery ponds, disturbing prohibited, 37-557 Sale of game and aguatic organisms, 37-471, 37-482.01 Aquatic invasive species, Commercial exploitation, release, importation, and exportation permits, 37-548 Conveyance impounded, when, 37-524.02 Importation or release of, restrictions, 37-524 Intent. 37-547 Program, Aquatic Invasive Species, Created, 37-355 Fees, 37-1214 Stamp, 37-1214 Rules and regulations, 37-524.03 Birds. Federal migratory bird hunting stamp, 37-411 Game birds, Baiting prohibited, 37-537 Game breeding and controlled shooting areas, 37-484 to 37-496

Harassment prohibited, 37-516 Hunting weapons, 37-536 Recall pen, 37-483 Wildlife, this heading Nests or eggs, restrictions, 37-539, 37-540 Nuisance, control regulations, 37-563 Pigeons, homing, protection, violations, 37-541 Protected birds, 37-540. Raptors. Captive propagation permit, 37-497 Falconry permit, 37-497, 37-498, 37-4.103 Raptor collecting permit, 37-497 Wildlife, this heading **Boats.** See also BOATS Impounded, when, 37-524.02 Regulation, See BOAT ACT, STATE; 37-1201 Uses prohibited, 37-515 to 37-521, 37-535, 37-568 to 37-570, 37-708 Camping areas, designation and use, 37-305 Children. Apprentice hunter education exemption certificate, 37-413 Hunter education programs, 37-413, 37-414 Permits, age requirements, 37-410, 37-411, 37-452, 37-497 Commission, See also GAME AND PARKS COMMISSION Fees. duties. 37-327 Powers and duties, 37-301 to 37-352 Conservation officers, Enforcement, this heading **Deer donation program**, 37-1501 to 37-1510 Definitions, 37-202 to 37-247, 37-338, 37-435, 37-714, 37-729, 37-802 Disabled persons, Deer, antelope, or elk permit, 37-454 Developmental disability, licensepurchase exemption certificate, 37-404.01

GAME LAW -Cont'd Disabled persons -Cont'd Fishing permit not required for paraplegic, 37-402 Permit to hunt and fish from vehicle, 37-420: 37-421 Special fishing permit, 37-424 Endangered species, See NONGAME AND ENDANGERED SPECIES CONSERVATION ACT; 37-801 Enforcement, 37-601 to 37-624 Accessories, 37-612 Arrests. 37-605 to 37-608 Conservation officers, Are law enforcement officers, 81-1401 Impersonation of, 37-610 Powers and duties, 29-829, 37-528, 37-572, 37-603 to 37-608, 37-619 to 37-623, 37-809 Ticket quota requirements, prohibited, 48-235 Contraband, 37-619 to 37-623 Damages, liquidated, 37-613 Federal personnel, use of, 37-624 Jurisdiction, 37-601 Offenses, multiple, how determined, 37-611 Permits, revocation and suspension, 37-614 to 37-618 Resisting officer, 37-609 Seizure, powers, 37-619 to 37-623 Service of process, 37-605, 37-606 Statute of limitation, 37-602 Venue, 37-602 Environmental protection, See ENVIRONMENTAL PROTECTION Fees. Commission, establish, 37-327, 37-415.37-426 Disposition, 37-324, 37-336, 37-345, 37-417, 37-431, 37-432, 37-445, 37-446, 37-4,110 Exemptions, 37-402, 37-403, 37-420 to 37-421.01, 37-423 Motor vehicle park entry permits, 37-438 to 37-440 Permits and licenses, 37-406 to 37-410. 37-415. 37-417. 37-426. 37-447 to 37-451, 37-455, 37-

455.01. 37-457. 37-458. 37-461 to 37-463, 37-465, 37-478, 37-479, 37-483, 37-484, 37-491, 37-497, 37-4,104 to 37-4,111, 37-548 Exemptions, 37-402, 37-403, 37-420, 37-421, 37-421.01, 37-423, 37-436 Remittance, 37-408, 37-430 Rules and regulations, 37-327 Feral swine, destruction, when, 37-524.01.54-416 Fire safety, 37-306 Fish and fishing, Bag limit, 37-314, 37-501 Baitfish, restrictions, 37-546 Bullfrogs, 37-4,107 Citizens right to fish, Article XV, section 25, Constitution of Nebraska Cold storage requirements, 37-508 Drought emergency, taking fish during, 37-321 Explosives or poison, use prohibited, 37-554 Fish unlawfully taken, duty of angler, 37-542 Fishway, dam owner, duties, 37-553 Free Fishing Day, 37-318 Hatcheries. Aquaculture, this heading Interference with person fishing, 37-564 to 37-570 Irrigation, fish screens, requirements, 37-551, 37-552 Nongame fish, removal, 37-322 Notice of fishing prohibited, 37-319 Permits and licenses, this heading Private pond, Permission required, 37-722, 37-728 Removal of fish by owner, 37-545 Put-and-take, 37-4,108 to 37-4,110 Spear fishing, regulations, 37-544 Stocking, 37-302, 37-320 Taking, unlawful methods, 37-543 Water pollution, harmful to fish, prohibited, 37-554 to 37-558 Funds. Change cash funds, 37-326

GAME LAW –Cont'd Funds –Cont'd Expenditures, 37-325 Game Law Investigation Cash Fund, 37-327.01 Hunters Helping the Hungry Cash Fund. 37-1510 Nebraska Aquatic Habitat Fund, 37-431 Nebraska Habitat Fund, 37-431 Nebraska Outdoor Recreation Development Cash Fund, 37-351 State Game Fund, 37-323 State Park Cash Revolving Fund, 37-345 Wildlife Conservation Fund, 37-811 Fur farming, Wildlife, this heading Fur harvesting, Bag limit, 37-314, 37-501 Citizens right to harvest wildlife, Article XV, section 25, Constitution of Nebraska Explosives and poisons. Lawful use, 37-561 Restrictions, 37-531, 37-532 Ferrets, unlawful use or possession, 37-526, 37-611, 37-623 Interference with person trapping, 37-564 to 37-570 Permits and licenses, this heading Raw furs, Fur buyer's permit, 37-463 Possession without permit, 37-464 Traps and devices, requirements, 37-531. 37-532 Unlawful areas, 37-523 Game breeding and controlled shooting areas, requirements, 37-483 to 37-496 Guns, Weapons, this heading Hunter education programs, 37-413, 37-414 Hunting, Aircraft, hunting from, unlawful, 37-509.37-535 Artificial light, unlawful acts, 37-514 Bag limit, 37-314, 37-501

Boats, restrictions, 37-515 to 37-521, 37-535 Carcasses, tagging, storage, and disposal requirements, 37-508, 37-529, 37-530, 37-534, 37-560 Citizens right to hunt, Article XV, section 25, Constitution of Nebraska Deer donation program, 37-1501 to 37-1510 Dogs, training regulation violation, 37-525, 37-536 Ferrets, unlawful use or possession, 37-526, 37-611, 37-623 Game, harassment prohibited, 37-516 Game breeding and controlled shooting areas, requirements, 37-483 to 37-496 Hunter orange, requirements, 37-527 Interference with person hunting, 37-564 to 37-570 Internet hunt, prohibited, 37-571 to 37-573 Novice hunter education program, 37-525 On road or right-of-way, 37-513, 39-313 Private lands, Permission required, 37-722 Posting, 37-723 to 37-726 Right to bear arms, Article I, section 1. Constitution of Nebraska Unlawful areas, 37-523 Vehicle, hunting from, prohibited, 37-538, 60-6, 342 Watercraft, hunting from, prohibited acts, 37-535 Weapons authorized, Game birds, 37-508.01, 37-536 Wild animals, 37-508.01 Wild pigs, hunting prohibited, 37-524.01 Hunting crimes and offenses, See CRIMES AND OFFENSES Importation or release of aquatic invasive species or certain animals, prohibited, 37-511, 37-524

GAME LAW -Cont'd Interference with person hunting, trapping, or fishing, 37-564 to 37-570 Lakes, meandered lakes, ownership of, 37-333 Lands. Acquisition by commission, 37-303, 37-332 to 37-335 Easements across, 37-330 Exchange, 37-331 Headquarters site, 37-328 Migratory waterfowl habitat, easements, 37-432 Natural areas, 37-714 to 37-721 Landowner's rights, 37-720 Nebraska Natural Areas Register, 37-716, 37-717 Owner, liability for recreational use, 37-729 to 37-736 Privately owned lands, Fishing, requirements, 37-722, 37-728 Hunting, permission required, 37-722 Posting for hunting, 37-723 to 37-726 Recreation liability, 37-729 to 37-736 Wildlife taking, permission required, 37-722 Put-and-take trout fishing on stateowned land, 37-4,109, 37-4,110 Recreation liability, 37-729 to 37-736 Regulation of activities, 37-304 to 37-311 Reserves, refuges, preserves, and sanctuaries, 37-701 to 37-713 Access to property, 37-707 Boundaries, determination, 37-707 Establishment, 37-701, 37-702, 37-706, 37-710 Hunting allowed, when, 37-308, 37-713 Prohibited acts, 37-705, 37-708, 37-709, 37-712 Rules and regulations, 37-304, 37-704 Challenge, procedure, 37-708.01 Signs, 37-703, 37-707

Traffic regulations, 37-313 Law, how cited, 37-201 Liability of landowner for recreational use, 37-729 to 37-736 Motor vehicles, Uses prohibited, 37-514 to 37-521, 37-538, 37-568, 37-570, 60-6,342 Wildlife killed by, disposal, 37-530 Nongame species, See NONGAME AND ENDANGERED SPECIES CONSERVATION ACT: 37-801 Parks, See also PARKS State park system, this heading Permits and licenses, Acts prohibited, 37-406, 37-410, 37-411 Age requirements, 37-410, 37-411, 37-452, 37-497 Aircraft, this heading Application, 37-405 Aquaculture, this heading Birds, this heading Combination permits, 37-415, 37-416, 37-421, 37-426 Commercial put-and-take fishery, 37-4.108 Daily permit, fishing, 37-422 Disabled persons, this heading Electronic issuance authorized, 37-406, 37-409, 37-426, 37-440 Expiration, 37-405 Fees, 37-415, 37-417, 37-426 Exemptions, 37-402, 37-403, 37-420, 37-421, 37-421.01, 37-423.37-436 Fees, this heading Fish and fishing, Bait dealer's permit, 37-4,105 Bullfrogs, fishing permit required, 37-4,107 Commercial fishing permit, 37-4,104, 37-545 Tag requirements, 37-4,104 Use of, 37-545 Commercial put-and-take fishery license, 37-4,108 Educational fishing project permit, 37-422

GAME LAW –Cont'd Permits and licenses -Cont'd. Fish and fishing –*Cont'd* Nonresident fish dealer's permit, 37-4,106 Paddlefish, 37-4,111 Special fishing permits, 37-422 Holder, duties, 37-405 Hunter education programs, 37-413, 37-414 Hunting, Antelope, 37-449 Auction or lottery permits, issuance, 37-455.01 Coyotes from aircraft, 37-458, 37-459 Deer permits, 37-447, 37-448 Disabled person. Developmental disability, licensepurchase exemption certificate, 37-404.01 Permit for deer, antelope, or elk, 37-454 Elk, 37-450 Game breeding and controlled shooting area, 37-491 Game breeding and controlled shooting areas, 37-483 to 37-496 Landowner or leaseholder, limited permit, 37-455, 37-456 Mountain lions, 37-473 Mountain sheep, 37-451 Muskrat or beaver, permit to destroy, when, 37-461 Novice hunter permit, 37-525 State Wild Game Preserve, surplus game, special taking permits, 37-713 Wild turkey, 37-457 Issuance, 37-406, 37-478, 37-479 Lifetime permits, 37-415 to 37-417 Limitations, 37-404, 37-404.01 Multiple-year permits, 37-405 Multiple-year stamps, 37-426 Permit stamps, 37-426 to 37-433 Qualifications, 37-404 Replacement, 37-409, 37-415 Required, when, 37-401, 37-411 Dog trial exception, 37-412

Hunting permit exemption, ag land owner or operator, 37-403 Persons exempt, 37-402 Residency requirements, 37-404, 37-419 Revocation or suspension, 37-614 to 37-618 Scientific, educational, or private wildlife purposes, 37-418 Special fishing permits, 37-424, 37-425 State park system, this heading Taxidermists, this heading Veterans, treatment, 37-420 to 37-421.01 Violations. Permit stamps, 37-428, 37-433 Permits, 37-401, 37-403, 37-406, 37-410, 37-411 Wildlife, this heading Predator, destruction by farmer or rancher, when, 37-559 Mountain lion, actions authorized, 37-472, 37-559 Property, Conveyed by commission, Maintenance requirements, 37-354, 90-272 to 90-280 Title reverts to commission, when, 90-278 Gift or bequest of, 37-303, 37-332 Property damage, Birds, nuisance, control regulations, 37-563 Covote damage, permit to destroy, 37-458, 37-459 Damage control program, 23-358 to 23-361, 81-2,236 to 81-2,238 Deer, antelope, or elk causing damage, removal, 37-448, 37-560 Interference with person hunting, trapping, or fishing, 37-570 Liability to property owner, 37-521 Muskrat or beaver damage, 37-461 Predators, removal by farmer or rancher, 37-472, 37-559 **Raptors**, 37-497, 37-498, 37-4,103 **Reciprocal agreements with other** states, 37-315

Recreation, See RECREATION Safety. Mountain lion threat. actions authorized, 37-559 Safety and health regulations, 37-305 to 37-311, 37-527 Seasons, Closed, prohibited acts, 37-502, 37-503 Opening and closing, 37-314 Special deer depredation season, 37-448 Shipping requirements, 37-510 to 37-512 Stamps, 37-426 to 37-433, 37-491 State park system, Concessions, 37-346 Entry permit agents, 37-440, 37-445 Cooperative agreements, 37-347 Definitions, 37-338 Designation of areas, 37-339 to 37-341 Eminent domain, 37-329 Entry permits for motor vehicles, 37-434 to 37-446 Fees, 37-345, 37-438 to 37-440 Funds. Nebraska Outdoor Recreation Development Cash Fund, 37-351, 37-352 State Park Cash Revolving Fund, 37-345, 37-446 Use, 37-343 Intent, 37-337, 37-350 Leases and lease-purchase agreements, 37-342 Motor vehicle entry permits, 37-434 to 37-446 Trails, recreational, cooperative agreements, 37-347 Use by public, 37-344, 37-346 Violations, Motor vehicle entry permits, 37-443 State park system, 37-348, 37-349.37-443 Stocking game and fish, 37-302, 37-320

GAME LAW -Cont'd

Put-and-take trout fishing on stateowned land, 37-4,109 Taxidermists, Permit, requirements, 37-462 Violations, 37-462 Trails, See TRAILS Trapping, Fur harvesting, this heading Hunting, this heading Interference with person trapping, 37-564 to 37-570 Trap requirements, 37-531, 37-532 Vehicles, uses prohibited, 37-514 to 37-521, 37-538, 37-568, 37-570, 60-6,342 Veterans, permits and stamps, treatment, 37-420 to 37-421.01 Violations, See also CRIMES AND OFFENSES General penalties, 37-248, 37-504 Seasons, bag limits, 37-314 Waste or abandonment of game, prohibited, 37-507 Water. Aquatic invasive species, this heading Flow requirements for recreation, fish, and wildlife, 46-2,107 to 46-2,119 Pollution, prohibited, 37-554 to 37-558 Weapons, Appropriate for hunting, rules and regulations, 37-408.01 Authorized, Game birds, 37-536 Hunter education programs, 37-413, 37-414 Wildlife, See also WILDLIFE Captive wildlife permits, Auction permit, 37-478 Exotic animal auction or swap meet, required to comply, 54-7,109 Game, illegal possession, 37-503 Game birds, recall pen permit, 37-483 General permit, 37-479 Inspection authorized, 37-482, 37-495

GAME LAW –Cont'd Wildlife -Cont'd, Captive wildlife permits -Cont'd Prohibited acts, 37-478, 37-479, 37-480 Required, when, 37-477, 37-481 Sale of game authorized, 37-482.01 Commercial exploitation, release, importation, and exportation permits, 37-548 Conservation. See NONGAME AND ENDANGERED SPECIES CONSERVATION ACT; 37-801 Damage by wildlife, 37-472, 37-559 to 37-563 Disposition, restrictions, 37-480 Explosives and poisons, Lawful use, exceptions, 37-561 Restrictions, 37-531 Use in waters, prohibited, 37-554 Habitat and management areas, 37-334, 37-335 Commission, purchase school land, 72-261 Importation or release of wildlife, restrictions, 37-524, 37-524.01, 37-547 to 37-550, 37-548 Management of, preferred means is public hunting, fishing, and harvesting, Article XV, section 25, Constitution of Nebraska Mountain lion, Farmer or rancher, permit to kill, when, 37-472 Threat to human, actions authorized. 37-559 Reserves and sanctuaries, 37-701 to 37-713 Shooting from highway or roadway, 37-513 State Wild Game Preserve, surplus, special taking permits, 37-713 Taking, Illegal, liquidated damages, 37-613 When authorized, 37-353 Traps, restrictions, 37-532 Violations. Administration of drugs, prohibited acts, 37-528

Permit violations, 37-479, 37-482, 37-548, 37-614 Prohibited act, liquidated damages schedule, 37-613 Wild pigs, hunting prohibited, 37-524.01 Wildlife management areas, 37-336 GARBAGE AND REFUSE See SOLID WASTE GARNISHMENT See generally JUDGMENTS Annuity proceeds, treatment, 44-371, 44-1089 Child support, Income withholding, See INCOME WITHHOLDING FOR CHILD SUPPORT ACT; 43-1701 Personal injury settlements, 25-1563.02 Clerk magistrates, powers, 24-519 **Consumer rental purchase** agreements, prohibited provisions, 69-2107 Costs, transcript and docketing, 25-1031.02 County court jurisdiction, exceed, 25-2707 **Deferred compensation, generally** exempt, 48-1401, 84-1505 District court judgment, execution issued to cross county lines, procedure, 25-1501.01 Employee benefits, treatment, 25-1563.01 Execution, garnishment in aid of, 25-1056, 25-1501.01 **Exemptions,** See EXEMPTIONS FROM EXECUTION AND BANKRUPTCY Fees, 25-1031.02, 33-123 Financial institutions, service of summons, 25-1010, 25-1056 Forms, uniform, 25-1011 Insurance proceeds, treatment, 44-371, 44-1089 Interrogatories, 25-1010 Answer, 25-1026 Failure to answer, effect, 25-1028

GARNISHMENT -Cont'd Interrogatories -Cont'd Service of process, 25-1011 Intervention, 25-1030.03 Judgment against garnishee, 25-1031, 25-1031.01 Liability of garnishee, determination, 25-1030 to 25-1030.03 Liquor license, exemption, 53-149 Medicaid, garnishment of wages authorized. 68-920 Multiple attachments, 25-1037 Orders, 25-1015, 25-1016, 25-1029 Payment into court, procedure, 25-1027, 25-1056 Political subdivisions as garnishee, 25-1012.01 Procedure, 25-1009 to 25-1012.02, 25-1026 to 25-1031.02, 25-1501.01 Property, Bond in lieu of delivery, 25-1009, 25-1029 Delivery of, 25-1009, 25-1029 Public assistance, treatment, 68-148, 68-1013 Public employees, 25-1012.01, 25-1012.02 Retirement funds, generally exempt. Counties, 23-2322 Firefighters, cities of the first class, 16-1038 Judges, 24-710.02 Metropolitan utilities districts, 14-2111 Police, cities of the first class, 16-1019 Schools, 79-948, 79-9,104 State, 84-1324 State Patrol, 81-2032 Returns, 25-1010, 25-1016, 25-1056 Service of process, 25-1011 Settlements, treatment, 25-1563.02, 48-149 Small claims court, 25-2804 State as garnishee, 25-1012.01, 25-1012.02

Support orders, 42-364.09, 43-512.09 Trial, 25-1030 to 25-1030.03 Unemployment compensation, treatment, 48-647 Wages, treatment, 25-1558 to 25-1563 Workers' compensation, treatment, 48-149 GASOHOL See MOTOR FUELS GASOLINE See MOTOR FUELS GENERAL EMERGENCY SUCCESSION ACT, NEBRASKA See generally EMERGENCY MANAGEMENT Act, how cited, 84-1101 Applicability of act, 84-1104, 84-1105 Appointment of alternate officer, 84-1106.84-1107 Limitation, 84-1109 Compensation of alternate, 84-1113 Definitions, 84-1103 Disputes, settlement, 84-1115 Duties of alternate, 84-1110 Intent. 84-1102 Legal actions, when, 84-1116 Mandamus prohibited, 84-1116 Oath of alternate, 84-1108 Succession to office, 84-1111, 84-1112 Term. 84-1110, 84-1112 Title of alternate, 84-1114

GENERATION-SKIPPING TRANSFER

See ESTATE AND GENERATION-SKIPPING TRANSFER TAX

GENETIC COUNSELING PRACTICE ACT See generally PROFESSIONS AND OCCUPATIONS

Abortion counseling or referral, treatment, 38-3424

GENETIC COUNSELING PRACTICE ACT –Cont'd Act, How cited, 38-3401 How construed, 38-3424 Definitions, 38-3402 to 38-3414 Directory of genetic counselors, 38-3425 Genetic counselor, Fees, 38-3423 Licensure, See also CREDENTIALING ACT, UNIFORM; 38-101 Applicant. Certification required, 38-3418 Grandfather requirements, 38-3419 Provisional, conditions, 38-3420 Reciprocity, 38-3419 Required, 38-3416, 38-3421 Scope of practice, 38-3415 Use of title, 38-3421 Persons exempt, 38-3417 Rules and regulations, 38-3422 GENETIC TESTING See generally HEALTH CARE Criminal investigation and prosecution, See DNA **IDENTIFICATION INFORMATION ACT;** 29-4101 Criminal procedure, See CRIMINAL PROCEDURE **Genetic counselors**, See GENETIC COUNSELING PRACTICE ACT; 38-3401 Handicapped persons, See GENETICALLY HANDICAPPED PERSONS ACT: 68-1401 Human remains, See DNA **IDENTIFICATION INFORMATION ACT:** 29-4101 Indigent defense, DNA testing division, See COUNTY REVENUE ASSISTANCE ACT: 29-3919 Laboratories, Accreditation requirements, 29-4105, 71-2620, 71-6832, 71-6833 Biochips used in conducting genotyping, sales tax exempt, 77-2704.61

Criminalistics laboratory within Nebraska State Patrol, Accreditation requirements, 71-6833, 81-2010, 81-2010.03 Established, 81-2010 Requirements for postconviction exoneration, See DNA TESTING ACT; 29-4116 Metabolic diseases, contracting laboratory, requirements, 71-523 Missing persons, See DNA IDENTIFICATION INFORMATION ACT; 29-4101 Paternity actions, Chain of custody, competent evidence, 43-1416 Confidentiality, violation, penalty, 43-1414 Costs, 43-1418 Laboratory, accreditation requirements, 43-1414 Presumption, rebuttable, 43-1415 Procedure, 43-1414 Sample, destruction, when, 43-1414 Test results. Additional testing, when, 43-1417 Admissible evidence, when, 43-1415 Postconviction exoneration, See DNA TESTING ACT: 29-4116 Postconviction testing of biologica **material**, See DNA TESTING ACT; 29-4116 Predictive, Employment use, restrictions, 48-236 Informed consent, requirements, 71-551 Prohibited as condition for health insurance, 44-7,100 Probation, condition of, when, 29-2262 Samples, limitations on obtaining and using, 29-4126 Sex offenders, See DNA IDENTIFICATION INFORMATION ACT; 29-4101

GENETIC TESTING –Cont'd State DNA Data Base, established, 29-4104, See also DNA IDENTIFICATION INFORMATION ACT

GENETICALLY HANDICAPPED PERSONS ACT

See generally DISABLED PERSONS Act, how cited, 68-1401 Eligibility, 68-1405 Liability, 68-1406 Program, 68-1402 Reimbursement, 68-1404 Services, 68-1403

GEOLOGISTS

See generally PROFESSIONS AND OCCUPATIONS Licensure, See GEOLOGISTS REGULATION ACT; 81-3501

GEOLOGISTS REGULATION ACT

See generally PROFESSIONS AND OCCUPATIONS Act. how cited. 81-3501 Board of Geologists, Created, 81-3520 Duties, 81-3522, 81-3526, 81-3531 Expenses, 81-3521 Meetings, 81-3523 Membership, 81-3520, 81-3521 Seal, 81-3522 Code of practice, 81-3526 Definitions, 81-3503 to 81-3519 **Enforcement**, 81-3533 **Exemptions.** 81-3541 Fund, Geologists Regulation, 81-3524 Licensure or enrollment, Applicant, gualifications, waiver, 81-3539 Application, 81-3527 Certificate, 81-3529, 81-3532 Enrollment card, 81-3529 Examinations, 81-3540 Fees, 81-3527, 81-3532 Organization, 81-3528 Renewal, 81-3531 Seal, 81-3529, 81-3530

Practice of geology, restrictions, 81-3534 Prohibited acts, 81-3502, 81-3529, 81-3535 Penalties, 81-3535 Roster, 81-3525 Rules and regulations, 81-3522 Violations, penalties, 81-3536, 81-3537

GEOTHERMAL RESOURCES

See generally ENERGY Applicability of law, 66-1106 Definitions, 66-1102 Development, permit, 66-1105 Intent, 66-1101 Permit for development, 66-1105 Severance of mineral interest, 66-1103, 66-1104 Tax incentives for renewable

energy projects, 77-5715, 77-5725, *See also* NEBRASKA ADVANTAGE ACT

GIFT ENTERPRISE

See generally GAMBLING Regulation, 9-701 Restrictions, Article III, section 24, Constitution of Nebraska Savings promotion raffle, 9-701

GIFTED CHILDREN

See STUDENTS

GOATS

See LIVESTOCK

GOLF CAR VEHICLES

See generally MOTOR VEHICLES Certificate of title, not required, 60-123

City, village, or county, street or road operation and regulation authorized, restrictions, 23-187, 60-6,381

Class O operator's license, required, 60-471, 60-6,381

Liability insurance coverage required, 60-6,381

GOLF CAR VEHICLES –*Cont'd* Motor vehicle registration, exempt, 60-339 Proof of financial responsibility, exempt, 60-501

GOOD SAMARITAN LAW See popular names

GOVERNMENT Affirmative action, See AFFIRMATIVE ACTION Apportionment, See APPORTIONMENT Audit requirements, See AUDIT REQUIREMENTS Bids and bidding, See BIDS AND BIDDING Bonds. See BONDS Official bonds. See OFFICIAL BONDS OR INSURANCE School districts, See SCHOOL DISTRICT BONDS **Boundaries**, See BOUNDARIES Buildings, public, See PUBLIC BUILDINGS Civil rights, See CIVIL RIGHTS **Compacts**, See COMPACTS Courts. See COURTS Criminal behavior, See CRIMES AND OFFENSES **Emblems**, See STATE SYMBOLS **Emergency management**, See EMERGENCY MANAGEMENT **Employees**, See GOVERNMENT OFFICERS AND EMPLOYEES Fairs and expositions, See FAIRS AND EXPOSITIONS Flags, See FLAGS State, See STATE BANNER Funds, public, See PUBLIC FUNDS Gambling, See GAMBLING Holidays, See HOLIDAYS Identification, See IDENTIFICATION Impeachment, See IMPEACHMENT Indians, See INDIANS Intergovernmental cooperation, See INTERGOVERNMENTAL COOPERATION Justice system, See JUSTICE SYSTEM Lands, See PUBLIC LANDS

Public, See PUBLIC LANDS Law, See LAW Law enforcement, See LAW ENFORCEMENT Libraries, See LIBRARIES Meetings, public, See PUBLIC MEETINGS Open meetings, policy and requirements, See OPEN MEETINGS ACT; 84-1407 Monuments and memorials, See MONUMENTS AND MEMORIALS Nepotism, See NEPOTISM **Officers**, See GOVERNMENT OFFICERS AND EMPLOYEES Petition, right to petition government, Article I, section 19 Constitution of Nebraska Political process, See POLITICAL PROCESS Political subdivisions, See POLITICAL SUBDIVISIONS Public meetings, See PUBLIC MEETINGS Records, public, See PUBLIC RECORDS Safety, public, See PUBLIC SAFETY Separation of powers, constitutional basis, Article II, section 1, Constitution of Nebraska Sovereign immunity, See SOVEREIGN IMMUNITY State aid, See STATE AID State government, See STATE GOVERNMENT **Taxation.** See TAXATION **Utilities**, See UTILITIES Veto, See VETO

GOVERNMENT OFFICERS AND EMPLOYEES See generally GOVERNMENT Bond or insurance requirements, See OFFICIAL BONDS OR INSURANCE Clerks, See CLERKS Counties, See COUNTY OFFICERS AND EMPLOYEES

GOVERNMENT OFFICERS AND **EMPLOYEES** –Cont'd **Counties** –Cont'd Civil service system, See COUNTY OFFICERS AND EMPLOYEES Holidays, See HOLIDAYS Impeachment, See IMPEACHMENT Municipalities, civil service, See CIVIL SERVICE ACT; 19-1825 Nepotism, See NEPOTISM **Political process,** See POLITICAL PROCESS Public employees, Disclosure of criminal record on application, limitation, 48-202 Work eligibility status verification required, 4-114 Retirement and pensions, See RETIREMENT AND PENSIONS State, See STATE OFFICERS AND **EMPLOYEES** State personnel management, See PERSONNEL SERVICE, STATE Whistle blowers, See WHISTLE **BI OWERS** Tenure, See TENURE GOVERNMENTAL UNIT CREDIT FACILITY ACT, NEBRASKA See generally PUBLIC FUNDS Act. How cited, 10-1201 How construed, 10-1206 Definitions, 10-1203 Governmental unit bonds or credit,

Credit facility or related agreement, Payments, how treated, 10-1205 Payments authorized, 10-1205 Credit facility support, Authorized, 10-1204 Terms and conditions, 10-1204 **Intent,** 10-1202

GOVERNMENTAL UNIT SECURITY

INTEREST ACT, NEBRASKA See generally BONDS Act, Applicability of, 10-1102 How cited, 10-1101 Default, determination of, 10-1106

Definitions. 10-1103 Enforcement of security interest, 10-1106 Perfection of security interest, when, 10-1104 Priority of security interest, 10-1105 Receiver, appointment of, 10-1106 GOVERNOR See generally STATE OFFICERS AND **EMPLOYEES** Actions between agencies, costs, 25-1808, 25-1809 Appointment and removal powers, Article IV, sections 1, 10, and 12, Constitution of Nebraska Appropriations, See APPROPRIATIONS Budget and message, Article IV. section 7, Constitution of Nebraska Preparation, 81-125 to 81-126 Campaign committee funds, expenditures, 49-1446.01, 49-1446.02 Commander in chief. Of military, Article IV, section 14, Constitution of Nebraska Of militia, 50-115 Committee, Governor's Keep Nebraska Beautiful, 81-1504 Compensation, Article IV, section 25, Constitution of Nebraska, 84-101.01 Restrictions, Article III, section 19, Constitution of Nebraska Conflict of interest, Article III, section 16, Constitution of Nebraska Contested cases, 84-917 to 84-919, See also ADMINISTRATIVE PROCEDURE ACT Contracts, See STATE OFFICERS AND **EMPLOYEES Departmental directors and** executive officers, Commission of civil officers, 84-103 Compensation, Governor establish, 81-103 Report to Governor, required, 84-102

GOVERNOR –Cont'd Disability, determination and removal from office, 84-127 to 84-130 Dual office holding, prohibited, 32-604 Duties, Article IV, section 6, Constitution of Nebraska, 84-731, 84-732 Election. Contests, Article IV, section 4, Constitution of Nebraska, 32-1102 State funds, limitation, 84-733 When, 32-506 Electronic postmark, use authorized, 86-644 Emergency powers, Emergency management system, See EMERGENCY MANAGEMENT ACT; 81-829.36 Vital resource emergencies, 84-162 to 84-167 Federal jurisdiction, acceptance of cession or retrocession. 84-168 Federal projects, Governor authorizes state cooperation, 84-109 Governor's Residence Advisory Commission, 72-2101 to 72-2105 Law, failure to execute, 84-732 Legal actions, Between agencies, costs, 25-1808, 25-1809 To establish official status, 84-718 to 84-720 Legislature, special session, failure to call, 50-126 Meetings, open, See OPEN MEETINGS ACT; 84-1407 Mileage, reimbursement, 81-1176 Oath, Article XV, section 1, Constitution of Nebraska Official state items, designation, 90-119 Pardons, duties, Article IV, section 13, Constitution of Nebraska

Policy Research Office. 84-131 to 84-141, See also POLICY RESEARCH OFFICE, GOVERNOR'S Public records. Access, 84-712 to 84-712.09, See also PUBLIC RECORDS Settled claims, requirements, 84-713 Purchase of goods and services, payment for, See PROMPT PAYMENT ACT; 81-2401 Qualifications, Article IV, section 2, Constitution of Nebraska Records. Public records, this heading **Recycling program**, See STATE GOVERNMENT RECYCLING MANAGEMENT ACT; 81-1183 Resignation, how made, 32-562 Rulemaking, See ADMINISTRATIVE PROCEDURE ACT; 84-901; NEGOTIATED RULEMAKING ACT; 84-921 Special sessions of the Legislature, Governor may call, Article IV, section 8, Constitution of Nebraska Succession, Article IV, section 16, Constitution of Nebraska, 84-120 to 84-122 Term, commenced when, Article XVII, section 5, Constitution of Nebraska Term limits, Article IV, section 1, Constitution of Nebraska Vacancy in office, Article IV, sections 11 and 12. Constitution of Nebraska, 32-560 to 32-566 Veto powers, Article IV, sections 7 and 15, Constitution of Nebraska Volunteers, payments authorized, 81-1182.01 **GRADED EGG ACT, NEBRASKA** See generally FOOD Act, how cited, 2-3525 Acts prohibited, 2-3506 to 2-3516 Advertising requirements, 2-3511

Definitions, 2-3502

Enforcement, 2-3519, 2-3524

GRADED EGG ACT, NEBRASKA -Cont'd Fees. Exemption, when, 2-3520 Inspection, 2-3516, 2-3520 License, 2-3520 Fund, Graded Egg, 2-3521 Grades, quality, 2-3503 Handling, temperature, 2-3505 Hearing, 2-3519 Intent, 2-3501 License. Disciplinary action, 2-3523 Required, 2-3515 Suspension or revocation, 2-3523 Packing requirements, 2-3514 Rules and regulations, 2-3522 Sale of shell eggs, Dating required, 2-3509 Invoice required, 2-3510 Labeling requirements, 2-3508 Limitations, 2-3512 to 2-3515 Presumption, 2-3518 Requirement, exemption, when, 2-3512 Sample for inspection, 2-3519 Size and guality, 2-3506 Temperature held at, 2-3505 Violation, penalty, 2-3507, 2-3524 Weight classifications, 2-3504

GRAFFITI

See PROPERTY DAMAGE

GRAIN

See generally AGRICULTURAL PRODUCTS

Beans,

Dry beans, See DRY BEAN RESOURCES ACT; 2-3735 Soybeans, See SOYBEAN INDUSTRY

DEVELOPMENT; 2-3325 Biodiesel facility investment credit,

77-27,236

Checkoff boards, See CHECKOFF BOARDS

Commodity contracts, See COMMODITY CODE; 8-1701 Corn,

Corn resources, See CORN RESOURCES ACT, NEBRASKA; 2-3601 Ethanol, See ETHANOL DEVELOPMENT ACT; 66-1330 Dealers, See GRAIN DEALER ACT; 75-901 Ethanol development, See ETHANOL DEVELOPMENT ACT; 66-1330 Grain sorghum, See GRAIN SORGHUM **RESOURCES ACT; 2-4001** Liens, thresher's liens, 52-501 to 52-504, 52-2201 Milo. See GRAIN SORGHUM RESOURCES ACT; 2-4001 Moisture measuring devices, 89-1,104 to 89-1,108 Public Service Commission, jurisdiction, 75-109.01, See also PUBLIC SERVICE COMMISSION Seeds, See AGRICULTURAL PRODUCTS Sorghum, See GRAIN SORGHUM RESOURCES ACT; 2-4001 Soybeans, See SOYBEAN INDUSTRY DEVELOPMENT; 2-3325 Standards, special certificate of quality, 2-3813, 2-3814 Origin and Premium Quality Grain Cash Fund, Nebraska, 2-3814 Taxation. Constitutional provisions, Article VIII, section 10, Constitution of Nebraska Sales tax exemption for mineral oil used as grain dust suppressant, 77-2704.60 Warehouses, See WAREHOUSES Warehousemen, See GRAIN WAREHOUSE ACT; 88-525 Wheat, See WHEAT RESOURCES ACT. NEBRASKA; 2-2301 **GRAIN DEALER ACT** See generally PROFESSIONS AND

Act, how cited, 75-901 Definitions, 75-902 Disciplinary actions, 75-903.01 Enforcement, 75-908

GRAIN DEALER ACT –Cont'd Fees, 75-903 Financial statement, requirements, 75-903 Inspection of records, 75-907.01 Licensure, Criminal history record information check, fingerprinting, required when, 75-903.02 Requirements, 75-903 Revocation or suspension, 75-903.01 **Public Service Commission**, jurisdiction, 75-109.01, 75-903, See also PUBLIC SERVICE COMMISSION Receipt, contract, or bill of lading, requirements, 75-904 Rules and regulations, 75-907 Security, 75-903 Recourse to, when, 75-905 Violation, 75-906 Violations, Civil penalty, 75-156, 75-909, 75-910 Criminal penalty, 75-909 GRAIN DEALERS See generally PROFESSIONS AND OCCUPATIONS Licensure, See GRAIN DEALER ACT; 75-901 GRAIN SORGHUM RESOURCES ACT See generally GRAIN Act, how cited, 2-4001 **Board, Grain Sorghum** Development, Utilization, and Marketing, Appointment of members, 2-4005 Cooperation, 2-4019 Duties, 2-4007, 2-4011 Expenses, 2-4008 Meetings, 2-4010 Members, 2-4004 Transitional provisions, 2-4006 Membership districts, 2-4004 Officers, 2-4004 Removal. 2-4009 Report. 2-4017 Terms, 2-4004

Definitions. 2-4002 **Director of Agriculture, duties, 2-**4007 Ethanol development, See ETHANOL DEVELOPMENT ACT; 66-1330 Fees, 2-4012 Adjustments, 2-4012 Exemption, 2-4015 Pledge of sorghum, effect, 2-4013 Purchaser, duties, 2-4016 Refund, 2-4013 Storage of sorghum, effect, 2-4014 Fund, Grain Sorghum Development, Utilization, and Marketing, 2-4018 Intent, 2-4003 Violation, penalty, 2-4020 **GRAIN WAREHOUSE ACT** See generally GRAIN Act, how cited, 88-525 Acts prohibited, 88-543 Audit contracts, 88-545.01 Border states, agreements and contracts, 88-527 Closure, Commission, powers, 88-547 Deposit of grain, how treated, 88-547.01 Judicial proceeding, notice, 88-547.02 Liens, priority, 88-547.01 Definitions, 88-526 **Delivery**, 88-540 **Disciplinary actions**, 88-546 Dust, 88-550 End-intake air probe, prohibited, 88-548 Enforcement, 88-545 Examination contracts, 88-545.01 **Exemption**, 88-548 Fees. Deposited, 88-551 Examinations, additional, 88-527 License, 88-529 Surveillance, 88-527 Financial requirements, Additional documents required, when. 88-530.01 Financial statement, 88-528

GRAIN WAREHOUSE ACT -Cont'd Financial requirements -Cont'd Security, 88-530 Funds. Grain Warehouse Auditing Fund, 88-545.01 Nebraska Grain Warehouse Surveillance Cash Fund, 88-552 Information on inspections, provided, 88-527 Inspections, 88-527, 88-542, 88-550 License, Application, 88-528 Criminal history information check, 88-528, 88-528.01 Expiration, 88-532 Fees, 88-529 Issuance, 88-532 Multiple warehouses, 88-531 Posting, 88-532 Renewal, 88-532 Required, when, 88-527 Suspension or revocation, 88-546 Notice, 25-1093. 88-549 Payment, 88-534 Probe, end-intake air, prohibited, 88-548 **Public Service Commission**, jurisdiction, 75-109.01, See also PUBLIC SERVICE COMMISSION Rates and charges, 88-541 Receipts. Duplicate, 88-537, 88-538 Electronic issuance authorized, 88-536 Requirements, 88-536 Surrender, 88-540 Replevin action, notice, 25-1093 Rules and regulations, 88-545 Scale ticket, issuance, 88-535 Security requirements, 88-530 Storage, Capacity, increase, 88-533 Notice to owner, 88-549 Rates, 88-541 Termination, 88-544 **Supervisor**, 88-539 Violations. Civil penalty, 75-156, 88-543.01

Criminal penalties, 88-543, 88-545, 88-549

GRAND JURIES

See generally LEGAL PROCEDURE Alternate jurors, Jurors, this heading Arrest of judgment, 29-2104 Bribery of jurors and other offenses, 28-916 to 28-920 **Contempt**, 29-1412 Convening, Effect. 29-1402 Petition procedure, 29-1401.02 Required when detainee dies during apprehension or custody by law enforcement, 29-1401 When called, 29-1401, 29-1401.02 Coroner's jury, effect of verdict, 23-1810 County attorney, duties, 23-1208, 29-1408 Detainee's death during apprehension or custody by law enforcement, procedure to call grand jury, 29-1401 Duties of judge, 29-1406 Evidence. Rules, applicability, 27-1101 Transfer, when, 29-1420 Wiretaps, intercepted communications, 86-2,115 Fees and mileage, Jurors, 33-138 Waiver of payment authorized, 33-138 Sheriff's fee. 33-117 Witnesses, 33-139, 33-139.01 Foreman, 29-1403, 29-1404 Indictment, Article I, section 10, Constitution of Nebraska, 29-1416 Disclosure prohibited, 29-1414 Irregularities, 29-1501, 29-1502 Time limitations, 29-110, 29-1201 Trial procedure, 29-1418, 29-1419 Instructions, 29-1406 Jails, examination, 29-1417, 47-108 to 47-110

GRAND JURIES -Cont'd Jurors. Alternate jurors, selection and duties, 25-1633 Attendance required, 25-1607 Disclosure of name prohibited, 25-1635 Excused persons, 25-1601 Exempt persons, 25-1601, 25-1639, 55-173 Fees and mileage, 33-138 Waiver of payment authorized, 33-138 Oath, 29-1404, 29-1405 Qualifications, 25-1601 Selection, 25-1603, 25-1633 Service, limitations, 25-1639 Summons, 25-1606, 25-1633.01 List of jurors, 25-1603, 25-1629 to 25-1630, 25-1633 National and state guard members, exempt from service, 55-173 **Oath**, 29-1404, 29-1405, 29-1410 Packing juries, 25-1612 Petition procedure. 29-1401.02 Prosecution, statute of limitation, 29-110, 29-1402 Quash panel of jurors, 25-1637 Report, publication of, 29-1420 Reporter, required, 29-1407.01 School lands, waste, 72-247 Service, limitations, 25-1639 Sheriff, Duties, 23-1710 Fees, 33-117 Special legislation for, prohibited, Article III, section 18, Constitution of Nebraska Special prosecutor, appointment, 29-1408 Statute of limitation on indictments, 29-110, 29-1201 Stay of proceedings, 25-1637 Subpoena, 29-1409 Summons of jurors, 25-1606, 25-1607, 25-1633.01 Tampering and other offenses, 28-916 to 28-920 **Testimony**, use for trial, 29-1912 Transcript, 29-1407.01

Trial of indictments, 29-1418, 29-1419 True bill, 29-1416 Vacancy, how filled, 29-1413 Vote or opinion, disclosure prohibited, 29-1415 When called, 29-1401 Witnesses, See also WITNESSES Fees and mileage, 139.01, 33-139, See also WITNESS FEES Oath, 29-1410 Outside of state, 29-1906 to 29-1911 Prisoners. See RENDITION OF PRISONERS AS WITNESSES IN CRIMINAL PROCEEDINGS ACT, UNIFORM: 29-3201 Refusal to testify, 29-1411 to 29-1412.01, 29-2011.02, 29-2011.03 Request to testify, 29-1410.01 Rights, 29-1407.01, 29-1411 Self-incrimination, 29-1411, 29-2011.02, 29-2011.03 Transcript fee, 29-1407.01 Wiretap proceeding, 86-2,111 GRANDPARENTS See CHILDREN AND MINORS **GRAPE AND WINERY BOARD,**

NEBRASKA See generally STATE GOVERNMENT Created, 53-301 Electronic postmark, use authorized, 86-644 Fund, Winery and Grape Producers Promotional Fund. 53-304 Grapes, excise tax, 2-5601 to 2-5605 Members, terms and expenses, 53-302 Officers, 53-302 Report, annual, contents, 53-305 Winery, payments required, 53-304 GRASSHOPPERS See INSECT PESTS AND PLANT DISEASES

GREENBELT LAW

See ASSESSMENT AND EQUALIZATION

Nebraska Statutes 2015 General Index GROUND WATER Management area controls, 46-731 Rules and regulations, 46-748 See WATER **Environmental Quality Council,** GROUND WATER MANAGEMENT adopt rules and regulations. AND PROTECTION ACT, 46-734 NEBRASKA Funds. Department of Justice Natural See generally WATER Resources Enforcement, 46-Act. Administration of, 46-749 745 How cited, 46-701 Ground Water Management, 46-751 How construed, 46-705 Interrelated Water Management, 46-Proceedings under prior law, 752 transitional provisions, 46-720 Water Resources Cash Fund, 61-Appeal of order, procedure, 46-750 218 Board, Interrelated Water Review, Transfers to, 61-220, 61-221, 90-46-719 542.90-543 Commission, Nebraska Natural Water Resources Trust, 46-753 Resources, administer Ground water management plan, Requirements, 46-710 program, 46-754 Contamination, Review by director, 46-711 Management area, Hearings, Action plan, 46-725 to 46-729, 46-Ground water augmentation project, 731 to 46-733 46-756 Designation or modification, 46-Integrated management plan, 46-725, 46-733 718 Director, specify controls, 46-731 Irrigation runoff, 46-708 to 46-733 Public, requirements, 46-743 Subject to review, 46-747 Monitoring program, 46-730 Not point source, procedure, 46-724 Hydrologically connected water Point source, procedure, 46-723 supplies. Evaluation, determinations, Reports and study, 46-721, 46-722 Rules and regulations, 46-734 reevaluation, hearing, and Definitions, 46-706 notice, 46-713 Notice requirements, 46-713, 46-714 **Department of Environmental Intent and findings**, 46-702 to 46-705 Quality, contamination of ground water, duties, 46-721 to 46-734 Management area, Department of Natural Resources. Contamination, this heading Administer program, 46-754 Controls. Authorized, 46-731, 46-739, 46-Duties. Forecast from streamflow, 46-715 740 Grant from Nebraska Review, 46-741 Environmental Trust Fund for Establishment, 46-712 Water Resources Cash Fund Notice, 46-712 purposes, 61-218, 81-15,175 Transport of ground water prohibited, when, 46-742 Ground water management plan Water allocations. limitations and review, 46-711 Hydrologically connected water conditions, 46-739 to 46-741 supplies, 46-713, 46-714 Water well permit, this heading Meters, 46-707 Integrated management plan, 46-715 to 46-719

GROUND WATER MANAGEMENT AND PROTECTION ACT, NEBRASKA – Cont'd Natural resources districts. Duties. Appropriations, 46-714, 46-717 Approval of certain transfers or program participation, requirements, 46-739.01 Transfer instrument, recording required, 46-739.02 Eligibility for funding from the Water Resources Cash Fund, 61-218 Funding, Interrelated Water Management Plan Program, 46-754 Ground water management plan, 46-709 to 46-711 Integrated management plan, duties, 46-715, 46-717, 46-718 Irrigation runoff, control or prevent, 46-708 Management area, this heading Powers, 46-707 Assess fee for variance costs, 46-707 Rules and regulations, 46-708 Orders. Appeal, procedure, 46-750 Cease and desist order. Issuance, 46-707, 46-708 Violation, penalty, 46-745, 46-746 Effective, when, 46-744 Publication, 46-744 Stays. New appropriations, 46-712, 46-714 Immediate temporary stay, 2-32,115 New water well construction, 46-707 River basin, subbasin, or reach, Basin-wide plan, 46-755 Fully appropriated, 46-713, 46-714 Integrated management plan, 46-715, 46-717 Dispute, procedure, 46-718, 46-719 Implementation order, 46-718 Surface water controls, 46-716

Overappropriated, 46-713, 46-714 Status change in appropriation determination, 46-714 Rules and regulations, 46-708, 46-748 Stay, Immediate, on new appropriations, 2-32,115 On new water well construction, 46-707 Transport of ground water prohibited, when, 46-742 Violations, civil penalty, 46-745, 46-746 Water well permit, Fees, 46-735 Issuance, 46-735 to 46-737 Required, when, 46-735 Restricted, when, 46-739 Withdrawal, when, 46-738 **GUARANTEED ASSET PROTECTION** WAIVER ACT See generally MOTOR VEHICLES Act. Exclusions, 45-1102 How cited, 45-1101 Purpose, 45-1102 Definitions, 45-1103 **Guaranteed asset protection** waivers. Authorized terms, 45-1106 Disclosures required, 45-1105 Exempt from insurance requirements, 45-1102, 45-1104 Finance agreement, Cancellation or early termination, refund, 45-1106 Part of, 45-1104 Modification, limitations, 45-1107 Sale and marketing restrictions, 45-1104 Separate statement of cost, 45-1104 **GUARDIAN AD LITEM** See generally LEGAL PROCEDURE **Abortion**, 71-6903, 71-6904 **Adoption**, 43-105 Child born out of wedlock, 43-104.05, 43-104.18 to 43-104.21

GUARDIAN AD LITEM -Cont'd Adoption –Cont'd Communication or contact agreements, 43-163 Child support, foreign order, 43-1736 Children. Minors, this heading Clerk magistrates, power to appoint, 24-519 Conservatorship proceedings, appointment, 30-2636 Decedents' estates, Priority for appointment as personal representative, 30-2412 Protective proceedings, 30-2636 Developmentally disabled person, appointment for, when, 71-1118. See also DEVELOPMENTAL DISABILITIES COURT-ORDERED CUSTODY ACT Divorce, mentally ill spouse, 42-362 Foster care, 43-1307, 43-1314, See also FOSTER CARE REVIEW ACT **Guardians.** See GUARDIANS Judges, powers, 24-734 Mentally ill spouse, Dissolution of marriage, 42-362 Mortgage or sale of real property, appointment of quardian ad litem, 42-502 Minors. Abused or neglected, access to report, 28-722 Adjudication. Hearing, appearance, 43-277 Adoption, 43-105, 43-163 Appeals in juvenile proceedings, 43-2,106, 43-2,106.01 Appointment under Nebraska Juvenile Code, 43-272 to 43-273 Foster care, 43-1307, 43-1314 Priority for appointment as personal representative, 30-2412 Protective proceedings, 30-2636 Summons, notice to guardian ad litem. 43-265 Waiver of notice, 43-268

Termination of parental rights, 43-292.01 Parental rights, termination, 43-292.01 Paternity issues, 43-104.05, 43-104.19, 43-104.20, 43-1412.01 Personal representative, priority for appointment, 30-2412 Probate, Appeal, security for costs, exemption, 30-1601 Appointment, 30-2222 Guardian ad litem, excluded from definition of guardian, 30-2209 Waiver of notice, 30-2221 Security for costs, appeal, probate proceeding, guardian ad litem exempt, 30-1601 Spouse, mentally ill, Dissolution of marriage, 42-362 Mortgage or sale of real property, appointment of guardian ad litem, 42-502 Summons. Notice to guardian ad litem, 43-265 Waiver, 43-268 Vulnerable adult, appointment of guardian ad litem, 28-387 Wrongful death action, waiver of notice, 30-810 **GUARDIANS** See generally FIDUCIARIES Abortion, power to give consent when required, 71-6901 to 71-6911 Acknowledgment as guardian by notary public, 64-205 Actions, Civil action, guardian may bring, 25-304 Declaration of rights, 25-21,152 Frivolous actions, attorney's fees authorized, 30-2211.01, 30-2620.01 Service of process on guardian, 25-508.01, 30-2612, 43-264 Suit against child, Appointment of guardian, 25-310 Guardian may defend, 25-309

GUARDIANS –Cont'd Actions -Cont'd Suit by child, guardian may commence, 25-307 Aged, blind, or disabled assistance, payment to guardian or conservator, 68-1014 Aliens, notice requirements, 30-333 Bond requirements, Incapacitated persons, 30-2627 Minors, 30-2613 Statute of limitation for action on bond or surety, 25-209, 25-210 Waiver of bond requirements, guardian may sign, when, 30-2446 Bribery, commercial bribery, penalty, 28-613 Child, appointment for, Minors, this heading Child support, See CHILD SUPPORT Clerk magistrates, powers regarding guardianship, 24-519 Conservators, See also CONSERVATORS Inventory, copy to guardian, 30-2647 Costs, Costs of attorney, guardian, physician, and visitor, how paid, 30-2211.01, 30-2620.01 Hospital costs, liability of guardian, 23-3522 In forma pauperis, action authorized, 30-2211.01, 30-2620.01 Liability of quardian, 25-308 Ward of department, payments to guardian, 43-284.02 County court. Continuances of guardianship proceedings, 25-2709 Filings made with clerk of the county court, 30-2608 Jurisdiction, 24-517, 30-2602, 30-2615, 30-2621, 30-2629, See also ADULT GUARDIANSHIP AND PROTECTIVE PROCEEDINGS JURISDICTION ACT, NEBRASKA UNIFORM; 30-3901

Custodial trusts. See CUSTODIAL TRUST ACT, NEBRASKA UNIFORM; 30-3501 Definitions, protection of persons under disability and their property, 30-2601 Developmental disabilities, Civil rights complaint, guardian may bring, 20-163 Guardian, appointed, when, 71-1118, 71-1129, See also DEVELOPMENTAL DISABILITIES COURT-ORDERED CUSTODY ACT Services, See also DEVELOPMENTAL **DISABILITIES SERVICES ACT; 83-**1201 Complaints, guardian may request hearing, 83-1219 Legislative intent, use of guardians, 71-1102 Divorce, dissolution, or annulment, revokes appointment of spouse as guardian of estate, 30-2333 Evidence Rules, Nebraska, privileges guardian may claim, 27-503 to 27-506 Ex parte orders authorized, violation, penalty, 30-2602.01 Fees, 30-2211.01, 30-2620.01, 33-125. 33-126.02 Foster care, See FOSTER CARE Funds, investment, duty of guardian, 30-3201, 30-3204 Garnishment of wages, head of family, defined, 25-1558 Guardian ad litem, See GUARDIAN AD LITEM In forma pauperis, action authorized, 30-2211.01, 30-2620.01 Incapacitated persons, 30-2601, 30-2627 Acceptance, effect, 30-2621 Apply for substitute address for ward, when, 42-1204, See also ADDRESS CONFIDENTIALITY ACT Bond, 30-2627 Court appointment, 30-2619 to 30-2620.01

GUARDIANS –Cont'd Incapacitated persons –Cont'd, Court appointment -Cont'd Appointment of public quardian, 30-4112 to 30-4117, See also PUBLIC GUARDIANSHIP ACT Expedited hearing, 30-2626 Inventory if no conservator, 30-2620 Jurisdiction, See also ADULT **GUARDIANSHIP AND PROTECTIVE** PROCEEDINGS JURISDICTION ACT. NEBRASKA UNIFORM; 30-3901 Consent to, 30-2621, 30-2629 Limited guardianship, presumed, 30-2620 Mental Health, Interstate Compact on, effect, 83-801 Mentally ill persons, this heading Notice, requirements, 30-2220, 30-2625 Persons with intellectual disabilities. this heading Place of abode, 30-2620 Powers, rights, and duties of guardian, 30-2620, 30-2628 Priorities, 30-2627 Qualifications of guardian, 30-2602.02, 30-2627 Real property of incapacitated person, authority of guardian, 16-634, 76-724 Removal or resignation, 30-2623 Residence, least restrictive alternative, 30-2628 Standby guardian, 30-2619 Temporary, 30-2626 Temporary guardian, 30-2626 Termination, 30-2622, 30-2623 Testamentary appointment, 30-2617 Testamentary appointment, 30-2617 Venue, 30-2618, 30-2629, See also ADULT GUARDIANSHIP AND PROTECTIVE PROCEEDINGS JURISDICTION ACT, NEBRASKA UNIFORM; 30-3901 Veteran, this heading Visitor, Appointment, 30-2619.01 Costs, how paid, 30-2620.01

Duties, 30-2619.01 to 30-2619.03 Evaluation, 30-2619.02 to 30-2619.04 Qualifications, 30-2624 Report, 30-2619.03, 30-2619.04 Vulnerable adult, this heading Indian children, See INDIAN CHILD WELFARE ACT, NEBRASKA; 43-1501 Juvenile court, Confidential records, access, 43-2,108 Filings made with clerk of the county court, 30-2608 Guardianship placement by court, 43-1312.01 Jurisdiction, 24-517, 43-246.01, 43-247 Juveniles, Minors, this heading Limited guardianship, Intent, 30-2601.02 Presumption of, 30-2620 Long-term care, See also LONG-TERM CARE OMBUDSMAN ACT; 81-2237 Action against guardian, prohibited, 81-2264 Disclosure of information, 81-2258, 81-2260 Mediation, contested guardianship proceedings, 25-2911 Mental health commitment, See also MENTAL HEALTH COMMITMENT ACT, NEBRASKA Notice, 71-925 Records, access, 71-961 Service of summons, 71-923 Treatment plan, copy to, 71-931 to 71-935 Waiver of rights by, 83-960 Mentally ill persons, Access to records by protection and advocacy system, conditions, 20-164 Commitment, See MENTAL HEALTH COMMITMENT ACT, NEBRASKA; 71-901 Complaint, guardian may bring, 20-162 Liability of guardian for cost of patient care, 83-377, 83-380

GUARDIANS -Cont'd Mentally ill persons -Cont'd Patient in state hospital, guardian pays expenses, when, 83-377, 83-380 Mentally retarded persons, Persons with an intellectual disabilities, this heading Minors. Costs of attorney, guardian, physician, and visitor, how paid, 30-2211.01 Court appointment of guardian, 30-2608 to 30-2611 Objection by minor, procedure, 30-2607, 30-2611 Deposition, presence of quardian authorized, 29-1926 Emancipation, when, 43-2101 Order allowing minor to return or remain with guardian, conditions, 43-288 Placement by court, Guardianship order, when, 43-1312.01 Placement of Children, Interstate Compact for the, 43-1103 With association or institution, powers, 43-297 Real property of minor, authority of guardian, 16-634, 76-724 Release to guardian, 43-253, 43-259 Residence, least restrictive alternative, 30-2628 Resignation or removal, 30-2616 Securities. Deposit of, fiduciary defined, 8-1301 Registration by guardian, 30-3211 Transaction by guardian exempt from Securities Act of Nebraska, 8-1111 Service of process, consent to, 30-2612 Summons, service of, 43-264 Temporary custody, notification to quardian, 43-250 Termination, 30-2614, 30-2616 Testamentary appointment, 30-2606

Transfers to, See TRANSFERS TO MINORS ACT, NEBRASKA UNIFORM; 43-2701 Warrant, issued against guardian, when, 43-270 Motor vehicles, handicapped or disabled persons, Certificate of title, acceptance of guardian's signature, 60-151 License plates, issuance to guardian, 60-3,113 National criminal history record check, 30-2602.02 Next friend, See NEXT FRIEND Paternity action, Guardian may bring, 43-512.02, 43-1411 Support settlement, 43-1405 Personal representative, guardian appointed for, when, 30-2452 Persons with an intellectual disabilities. Access to records of persons with developmental disabilities, when. 20-163 Appointment, 83-383 Developmental disabilities services, complaint, 83-1219 Residential facilities, application for admission, 83-383, 83-388 Place of abode, 30-2613 Pleadings, orders binding guardian bind ward, when, 30-2222 Postsecondary education, tuition, residency requirements, 85-502 Power of attorney, See POWER OF ATTORNEY Powers and duties, 30-2613, 43-708 Priorities for appointment, 30-2627 Privacy rights, consent by guardian, effect, 20-205 Probable cause hearing, motion by guardian, 43-256 Public defender, appointment, when, 29-3915 Qualifications of guardian, 30-2602.02, 30-2627 Attorneys, 7-113

GUARDIANS -Cont'd Real estate. Certificates of pending proceeding, 25-2708 Conveyances, curative acts, instrument executed by guardian, effect, 76-269 Filing required, 25-2708 Property, authority of guardian, 16-634, 76-724 Records. Access to records of guardian of abused or neglected child, 28-726 Access to records of juvenile court, 43-2.108 Access to records of person with developmental disabilities, 20-163 Access to records of person with mental illness, 20-164, 71-961 Access to school files and records, 79-2,104 Probate records, general index, 25-2726 Small Claims Court, authority of quardian, 25-2803 Standby guardian, appointed when, 30-2608, 30-2619 State aid. Conditions for payment, 43-529 Payment to guardian or conservator, 68-1014 State wards, See WARDS Status of quardian, 30-2605 Temporary guardians, 30-2626 Training, 30-2601.01, 30-2627 Trusts. Custodial, duties, See CUSTODIAL TRUST ACT, NEBRASKA UNIFORM; 30-3501 Investment of funds authorized, 30-3201, 30-3204 Powers and duties, 30-3824, 30-3837, 30-3854, 30-3860, 30-3878, 30-3881, See also TRUST CODE, NEBRASKA UNIFORM Venue. Incapacitated persons, 30-2618, 30-2629, See also ADULT

GUARDIANSHIP AND PROTECTIVE PROCEEDINGS JURISDICTION ACT, NEBRASKA UNIFORM; 30-3901 Minors, 30-2609, 30-2615 Veteran, Mentally ill veteran, commitment or transfer, approval of guardian, 80-605 Resident of veterans home, instigation of guardianship proceedings, when, 80-327 Vulnerable adult. Adult Protective Services Central Registry, established, 28-376 Amendment or expungement of records, authority of guardian, 28-380 Defined. 28-371 Workers' compensation, power of guardian to exercise minor's rights, 48-132 **GUEST STATUTES** See generally DAMAGES Liability of owner or operator to spouse or relative, aircraft or motor vehicles, statutes repealed, LB216 (2010) Tenant, liability for actions of quest, 76-1493 GUNS Firearms, See FIREARMS Handguns, See HANDGUNS Weapons, See WEAPONS н HABEAS CORPUS

See generally CRIMINAL PROCEDURE Appeal, 29-2823 Applicant, appearance before judge, 29-2802 Authorized when, Article I, section 8, Constitution of Nebraska, 29-2801 to 29-2824 Costs, 29-2824 Detention, when, 29-2822 Disposition, 29-2806 Evidence, 29-2819

HABEAS CORPUS –Cont'd Extradition proceedings, 29-754 False imprisonment, action authorized, 29-2812, 29-2813 Hearing, 29-2805 Mental health commitment escapee, writ, 71-941, See also MENTAL HEALTH COMMITMENT ACT. NEBRASKA Rearrest for same offense prohibited, 29-2809 Return, 29-2817 to 29-2819 Service of writ. 29-2816 Subpoena, 29-2803, 29-2804 Suspension of privilege prohibited, Article I, section 8, Constitution of Nebraska Transfer of prisoner, prohibited, 29-2810 Warrant or commitment, harmless defects, 29-2814 Writ. Failure to issue, 29-2808 Failure to obey, 29-2807 Form. 29-2815 Names, authorized, 29-2820, 29-2821 HABITUAL CRIMINAL See CRIMINAL PROCEDURE HAIRDRESSERS Barbers, See BARBER ACT; 71-201 Cosmetologists, See COSMETOLOGY, ELECTROLOGY, ESTHETICS, NAIL TECHNOLOGY, AND BODY ART PRACTICE ACT; 38-1001 HALL OF FAME, NEBRASKA See generally STATE CAPITOL Commission, Nebraska Hall of Fame. Administration, 72-724 Created, 72-724 Powers, 72-729 Fund, Hall of Fame Trust, 72-729.01 Location, 72-725 Persons named to Hall of Fame, 72-728 Plaque, 72-728

Purpose, 72-726 Rules and regulations, 72-727

HANDGUNS See generally PUBLIC SAFETY Acquisition requirements, Appeal, 69-2406 Application, 69-2404, 69-2405 Certificate, Contents, 69-2407 Denial or revocation, 69-2406, 69-2407 Required when, 69-2403, 69-2404 Term, 69-2407 Criminal history record check, 69-2409 Compliance, defense, 69-2417 Exemptions, 69-2416, 69-2418 Fee, 69-2411 Records. Amendment, 69-2414 Confidentiality, 69-2412 Requests, 69-2411 Rules and regulations, 69-2415 Toll-free telephone number, 69-2413 Exemptions, 69-2416 Violations, penalties, 69-2419 to 69-2422 Definitions. 69-2402 Fee. 69-2404 Firearm-related disabilities, Data base, 69-2409.01 Petition to remove, 71-963, See also MENTAL HEALTH COMMITMENT ACT. NEBRASKA Importer, manufacturer, or dealer, sale or delivery, 69-2410 Intent, 69-2401 Law enforcement officers, duties, 69-2405 Local ordinances, applicability, 69-2425 Prohibited transfers, violation, penalty, 69-2422 Report by Nebraska State Patrol, contents, 69-2423 Rules and regulations, 69-2424 Sale or delivery, violation, penalty, 69-2421

HANDGUNS –Cont'd Acquisition requirements –Cont'd Violations, penalties, 69-2408, 69-2409.01, 69-2419 to 69-2422 Acts prohibited, 28-1201 to 28-1212.04, 28-1335, 69-2419 to 69-2422 Civil disorders, acts prohibited, 28-1480 to 28-1482 Concealed handgun, permit to carry, See CONCEALED HANDGUN PERMIT ACT; 69-2427 Controlled substances violations, 28-416 Dealer, provide information, 69-2426 Firearms, See FIREARMS Recreation area, unauthorized use, 2 - 3295Right to bear arms, Article I, section 1, Constitution of Nebraska School firearm policy, requirements, 79-263 HANDICAPPED PERSONS

See DISABLED PERSONS

HARD OF HEARING PERSONS See DEAF PERSONS

HATE CRIMES

See generally CIVIL RIGHTS Burden of proof, 28-112 Civil action authorized, 28-113 Commission, Nebraska Commission on Law Enforcement and Criminal Justice, duties, 28-114 Indictment or information, allegations, 28-112 Penalty enhanced, enumerated offenses, 28-111 Statement of rights, 28-110

HAZARDOUS MATERIALS

See generally PUBLIC SAFETY Ammonia, See AMMONIA Asbestos,

Licensure of workers, See ASBESTOS CONTROL ACT; 71-6301 Successor corporation, liability limitation, See SUCCESSOR ASBESTOS-RELATED LIABILITY ACT; 25-21,283

Chemicals, public safety, See EMERGENCY PLANNING AND COMMUNITY RIGHT TO KNOW ACT, NEBRASKA; 81-15,191

Clandestine drug labs, property rehabilitation, 71-2432 to 71-2435 Commercial drivers' licenses.

hazardous materials endorsement, 60-4,147.02 to 60-4,147.06

Community planning, See EMERGENCY PLANNING AND COMMUNITY RIGHT TO KNOW ACT, NEBRASKA; 81-15,191

Environmental protection, See ENVIRONMENTAL PROTECTION

Environmental requirements, selfevaluation, 25-21,254 to 25-21,264, See also ENVIRONMENTAL AUDITS

Explosives, See EXPLOSIVES

Hazardous waste management facilities, permit requirements, 81-1521.08 to 81-1521.23, See also ENVIRONMENTAL PROTECTION ACT

- Lead, See DISEASES AND INJURIES Liability of volunteers, 81-1567 to 81-1570
- Mercury thermometers, sale and distribution banned, 28-1349, 28-1350

Motor carrier regulations, 75-362 to 75-364

Motor vehicle fuel storage tanks, 81-1575 to 81-1577, See also STORAGE TANKS

Poisons, See POISONS

Radioactive materials or energy, See RADIOACTIVE MATERIALS

Remediation, Covenant runs with the land, See ENVIRONMENTAL COVENANTS ACT, UNIFORM; 76-2601 Superfund sites, Superfund Cost

Share Cash Fund, 81-15,180

HAZARDOUS MATERIALS –Cont'd Schools, removal from, funding, 79-10,110, 79-10,110.01

Storage tanks, petroleum products, 81-1575 to 81-1577, See also STORAGE TANKS

HAZING

See generally CRIMES AND OFFENSES Acts prohibited, 28-311.06, 28-311.07

HEAD INJURY

See generally DISEASES AND INJURIES Brain injury registry, See BRAIN INJURY REGISTRY ACT; 81-653 Disabled persons, See DISABLED PERSONS

HEALTH, STATE BOARD OF

See generally STATE GOVERNMENT Claims against, settlement, public access requirements, 84-713 Electronic postmark, use authorized, 86-644 Expenses, 71-2605 Immunity, 71-2611 Meetings, 71-2607 Membership, 71-2601, 71-2602 Officers, 71-2606 Powers and duties, 71-2610, 71-2610.01 Removal, procedure, 71-2603 Vacancy, 71-2602

HEALTH AND HUMAN SERVICES, DEPARTMENT OF

See generally STATE GOVERNMENT Actions, 83-116 Actions between agencies, costs, 25-1808, 25-1809 Birth defects registry, 71-646, 71-647, See also BIRTH DEFECTS Business hours, 81-113 Caseload requirements, case plan, 68-1207, 68-1207.01 Chief executive officer, Appointment, 81-102, 81-3114 Bond or insurance, 81-111 Cooperate with Legislature, 83-115

Duties, 81-3117, See also HEALTH AND HUMAN SERVICES ACT Qualifications, 81-3114 Chief medical officer, duties, 38-1.101 Collection agency, contracts authorized. 45-623 Committees, Division of Medicaid and Long-Term Care Advisory Committee on Aging, 68-1101 to 68-1106 Formulary advisory committees, 38-2889 Compensation, 81-117 to 81-117.02 Contested cases, 84-917 to 84-919, See also ADMINISTRATIVE PROCEDURE ACT Contracts, See also STATE GOVERNMENT For transportation of clients, 75-303.02, 75-303.03 Children and vulnerable adults, restrictions, 81-6,120 Generally, See STATE GOVERNMENT Controlled substances. Cooperation with Division of Drug Control, 28-434 Inspections, 28-407, 28-428 Warrant, 28-428, 28-431 Laboratory analysis, request, duty of department, 28-430 Registration, 28-406 to 28-408 Conditions, 28-408 Records of registrants, 28-410 Conveyance, specific, 90-201 Councils. Critical Incident Stress Management Council, 71-7105 Medical Home Advisory Council, 68-961 Mental health planning council, 71-814 Nursing Home Advisory Council, 71-6050 Public Water Supply, Advisory Council on, 71-5311 Created, 81-101, 81-3113 Director, restrictions on office holding or employment, 81-108

HEALTH AND HUMAN SERVICES. **DEPARTMENT OF** –Cont'd **Divisions and offices**, Division of Behavioral Health, Created, 81-3113 Duties, See BEHAVIORAL HEALTH SERVICES ACT, NEBRASKA; 71-801 Office of consumer affairs, 71-805 Strategic plan, key goals, benchmarks, 81-3133.01 Division of Children and Family Services, 81-3113 Expenditure reports, contents, 81-132, 81-3133 Lead agency in certain service areas, reinstatement prohibited, 81-3135 Office of Juvenile Services, See HEALTH AND HUMAN SERVICES, OFFICE OF JUVENILE SERVICES ACT: 43-401 Strategic plan, key goals, benchmarks, 81-1113, 81-3133 Title IV-D Division, 43-3342 Division of Developmental Disabilities, 81-3113 Strategic plan, key goals, benchmarks, 81-3133.02 Division of Medicaid and Long-Term Care, 81-3113 Strategic plan, key goals, benchmarks, 81-3133.03 Division of Public Health, 81-3113 State Board of Health shall advise, 71-2610 Division of Veterans' Homes, 81-3113 Health care data analysis section, 81-676 to 81-680 Office of Juvenile Services, See HEALTH AND HUMAN SERVICES. OFFICE OF JUVENILE SERVICES ACT; 43-401 Office of Oral Health and Dentistry, 38-1149 to 38-1151 Office of Rural Health, 71-5647 Eminent domain, See EMINENT DOMAIN

Displaced person, See RELOCATION ASSISTANCE ACT; 76-1214 Displaced persons, See RELOCATION ASSISTANCE ACT; 76-1214 Employees, See also STATE OFFICERS AND EMPLOYEES Assault against by dangerous sex offender, penalties, 28-309, 28-929 to 28-934 Family finding services, pilot project, 43-2201 to 43-2209 Federal funds, expenditures authorized. 68-703.01 Federally qualified health centers, distributions to, 81-3139, 81-3140 Funds. Behavioral Health Services Fund, 71-812 Breast and Cervical Cancer Cash Fund, 71-7010 Child Care Grant Fund, 43-2622 Chronic Renal Disease Cash Fund, 71-4904 **Emergency Medical System** Operations Fund, Nebraska, 71-51.103 Firearm Information Fund, 69-2426 Foster Parent Liability and Property Damage Fund, 43-1320 Health and Human Services Cash Fund, 81-3119 Health and Human Services Reimbursement Fund, 71-2617 Health Care Cash Fund, Nebraska, 71-7611 Health Care Homes for the Medically Underserved Fund, 81-3139 Maternal and Child Health and Public Health Work Fund, 71-2201 Medicaid Intergovernmental Trust Fund, Nebraska, 71-7607 Nursing Facility Penalty Cash Fund, 71-20.100 Nursing Faculty Student Loan Cash Fund, 71-17,112 Petty cash fund, 81-104.01 Petty cash funds, 71-612, 81-104.01

HEALTH AND HUMAN SERVICES. **DEPARTMENT OF** –Cont'd **Funds** –*Cont'd* Prescription Drug Monitoring Program Fund, 71-2456 **Rural Health Professional Incentive** Fund. 71-5661 Safe Drinking Water Act Cash Fund, 71-5306 School District Reimbursement Fund, 83-121 State Assistance Fund, 68-309 State Trauma System Cash Fund, 71-8238 **Tobacco Prevention and Control** Cash Fund, 71-5714 University of Nebraska Medical **Center Medical Education** Revolving Fund, 85-134 Women's Health Initiative Fund, 71-705, 71-706 Health care data analysis section, 81-676 to 81-680 Institutions. Administration, 83-108 Chief executive officer, appointment, 83-126 Names of, 83-107.01 Investigatory powers, 81-119, 81-604.01 Undercover drivers' licenses, 60-480.01 Undercover license plates, 60-3,135 Juvenile services, informationsharing process with other executive departments, 43-4102 Laboratory, Agreements for laboratory tests, 71-523, 71-647, 71-2620 Fees, credited to Health and Human Services Cash Fund, 71-2621 Laboratory certification fees, 71-2619 Laboratory testing fees, establish, 71-2619 Name, Department of Health and Human Services, Division of Public Health, Environmental Laboratory, 71-2619, 71-2621

Private water and sewage inspection fees, 71-2622 Legal actions and proceedings between agencies, costs, 25-1808, 25-1809 Licensing of professions and occupations, See CREDENTIALING ACT, UNIFORM; 38-101 Mailing requirements, Central mailing room, 81-164 to 81-171 Electronic postmark, 86-644 Medicaid, See MEDICAL ASSISTANCE ACT; 68-901 Meetings, open, See OPEN MEETINGS ACT; 84-1407 Mileage, reimbursement, 81-1176 Nepotism, prohibited, 49-1499.07 Oath, 81-110 Payments by electronic payment authorized, 81-118.01 Powers and duties, Administer. Adult Protective Services Act, 28-348 Advanced Practice Registered Nurse Practice Act, 38-201 Aging and Disability Resource Center Demonstration Project Act. 68-1111 Alcohol and Drug Counseling Practice Act, 38-301 Alzheimer's Special Care Disclosure Act, 71-516.01 Asbestos Control Act, 71-6317 Assisted-Living Facility Act, 71-5901 Athletic Training Practice Act, 38-401 Audiology and Speech-Language Pathology Practice Act, 38-501 Autism Treatment Program Act, 68-962 Automated Medication Systems Act, 71-2452 Behavioral Health Services Act, Nebraska, 71-801

HEALTH AND HUMAN SERVICES. **DEPARTMENT OF** –Cont'd **Powers and duties** –*Cont'd*. Administer – Cont'd Behavioral Health Workforce Act, 71-828 Brain Injury Registry Act, 81-653 Cancer Drug Repository Program Act, 71-2422 Certified Industrial Hygienist Title Protection Act, 71-8001 **Certified Nurse Midwifery Practice** Act. 38-601 Certified Registered Nurse Anesthetist Practice Act, 38-701 Child Care Licensing Act, 71-1908 Child Protection and Family Safety Act, 28-710, 81-3136 Childhood Lead Poisoning Prevention Act, 71-2517 Childhood Vaccine Act. 71-526 Children and Family Behavioral Health Support Act. 71-821 Children's Health and Treatment Act, 68-2001 Chiropractic Practice Act, 38-801 Clean Indoor Air Act, Nebraska, 71-5716 **Clinical Nurse Specialist Practice** Act. 38-901 Community Aging Services Act, Nebraska, 81-2201 Controlled Substances Act, Uniform, 28-401 Convicted Sex Offender Act, 29-2922 Cosmetology, Electrology, Esthetics, Nail Technology, and Body Art Practice Act, 38-1001 Credentialing Act, Uniform, 38-101 Cremation of Human Remains Act, 71-1355 **Critical Incident Stress** Management Act, 71-7107 Delayed Birth Registration Act, 71-617.01 Dentistry Practice Act, 38-1101

Developmental Disabilities Court-Ordered Custody Act, 71-1101 **Developmental Disabilities** Services Act, 83-1201 **Disabled Persons and Family** Support Act, 68-1501 Drug Product Selection Act. Nebraska, 38-28,108 Early Intervention Act, 43-2501 Emergency Box Drug Act, 71-2410 Emergency Medical Services Practice Act, 38-1201 Environmental Health Specialists Practice Act, 38-1301 Funeral Directing and Embalming Practice Act, 38-1401 Genetically Handicapped Persons Act. 68-1401 Health and Human Services Act. 81-3110 Health Care Certificate of Need Act, Nebraska, 71-5801 Health Care Facility Licensure Act. 71-401 Health Care Facility-Provider Cooperation Act, 71-7701 Health Care Funding Act, Nebraska, 71-7605 Hearing Instrument Specialists Practice Act, 38-1501 Homeless Shelter Assistance Trust Fund Act, 68-1601 Hospital Survey and Construction Act, State, 71-2001 **ICF/DD** Reimbursement Protection Act. 68-1801 Immunosuppressant Drug Repository Program Act, 71-2436 Income Withholding for Child Support Act, 43-1701 Indoor Tanning Facility Act, 71-3901 Infant Hearing Act, 71-4734 Lead poisoning prevention program, 71-2518 License Suspension Act, 43-3301 Licensed Practical Nurse-Certified Practice Act, 38-1601

HEALTH AND HUMAN SERVICES. **DEPARTMENT OF** –Cont'd Powers and duties –Cont'd. Administer - Cont'd Long-Term Care Ombudsman Act, 81-2237 Mail Order Contact Lens Act, 69-301 Mail Service Pharmacy Licensure Act, 71-2406 Massage Therapy Practice Act, 38-1701 Medicaid Prescription Drug Act, 68-950 Medical Assistance Act, 68-901 Long-term care services and support, procurement of managed care for, 81-3137 Medical Home Pilot Program Act, 68-957 Medical Nutrition Therapy Practice Act. 38-1801 Medical Radiography Practice Act, 38-1901 Medication Aide Act, 71-6718 Medicine and Surgery Practice Act, 38-2001 Mental Health Commitment Act, Nebraska, 71-901 Mental Health Practice Act, 38-2101 Missing Children Identification Act, 43-2001 Mobile Homes Parks, Uniform Standard Code for, 71-4621 Native American Public Health Act. 71-7615 New Hire Reporting Act, 48-2301 Nonprofit Hospital Sale Act, 71-20.102 Nurse Practice Act, 38-2201 Nurse Practitioner Practice Act, 38-2301 Nursing Facility Quality Assurance Assessment Act, 68-1901 Nursing Faculty Student Loan Act, 71-17,108 Nursing Home Act, Nebraska, 71-6037

Nursing Home Administrator Practice Act, 38-2401 Nursing Student Loan Act, 71-17.101 **Occupational Therapy Practice** Act, 38-2501 Optometry Practice Act, 38-2601 **Outpatient Surgical Procedures** Data Act, 81-6,111 Parkinson's Disease Registry Act, 81-697 Perfusion Practice Act, 38-2701 Pharmacy Practice Act, 38-2801 Physical Therapy Practice Act, 38-2901 Podiatry Practice Act, 38-3001 Poison Control Act, 71-2501 Prescription drug monitoring program, 71-2454 to 71-2456 Professional and occupational credentialing, See CREDENTIALING ACT. UNIFORM: 38-101 Prostitution Intervention and Treatment Act, Nebraska, 71-2301 Protection from Domestic Abuse Act. 42-901 Psychology Practice Act, 38-3101 Public assistance, 68-717 Public benefit recipients. verification of lawful presence, report, 4-113 Quality Child Care Act, 43-2601 Radiation Control Act, 71-3519 Read, Educate, and Develop Youth Act. Nebraska, 79-1901 **Regulation of Health Professions** Act, Nebraska, 71-6201 **Residential Lead-Based Paint** Professions Practice Act, 71-6318 Respiratory Care Practice Act, 38-3201 Rural Health Systems and Professional Incentive Act. 71-5650 Safe Drinking Water Act, Nebraska, 71-5313

HEALTH AND HUMAN SERVICES. **DEPARTMENT OF** –Cont'd **Powers and duties** –*Cont'd*. Administer – Cont'd Senior Companion Volunteer Program Act, Nebraska, 81-2273 Sex Offender Commitment Act, 71-1201 Statewide Trauma System Act, 71-8201 Step Up to Quality Child Care Act, 71-1952 Syndromic surveillance program, 71-552 Telehealth Act, Nebraska, 71-8501 Tuberculosis Detection and Prevention Act. 71-3601 Veterinary Drug Distribution Licensing Act, 71-8901 Veterinary Medicine and Surgery Practice Act, 38-3301 Vital Statistics Act, 71-601 Water Well Standards and Contractors' Practice Act. 46-1201 Welfare Reform Act, 68-1708 Wholesale Drug Distributor Licensing Act, 71-7427 Agency head, powers, 81-1311 Create formal grievance process for families, 81-603 Home and community-based longterm care services grant, Application, 81-3138 Report, 81-3138 Medical schools, inspection and examination of graduates, 81-602 Public health and sanitation, general supervision and control, 81-601 Relating to aging, 81-2213 Stipends for students in child welfare services, 85-2501 Public records, Access, 84-712 to 84-712.09, See also PUBLIC RECORDS Settled claims, requirements, 84-713

Purchase of goods and services, payment for, See PROMPT PAYMENT ACT; 81-2401 Receipts, treatment, 81-118 Records. Public records, this heading Recycling program, See STATE GOVERNMENT RECYCLING MANAGEMENT ACT; 81-1183 Reports to the Legislature, electronic, requirements, 50-114.03 Requisitions, procedure, 81-159 Rulemaking, See ADMINISTRATIVE PROCEDURE ACT; 84-901; NEGOTIATED RULEMAKING ACT; 84-921 Rules and regulations, 81-112 Seal. 81-114 Securities, requirements for safekeeping, 81-120 Sexual abuse of a person in department custody, 28-322.04 Shipment of radioactive materials across state, duties, 71-3523 to 71-3528 Subpoena power, civil investigations, 81-119 Surplus property sale, procedure, 81-161.04 Transition from former departments, See HEALTH AND HUMAN SERVICES ACT; 81-3110 Transportation of clients, 75-303.01, 75-303.02 Children and vulnerable adults. restrictions. 81-6.120 Volunteers, payments authorized, 81-1182.01 HEALTH AND HUMAN SERVICES, OFFICE OF JUVENILE SERVICES ACT See generally STATE GOVERNMENT Act, how cited, 43-401 Definitions, 43-403 Facility standards, juvenile detention facilities and staff

secure juvenile facilities, 83-

4,124 to 83-4,134

HEALTH AND HUMAN SERVICES. **OFFICE OF JUVENILE** SERVICES ACT –Cont'd Hearings, hearing officer, requirements, 43-420 Intent. 43-402 Juvenile court. maintain jurisdiction, 43-408 Office of Juvenile Services, Administrator, 43-404 Created, 43-404 Duties, 43-404, 43-405, 43-407, 83-101 Juvenile records, access and immunity, 43-409 Reports, 43-405 Programs and treatment services, Case management, 43-406, 43-407 Community and Family Reentry Process. Created, 43-425 Family team meetings, reentry plan, 43-425 Office of Probation Administration, duties. 43-425 Evidence-based practices and policies, report, 43-407 Health care and treatment, 43-408 Placement at youth rehabilitation and treatment center, 43-286, 43-408 Requirements, 43-406, 43-407 Treatment plan, 43-407 **Restrictions**, 43-251.01 Secure youth confinement facility, 83-905, See also CORRECTIONAL FACILITIES AND INMATES Youth rehabilitation and treatment centers. Chief executive officer, appointment, 83-126 Employee of, Assault against with bodily fluid, penalty, 28-934 Training, collaboration with Department of Correctional Services, 83-101 Inspector General, access to records, 43-4324

Juvenile committed. Absconding, Authority to apprehend, 43-410, 43-411 Consequences, 43-424 Interstate Compact for Juveniles, 43-1011 Expenses, how paid, 43-1005 Person enticing or enabling, penalty, 28-912.01 Assault on employee, consequences, 43-424 Commitment criteria, 43-286 Costs of care, liability, 83-364 Death or serious injury, investigation by Inspector General, 43-4318 Discharge, Considerations, 43-417 Individualized reentry plan, 43-286 Notice of, requirements, 43-286, 43-412 Placement restrictions, 43-251.01, 43-286 Public Counsel, authorized to investigate complaints, 81-8.245 Names, 83-107.01 Prescription drug relabeling and redispensing, requirements, 71-2453 Programs and treatment services. this heading HEALTH AND HUMAN SERVICES ACT See generally STATE GOVERNMENT Act. How cited. 81-3110 Purposes, 81-3111 **Department of Health and Human** Services. Chief executive officer, Duties, 81-3117 Qualifications, 81-3114 Chief medical officer, duties, 81-3115 Confidential information, how treated, 81-3118

HEALTH AND HUMAN SERVICES ACT –Cont'd **Department of Health and Human** Services –Cont'd Created, 81-3113 Divisions, 81-3113 Division directors, 81-3115 Responsibilities, 81-3116 Divisions, duties, Division of Behavioral Health, 81-3133.01 Division of Children and Family Services, 81-3133 Division of Developmental Disabilities, 81-3133.02 Division of Medicaid and Long-Term Care, 81-3133.03 Funds. Health and Human Services Cash Fund, 81-3119 Petty cash funds, 81-3120 Transition provisions, Documents and funds transferred to department, 81-3121 Employees, how treated, 81-3123 Programs, services, and duties transferred to department, 81-3112 Property of departments, how treated, 81-3124 Regulations, proceedings, law references, how treated, 81-3122 HEALTH CARE See generally HUMAN AFFAIRS Abortion, See ABORTION Acupuncturists, licensure, See MEDICINE AND SURGERY PRACTICE ACT: 38-2001 Advocate for consumer, See LONG-TERM CARE OMBUDSMAN ACT; 81-2237 Aides, See HOME HEALTH CARE Alcoholism, See ALCOHOLISM Anatomical gifts, See ORGAN AND **TISSUE DONATION** Anesthetists, See ANESTHETISTS Asbestos, See ASBESTOS CONTROL ACT; 71-6301

Assistive devices, consumer protection, See ASSISTIVE **TECHNOLOGY REGULATION ACT; 69-**2601 Automated external defibrillator, **use, conditions,** 71-51,102 Behavioral health. Autism spectrum disorder, Children treatment, See AUTISM TREATMENT PROGRAM ACT; 68-962 Health care coverage required, 44-7.106 Children, authorization and denial rates under medicaid, 68-2002, See also CHILDREN'S HEALTH AND TREATMENT ACT Children and families, 71-821 to 71-826, See also BEHAVIORAL HEALTH SERVICES ACT, NEBRASKA Telehealth services for children, 71-8509 to 71-8512 Children's Behavioral Health Task Force, 43-4001 to 43-4003 Services, See BEHAVIORAL HEALTH SERVICES ACT, NEBRASKA; 71-801 Birth defects, See BIRTH DEFECTS Blood and plasma, See BLOOD AND PLASMA **Board,** See HEALTH, STATE BOARD OF; 71-2601 Cancer, breast and cervical cancer diagnostic funding program, 71-7001.01 to 71-7013, See also CANCER Certificate of need, See CERTIFICATE OF NEED ACT. NEBRASKA HEALTH CARE; 71-5801 Chiropractors, See CHIROPRACTORS Clinics, See HEALTH CARE FACILITIES Committees, Health Care Data Base Advisory Committee, 71-9203 State Advisory Committee on Mental Health Services Committee, 71-814 State Advisory Committee on Substance Abuse Services, 71-815

HEALTH CARE –Cont'd Communicable diseases, See DISEASES AND INJURIES Community planning, See HEALTH CARE FACILITY-PROVIDER COOPERATION ACT; 71-7701 **Complaints, Public Counsel has** jurisdiction, 81-8,240 to 81-8,254 **Correctional facilities health care** services. See CORRECTIONAL HEALTH CARE SERVICES ACT, NEBRASKA; 83-4,153 Credentialing policy, 71-8301 to 71-8314 Crimes and offenses, See CRIMES AND OFFENSES Data analysis, Diagnosis code, injury data reporting, 71-2078 to 71-2082 Morbidity or mortality reduction studies, use of health care information, 71-3401 to 71-3403 Nebraska Health Care Data Base, 71-9202, 71-9204, See also HEALTH CARE TRANSPARENCY ACT Outpatient surgical data, See OUTPATIENT SURGICAL PROCEDURES DATA ACT; 81-6,111 Research information, access to, 71-3401 to 71-3403 Section of health care data analysis, 81-676 to 81-680 Syndromic surveillance program, 71-552 **Dental**, See also HEALTH CARE PLANS Fluoridation of water, 71-3305, 71-3306 Diagnosis code, injury data reporting, 71-2078 to 71-2082 Dietitians, See MEDICAL NUTRITION THERAPISTS Disabled persons, See DISABLED PERSONS Diseases, See DISEASES AND INJURIES Districts, See HEALTH DISTRICTS **DNA,** See GENETIC TESTING Doctors, Physicians, this heading Drug abuse, See DRUGS AND MEDICINE

Drugs, See DRUGS AND MEDICINE Emergency services, See EMERGENCY MEDICAL SERVICES Trauma system, See STATEWIDE TRAUMA SYSTEM ACT; 71-8201 Eyesight, Blindness, See BLIND PERSONS Correction, See EYEGLASSES AND CONTACT LENSES Facilities, See HEALTH CARE FACILITIES Community planning, See HEALTH CARE FACILITY-PROVIDER COOPERATION ACT; 71-7701 Licensure of, See HEALTH CARE FACILITY LICENSURE ACT; 71-401 Funding programs, Benefit corporations, See BENEFIT CORPORATION ACT, NEBRASKA; 21-401 Funding, See HEALTH CARE FUNDING ACT, NEBRASKA; 71-7605 Health care professions educational aid. See FINANCIAL AID FOR POSTSECONDARY EDUCATION STUDENTS Long-term care, See LONG-TERM CARE SAVINGS PLAN ACT; 77-6101 Native Americans, See NATIVE AMERICAN PUBLIC HEALTH ACT; 71-7615 Private health care institutions, See EDUCATIONAL, HEALTH, AND SOCIAL SERVICES FINANCE AUTHORITY ACT, NEBRASKA; 58-801 Genetic testing, See GENETIC TESTING Good Samaritan law, Emergency care at accident scene, liability limitation, 25-21,186 Volunteer at free clinic, liability limitation, 25-21,188.02 Group coverage, See HEALTH CARE PLANS Hazardous materials, See HAZARDOUS MATERIALS Head injury, See HEAD INJURY Health care plans, See HEALTH CARE PI ANS

HEALTH CARE -Cont'd Health care providers, Assault on hospital or health clinic health care professional, 28-929 to 28-931, See also ASSAULT AND BATTERY Warning sign required, 28-929.02 Disease exposure procedures, 71-506 to 71-514.05 Governmental entity, delivery of health care services. cooperative ventures authorized, powers, 71-2059 Reporting requirements, syndromic surveillance program, 71-552 Failure to report, grounds for discipline, 71-552 Health carriers, duties, See HEALTH CARE PLANS Health departments, city and county, 71-1626 to 71-1636, See also LOCAL PUBLIC HEALTH DEPARTMENTS Health districts, See HEALTH DISTRICTS Health insurance, See HEALTH CARE PLANS Health organization, See HEALTH CARE PLANS HMO, See HEALTH MAINTENANCE ORGANIZATION ACT: 44-3292 Health regulations, See SAFETY AND HEALTH REGULATIONS Hearing loss, See DEAF PERSONS Heart attack, automated external defibrillator, use, conditions, 71-51.102 Home health care, See HOME HEALTH CARE Hospice, See HEALTH CARE FACILITIES **Hospitals,** See HEALTH CARE FACILITIES Immunizations, See IMMUNIZATIONS Individuals with co-occurring intellectual disability and mental illness, access to appropriate services, report, 81-3134

Industrial hygienists, See CERTIFIED INDUSTRIAL HYGIENIST TITLE PROTECTION ACT; 71-8001 Injury data, reporting requirements, 71-2078 to 71-2082 **Insurance**, See HEALTH CARE PLANS Lead poisoning, See DISEASES AND INJURIES Licensure, Facilities and services, Licensure of, See HEALTH CARE FACILITY LICENSURE ACT; 71-401 Policy, 71-8301 to 71-8314 Professions and occupations, See CREDENTIALING ACT, UNIFORM; 38-101: PROFESSIONS AND **OCCUPATIONS** Living wills, Power of attorney, See POWER OF ATTORNEY FOR HEALTH CARE; 30-3401 Rights, See RIGHTS OF THE TERMINALLY ILL ACT; 20-401 Long-term care, Insurance, See LONG-TERM CARE INSURANCE ACT; 44-4501 Long-Term Care Partnership Program, 68-1095.01 Nursing homes, See NURSING HOMES Ombudsman, See LONG-TERM CARE OMBUDSMAN ACT; 81-2237 Tax incentive, See LONG-TERM CARE SAVINGS PLAN ACT; 77-6101 Malpractice, See MALPRACTICE Maternal and child health, 71-2201 to 71-2208, See also MATERNAL AND CHILD HEALTH Medicaid, See MEDICAL ASSISTANCE ACT; 68-901 Medical insurance, See HEALTH CARE PLANS Medical records, See MEDICAL RECORDS Medical services for person arrested, detained, in custody, or incarcerated. Responsibility for payment, 47-701 to 47-705 Suspension of medical assistance program payments, 47-706

HEALTH CARE –Cont'd Medicine, See DRUGS AND MEDICINE Mental health, See MENTAL HEALTH Mental illness, See MENTAL ILLNESS Morbidity or mortality reduction studies, use of health care information, 71-3401 to 71-3403 Mosquito control, county and city of primary class, 71-2917, 71-2918 **Nurses**, See NURSES **Occupational therapists**, See OCCUPATIONAL THERAPISTS **Ombudsman**, See LONG-TERM CARE OMBUDSMAN ACT; 81-2237 Organ and tissue donation, See ORGAN AND TISSUE DONATION Osteopathic physicians, See OSTEOPATHIC PHYSICIANS Patients, privacy rights, Medical registries, 81-647, 81-649, 81-663 to 81-675, 81-6,105 Respected in syndromic surveillance program, 71-552 Visitation privileges in hospitals, 71-20,120 Peer review, See PEER REVIEW Perfusionists, See PERFUSION PRACTICE ACT; 38-2701 Pharmacies, See PHARMACIES Pharmacists, See PHARMACISTS Pharmacy technicians, See PHARMACISTS Physical therapists, See PHYSICAL THERAPISTS AND ASSISTANTS Physicians, See PHYSICIANS AND SURGEONS **Poisons**, See POISONS Power of attorney, See POWER OF ATTORNEY FOR HEALTH CARE; 30-3401 Practice incentives. Evidence-based practice and alternative delivery methods, See BEHAVIORAL HEALTH WORKFORCE ACT; 71-828 Rural, See RURAL BEHAVIORAL HEALTH TRAINING AND PLACEMENT PROGRAM ACT; 71-5680

Preferred providers, See HEALTH CARE PLANS Prescriptions, See DRUGS AND MEDICINE Prisoner, medical services, Responsibility for payment, 47-701 to 47-705 Suspension of medical assistance program payments, 47-706 Professions, regulation of, See HEALTH PROFESSIONS ACT, NEBRASKA REGULATION OF: 71-6201 Professions and occupations, licensure, See CREDENTIALING ACT, UNIFORM; 38-101 Records, See also MEDICAL RECORDS Withheld from public, when, 84-712.05 **Registries**, See REGISTRIES Research, Data analysis, this heading Research initiatives, 81-676 to 81-679 Stem cells, See STEM CELL RESEARCH ACT; 71-8801 Rural, See RURAL HEALTH CARE Schools, school-based health centers, 68-968, See also MEDICAL ASSISTANCE ACT Services. For inmates, See CORRECTIONAL HEALTH CARE SERVICES ACT, NEBRASKA; 83-4,153 For prisoner, 47-701 to 47-705 Licensing policy of state, 71-8301 to 71-8314 Licensure of, See HEALTH CARE FACILITY LICENSURE ACT; 71-401 Smoking, programs to reduce, Students, tobacco, alcohol, and drug education, 79-712 to 79-714 **Tobacco Prevention and Control** Cash Fund, 71-5714 State agency, health and human services contract, jurisdiction of Public Counsel, 73-401 Surgeons, See PHYSICIANS AND SURGEONS

HEALTH CARE -Cont'd Telehealth, Children's behavioral health, **Behavioral Health Education** Center, duties, 71-8511 Pilot program, 71-8512 Screenings, 71-8510 Services, 71-8509 Telehealth consultations, See TELEHEALTH ACT, NEBRASKA; 71-8501 Telehealth system for the deaf, 71-4728.04 Telepharmacy, practice of, authorized, 38-2866 Training behavioral health professionals, 71-830 Trauma system, See STATEWIDE TRAUMA SYSTEM ACT: 71-8201 Utilization review, See UTILIZATION **REVIEW ACT; 44-5416** Women's health care, See WOMEN'S HEALTH HEALTH CARE FACILITIES See generally HEALTH CARE Ambulatory surgical centers, See AMBULATORY SURGICAL CENTERS Assisted-living facilities, See ASSISTED-LIVING FACILITIES Assistive devices, See ASSISTIVE

TECHNOLOGY REGULATION ACT; 69-2601

Billing, itemized statement, duty to provide, 71-464

Certificate of need, *See* CERTIFICATE OF NEED ACT, NEBRASKA HEALTH CARE; 71-5801

Claim form, requirements, See STANDARDIZED HEALTH CLAIM FORM ACT; 44-524

Clinic, public health, Cancer drugs, dispensing donated drugs, See CANCER DRUG REPOSITORY PROGRAM ACT; 71-2422

Drug dispensing permits, See PHARMACY PRACTICE ACT; 38-2801 Gratuitous credentialed practitioner, liability limitations, 25-21,188.02 Clinical privileges, 71-2048.01 Community health center, prescription relabeling and redispensing, 71-2431 Cooperative ventures, public hospitals. Conversion of public funds, 71-2060 Definitions, 71-2057 Expenditures, limitation, 71-2061 Governmental entity, provision of health care services, powers, 71-2059 Membership interests and contracts, how construed, 71-2061 Indebtedness, treatment, 71-2061 Intent, 71-2056 Plans and strategies, authorized, 71-2058 Counties, Board of trustees, Compensation, 23-3503 Meetings, 23-3505 Membership, 23-3502 County board may serve as trustees, when, 23-3502 Powers and duties, 23-3504, 23-3505 Vacancy, 23-3502 Bonds, authorized, 23-3501, 23-3508, See also BONDS Joint facilities, 23-3515 Depreciation funds, authorized, 23-3553 Employees, 23-3505 Fiscal year, 23-920 Gifts and devises. 23-3510 Cities and villages, powers, 23-3513 Joint facilities, 23-3513 to 23-3519 Rates and charges. Applicability of law, 23-3520 Collection, 23-3522 to 23-3525 Establish, 23-3521 Retirement plan, Authorized, 23-3526, 23-3527 Reports required, 23-3526 Sections, how construed, 23-3512 Tax levv. Authorized, 23-3509

HEALTH CARE FACILITIES -Cont'd Counties -Cont'd. Tax levy -Cont'd Limitation, 23-3511 Credentialing policy, 71-8301 to 71-8314 Diseases, See also DISEASES AND **INJURIES** Communicable diseases, Monitoring, syndromic surveillance program, 71-552 Reports, confidentiality, 71-503.01 Health care providers, disease exposure procedures, 71-506 to 71-514.05 Drugs, See DRUGS AND MEDICINE Emergency box drugs, See EMERGENCY BOX DRUG ACT; 71-2410 Emergency care, trauma system, See STATEWIDE TRAUMA SYSTEM ACT: 71-8201 Health clinics, Emergency medical personnel, employment of, restrictions, 38-1224 Health care professional, assault on, 28-929 to 28-931, See also ASSAULT AND BATTERY Warning sign required, 28-929.02 Licensure, See HEALTH CARE FACILITY LICENSURE ACT; 71-401 Peer review authorized, See PEER REVIEW Hospice, licensure, See HEALTH CARE FACILITY LICENSURE ACT; 71-401 Hospitals, See HOSPITALS Immunizations, exchange of information, 71-539 to 71-544, See also IMMUNIZATIONS Injunction, 71-445, 71-459 Inspections, 71-440, 71-441 Intellectual disability, See INTELLECTUAL DISABILITY Laboratories, See LABORATORIES Laboratory tests, reports, confidentiality, 71-503.01

Licensure. Credentialing of health care facilities, policy, 71-8301 to 71-8314 Procedure, See HEALTH CARE FACILITY LICENSURE ACT; 71-401 Long-term care, Beds. Certificate of need, activities requiring, 71-5829.03, 71-5829.05 Moratorium, exceptions, 71-5829.04 Ombudsman, See LONG-TERM CARE OMBUDSMAN ACT; 81-2237 Malpractice, See MALPRACTICE Managed care, See HEALTH CARE PLANS Medicaid. See MEDICAL ASSISTANCE ACT: 68-901 Nursing facilities and skilled nursing facilities, pay quality assurance assessment to increase medicaid payments to, See NURSING FACILITY QUALITY ASSURANCE ASSESSMENT ACT; 68-1901 Tax on net revenue of intermediate care facilities for persons with developmental disabilities, See **ICF/DD REIMBURSEMENT** PROTECTION ACT; 68-1801 Medications, See also DRUGS AND MEDICINE Emergency box, See EMERGENCY BOX DRUG ACT; 71-2410 Medication aides, See MEDICATION AIDE ACT; 71-6718 Rules and regulations, 71-6743 Mental illness, See MENTAL ILLNESS Mental retardation, See INTELLECTUAL DISABILITY Nursing homes, See NURSING HOMES Peer review authorized, when, See PEER REVIEW Pharmacies, See PHARMACIES Private health care institution, project funding, See EDUCATIONAL, HEALTH, AND SOCIAL

HEALTH CARE FACILITIES –Cont'd SERVICES FINANCE AUTHORITY ACT. NEBRASKA; 58-801 Providers, Cooperative agreements and planning, See HEALTH CARE FACILITY-PROVIDER COOPERATION ACT; 71-7701 Governmental entity, delivery of health care services, cooperative ventures authorized, powers, 71-2059 Rehabilitation beds, moratorium, exceptions, 71-5829.06 Reports. Communicable diseases, confidentiality, 71-503.01 Outpatient surgical procedures, 81-6,114 Surgical infections, 71-2083 Syndromic surveillance program, 71-552 Unlawful or incompetent acts of licensees, 28-435.01, 38-1,127, 71-7460.02 Rural health care, See RURAL HEALTH CARE Practice incentives, See RURAL HEALTH SYSTEMS AND PROFESSIONAL INCENTIVE ACT; 71-5650 Behavioral health, See RURAL **BEHAVIORAL HEALTH TRAINING** AND PLACEMENT PROGRAM ACT; 71-5680 Sales and use tax exemption, certain nonprofit, 77-2704.12 Smoking restrictions, See CLEAN INDOOR AIR ACT, NEBRASKA; 71-5716 Staffing exemption, Nursing facilities, 71-6018.01 Skilled nursing facilities, 71-6018.02 **Telehealth,** See HEALTH CARE Transplant center, immunosuppressant drugs. dispensing donated, See IMMUNOSUPPRESSANT DRUG **REPOSITORY PROGRAM ACT; 71-2436**

licensees, reporting requirements. 28-435.01. 38-1,127,71-7460.02 Unlicensed facilities, report, 81-604.01 HEALTH CARE FACILITY LICENSURE ACT See generally HEALTH CARE FACILITIES Act, how cited, 71-401 Adult day services, 71-404 Ambulatory surgical centers, 71-405 Assisted-living facilities, 71-406 Billing statement, itemized, duty to provide, 71-464 Care, defined, 71-407 Care facilities. Assisted-living facilities, 71-406 Centers or group homes for the developmentally disabled, 71-408 Hospice, 71-418 Intermediate care facilities, 71-420 Intermediate care facilities for persons with developmental disabilities. 71-421 Nursing facilities, 71-424 Skilled nursing facilities, 71-429 Construction or physical plant requirements, 71-439 Definitions, 71-403 to 71-431 Developmentally disabled, centers or group homes for, 71-408 **Discrimination prohibited**, 71-445 Health care facilities. Defined, 71-413 Licensure, required when, 71-432 Nonprofit, sales and use tax exemption for purchases of, 77-2704.12 Health care practitioner facilities, 71-414 Health care service. Defined, 71-415 Children's day health service, 71-408.01 Licensure, required when, 71-432 Health clinics, 71-416 Home health agencies, 71-417

Unlawful or incompetent acts of

HEALTH CARE FACILITY LICENSURE ACT -Cont'd Hospice or hospice services, 71-418 Hospital pharmacy, Defined, 71-419.01 Licensure, required when, 71-470 Hospitals, 71-419 Critical access, 71-409 General acute, 71-412 Employees, certain vaccinations, requirements, 71-467 Patients, offer certain onsite vaccinations to, 71-468, 71-469 Long-term care, 71-422 Psychiatric or mental, 71-426 Rehabilitation, 71-427 Injunctions. Discrimination or retaliation action, 71-445 Operating without a license, 71-459 **Intent**, 71-402 Intermediate care facilities, 71-420 Patients, offer certain onsite vaccinations to, 71-468 Intermediate care facilities for persons with developmental disabilities, 71-421 Tax on net revenue, See ICF/DD REIMBURSEMENT PROTECTION ACT; 68-1801 License, Accreditation, when accepted, 71-438 Application, 71-433 Certification, when accepted, 71-438 Complaints, Discrimination or retaliation prohibited, 71-445 Immunity for submitting, 71-444 Denial, when, 71-447 Disciplinary actions, Appeals, 71-446, 71-455 Authorized, 71-449 Considerations, 71-450 Fines, 71-449 Grounds. 71-448 Hearings, procedure, 71-454

Informal conference, procedure, 71-453 Notice, 71-451 Representative peer review organization. Fee, 71-434 Procedure, 71-453 Rights of licensee, 71-452 Rights of licensee, 71-452 Temporary suspension or limitation, procedure, 71-446 Duration, 71-435 Fees, 71-434 Inspections, 71-440, 71-441 Fees, 71-434, 71-441 Noncompliance, procedures, 71-443 Investigations of complaints, 71-444 Issuance requirements, 71-435 Multiple services or locations, effect, 71-436 Provisional license, 71-437 Reinstatement, when, procedure, 71-456 Required when, 71-432 Requirements, compliance assessment, Alternative methods, 71-442 Inspections, 71-440, 71-441 Mental health centers, 71-423 Nursing facilities, 71-424 Patients, offer certain onsite vaccinations to, 71-468, 71-469 Pharmacies, 71-425 Practitioner facilities, 71-414 Religious residential facility, exempt from licensure and regulation, 71-466 Respite care services, 71-428 Rules and regulations, 71-457 Skilled nursing facilities, 71-429 Patients, offer certain onsite vaccinations to, 71-468, 71-469 Substance abuse treatment centers, 71-430 Treatment, defined, 71-431 Violations, penalty, 71-458

HEALTH CARE FACILITY-PROVIDER COOPERATION ACT

See generally HEALTH CARE FACILITIES Act,

How cited, 71-7701 How construed, 71-7709, 71-7710 Appeal, 71-7705 Certificate of public advantage,

Application, 71-7703, 71-7704 Grant or deny, 71-7705 Hearing, 71-7704 Issuance, considerations, 71-7706 Termination, 71-7707, 71-7708, 71-7711 **Definitions**, 71-7702 **Immunity of parties**, 71-7709

Records, 71-7711 Report, 71-7708 Rules and regulations, 71-7704

HEALTH CARE FUNDING ACT, NEBRASKA

See generally HEALTH CARE Act, how cited, 71-7605 Funds, Nebraska Health Care Cash Fund, 71-7611 Nebraska Medicaid Intergovernmental Trust Fund, 71-7607 Nebraska Tobacco Settlement Trust Fund, 71-7608 Use of funds, 71-7606

HEALTH CARE PLANS

See generally HEALTH CARE Abortion coverage in health plans, restrictions, See MANDATE OPT-OUT AND INSURANCE COVERAGE CLARIFICATION ACT; 44-8401

Access,

Affordable insurance exchange, See AFFORDABLE INSURANCE EXCHANGE

High risk residents, See COMPREHENSIVE HEALTH INSURANCE POOL ACT; 44-4201 Multiple employers, See MULTIPLE EMPLOYER WELFARE ARRANGEMENT ACT; 44-7601

Rights, See HEALTH INSURANCE ACCESS ACT; 44-5301 Small employers, See SMALL EMPLOYER HEALTH INSURANCE AVAILABILITY ACT; 44-5223 Adopted children, coverage requirements, 44-799 Affordable insurance exchange, See AFFORDABLE INSURANCE EXCHANGE Alcoholism, required coverage, 44-769 to 44-781 Assessment associations, 44-349, 44-821 to 44-825 Autism spectrum disorder, required coverage, 44-7,106 Blind state contract employee, eligibility, 84-1604.01 Bone or joint treatment, coverage requirements, 44-789 Breast reconstruction, required coverage, 44-797 Cancer treatment, Medicaid coverage, when, 68-915 Required coverage, 44-788 Includes orally administered anticancer medication, 44-7.104 Capital requirements for insurer, See 44-6001 Children, health care coverage. Acts prohibited, 44-3,145 Adopted children, coverage requirements, 44-799 Continuing coverage, when required, 44-7,103 Hearing screening tests for newborns and infants, 44-796 Support order, requirements, 44-3,144 to 44-3,150, See also CHILD SUPPORT CHIP, See COMPREHENSIVE HEALTH **INSURANCE POOL ACT: 44-4201** Claim forms, requirements, See STANDARDIZED HEALTH CLAIM FORM ACT: 44-524 Colorectal cancer screening, coverage requirements, 44-7.102

HEALTH CARE PLANS –Cont'd **Companies, domestic sickness** and accident, requirements, considerations, 44-409 **Consumer rights regarding** personal health information, See PRIVACY OF INSURANCE CONSUMER INFORMATION ACT; 44-901 Coordination of benefits, plan restrictions, 44-3, 159, 44-710.04 Coverage benefit plan requirements, 44-3,129 to 44-3,131 Credit accident and health insurance. 44-1701 to 44-1713 Death. Of insured, refund of unearned premium, 44-310 Simultaneous, effect on distribution of proceeds, See SIMULTANEOUS DEATH ACT, UNIFORM; 30-121 Dental services. Care requiring hospitalization, required coverage, 44-798 Dental insurance, Benefits, good faith estimate of, provided, when, 44-712 Preferred providers, 44-4101 to 44-4113, See also HEALTH CARE PLANS Prepaid dental service plan, requirements, 44-3801 to 44-3826 Fees charged, prohibited acts, 44-7.105 Limited health service organizations, requirements, See PREPAID LIMITED HEALTH SERVICE ORGANIZATION ACT; 44-4701 Dependent coverage, 44-710.01 Diabetes, required coverage for treatment and supplies, 44-790 Discount medical plan providers, See DISCOUNT MEDICAL PLAN ORGANIZATION ACT; 44-8301

DISCRIMINATION AGAINST SUBJECTS OF ABUSE IN INSURANCE ACT; 44-7401 Divorce, effect on health care coverage, 42-372.01 Emergency services, requirements, See MANAGED CARE EMERGENCY SERVICES ACT; 44-6825 Federal affordable insurance exchange, See AFFORDABLE INSURANCE EXCHANGE Genetic testing, prohibited acts, 44 7,100 Government health insurance programs and trust funds. plans required, 50-502, 50-503 Grievance procedures, External review. See HEALTH CARRIER EXTERNAL REVIEW ACT; 44-1301 Standard review. See HEALTH CARRIER GRIEVANCE PROCEDURE ACT: 44-7301 Group coverage, multiple employers, See MULTIPLE EMPLOYER WELFARE ARRANGEMENT ACT; 44-7601 Group health plans, Multiple employers, See MULTIPLE EMPLOYER WELFARE ARRANGEMENT ACT; 44-7601 Prepaid limited health service organizations, See PREPAID LIMITED HEALTH SERVICE **ORGANIZATION ACT: 44-4701** Requirements, 44-6901 to 44-6918. See also HEALTH CARE Requirements, Certification of creditable coverage, 44-6917.01 Definitions, 44-6901 to 44-6915.01 Health benefit plan, renewal. exceptions, 44-6917 Health carrier or health benefit plan, restrictions, 44-6916 Late enrollee, 44-6916 Preexisting condition exclusion, 44-6916 Rules and regulations, 44-6918

Discrimination. See UNFAIR

HEALTH CARE PLANS -Cont'd **Group health plans** –*Cont'd* Small employers, See SMALL EMPLOYER HEALTH INSURANCE AVAILABILITY ACT; 44-5223 Group sickness and accident insurance. Blanket policy, 44-762 to 44-765 Coordination of benefits, restrictions, 44-3,159 Death of employee, effect, 44-1643 to 44-1645 Group health plans, requirements, 44-6901 to 44-6918 Health Care Purchasing Pool Act, 44-6701, 44-6702 Involuntary termination of employment, effect, 44-1640 to 44-1642 Multiple employers, See MULTIPLE EMPLOYER WELFARE ARRANGEMENT ACT; 44-7601 Public employees, this heading Small employers, See SMALL EMPLOYER HEALTH INSURANCE AVAILABILITY ACT; 44-5223 Guaranty association, See LIFE AND HEALTH INSURANCE GUARANTY ASSOCIATION ACT, NEBRASKA; 44-2701 Health care payor, immunity for discussions and inquiries, 25-21,247 Health care payors, immunity for inguiries, 25-21,247 Health Care Purchasing Pool Act, 44-6701, 44-6702 Health care sharing ministry, treatment under insurance laws, 44-311 Health carriers, duties, Capital requirements, See INSURERS AND HEALTH ORGANIZATIONS RISK-BASED CAPITAL ACT; 44-6001 Claim forms, See STANDARDIZED HEALTH CLAIM FORM ACT; 44-524 Coordination of benefits, 68-926 to 68-933 Failure, unfair practice, 44-1540

Coverage for certain children, 44-7,103 Credentialing verification, See HEALTH CARE PROFESSIONAL CREDENTIALING VERIFICATION ACT; 44-7001 Emergency services, See MANAGED CARE EMERGENCY SERVICES ACT; 44-6825 External review of coverage determinations, See HEALTH CARRIER EXTERNAL REVIEW ACT; 44-1301 Grievance procedures, See HEALTH CARRIER GRIEVANCE PROCEDURE ACT: 44-7301 Group health plans, requirements, 44-6901 to 44-6918, See also HEALTH CARE Insurer, business transactions, reporting requirements, See DISCLOSURE OF MATERIAL INSURANCE TRANSACTIONS ACT; 44-6301 Network requirements, See MANAGED CARE PLAN NETWORK ADEQUACY ACT; 44-7101 Prescription drug information card, requirements, 44-7,101 Quality assessment, See QUALITY ASSESSMENT AND IMPROVEMENT ACT; 44-7201 Report unprofessional conduct committed by health professionals, 38-1,130 Telehealth and telemonitoring services, description of, 44-312 Utilization review, See UTILIZATION **REVIEW ACT; 44-5416** Health Insurance Marketplace, See AFFORDABLE INSURANCE EXCHANGE Hearing screening tests for newborns, required coverage, 44-796 HMO, See HEALTH MAINTENANCE ORGANIZATION ACT; 44-3292 Human immunodeficiency virus treatment, coverage required, 44-788

HEALTH CARE PLANS –Cont'd Immunization for children, coverage required, 44-784 Infants, coverage, 44-710.19 Hearing screening test, 44-796 Insurance benefits, exempt from creditors, when, 44-371 Insurance exchange, See AFFORDABLE INSURANCE EXCHANGE Insurance payments, See HEALTH CARE PROMPT PAYMENT ACT; 44-8001 Insurers. Business transactions, reporting requirements, See DISCLOSURE OF MATERIAL INSURANCE TRANSACTIONS ACT; 44-6301 Capital requirements, See INSURERS AND HEALTH ORGANIZATIONS **RISK-BASED CAPITAL ACT** Defenses not waived, 44-710.15 Pharmacists, contracts with, 44-313 Provide allowable benefit estimate to insured. 44-712 Report unlawful or incompetent acts of health professionals, 28-435.02, 38-1,129 to 38-1,135, 71-7460.03 Reserves, valuation, See STANDARD VALUATION ACT: 44-8901 Limited health service organizations, requirements, See PREPAID LIMITED HEALTH SERVICE ORGANIZATION ACT; 44-4701 Liquidation, See INSURERS SUPERVISION, REHABILITATION, AND LIQUIDATION ACT, NEBRASKA; 44-4801 Long-term care requirements, See LONG-TERM CARE INSURANCE ACT; 44-4501 Malpractice insurance, See MALPRACTICE Mammography screening, requirements, 44-785 Medicaid, See MEDICAL ASSISTANCE ACT: 68-901

Medicare supplement, See MEDICARE SUPPLEMENT INSURANCE MINIMUM STANDARDS ACT; 44-3601 Death of insured, refund of unearned premium, 44-310 Mental health conditions, required coverage, 44-791 to 44-795 Mental or nervous disorders, coverage denial, limitations, 44-782 Pharmacy, limit choice, when, 44-783 **Pool.** See COMPREHENSIVE HEALTH INSURANCE POOL ACT; 44-4201 Power of attorney for health care, effect on eligibility, 30-3429 Preferred providers, Committee, health care review, 44-4110.02. 44-4110.03 Comprehensive Health Insurance Pool, insurance arrangements, 44-4220 Confidential information, disclosure prohibited, when, 44-4110.01. 44-4110.03 Contracts for health services, procedure, 44-4111 Benefits, good faith estimate of, provided, when, 44-712 Requirements, 44-4109.01 Credentialing, 44-4109.01 Discrimination among health providers prohibited, 44-4111 Health care review committee, 44-4110.02, 44-4110.03 Immunity from liability, 44-4110.02 Intent. 44-4108 Mandated providers, 44-4112 Organization, conditions, 44-4110 Pharmacy, limitation, 44-513.02, 44-783 Policy requirements, 44-4109.01 Preferred provider insurance arrangements, authorized, 44-4109 Prescription drugs, limitation, 44-513.02, 44-783 Requirements, policy or contract, 44-4109.01

HEALTH CARE PLANS –Cont'd **Preferred providers** –Cont'd Use of nonpreferred provider, effect, 44-4113 Utilization review, See UTILIZATION **REVIEW ACT; 44-5416** Prepaid limited services, See PREPAID LIMITED HEALTH SERVICE ORGANIZATION ACT; 44-4701 Prescription drugs, Cancer treatment coverage includes orally administered anticancer medication, 44-7,104 Limit on pharmacy choice, 44-783 Prescription drug information card, requirements, 44-7,101 Reimbursement, 44-513.02, 44-788 Primary care physicians, choice includes obstetricians/gynecologists, 44-786 Privacy rights of consumer regarding personal information obtained by insurer, See PRIVACY OF INSURANCE CONSUMER **INFORMATION ACT; 44-901** Public employees, Coverage authorized, 44-1615, 44-1616 Metropolitan utilities district directors, eligibility for health care benefits, 14-2104 Participation, 44-1617 Political subdivisions, See POLITICAL SUBDIVISIONS SELF-FUNDING BENEFITS ACT; 13-1601 State Insurance Program. Nebraska, 84-1601 to 84-1615 Withholding, 44-1608 to 44-1611, 44-1616 Services reimbursable, 44-513 Sickness and accident insurance. Age, misstatement, effect, 44-710.16 Applicability of law, 44-767 Applicant restrictions, 44-704 Application, Alterations prohibited, 44-710.13 Falsification, effect, 44-710.14 Rights of applicant, 44-710.12

Benefits, good faith estimate of, provided, when, 44-712 Coverage for certain children, 44-7.103 Defined, 44-709 Dependent coverage, 44-710.01 Disability benefit, extended, 44-736 Franchise plan, 44-759 Group coverage, Group sickness and accident *insurance*, this heading Industrial sickness and accident insurance, 44-755 to 44-758 Insured, term construed, 44-710.07 Minor, competency to contract, 44-705 Policies, Application, incorporation, 44-710.12 Dental services, this heading Endorsement, effective when, 44-710.17 Foreign restrictions, 44-710.08 Form. Acts prohibited, 44-766 Approval required, 44-710, 44-710.02 Arrangement, 44-710.06 Hearing, 44-711 Modifications permitted, when, 44-710.05 Standard provisions, 44-710.03 to 44-710.06 Group coverage, this heading How construed, 44-710.07, 44-710.11 Individual policies. Certificate of creditable coverage, 44-787 Death of insured, refund of unearned premium, 44-310 Limitations and renewability, 44-787 Provisions, Coordination of benefits, restrictions, 44-3, 159, 44-710.04 Fees for dental services, prohibited acts, 44-7,105

HEALTH CARE PLANS -Cont'd Sickness and accident insurance –Cont'd. Policies -Cont'd. Provisions –Cont'd Group health plans, requirements, 44-6901 to 44-6918, See also HEALTH CARE Individual policy, limitations and renewability, 44-787 Required, 44-710.01, 44-710.03, 44-712, 44-788 to 44-7,104 Restrictions, nonstandard provisions, 44-710.10 Readability, See LIFE, SICKNESS AND ACCIDENT INSURANCE POLICY READABILITY ACT, NEBRASKA: 44-3401 Return, effect, 44-710.18 Rider, effective when, 44-710.17 Rules and regulations, 44-710.09 Valuation, actuarial opinions, 44-426 Premiums, acceptance, effect, 44-710.16 Readability, See LIFE, SICKNESS AND ACCIDENT INSURANCE POLICY READABILITY ACT, NEBRASKA; 44-3401 Release applicant from contractual obligation, 44-710.18 Telehealth and telemonitoring services, description of, 44-312 Workers' compensation insurance, relationship to, 48-106 Simultaneous death, effect on distribution of proceeds, See SIMULTANEOUS DEATH ACT, UNIFORM; 30-121 Substance abuse, required coverage, 44-769 to 44-781 **Telehealth and telemonitoring** services, description of, 44-312 Uninsured person, Access, this heading Unlawful or incompetent acts of health professional, insurer report required, 28-435.02, 38-1,129 to 38-1,135, 71-7460.03

Utilization review, See UTILIZATION REVIEW ACT; 44-5416 Workers' Compensation Act, Nebraska, certification, 48-120.02 HEALTH CARE PROFESSIONAL CREDENTIALING VERIFICATION ACT

See generally HEALTH CARE PLANS Accreditation, use of private entities authorized, 44-7005 Act. Applicability of, 44-7004 How cited, 44-7001 Cease and desist order, 44-7012 Definitions, 44-7003 Health care professional, rights, 44-7008 Health carrier, Contracts, duties, 44-7009 Credentialing verification duties, 44-7006 to 44-7008 Intent. 44-7002 Rules and regulations, 44-7013 Violations, Notice and hearing, 44-7010 Penalties, 44-7011, 44-7012

HEALTH CARE PROMPT PAYMENT ACT See generally HEALTH CARE PLANS Act. Applicability, 44-8009 Compliance, 44-8008 How cited, 44-8001 Claims. Action, deadline, 44-8004 Date of receipt, presumption, 44-8003 Processing functions, requirements, 44-8007 Compliance statement, effect, 44-8006 Definitions, 44-8002 Director, powers and duties, 44-8008, 44-8010 Enforcement, 44-8008 Interest, rate and payment, 44-8005 Penalty, 44-8008

HEALTH CARE PROMPT PAYMENT ACT –Cont'd

Rules and regulations, 44-8010

HEALTH CARE PURCHASING POOL ACT

See generally HEALTH CARE PLANS Act, how cited, 44-6701 Intent, 44-6702

HEALTH CARE QUALITY IMPROVEMENT ACT

See generally HEALTH CARE

How cited, 71-7904 Purposes, 71-7905

Definitions, 71-7906 to 71-7910 Incident report or risk management report, not discoverable or

used as evidence, 71-7913

Peer review committee, Immunity for peer review activities, 71-7911

Proceedings and records, not discoverable or used as evidence, 71-7912

HEALTH CARE TRANSPARENCY ACT

See generally HEALTH CARE Act, how cited, 71-9201 Committee, Health Care Data Base Advisory, Created, 71-9202 Duties, 71-9204 Members, 71-9203 Director of Insurance, duties, 71-9202, 71-9204 Nebraska Health Care Data Base, 71-9202

HEALTH CARRIER EXTERNAL REVIEW ACT

See generally INSURANCE Act, Applicability, 44-1304, 44-1318 How cited, 44-1301 Purpose, 44-1302 Covered person, right to request external review, 44-1305 Definitions, 44-1303

External review. Decision, how treated, 44-1311 Exhaustion of internal grievance procedure, 44-1307 Expedited review, 44-1307, 44-1309, 44-1310 Experimental or investigational treatment, review, 44-1310 Initial determination, 44-1309, 44-1310 Preliminary review, 44-1308 Request, procedure, 44-1306, 44-1308 Health carrier. Information and notification to covered person, 44-1305, 44-1317 Payment of external review costs, 44-1316 Independent review organization, Approval, Application, contents, 44-1312 Required, 44-1312 Clinical reviewers, qualifications, 44-1313 Duties, 44-1307 to 44-1310 Limitation of liability for damages, 44-1314 Qualifications, 44-1312, 44-1313 Records, requirements, 44-1315 HEALTH CARRIER GRIEVANCE **PROCEDURE ACT** See generally HEALTH CARE PLANS Accreditation, use of private entities authorized, 44-7305 Act. Applicability, 44-7304 How cited, 44-7301 Purpose of, 44-7302 Definitions, 44-7303 Grievance, Expedited reviews, 44-7311 Grievance review, 44-7308 Procedures, 44-7307

Register, 44-7306 Standard review, 44-7310 **Rules and regulations,** 44-7315 **Violations,** Notice and hearing, 44-7312

Penalties, 44-7313, 44-7314 HEALTH CLINICS See HEALTH CARE FACILITIES HEALTH DISTRICTS See generally POLITICAL SUBDIVISIONS Audit by Auditor of Public Accounts, when, 84-304 City-county board of health, duties, 71-1630 Contract for construction or delivery service, contractor duties, 48-2911, 48-2912, See also EMPLOYEE CLASSIFICATION ACT Contractor rights to payment, See CONSTRUCTION PROMPT PAY ACT, NEBRASKA; 45-1201 Counties. Administration, 71-1612 Applicability of law, 71-1623 Authorized, 71-1601 Board, 71-1607 Compensation, 71-1609 Meetings, 71-1609 Powers and duties, 71-1612 Bonds, 71-1622, See also BONDS Budget, 71-1611 Creation, 71-1604 to 71-1606 Director, 71-1616 Dissolution, effect, 71-1624 Election, 71-1604 to 71-1606 Governmental subdivision, 71-1625 Inspection, fees, 71-1619 Name, 71-1602 Powers, 71-1603 Prior law, effect, 71-1620 Property, possession when, 71-1618 Reimbursement, when, 71-1614, 71-1615 Rights and obligations, assumption of, 71-1608 Standards, 71-1617 Tax levy, 71-1611, 71-1621 Territory, 71-1602 Treasurer, duties, 71-1610

HEALTH CARRIER GRIEVANCE

Violations –Cont'd

PROCEDURE ACT –Cont'd

Violations, penalty, 71-1613 Dental preventive services, dental hygienist authorized to perform, 38-1130 Expenditures, additional authorized, See LOCAL GOVERNMENT MISCELLANEOUS EXPENDITURE ACT; 13-2201 Immunizations, exchange of information, 71-539 to 71-544, See also IMMUNIZATIONS Local public health departments. 71-1626 to 71-1636. See also LOCAL PUBLIC HEALTH DEPARTMENTS HEALTH INSURANCE See HEALTH CARE PLANS HEALTH INSURANCE ACCESS ACT See generally HEALTH CARE PLANS Act, how cited, 44-5301 Applicability of law, 44-5304 Benefits, provided, 44-5307, 44-5309 Coverage, authorized, 44-5307 Definitions, 44-5303 Eligibility, Criteria, 44-5305 Limitations, 44-5306 **Exemption from mandated** benefits, 44-5309 Insurer, powers, 44-5310 Intent, 44-5302 Policy or contract, contents, 44-5308 Rules and regulations, 44-5311 HEALTH INSURANCE EXCHANGE NAVIGATOR REGISTRATION ACT See generally HEALTH CARE Act, how cited, 44-8801 Definitions, 44-8802 Navigator, Continuing education, 44-8805 Disciplinary actions, 44-8807 Information required to give, 44-8806 Registration. Application, 44-8804 Fees, 44-8804, 44-8805

HEALTH INSURANCE EXCHANGE NAVIGATOR REGISTRATION ACT –Cont'd Navigator – Cont'd, Registration -Cont'd Renewal, 44-8805 Required, 44-8803 Term, 44-8805 Rules and regulations, 44-8808 HEALTH INSURANCE MARKETPLACE See AFFORDABLE INSURANCE EXCHANGE HEALTH MAINTENANCE **ORGANIZATION ACT** See generally HEALTH CARE PLANS Acquisition, procedure, 44-32,177 Act, how cited, 44-3292 Applicability of laws, 44-32, 150, 44-32,161,44-32,168,44-32,170,44-32,179 Benefits, coordination, 44-32,178 Bond required, 44-32,125 Care quality, 44-32, 126, 44-32, 127 Cease and desist order, 44-32,166 Certificate of authority, 44-32,115, 44-32,116 Application, 44-32,117 Amendments or modification, 44-32,118 Public inspection, 44-32,171 Disciplinary actions, 44-32,153 to 44-32,158 Existing organization, treatment, 44-32,116 Issuance, conditions, 44-32,119, 44-32,120 Renewal, 44-32,121 Claim forms. Forms, this heading Committee, health care review, powers and duties, 44-32,173, 44-32,174 Conference with violators, 44-32,165 Consolidation, procedure, 44-32,177

Contracts. Fees for dental services, prohibited acts, 44-7,105 Required provisions, Group and individual, 44-32,129, 44-32,130 Provider contracts, 44-32,141, 44-32,142 Required coverage, 44-788 to 44-7.104 Definitions, 44-3293 to 44-32,114 Department, contracts authorized, 44-32.176 Deposit requirements, 44-32, 139, 44-32,144, 44-32,145 **Disciplinary actions**, Administrative penalty, 44-32,155, 44-32.156 Appeal, 44-32,157 Effect, 44-32,158 Grounds, 44-32,153 Hearing, 44-32, 156, 44-32, 157 Evidence of coverage, 44-32,131 **Examinations**, 44-32, 152 Fees, 44-32,163 Fiduciary relationship, 44-32,125 Filings required, 44-32,134 Financial statement, required, 44-32,134 Forms. Claim forms, See STANDARDIZED HEALTH CLAIM FORM ACT; 44-524 Filing requirements, 44-32, 132, 44-32.133 Readability standards, 44-32,132 Grievance procedure, 44-32,136 Group health plans, requirements, 44-6901 to 44-6918, See also HEALTH CARE Hazardous operation, remedies, 44-32,159,44-32,160 Immunity for discussions and inquiries, 25-21,247 Immunization for children, coverage required, 44-784 Infants, coverage, 44-710.19 Information to enrollees and subscribers. 44-32.135 Injunction, 44-32,166

HEALTH MAINTENANCE **ORGANIZATION ACT** –Cont'd Insolvency, Deposit requirements, 44-32,144, 44-32,145 Plan required, 44-32,143 Replacement coverage, 44-32,147, 44-32,148 Reports of uncovered expenditures, 44-32.146 Insurance business, Deem to transact, 44-32, 124, 44-32.168 Licensing provisions, applicable, 44-32,150 Insurer, business transactions, reporting requirements, See DISCLOSURE OF MATERIAL **INSURANCE TRANSACTIONS ACT: 44-**6301 **Insurers, powers**, 44-32,151 Insurers Supervision, Rehabilitation, and Liquidation Act, Nebraska, applicability, 44-32.161 Investments, 44-32, 137 Liabilities, computation, 44-32,140 Managed care, See HEALTH CARE PLANS Medicine, practice of, 44-32,170 Merger, procedure, 44-32,177 Net worth requirements, 44-32,138 Impairments, 44-32,154 Violations, 44-32,167 Patient record system, 44-32,128 Confidentiality, 44-32,172 Powers, 44-32, 122, 44-32, 123 Preferred providers, 44-4101 to 44-4113, See also HEALTH CARE PLANS Premium rates, 44-32,149 Primary care physicians, choice includes obstetricians/gynecologists, 44-786 Provider contracts, 44-32,141, 44-32,142 Quality assurance program, 44-32,126, 44-32,127

Access to records and information. 44-32,175 Committee, health care review, powers and duties, 44-32,173, 44-32,174 Readability standards, 44-32,132 **Records, patient, 44-32,128** Confidentiality, 44-32,172 Replacement coverage, 44-32,147, 44-32,148 **Reports**, 44-32,134 Public inspection, 44-32,171 Uncovered expenditures, 44-32,146 Rules and regulations, 44-32,162 Solicitation of enrollees, 44-32,169 Taxation, 44-32,180 Unfair claims settlement law, applicability, 44-32,179 Unfair trade practices law. applicability, 44-32,179 Utilization review, See UTILIZATION **REVIEW ACT; 44-5416** Violations, Conference, 44-32,165 Penalty, 44-32, 155, 44-32, 164 HEALTH PROFESSIONS ACT, NEBRASKA REGULATION OF See generally HEALTH CARE Act. How cited, 71-6201 How construed, 71-6229 Application, 71-6223 Board of Health, State, duties, 71-6224, 71-6225, 71-6227 Clerical services, 71-6227 Committee, technical, 71-6224, 71-6225 Definitions, 71-6203 to 71-6220.01 Directed review, procedure, 71-6223.02 Division, duties, 71-6221, 71-6226 Intent. 71-6202 Regulation of profession, Application, Contents, 71-6223 Fee, 71-6223.01 Review by technical committee, 71-6224.71-6225 Least restrictive method, 71-6222

HEALTH PROFESSIONS ACT. **NEBRASKA REGULATION OF** -Cont'd

Regulation of profession –Cont'd Letter of intent, 71-6223 Scope of practice, change, when, 71-6221 When authorized, 71-6221 Reports, 71-6223.02, 71-6225, 71-6226 Rules and regulations, 71-6227

HEARING AID DOGS

See DISABLED PERSONS

HEARING INSTRUMENT SPECIALISTS

See generally PROFESSIONS AND OCCUPATIONS

Assistive devices, consumer protection, See ASSISTIVE **TECHNOLOGY REGULATION ACT; 69-**2601

Deaf persons, See DEAF PERSONS Licensure, See HEARING INSTRUMENT SPECIALISTS PRACTICE ACT; 38-1501

Peer review authorized, See PEER REVIEW

HEARING INSTRUMENT SPECIALISTS PRACTICE ACT See generally PROFESSIONS AND OCCUPATIONS Act. Applicability, 38-1510

How cited, 38-1501 Audiologists, sections applicable, 38-512 **Board of Hearing Instrument** Specialists, 38-167 Membership, gualifications, 38-1508 Definitions, 38-1502 to 38-1507 **Disciplinary actions, additional**

grounds, 38-1517 Fees, 38-1518 Licensure, See also CREDENTIALING ACT, UNIFORM; 38-101 Continuing competency requirements, 38-1515, 38-1516

Examination. Contents, purpose, 38-1514 Requirements, 38-1512 Reciprocity, 38-1516 Required, 38-1509 Temporary, 38-1513 Without examination, when, 38-1512 Sale, conditions, 38-1511

Sales and use tax exemption, 77-2704.09

HEARING-IMPAIRED PERSONS See DEAF PERSONS

HIGH SCHOOLS

See ELEMENTARY AND SECONDARY EDUCATION

HIGHER EDUCATION

See POSTSECONDARY EDUCATION

HIGH-LEVEL RADIOACTIVE WASTE AND TRANSURANIC WASTE

See RADIOACTIVE MATERIALS

HIGHWAY BOND ACT, NEBRASKA

See generally HIGHWAYS AND ROADS Act. How cited, 39-2222 How construed, 39-2221 Attorney General, advisor, 39-2204 Auditor of Public Accounts, audit, 39-2204 Bonds, 39-2203 Agreement, 39-2211 Amount, 39-2205, 39-2223 Bondholders' rights, 39-2214, 39-2216, 39-2217 Enforcement of security interest, See GOVERNMENTAL UNIT SECURITY INTEREST ACT, **NEBRASKA**; 10-1101 Investment in, effect, 39-2218 Negotiability, 39-2206 Obligation of state, 39-2213 Proceeds, distribution, 39-2224 Refunding bonds, 39-2226 Resolution, 39-2209 Retirement. 39-2210 Tax exempt, 39-2219

HIGHWAY BOND ACT, NEBRASKA -Cont'd **Bonds** –*Cont'd* Temporary, 39-2208 Terms, 39-2207 Commission, State Highway, Excise tax, set rates, 66-4,144 Replacement bonds, 10-127 Constitutional provisions, Article XIII, section 1, Constitution of Nebraska Definitions, 39-2201 Funds. Highway Restoration and Improvement Bond Fund, 39-2215.01, 66-4,144 Highway Trust Fund, 39-2215 Pledge or security agreement, validity, 39-2212 Warrants, 39-2225 HIGHWAY-RAIL GRADE CROSSING SAFETY AND CONSOLIDATION ACT, NEBRASKA See generally TRANSPORTATION Act, how cited, 74-1329 Bridges, requirements, 74-1331 Violations, penalty, 74-1331 **Closure, when, 74-1334 Complaints**, 74-1336 Department of Roads, 74-1332, 74-1343 Highways, relocation, 74-1337 to 74-1339 Intent, 74-1330 Local regulation, change of crossing, 74-1337 to 74-1339 Maintenance and repair, 74-1333, 74-1335 Safety measures, 74-1334 Grade crossing safety, responsibility, 74-1341 Safety program, 74-1342 Violations, penalty, 74-1331, 74-1340 HIGHWAYS AND ROADS See generally TRANSPORTATION

Access roads, county roads, isolated lands, 39-1713 to 39-1719 Accidents. See PROPERTY DAMAGE Acquisition of property for, Cities and counties, 13-1311 City road improvements, construction, 3-503 County road improvements, construction. 3-612 Political subdivisions road improvements, 3-706 Rules and regulations governing highways and roads within 500 feet of airport, 3-215 Adverse possession, prohibited, 39-1404 Advertising signs, regulation, 39-201.01 to 39-226 Advice on planning and construction, Department of Roads. 39-1308 Aeronautics, acquisition of property. Cities and counties, 13-1311 City road improvements. construction. 3-503 County road improvements. construction, 3-612 Political subdivisions road improvements, 3-706 Rules and regulations governing highways and roads within 500 feet of airport, 3-215 Agreements with Department of Roads, authorized, 39-1305.01, 39-1307 Alcoholic liquor, Consumption prohibited, 53-180.02, 60-6,211.08 Open container prohibited, 60-6,211.08 Passenger of limousine or bus exception, 53-186.01, 60-6.211.08 Animals, riding on highways or roads, 60-6,111 Backing a vehicle, restriction, prohibition, 60-6,169 Beltway, corridor map, counties and municipalities, duties, 39-1311

HIGHWAYS AND ROADS -Cont'd Bicycles on highways or roads, restrictions, 60-6,314 to 60-6,319, See also BICYCLES **Billboards**, See BILLBOARDS Bonds, See also HIGHWAY BOND ACT, NEBRASKA; 39-2201 Cities of the second class, villages, townships, or precincts, issuance of bonds, 10-409 Replacement bonds, 10-127 Revenue bonds, authorized, Article XIII, section 1, Constitution of Nebraska Bridges, See BRIDGES Burial sites. Department of Roads, duty, 12-1205 Relocation of, 12-1203 Camping, where permitted, 39-312 Car pooling, 60-2501 to 60-2508, See also RIDE SHARING Cemetery directional marker, placement on, 12-810 Cities of the first class, Beltway, corridor map, duties, 39-1311 Bonds for highways or roads, 18-611 Comprehensive plan for highways or roads, 19-903 Control of highways or roads, 16-610 County road annexation, effect, 39-1702 Eminent domain, 18-1705 Funds, matching, 39-2519 Garbage, removal from highways or roads, 18-1752 to 18-1752.02 Improvements of highways or roads, 16-632 Maintenance by county, when, 39-1803 Motor vehicle fee, 18-1214 Railroad crossings, 16-212 Regulate sales on highways or roads, 16-237 Road tax, 16-711 Safety regulations on highways or roads, 16-210 Cities of the metropolitan class, Beltway, corridor map, duties, 39-1311

Bonds for highways or roads, 18-611 Connecting link, defined, 14-384 County road annexation, effect, 39-1702 Eminent domain, 18-1705 Funds, matching, 39-2519 Garbage, removal from highways or roads, 18-1752 to 18-1752.02 Highway, defined, 14-384 Improvements, 14-360 to 14-3,129, 39-2519 Intersections, authority to improve, 14-3,113 Maintenance by county, when, 39-1803 Motor vehicle fee, 14-109, 18-1214 Police, duty to report defect in highway or road, 14-607 Regulate sales on highway or road, 14-102 Street, defined, 14-543 Streets. Control, 14-389 Grade, 14-393 to 14-399 Cities of the primary class, Beltway, corridor map, duties, 39-1311 Bonds for highways or roads, 18-617 Comprehensive plan, 15-1102 Control of highways or roads, 15-265, 15-701.02 County road annexation, effect, 39-1702 Eminent domain, 18-1705 Funds, matching, 39-2519 Garbage, removal from highways or roads, 15-268.01, 18-1752 to 18-1752.02 Maintenance by county, when, 39-1803 Motor vehicle fee, 15-207, 18-1214 Regulation of highways or roads, 15-208 Regulation of sales on highways or roads, 15-217 Street railways, 15-733 Cities of the second class, Beltway, corridor map, duties, 39-1311 Bonds for highways or roads, 18-611

HIGHWAYS AND ROADS -Cont'd Cities of the second class -Cont'd Comprehensive plan for highways or roads, 19-903 Control of highways or roads, 17-509, 17-567 County road annexation, effect, 39-1702 Eminent domain, 18-1705 Funds, matching, 39-2519 Garbage, removal from highways or roads, 18-1752 to 18-1752.02 Improvement of highways or roads by ordinance, 17-512 Maintenance by county, when, 39-1803 Motor vehicle fee, 18-1214 Removal of obstructions from highways or roads, 17-557 Road tax, 17-713 Classification of roads and highways. Assignment of classification, 39-2110 to 39-2112 Board of Public Roads Classifications and Standards, 39-2106 to 39-2113, 39-2120, 39-2122 Categories, 39-2102 Criteria, 39-2109 to 39-2112 Intent, 39-2101, 39-2124 Jurisdictional responsibility, 39-2105 Municipal streets, 39-2104 Review, 39-2112 Rural highways, functional classifications. 39-2103 Sections, how construed, 39-2124. 39-2125 Signs required, when, 39-2113 Standards of design, 39-2113 Compliance review, 39-2122 Closed road, travel permitted, when, 60-6,115 Commission, State Highway, Creation, 39-1101 Districts, 39-1102 Expenses, 39-1106 Meetings, 39-1108 Open, 39-1108, See also OPEN MEETINGS ACT; 84-1407

Oath. 39-1105 Officers, 39-1106, 39-1107 Powers and duties, 39-1110 Removal, 39-1104 Reports, 39-1111 Terms, 39-1103 Construction. Liability for water damage, 39-809 Transmission lines, 70-305 to 70-313, 86-708 to 86-710 Contracts for highways or roads, indemnity provision, void, 25-21.187 **Controlled-access highways and** roads, Entrance, exit, 60-6,143 Restrictions, 60-6,144 Signs, 60-6,145 Corners, disputed, 34-301 Corridors, Building permits and subdivision plat reviews, 39-1311 to 39-1311.05 Maps, 39-1311, 39-1311.01 Beltways, duties, 39-1311 County roads, See COUNTY ROADS Crimes and offenses, See CRIMES AND OFFENSES Damaging, penalty, 39-303, 39-304 Definitions, 39-101, 39-201.01, 39-892, 39-1302, 39-1401, 39-1638, 39-2201, 39-2602, 60-605 to 60-676 **Department of Roads**, See ROADS, DEPARTMENT OF Disabled person, right to full and free use of, 20-127 Ditches, mowing required, 39-1811 Drag racing, prohibited, 60-6,195 Driving under the influence, 60-6,196 to 60-6,211.08, See also DRUNK DRIVING Electricity generating facility, streets and roads, 39-1307 Eminent domain, state highway purposes, 39-1320 Farm equipment, driving on highways or roads, 60-6,111 Federal-aid transportation funds and other federal funds. 39-1305.01, 39-1307, 66-4,100

HIGHWAYS AND ROADS -Cont'd Functional classifications, Appeal from Department of Roads designation, 39-2111 Department assign, 39-2110 Jurisdictional responsibility, 39-2105 Request to department for reclassification, 39-2112 Funds. Cities and villages, Allocation, 39-2511 Determination of amount, 39-2517.39-2518 Disbursement, 39-2518 Incentive payments, 39-2511 to 39-2515 Matching, required when, 39-2519 Use, 39-2520 Counties. Allocation, 39-2501 Determination of amount, 39-2507, 39-2508 Disbursement, 39-2508 Incentive payments, 39-2501 to 39-2505 Matching, required when, 39-2509 Use, 39-2510 Federal, 39-1304 to 39-1306.02 Highway Allocation Fund, 39-2401, 77-27,132 Distribution, 66-4,101, 66-4,102, 66-4,148 Highway Cash Fund, 66-4,100 Balance from Highway Trust, 66-499 Balance maintained, 66-4,144 Highway Restoration and Improvement Bond Fund, 39-2215.01 Balance maintained, 66-4,144 Highway Trust Fund, 39-2215 Credits and use, 60-3,191, 66-489.02, 66-499, 66-6, 109.02 Municipal counties, Allocation, 39-2501, 39-2511 Determination of amount, 39-2507, 39-2508, 39-2517, 39-2518 Disbursement, 39-2508, 39-2518

Incentive payments, 39-2501 to 39-2505, 39-2511 to 39-2515 Matching, required when, 39-2509, 39-2519 Use, 39-2510, 39-2520 Roads Operations Cash Fund, 66-4.100 State Highway Capital Improvement Fund, 39-2703, See also BUILD NEBRASKA ACT Sales and use tax funding source, 77-27.132 Golf car vehicles, street or road use, regulation by cities, villages, and counties, limitations, 60-6,381 Hazards, traffic, removal, 39-308 Highway Beautification Control System, 39-201.01 to 39-226 Highway-rail grade crossings, Railroad crossings, this heading Historical markers, 82-119 to 82-124 Hitchhiking, prohibited where, 60-6,144, 60-6,157, 60-6,193 Hunting and trapping from road, penalty, 39-313 Informational signs, state highway system, 39-204 to 39-206 Injury to highway or road, 39-301, 39-304 Irrigation system, restrictions, violations, penalty, 39-302 Isolated lands, 39-1713 to 39-1719 Joint cooperation, 39-2114 Agreements authorized, See INTERLOCAL COOPERATION ACT; 13-801; JOINT PUBLIC AGENCY ACT; 13-2501 Junkyards, Department of Roads duties, 39-2601 to 39-2612, See also JUNK Jurisdiction on highways or road, incorporated city or village, 60-677 Lane direction control signals, placement, 60-6,126 Liability, defective highway, 13-912

Littering, 39-310, 39-311

HIGHWAYS AND ROADS -Cont'd Local authorities, regulation of highways or roads, police powers, 60-680, 60-681 Mailboxes, location, 39-1010 to 39-1012 Map of state highway system, 39-1311, 39-1311.01 Median, driving on, prohibited, 60-6.141 Minitrucks, See also MOTOR VEHICLES Restrictions on use, 60-6.379 Minor, alcoholic liquor, acts prohibited, 53-180.02 Motor vehicles, See MOTOR VEHICLES Mowing of ditches, 39-1811 Municipal viaducts and subways, See MUNICIPAL VIADUCTS AND SUBWAYS Obstructing, penalty, 39-301 to 39-307 Offenses on highways and roads, Anhydrous ammonia, transportation on, 28-1240 Discharging firearm or weapon from, 28-1335, 37-513 Explosive materials, transportation on, 28-1235 Exposing offensive matter upon, 28-1305 Hunting on road or right-of-way, 37-513, 39-313 Nuisance, obstructing or encumbering, 28-1321 Wood or stone, 39-310 Traffic violations. See RULES OF THE ROAD, NEBRASKA: 60-601 Trapping in right-of-way, prohibited traps, 37-513 Vehicle load contents. requirements, 60-6,304 Overload, vehicles, permits to allow, when, 60-6,297, 60-6,298, 60-6,299, 60-6,301 Parking, See also PARKING AND PARKING LOTS Restrictions on, 60-6,164 to 60-6,168 Patrol, Nebraska State, See STATE PATROL, NEBRASKA

Pedestrians, See RULES OF THE ROAD, NEBRASKA; 60-601 Permits. Land acquired for highway use, Department of Roads, issue permits, 39-1323.01 Required, when, Advertising signs along highways, 39-216 Buildings, moving of, 60-6,299 Cities of the metropolitan class, water supply, power to enter and utilize streets upon due notice, 14-2113 Construction for access or drainage, 39-1333 Controlled-access highway, use of. 60-6.144 Cross or dig up highway, 39-1361 Disabled vehicle, special single trip permit, when, 60-6,297 Extra-long vehicles, 60-6,292 Right-of-way, construction upon, 39-102 Tires, special, 60-6,250 Vehicles exceeding statutory size and weight capacities, 39-102, 60-6, 298, 60-6, 299, 60-6,301 Violations, penalty, 60-6,292, 60-6,298, 60-6,299 Pipelines, company has right to enter upon highway or road to cross and maintain, 57-1102 Plans and programs of improvements, 39-2115 to 39-2119 Plowing up, penalty, 39-305, 39-306 Property damage, See PROPERTY DAMAGE Racing, prohibited, 60-6,195 Railroad crossings, See also HIGHWAY-RAIL GRADE CROSSING SAFETY AND CONSOLIDATION ACT, NEBRASKA; 74-1329 Commercial motor vehicle, requirements, 60-4, 162, 60-4.168 Construction requirements, 74-307

HIGHWAYS AND ROADS -Cont'd **Railroad crossings** –Cont'd Elimination of crossing by petition of railroad owner or operator, 39-1730 Political subdivisions, duty to determine railroad crossing safety, 74-1314 Railroads. Declared public highways, Article X, section 4, Constitution of Nebraska Rights-of-way or county road in rightof-way, 39-1730 **Repairs**, 39-831 to 39-833 Reporting requirements, 39-2120, 39-2121 Rest stops, wayside areas, 81-710, 81-711 Ride sharing, 60-2501 to 60-2508, See also RIDE SHARING Road districts. Road districts, 39-1637 Rural roads, See RURAL ROAD IMPROVEMENT DISTRICT ACT; 39-1638 Special improvement districts, 39-1601 to 39-1636.01 Road money, 23-265 Road record, duty of county clerk to keep, 23-1305 Road tax, 16-711, 17-713, 39-1904, 39-1905 Motor vehicle fee, 14-109, 15-207, 18-1214 Roads, Department of, See also ROADS, DEPARTMENT OF Promulgate rules and regulations for highways and roads, 39-102 Violations, penalty, 39-103 Rural road improvement districts, See RURAL ROAD IMPROVEMENT DISTRICT ACT: 39-1638 Scenic byways, Defined, 39-201.01 Sign restrictions, 39-218, 39-219 Section lines, declared county roads, 39-1410, 72-221.01 Setbacks, sidewalks, hedges, and planting, 39-309

Shoulders. Driving on, prohibited, when, 60-6,142 Parking on, when, 60-6,167 Sidewalks, See also SIDEWALKS Trees, hedges bordering public roads. Removal, 39-309 When lawful, 39-309 Signs, Advertising, Business signs, fee, 39-205 Controlled-access highway, official signs, 60-6,145 Damages for taking, 39-221 Eminent domain removal, authorized, 39-212, 39-222, 69-1701 Exemption, petition, 39-223 to 39-225 Federal highway funds, agreements authorized, 39-213 Informational signs, 39-204 to 39-206 Fee, 39-206 Location, 39-215, 60-6, 128 Permit required, 39-216, 39-220 Prior acts, approval, 39-219 Regulation and control, 39-201.01 to 39-226 Removal, 39-212, 60-6, 128 Compensation, 39-203, 39-221 Rules and regulations, 39-214 Violations, 39-221 Crosswalks, 60-6,153 Department of Roads, erect and maintain, 60-6,145 Directional, Nonconforming, 39-223 to 39-226 Tourist-oriented, 39-207 to 39-211, See also BILLBOARDS **Highway Beautification Control** System, 39-201.01 Informational signs, 39-204 to 39-206 Littering, 39-311 Location, 39-215 Nonconforming, removal, 39-225

HIGHWAYS AND ROADS -Cont'd Signs -Cont'd Official signs, Directions and information, 39-204 to 39-206 Road classification information, 39-2113 Official signs on controlled-access highway, 60-6,145 Unauthorized sign or signal, imitation, nuisance, removal, 60-6.127 Prohibited, 60-6,127 Exception, 39-202 Permitted signs, enumerated, 39-202 Railroad crossings, dangerous, stop signs, 60-6,171 Regulation and control, 39-201.01 to 39-226 Removal of, By department, 39-212, 39-221, 39-222 By public body, 69-1701 Compensation, 39-203 Scenic byways, sign restrictions, 39-218, 39-219 School buses. Loading area, 60-6,176, 79-604 Overtaking and passing, 60-6,177, 79-604 Speed limit, 60-6,186 Tourist-oriented directional sign panels, 39-207 to 39-211, See also BILLBOARDS Traffic control, 60-6,118 to 60-6,151, See also RULES OF THE ROAD, NEBRASKA Slow moving vehicle, emblem required, when, 60-6,241 **Speed limits,** 60-6,185 to 60-6,190, See also RULES OF THE ROAD, NEBRASKA Standards of design, 39-2113 Compliance review, 39-2122 State highway system, See STATE **HIGHWAY SYSTEM** State Patrol, See STATE PATROL, NEBRASKA

State purchasing requirements. exemption, 81-146 Street improvement, county aid, when, 23-339 to 23-342 Streets, See STREETS Studded tires. 60-6.250 Subways, municipal, See MUNICIPAL VIADUCTS AND SUBWAYS Superintendents, County, See COUNTY ROADS Incentive payments, Cities and villages, 39-2511 to 39-2515 Counties, 39-2501 to 39-2505 Municipal counties, 39-2501 to 39-2505, 39-2511 to 39-2515 License requirements, See COUNTY HIGHWAY AND CITY STREET SUPERINTENDENTS ACT; 39-2301 Metropolitan, See STREETS Taxation, Motor vehicle fee, 14-109, 15-207, 18-1214 Road money, 23-265 Road tax, 16-711, 17-713, 39-1904, 39-1905 Tires, Requirements, 60-6,249 to 60-6,252 Studded tires, 60-6,250 **Tourist-oriented directional sign** panels, 39-207 to 39-211, See also BILLBOARDS Townships, joint purchase and ownership of road equipment, 23-223 Traffic control devices, Damage to, prohibited, penalty, 60-6,130 Interference with, prohibited, liability, 60-6.129 Placement, 60-6, 120, 60-6, 121 Placement and maintenance by political subdivisions, 60-677, 60-6,120, 60-6,121 Sanitary and improvement districts, improvements by, 31-740, 31-744 Traffic flow, designation of, 60-6,138 Traffic regulations, See RULES OF THE ROAD, NEBRASKA; 60-601

HIGHWAYS AND ROADS -Cont'd Transportation, See TRANSPORTATION Trees. Removal, 39-308 Tax exempt, when, Article VIII, section 2, Constitution of Nebraska Trespass, taking timber for repair of public highways, 25-2131 Vacation of, effect, 39-1725 Viaducts, municipal, See MUNICIPAL VIADUCTS AND SUBWAYS Villages, Beltway, corridor map, duties, 39-1311 Bonds for highways or roads, 18-611 Comprehensive plan for highways or roads, 19-903 Control of highways or roads, 17-509, 17-567 County road annexation, effect, 39-1702 Eminent domain, 18-1705 Funds, matching, 39-2519 Garbage, removal from highways or roads, 18-1752 to 18-1752.02 Improvement of highways or roads by ordinance, 17-512 Maintenance by county, when, 39-1803 Motor vehicle fee, 18-1214 Removal of obstructions from highways or roads, 17-557 Road tax, 17-713 Water, allowing to flow on, 46-266 Wayside areas, 81-710, 81-711 Weeds, noxious, 2-956 Weighing stations, 60-1301 to 60-1309, See also WEIGHING STATIONS Wetlands, replacement and mitigation of damages, 39-1320 Zoning regulations, 23-114.03 HIKING See TRAILS

HISTORICAL SOCIETY, NEBRASKA STATE See generally MUSEUMS Archaeology Office, State, 82-504, See also ARCHAEOLOGICAL RESOURCES PRESERVATION ACT. NEBRASKA Board of trustees, 82-101.01 Powers and duties, 82-101.02 Cather Center, Willa, 82-129, 82-130 Cemetery Registry, Statewide, duties, 12-1401 **Cooperation with federal** government, 82-118 Copies, certified, 82-108 Created, 82-101 Custodian of documents, 82-104 to 82-108 Documents, obtaining possession of, 82-104 to 82-108 Elections, 82-101.01 Funds. Archaeological Resources Preservation Act, Nebraska, matching funds authorized, 82-509 Historical Society Fund, 82-108.02 Highway Historical Markers, 82-119 to 82-124 Historical Heritage Center, 82-127 Job Creation and Mainstreet Revitalization Act, Nebraska, duties, 77-2910 Kennard Home, 82-114 to 82-117 Land office records, 82-109, 82-110. 84-404 to 84-406 Landmarks, 82-119 to 82-124 Membership, 82-101 Monuments, destruction, 82-111 Museum property, See MUSEUM PROPERTY ACT; 51-701 Nebraska Sesquicentennial Commission, members, powers and duties, 81-8,309, 81-8,310 Neihardt Center, John G., 82-128 Neligh Mills, 82-125 Norris House, George, 82-131, 82-132

HISTORICAL SOCIETY, NEBRASKA STATE –*Cont'd* Public buildings, alteration, procedure, 72-808 to 72-810 Publications, 82-103 Reports, 82-102 State agency, designation, 82-101 Visitation, regulation, 82-126

HITCHHIKING

See HIGHWAYS AND ROADS

HIV

See generally DISEASES AND INJURIES Counseling for convicted person, 29-2290 Discrimination prohibited, 20-167 to 20-169 Disease exposure procedures for public care providers and officials, 71-506 to 71-514.05 Health insurance, treatment coverage, 44-788 Liability for reporting, 71-503, 71-503.01 Minor, treatment, 71-504 Program established, 71-501.01, 71-501.02 Reports required, 71-503.01 Testing, Of convicted person, when, 29-2290 Results, 71-506, 71-514.03 to 71-514.05, 71-531, 71-532 Written consent required, when, 71-506, 71-514.04, 71-531

нмо

See HEALTH MAINTENANCE ORGANIZATION ACT; 44-3292

HOGS

See LIVESTOCK

HOLDING COMPANIES

See generally BUSINESS ENTITIES Bank holding companies, See BANK HOLDING COMPANY ACT OF 1995, NEBRASKA; 8-908 Insurance holding companies, See INSURANCE HOLDING COMPANY SYSTEM ACT; 44-2120

Mutual insurance, See MUTUAL INSURANCE HOLDING COMPANY ACT; 44-6122

HOLIDAYS

See generally LABOR AND **EMPLOYMENT** American Indian Day, 84-104.06 to 84-104.08 Bank holidays, 62-301, 62-301.01 Emergencies, 8-1,124 to 8-1,129 Court holidays, 25-2221 Filings and payments to government, effect of holidays, 49-1203 Fire Recognition Day, 35-1101 Free Fishing Day, 37-318 George W. Norris Day, 84-104.04, 84-104.05 Howard's Day, 83-454 Jefferson Day, Proclamation, Resolution for Jefferson Day, Vol. 2A Appendix section 1-103 Martin Luther King, Jr. Day, 84-104.02, 84-104.03 Observance without pay, 84-108.01 Payments and filings, effect of holidays, 49-1203 Pioneers' Memorial Day, 82-112 Pulaski's Memorial Day, 84-108 State Day, 84-107 State employee holidays, 84-1001, 84-1005 State Fire Day, 79-705 Thanksgiving Day, 84-104 Veterans Day, 84-104.01 White Cane Safety Day, 20-130 Workers Memorial Day, 84-104.09

HOME ECONOMICS ASSOCIATION OF ORGANIZED AGRICULTURE, NEBRASKA

See AGRICULTURAL ORGANIZATIONS

HOME HEALTH CARE See generally HEALTH CARE

HOME HEALTH CARE –Cont'd Agency, Competency evaluation, duties, 71-6608.02 Disciplinary actions, See HEALTH CARE FACILITY LICENSURE ACT; 71-401 Licensure, See HEALTH CARE FACILITY LICENSURE ACT; 71-401 Supervision of aides, 71-6606, 71-6607 Care plan, required when, 71-6607 Drug or device distributors, delegated dispensing permits, See PHARMACY PRACTICE ACT; 38-2801 Home health agency operated by department, 81-651, 81-652 Home health aides, Competency, Demonstrate, 71-6608, 71-6612 Evaluation, 71-6608.02 Definitions, 71-6602 Employment, 71-6606 Hospice program, exempt, 71-6615 Legislative intent, 71-6601 Qualifications, 71-6603 Scope of practice, 71-6605 Training course, 71-6608.01 Hospice care, licensure, See HEALTH CARE FACILITY LICENSURE ACT; 71-401 In-home personal services, Agency, Duties, 71-6503 Not a health care service, 71-415 Definitions, 71-6501 Sections, applicability, 71-6504 Worker, Medication Aide Act, not applicable, 71-6720 Qualifications, 71-6502 Political subdivisions, Power to provide, 71-1637 to 71-1639 Taxation, Authorized, 71-1637 to 71-1639 Limitations, 77-3442 to 77-3446

certain nonprofit providers, 77-2704.12 HOME RULE CHARTER See generally POLITICAL SUBDIVISIONS Authorized, Article XI, sections 2 to 5, Constitution of Nebraska Bridges in cities of the metropolitan class, 14-1252 Charter convention, 19-501 to 19-503 Elections, 32-537, 32-556, 32-606, 32-1302 Public utility, condemnation, 19-707 Public utility district, 18-411 Sheltered workshop, direct negotiation authorized, 48-1506 HOME SCHOOLS See PRIVATE SCHOOLS HOME SOLICITATIONS See SALE OF GOODS HOMELAND SECURITY, OFFICE OF See generally STATE GOVERNMENT Created, 81-830 Director, appointed, 81-830 Homeland Security Policy Group, 81-830 HOMELESS SHELTER ASSISTANCE **TRUST FUND ACT** See generally SOCIAL SERVICES Act, how cited, 68-1601 Committee, advisory, 68-1605 **Definition**, 68-1603 Documentary stamp tax, use of proceeds, 76-903 Fund, Homeless Shelter Assistance Trust, 68-1604 Grants. Application, 68-1605 Eligibility, 68-1605 Limitation, 68-1604

Recipient records, 68-1607

Respite services, See LIFESPAN

NEBRASKA; 68-1520

RESPITE SERVICES PROGRAM,

Sales and use tax exemption for

HOMELESS SHELTER ASSISTANCE TRUST FUND ACT –Cont'd Grants –Cont'd Use, 68-1606 Intent, 68-1602 Rules and regulations, 68-1608

HOMESTEADS

See generally REAL ESTATE Conveyances, restrictions, 40-104 Execution on liens and judgments, homestead exemption, Amount. 40-101 Application, 40-105 to 40-108 Definitions, 40-101 Exceptions, 40-103 Indivisible homestead, sale, 40-111 to 40-113 Sale, proceeds, protection, 40-116 Selection of property, 40-102 Order of court, 40-110 Farm homestead, redemption from foreclosure, when, See FARM HOMESTEAD PROTECTION ACT; 76-1901 Married person, conveyance restrictions, 40-104 Name, registration, 23-1313 Probate, homestead allowance, 30-2322 Property tax, homestead exemption, Appeals, 77-3519, 77-3520 Application, Approval, 77-3516 to 77-3520 Confidentiality, 77-3510 Medical condition, late filing, 77-3514.01 Procedure, 77-3511 to 77-3513 Rejection, 77-3516 to 77-3520, 77-3529 Averaged assessed value, 77-3506.02 Certification of status, 77-3514 Medical condition, late filing, 77-3514.01 Definitions, 77-3501 to 77-3505.05 Eligibility, 77-3506 to 77-3509

Certain disabled veterans and spouses, 77-3506, 77-3508, 77-3526 to 77-3528 Individuals with certain physical disabilities, 77-3508 Individuals with developmental disability, 77-3508 Exemption, Amount, 77-3506 to 77-3509 Authorized, Article VIII, section 2. Constitution of Nebraska Forms. 77-3510. 77-3514.01 Income statement, 77-3510, 77-3514 New owner, duties, 77-3515 Notice to prior exemptees, when, 77-3513, 77-3514 Reimbursement of lost revenue to counties, 77-3523, 77-3524 Rules and regulations, 77-3521 Tax statement, contents, 77-3509.03 Transfer, when, procedure, 77-3509.01, 77-3509.02 Violations, penalty, 77-3522

HOMICIDE

See generally CRIMES AND OFFENSES Bail, when not available, Article I, section 9, Constitution of Nebraska Blood sample, use as evidence in criminal prosecution, 60-6,201 Blood sample, use as evidence in DUI prosecution, 60-6,210 Child, Crime against, Child Protection Division, duties, 84-205 Investigation and review, See CHILD AND MATERNAL DEATH REVIEW ACT: 71-3404

Unborn child, See HOMICIDE OF THE UNBORN CHILD ACT; 28-388

Coroner's jury, Verdict, effect, 23-1810 Warrant for arrest of suspect, coroner's duties, 23-1819

Criminal procedure, suspect, custodial interrogation statement, electronic recordation required, use, 29-

HOMICIDE –Cont'd 4501 to 29-4508, See also CRIMINAL PROCEDURE Definitions, 28-302 Driver's license, revocation, when, 60-498, 60-4,182 to 60-4,185 Durable power of attorney for health care, existing laws on homicide unaltered, 30-3401 Estate, effect on, 30-2354 Evidence of character or trait, admissibility, 27-404 Explosives, Result of using to damage or destroy property, 28-1223 Using to kill or injure, 28-1224 Felony murder, 28-303 Indictment by grand jury, when not required, 29-110 Inheritance, effect on, 30-2354 Life insurance, effect on, 30-2354 Life-sustaining treatment, death from withholding or withdrawing, not homicide or suicide, when, 20-412 Manslaughter, 28-305, See also MANSLAUGHTER Unborn child, 28-393 Maternal, investigation and review, See CHILD AND MATERNAL DEATH **REVIEW ACT: 71-3404** Motor vehicle homicide, 28-306 Sentencing restrictions, 60-6, 197.09 Motor vehicle homicide of unborn child, 28-394 Sentencing restrictions, 60-6, 197.09 Murder. Felony murder, 28-303 First degree, 28-303 Unborn child, 28-391 Second degree, 28-304 Unborn child, 28-392 Plea agreements, victim defined, 29-119 Poison, administration to cause death, 28-303 Power of attorney for health care, effect, 30-3401 Sentencina. Conviction by confession, 29-2027

Generally, See SENTENCE AND PUNISHMENT Venue, 29-1306 Verdict. Coroner's, effect, 23-1810 Determination of degree of crime, 29-2027 Victim, family members, rights, 81-1848 HOMICIDE OF THE UNBORN CHILD ACT See generally CRIMES AND OFFENSES Act. Applicability, 28-390 How cited, 28-388 Definitions, 28-389 Manslaughter of an unborn child, penalty, 28-393 Motor vehicle homicide of an unborn child, penalty, 28-394 Murder of an unborn child, First degree, penalty, 28-391 Second degree, penalty, 28-392 HORSERACING See generally GAMBLING Authorized, Article III, section 24, Constitution of Nebraska Bonds, county, See COUNTY HORSERACING FACILITY BOND ACT; 23-389 Commission, State Racing, Board of stewards, 2-1203 Created, 2-1201 Employees, activities prohibited, 2-1219 Funds. Disbursement, 2-1209 Racing Commission's Cash Fund, 2-1222 Members, 2-1201 Bond or insurance, 2-1201 Compensation, 2-1202 Conflict of interest, 2-1219 Officers, 2-1202 Powers and duties, 2-1203.01, 2-1247 Purposes, 2-1201.01

HORSERACING –Cont'd Commission, State Racing -Cont'd Reserve fund balance, required, 2-1209 Rules and regulations, 2-1203 **Compact, Interstate Compact on** Licensure of Participants in Horse Racing with Pari-Mutuel Wagering, 2-1247 County horseracing facilities, See COUNTY HORSERACING FACILITY BOND ACT; 23-389 Equines, Drugging, prohibited, 2-1217 Penalty, 2-1218 Prohibited acts, 54-911 Exotic wagering, Definitions, 2-1208.03 Fund, Track Distribution, 2-1208.04 Racetrack, duties, 2-1208.04 Receipts, withholding of, 2-1208.04 **Fair, conduct during,** 2-219, 2-220 Fingerprinting, 2-1203.02 Fraudulent practices, 2-1220 Horseracing industry participants, Defined, 2-1244 Exclusion from racetrack, hearing, 2-1245 Intent, 2-1243 Rights, 2-1245 Rules and regulations, 2-1246 Licenses, Applications, 2-1204 Bond, 2-1206 Compact, Interstate Compact on Licensure of Participants in Horse Racing with Pari-Mutuel Wagering, 2-1247 Conditions, 2-1205 Exempt from Uniform Disposition of Unclaimed Property Act, 2-1223 Licensees, purchases, sales and use tax exemption, 77-2704.20 Licensees and employees, criminal history record information check, 2-1203.02 Records, 2-1211 Revocation, 2-1205 State and county fairs and ag societies, 2-1204, 2-1214

Nebraska-bred horses, registration and certification, 2-1213 Parimutuel wagering, Compact, Interstate Compact on Licensure of Participants in Horse Racing with Pari-Mutuel Wagering, 2-1247 Deduction from wagers, 2-1207 Distribution, use, 2-1207.01 Fees paid, how construed, 2-1216 How conducted, 2-1207 Legalized, 2-1216 Off-track wagers, prohibited, 2-1221 Tax, 2-1208 to 2-1208.02 Purse supplements and awards, 2-1207.01 Registrar, official, 2-1213 Simulcasts, authorized, 2-1224 to 2-1229 Sunday racing, Application, considerations, 2-1213 Election, 2-1213.01 Tax, 2-1208 to 2-1208.02 Violations. Administrative fines, 2-1203 Aiding a minor to wager, 2-1207 Drugging of horses, 2-1218 Off-track wagers, 2-1221 Penalty, 2-1215 Tampering with contest, 28-614 HORSES Animals, See ANIMALS Livestock, See LIVESTOCK Racing, See HORSERACING HORTICULTURAL SOCIETY, STATE See AGRICULTURAL ORGANIZATIONS HOSPICE See generally HEALTH CARE FACILITIES Facilities and services, licensure, See HEALTH CARE FACILITY LICENSURE ACT; 71-401

HOSPITAL AND PHYSICIANS MUTUAL INSURANCE ASSOCIATION ACT, NEBRASKA See generally INSURANCE Act, how cited, 44-2918

HOSPITAL AND PHYSICIANS **MUTUAL INSURANCE** ASSOCIATION ACT, NEBRASKA -Cont'd Applicability of law, 44-2916 Articles of incorporation and bylaws, 44-2906 to 44-2908 Associations, Approval, 44-2909 Authorized, 44-2901, 44-2902 Examination of associations, department powers, See **INSURERS EXAMINATION ACT; 44-**5901 Board of directors, 44-2907 Director of Insurance, powers and duties, 44-2915 Fees, 44-2911, 44-2913 Foreign risks, 44-2904 Guaranty association, membership **prohibited**, 44-2910 Hospitals, gualifications, 44-2904 Insurance, supplemental, 44-2903 Liability of members, 44-2912 Payments to members, restrictions, 44-2914 Physicians, gualifications, 44-2905 Rules and regulations, 44-2917

HOSPITAL AUTHORITIES ACT

See generally HOSPITALS Act. How cited, 23-3579 How construed, 23-35,116 Audit by Auditor of Public Accounts, when, 84-304 Authorized, 23-3581 Board of trustees, Appointment, 23-3591 to 23-3593 Conflict of interest, 23-3596 Duties, 23-3595 Meetings, 23-3589 Membership, 23-3582, 23-3586 Officers, 23-3589 Terms, 23-3586 Vacancies, 23-3590 Bonds, Bondholders' rights, 23-35,110 to 23-35,113

Enforcement of security interest, See GOVERNMENTAL UNIT SECURITY INTEREST ACT, **NEBRASKA; 10-1101** Foreclosure of property, 23-35,112, 23-35,113 Impairment of contracts, prohibited, 23-35,120 Investment, authorized, 23-35,115 Issuance, authorized, 23-3599 Liability, 23-35,101, 23-35,102 Negotiability, 23-35,108 Payment, 23-35,100 Redemption, 23-35,107 Refunding, 10-142, 23-35,114 Security, 23-35,109 Signature, validity, 23-35,106 Tax exempt, 23-35,117 Temporary certificates, 23-35,105 Terms, 23-35,104, 23-35,105 Construction, 23-3597, 23-3598 **Dissolution**, 23-35,118, 23-35,119 Formation, Objections, 23-3584 Petition, 23-3582, 23-3583 Records, filing, 23-3587 Review, 23-3585 Hearing, 23-3586 Intent, 23-3580 Name, 23-3588 **Powers.** 23-3594

HOSPITAL SINKING FUND ACT See generally HOSPITALS

Act, how cited, 15-235.05 Definitions, 15-235.01 Funds, disbursement, 15-235.03 Investment, 15-235.04 Levy, 15-235.02

HOSPITAL SURVEY AND CONSTRUCTION ACT, STATE See generally HOSPITALS Act, how cited, 71-2001

Construction, Program requirements, 71-2008 Projects, 71-2013 to 71-2015 Definitions, 71-2002 Department, powers and duties, 71-2003, 71-2004

HOSPITAL SURVEY AND CONSTRUCTION ACT, STATE -Cont'd Federal funds, application for, 71-2009 Fund, Hospital and Medical Facilities, 71-2016 Funds, expenditures, 71-2006 Standards, minimum, 71-2011 **State plan,** 71-2010, 71-2012 Survey, authorized, 71-2007 HOSPITAL-MEDICAL LIABILITY ACT, **NEBRASKA** See generally HEALTH CARE Act, Changes, applicability, 44-2831.01 How cited, 44-2855 Applicability of law, 44-2821 Attorney's fees, 44-2834 Authority, Residual Malpractice Insurance, 44-2837 to 44-2839 **Claims**, 44-2822 Medical review panels, 44-2840 to 44-2847 Payment from fund, procedure, 44-2832 Settlement, 44-2833 Contracts guaranteeing results, requirements, 44-2818 Costs, 44-2834 Damages, 44-2819 Definitions, 44-2802 to 44-2817 **Delegation of duties**, 44-2854 Earnings, loss of, 44-2834 Fund, Excess Liability, 44-2829 to 44-2831 Health care provider, Coverage conditions, 44-2824 Proof of financial responsibility, 44-2827 University Hospital, risk-loss trust, 44-2827.01 Informed consent, burden of proof, 44-2820 Insurance. Evidence of, admissibility, 44-2819 High-risk, 44-2837 to 44-2839 Policy requirements, 44-2836

Required, 44-2824, 44-2827, 44-2827.01 Insurer, duties, 44-2829, 44-2831, 44-2833, 44-2836 Intent, 44-2801 Judgment, failure to pay, effect, 44-2836 Liability limits, 44-2825, 44-2836 Payments by defendant, treatment, 44-2826 Petition, filing, 44-2822 Reinsurance, 44-2831 Report of settlement or judgment, 44-2835 **Review panel**, 44-2840 to 44-2847 Risk-loss trusts, use, 44-2827.01 Rules and regulations, 44-2854.01 Signs, posting requirements, 44-2821 Statutes of limitation, 44-2828, 81-8,227 Tolling of, when, 25-213 Surcharges, 44-2829 to 44-2831 HOSPITALS See generally HEALTH CARE FACILITIES Assistive devices, See ASSISTIVE **TECHNOLOGY REGULATION ACT; 69-**2601 Billing, Claim forms, See STANDARDIZED HEALTH CLAIM FORM ACT; 44-524 Estimate, written, upon demand, 71-2075 Uniform billing form for injury data, 71-2078 to 71-2082 Certificate of need, See CERTIFICATE OF NEED ACT, NEBRASKA HEALTH CARE; 71-5801 Child born dead, disposition of remains, written policy and notification duties, 71-20,121 Child left at hospital, duty, 29-121 Cities of the first class, 16-239 Cities of the primary class, 15-231 to 15-235 Sinking fund, See HOSPITAL SINKING FUND ACT; 15-235.01 Cities of the second class, 17-122, 17-961 to 17-963

HOSPITALS -Cont'd Clinical privileges, 71-2048.01 Communicable diseases, Reports, confidentiality, 71-503.01, See also DISEASES AND INJURIES **Construction, See HOSPITAL SURVEY** AND CONSTRUCTION ACT, STATE; 71-2001 Contracts, public official, conflict of interest, 49-14,102 to 49-14,103.07 County hospitals, Audit by Auditor of Public Accounts, when, 84-304 Budget, 23-905, See also COUNTY BUDGET ACT OF 1937 Depreciation funds, authorized, 23-3553 Hospital authorities, See HOSPITAL AUTHORITIES ACT; 23-3579 Hospital districts, this heading Powers, 23-3501 Death during apprehension or custody, notice to coroner, 23-1821 Dental preventive services, dental hygienist authorized to perform, 38-1130 Diagnosis code, injury data, 71-2078 to 71-2082 Diagnostic related groups, list required, 71-2076 Diseases, See also DISEASES AND **INJURIES** Care providers, exposure procedures, 71-506 to 71-514.05 Monitoring, syndromic surveillance program, 71-552 Doctors, See PHYSICIANS AND SURGEONS Drug dispensing, See PHARMACIES Automated medication systems, See AUTOMATED MEDICATION SYSTEMS ACT; 71-2444 Emergency medical personnel, employment of, restrictions, 38-1224

Emergency services, Emergency room personnel, failure to report wound or injury of violence connected with crime. 28-902 Sexual assault. Collection of evidence. requirements, 29-4306 Eighteen-year-old patient, parental consent or notification not required, 71-9001 Trauma system, See STATEWIDE TRAUMA SYSTEM ACT: 71-8201 General acute hospital, Employees, certain vaccinations, requirements, 71-467 Patients, offer certain onsite vaccinations to, 71-468, 71-469 Governmental entity, delivery of health care services, cooperative ventures authorized, powers, 71-2059 Health care professional, assault on. 28-929 to 28-931. See also ASSAULT AND BATTERY Warning sign required, 28-929.02 Hospital authorities, See HOSPITAL AUTHORITIES ACT; 23-3579 Hospital districts, 23-3528 to 23-3578, See also LOCAL HOSPITAL DISTRICT ACT. NEBRASKA: 23-3528 Audit by Auditor of Public Accounts, when, 84-304 Bonds, 23-3554 to 23-3565, 23-3569 to 23-3572 Enforcement of security interest, See GOVERNMENTAL UNIT SECURITY INTEREST ACT, **NEBRASKA**; 10-1101 Defined, 23-3566 Depreciation funds, authorized, 23-3553 Employees, reimbursement of expenses, See LOCAL GOVERNMENT MISCELLANEOUS EXPENDITURE ACT; 13-2201 Expenditures. Additional authorized, See LOCAL GOVERNMENT MISCELLANEOUS EXPENDITURE ACT; 13-2201

HOSPITALS –Cont'd Hospital districts -Cont'd, Expenditures -Cont'd Budget, See BUDGET ACT, NEBRASKA; 13-501 Funds. Deposit of, 77-2369 to 77-2385. See also PUBLIC FUNDS Depository requirements, See PUBLIC FUNDS Local districts, See LOCAL HOSPITAL DISTRICT ACT, NEBRASKA; 23-3528 Merger, 23-3573 to 23-3578 Rates and charges, Applicability of law, 23-3520 Collection, 23-3525 Establish, 23-3521 Sinking fund, 23-3565 to 23-3567 Tax levy, 23-3565, 23-3566 Injury data, duties, 71-2078 to 71-2082, See also DISEASES AND **INJURIES** Laboratory reports, confidentiality, 71-503.01 Licensure, See HEALTH CARE FACILITY LICENSURE ACT; 71-401 Lien for services, 52-401 Malpractice, See MALPRACTICE Medicaid, See MEDICAL ASSISTANCE ACT: 68-901 Need for and construction program, See HOSPITAL SURVEY AND CONSTRUCTION ACT, STATE; 71-2001 **Ombudsman,** See LONG-TERM CARE OMBUDSMAN ACT; 81-2237 Patients. Expenses, Billing, this heading Visitation privileges designated by patient, 71-20,120 Physicians and surgeons, See PHYSICIANS AND SURGEONS Private health care institution. project funding, See EDUCATIONAL, HEALTH, AND SOCIAL SERVICES FINANCE AUTHORITY ACT, NEBRASKA; 58-801 Public. Closed sessions under Open Meetings Act, when, 84-1410

Cooperative ventures, 71-2056 to 71-2061, See also HEALTH CARE FACILITIES Reports, Communicable diseases, confidentiality, 71-503.01 Outpatient surgical procedures, 81-6,114, See also OUTPATIENT SURGICAL PROCEDURES DATA ACT Surgical infections, 71-2083 Syndromic surveillance program, 71-552 Sale of nonprofit, See NONPROFIT HOSPITAL SALE ACT; 71-20,102 Sales and use tax exemption for nonprofit, 77-2704.12 **Smoking restrictions**, See CLEAN INDOOR AIR ACT, NEBRASKA; 71-5716 Stress management program for personnel, See CRITICAL INCIDENT STRESS MANAGEMENT ACT; 71-7101 Transplant center, immunosuppressant drugs, dispensing donated, See IMMUNOSUPPRESSANT DRUG **REPOSITORY PROGRAM ACT; 71-2436** Unlawful or incompetent conduct of licensees, reporting requirements, 28-435.01, 38-1,127,71-7460.02 Villages, 17-961 to 17-963 Visitation privileges designated by patient, 71-20,120 HOTELS See generally TOURISM Discrimination or segregation, prohibited, 20-124, 20-132 to 20-143, 55-175, See also PUBLIC ACCOMMODATIONS Fire safety requirements, 81-534, 81-538, 81-5,142 Liability of operator, 41-208 to 41-214 Definitions. 41-201 to 41-207 Licensing of roadhouses, 23-813, 23-817

HOTELS –Cont'd Liquor sales, regulation, See LIQUOR CONTROL ACT, NEBRASKA; 53-101 Lodging tax, See VISITORS DEVELOPMENT ACT, NEBRASKA; 81-3701 National Guard member, refusal to admit or serve, 55-175 Sales tax imposed, 77-2701.33 Smoke detectors, requirements, 81-5,142 to 81-5,144 HOUSING See generally PROPERTY Affordability, Assistance, See AFFORDABLE HOUSING ACT, NEBRASKA; 58-701 Strategy, 81-1281 Agency, See HOUSING AGENCY ACT, NEBRASKA; 71-1572 Air conditioning, Cities and villages, See MUNICIPAL AIR CONDITIONING AIR **DISTRIBUTION BOARDS: 18-2301** Landlord and tenant, duties, 76-1419, 76-1421 Liquefied petroleum gas, use in mobile air conditioning system prohibited, 28-1253 Apartments, See APARTMENTS Assisted housing benefit recipient, verification of lawful presence required, 4-108 to 4-112 **Availability,** See AFFORDABLE HOUSING ACT, NEBRASKA; 58-701 Bathtubs and showers, scald prevention devices, 71-1569 to 71-1571 Boarding homes, liability of operator, 41-208 to 41-214 Definitions, 41-201 to 41-207 Building codes, See BUILDING CODES Buildings, See BUILDINGS Carbon monoxide alarms, requirements, See CARBON MONOXIDE SAFETY ACT; 76-601

Civil rights. Persons with disabilities, 20-131.01 to 20-131.04, See also DISABLED PERSONS Public accommodations, 20-132 to 20-143, See also PUBLIC ACCOMMODATIONS Clandestine drug labs, property rehabilitation, 71-2432 to 71-2435 Committees. Housing advisory committee (county), 58-704 Housing advisory committee (Department of Economic Development), 81-1281 Condominiums, See CONDOMINIUMS Discrimination. By real estate professionals prohibited, 81-885.24 Municipal power to prohibit, 18-1724 Prohibited, See FAIR HOUSING ACT, NEBRASKA; 20-301 Energy conservation improvements, See LOW-INCOME HOME ENERGY CONSERVATION ACT: 66-1012 Homelessness, Housing assistance, See AFFORDABLE HOUSING ACT, NEBRASKA; 58-701 Private social services institution, project funding, See EDUCATIONAL, HEALTH, AND SOCIAL SERVICES FINANCE AUTHORITY ACT, NEBRASKA; 58-801 Shelter assistance, See HOMELESS SHELTER ASSISTANCE TRUST FUND ACT; 68-1601 Homeowners, Home repair contract paid from insurance proceeds, See INSURED HOMEOWNERS PROTECTION ACT: 44-8601 Protection against unconscionable practices, See FORECLOSURE PROTECTION ACT, NEBRASKA; 76-2701 Homeowners' associations. Attorney's fees and costs, 52-2001

HOUSING –Cont'd Homeowners' associations -Cont'd Dissolved associations, See MUNICIPAL CUSTODIANSHIP FOR **DISSOLVED HOMEOWNERS** ASSOCIATIONS ACT; 18-3101 Escrow payments, authorized, use, 52-2001 Lien for unpaid assessments, notice, priority, 52-2001 Restrictions, 52-2001 Landlords, See LEASES AND RENTAL AGREEMENTS Leases, residential, See LEASES AND **RENTAL AGREEMENTS** Loans, See INVESTMENT FINANCE AUTHORITY ACT, NEBRASKA; 58-201 Manufactured homes, See MANUFACTURED HOMES Military, Article I, section 18, Constitution of Nebraska Mobile homes, See MOBILE HOMES AND MOBILE HOME PARKS Modular homes, See MANUFACTURED HOMES Mortgages, See also MORTGAGES Reverse-mortgage loan, 45-1068, 45-702.01 Multiunit housing, Bonds. See BONDS Cities of the first class, 16-239 Cities of the second class, Acquisition, 17-961 to 17-963 Boards, establish, 17-966 Bonds, 17-963 Construction, 17-961 Funds, established, 17-965 Maintenance, 17-964 Tax, authorized, 17-964 Counties. Board of trustees, Compensation, 23-3503 Meetings, 23-3505 Membership, 23-3502 County board may serve as trustees, when, 23-3502 Powers and duties, 23-3504, 23-3505 Vacancy, 23-3502

Bonds, authorized, 23-3501, 23-3508 Joint facilities, 23-3515 Depreciation funds, authorized, 23-23-3553 Employees, 23-3505 Gifts and devises. 23-3510 Cities and villages, powers, 23-3513 Joint facilities, 23-3513 to 23-3519 Rates and charges. Applicability of law, 23-3520 Collection. 23-3522 to 23-3525 Establish, 23-3521 Retirement plan, Authorized, 23-3526, 23-3527 Reports required, 23-3526 Sections, how construed, 23-3512 Tax levy, Authorized, 23-3509 Limitation, 23-3511 Villages. Acquisition, 17-961 to 17-963 Boards, establish, 17-966 Bonds. 17-963 Construction, 17-961 Funds, established, 17-965 Maintenance, 17-964 Tax, authorized, 17-964 Public housing benefit recipient, verification of lawful presence required, 4-108 to 4-112 **Rentals, residential, See LEASES** AND RENTAL AGREEMENTS Rent-restricted housing project, income-approach calculation for tax valuation. 77-1333 Retirement communities, 76-1301 to 76-1315, See also SENIOR CITIZENS Smoke detectors, installation and maintenance, responsibility, 81-5.144 Tenants, See LEASES AND RENTAL AGREEMENTS HOUSING AGENCY ACT, NEBRASKA See generally HOUSING Act. How cited, 71-1572

HOUSING AGENCY ACT, NEBRASKA -Cont'd Act -Cont'd How construed, 71-15, 166, 71-15,167 Intent and purposes, 71-1573, 71-1574 Affiliates, noncontrolled, treatment, 71-15,128 Area of operation, jurisdiction, 71-1588 Audit by Auditor of Public Accounts, when, 84-304 Authority established under prior law, how treated, 71-1576 Bidding requirements, 71-15,158 Bonds, 71-15,114 to 71-15,121, See also BONDS Claims and actions, Authorized, 71-15,164 Procedure, 71-15,168 Restrictions, 71-15,165 Commissioners, 71-1594 to 71-15.107 Conflict of interest and misconduct, 71-15,149 to 71-15,157 Officers, executive director, and employees, 71-15,106 Resident commissioner, 71-15,104 Conflict of interest and misconduct, 71-15,149 to 71-15.157 Definitions, 71-1575, 71-15,149 Dissolution, 71-15,108 to 71-15,111 Dwelling units, Applicant selection, 71-15,133, 71-15.163 Discrimination prohibited, 71-15,134 Lease, 71-15,136 Termination of, 71-15,138, 71-15,139 Terms, 71-15,136 Occupants. Current occupants, how treated, 71-15,135 Occupancy eligibility, 71-15,132, 71-15,137 Personal property, removal, 71-15.140

Recovery of possession of premises, 71-15,139 Establishment, 71-1576 to 71-1587 General law, applicability to housing agency, 71-1593, 71-15,145 Indemnification, housing agency representative, 71-15,144 Indian housing authorities, payments in lieu of taxes, 71-1590 Intent, 71-1573 Jurisdiction, 71-1588 Liability, Bonds and other indebtedness, 71-15.114 Debts and liabilities, responsibility, 71-1589 Local housing agency representative, 71-15,143 Licensing requirements, agency representatives exempt, when, 71-1592 Local housing agency, Area of operation, 71-1588 Bidding requirements, 71-15,158 Dissolution, 71-15,108 to 71-15,110 Establish, 71-1576 to 71-1580 Financial affairs, How conducted, 71-15,130 Limitations, 71-15,129 Special limited fund, use, 71-15,131 New development, Approval requirements, 71-15,142 Local regulations, effect, 71-15,145 Powers, 71-15,112, 71-15,113 Joint exercise of powers authorized, 71-15,159, 71-15.160 Mixed-income developments, restrictions and requirements, 71-15.124 Obligations, 71-15,114 to 71-15,121 Investment in by public sector, authorized, 71-15,120 Tax status, 71-15,121 Obligee, 71-15, 118, 71-15, 119

HOUSING AGENCY ACT, NEBRASKA -Cont'd Official of housing agency, conflict of interest and misconduct, 71-15,149 to 71-15,157 Policies and procedures, Relating to property and personnel, 71-15,158 Standards, 71-15,126 **Powers**, 71-15,112 to 15,121 Discretionary, how construed, 71-15.127 Joint exercise authorized, 71-15,159, 71-15,160 To sue and entitlement to remedies, 71-15.164 Prior law, authority established under, how treated, 71-1576 Property of. Exempt from judicial process, 71-1591 Taxation of, 71-1590 Public agencies and the state, Dwelling applicant information requests, 71-15,163 Powers with relationship to housing agency and dwellings, 71-15,161,71-15,162 Purposes, 71-1574 Records, disclosure status, 71-15,146 to 71-15,148 Regional housing agency, Area of operation, 71-1588 Dissolution, 71-1587, 71-15,111 Establishment, 71-1581 to 71-1585 Withdrawal from, effect, 71-1586, 71-1587 Rental rates, establish, factors, 71-15,123 **Reports and audit requirements**, 71-15,141 False or misleading report, penalty, 71-15.141 Revenue, How treated, 71-15,122 Use, 71-15,125 Sales and use tax exemption for housing agencies, 77-2704.15 Taxation of real and personal property, 71-1590

In lieu of tax payments, 71-1590 **Violation, penalty**, 71-15,141

HUMAN AFFAIRS

Abuse, See ABUSE Aged persons, See SENIOR CITIZENS Children. See CHILDREN AND MINORS Death, See DEATH Burial, See BURIAL Cemeteries, See CEMETERIES Coroners, See CORONERS Cremation. See BURIAL Dead bodies. See DEAD BODIES Decedent's estates, See DECEDENT'S ESTATES Living wills, See LIVING WILLS Suicide, See SUICIDE Disabled persons, See DISABLED PERSONS Education, See EDUCATION Fiduciaries, Conservators, See CONSERVATORS Guardians, See GUARDIANS Trustees, See TRUSTS AND TRUSTEES Health care, See HEALTH CARE Indians, See INDIANS Indigent persons, See INDIGENT PERSONS Labor and employment, See LABOR AND EMPLOYMENT Marriage, See MARRIAGE Annulment, See ANNULMENT Bigamy, See BIGAMY Community property, See COMMUNITY PROPERTY Divorce, See DIVORCE Legal separation, See LEGAL SEPARATION Prenuptial agreement, See PREMARITAL AGREEMENT ACT, UNIFORM; 42-1001 Spouses, See MARRIAGE Poor persons, See INDIGENT PERSONS Public safety, See PUBLIC SAFETY Senior citizens, See SENIOR CITIZENS Social services, See SOCIAL SERVICES Medicaid, See MEDICAL ASSISTANCE ACT; 68-901

HUMAN AFFAIRS -Cont'd

Social services -Cont'd Sheltered workshops, See SHELTERED WORKSHOPS Social security, See SOCIAL SECURITY

Support,

- Children, See CHILD SUPPORT Spouses, See SPOUSAL SUPPORT Vagrancy, See INDIGENT PERSONS
- Vital statistics, See VITAL STATISTICS ACT; 71-601

HUMAN TRAFFICKING VICTIMS CIVIL REMEDY ACT

See generally CIVIL PROCEDURE Act, how cited, 25-21,297 Civil action, authorized, 25-21,299 **Definitions**, 25-21,298 Pseudonym, use in court proceedings, authorized, 25-21,301

Time for bringing action, limitation, 25-21,300

HUMANITIES COUNCIL, NEBRASKA

See generally STATE GOVERNMENT Claims against, settlement, public access requirements, 84-713 Fund, Nebraska Arts and Humanities Cash, 82-332 Reports. 82-333 Intent, cultural preservation, 82-330

HUNTING

Citizens right to hunt, fish, and harvest wildlife, Article XV. section 25, Constitution of Nebraska Regulation, See GAME LAW; 37-201

CF/DD REIMBURSEMENT **PROTECTION ACT**

See generally HEALTH CARE FACILITIES Act, how cited, 68-1801 **Definitions**, 68-1802 Fund. ICF/DD Reimbursement **Protection.** 68-1804 Allocation, 68-1804

Rules and regulations, 68-1808, 68-1809

State medicaid plan, application for amendment, 68-1805

Tax on net revenue of intermediate care facilities for persons with developmental disabilities. Discontinued, when, effect, 68-1806 Failure to pay, penalty, 68-1807 Procedure, 68-1803 Refund, 68-1808 Use. 68-1806.01 When due, 68-1805

IDENTIFICATION

Alcohol sales. Keg identification numbers, 53-167.02, 53-167.03 Requirements, 53-180.01 to 53-180.07, See also LIQUOR CONTROL ACT, NEBRASKA

- Boats, hull identification number. 37-1286
- Children, missing, See MISSING CHILDREN IDENTIFICATION ACT; 43-2001
- Criminal history information, See SECURITY, PRIVACY, AND DISSEMINATION OF CRIMINAL HISTORY INFORMATION ACT; 29-3501
- Criminal history information check, See CRIMINAL RECORDS
- Criminal impersonation, 28-638, See also THEFT
- Criminal procedure, identification of physical characteristics, 29-3301 to 29-3307
- **DNA,** See GENETIC TESTING **Evidence rules**, 27-901 to 27-903
- Identity fraud, 28-640, See also THEFT
- Identity theft, 28-639, See also THEFT Liquor sales,
- Alcohol sales, this heading Livestock, Brands, See LIVESTOCK BRAND ACT; 54-170 Brucellosis, swine, 54-1359, See
 - also SWINE BRUCELLOSIS ACT. NEBRASKA

DENTIFICATION –Cont'd Livestock -Cont'd Voluntary national uniform identification system, 54-702, 54-702.01 Privacy rights, See PRIVACY RIGHTS Property, identification number, altering prohibited, 28-615 to 28-617 Secondary metals recycling, requirements for deliverer, 69-402 Sheep, scrapie eradication program, 54-2728, 54-2748, 54-2752, 54-2753 Special education students, 79-1162 State identification cards, See MOTOR VEHICLE OPERATOR'S LICENSE ACT: 60-462 Taxpayers, identification information, disclosure, 77-373.01, 77-2705, 77-2706, 77-2711, 77-27, 119, 77-27, 126 Vehicles. State government vehicles, 81-1021 to 81-1023 Vehicle identification number, See MOTOR VEHICLE CERTIFICATE OF TITLE ACT; 60-101 Voting, Ballots. Identification required for distribution, 32-914 Provisional, 32-915 Voter registration, identification required, 32-311.01, 32-318.01, 32-914, 32-947 MMIGRANTS See ALIENS; LABOR AND EMPLOYMENT MMUNITY See generally LEGAL PROCEDURE

Abandoned or unclaimed property, Motor vehicles, removal or disposition of, 60-1906 Property in possession of county sheriff, disposition of, 69-1331 Abuse. Domestic violence protection orders, enforcement of, 42-937 Investigations or reports under Adult Protective Services Act, when, 28-375 Anatomical Gift Act, Revised Uniform, Identification of individual as donor, failure to take actions relating to, 71-4835 Immunity, generally, 71-4841 Animal abandonment and cruelty, Employees of governmental agencies, reports, 28-1017, 54-908 Law enforcement officer, not liable for property damage, when, 28-1012.54-906 Veterinarians, reports, 28-1020, 54-910 Arson investigation, release of information, See ARSON **REPORTING IMMUNITY ACT; 81-5,115** Boats, removal of abandoned motorboat under the State Boat Act, 37-12,105 Broadcasting stations, defamatory statements in broadcast, 25-840.02 Children, exchange of information. Abuse or neglect reports, 28-716 Child abuse and neglect teams, 28-730 Child in state custody, 43-3001 Interstate Commission on Educational Opportunity for Military Children, 79-2201, See also INTERSTATE COMPACT ON EDUCATIONAL OPPORTUNITY FOR MILITARY CHILDREN Juvenile records, 43-409 Missing Children Identification Act, acting under, 43-2011 Student Discipline Act hearing witness, 79-279 **Controlled Substances Act,** Uniform. Health care facility, peer review

organization, or professional

735

MMUNITY -Cont'd association, reports of, 28-435.01 Methamphetamine information, reports by retailers, 28-453 Corporations. Disclosure of confidential records and information, 8-1401 to 8-1404 Nonprofit corporation, director, officer, or trustee, 25-21,190 to 25-21.193 Correctional facilities. Department of Correctional Services, officer or employee, violence suppression, 83-415 Interstate Compact for Adult Offender Supervision, acting under. 29-2640 County Drainage Act, county, county board, and board members, 31-929 Credentialing Act, Uniform, Board member, expert, or member of profession, 38-173 Complaints on alleged violations of act, 38-1,138 Complaints regarding certain professions and businesses, 38-1.121 Health care facility, peer review organization, or professional association, reports, 38-1,127 Insurers, reports of unlawful or incompetent acts of health professionals, 38-1,135 Licensee Assistance Program. reports on credential holders, 38-175 Reports of credential holders, 38-1,126 Cremation of Human Remains Act. complaints of violations, 71-1365 DNA samples, persons authorized to obtain, 29-4107 Emergency services, Emergency Management Act, emergency functions, 81-829.55, 81-829.66

Enhanced wireless 911 service, 86-468 911 emergency service, 86-441, 86-441.01. 86-468 Employers, **Disclosures under New Hire** Reporting Act, 48-2304 Income withholding orders under Uniform Interstate Family Support Act, 42-734.03 Job reference for employee, employer immunity, when, 48-201 Ride sharing injury of employee, 60-2504 Family Support Act, Uniform Interstate, Employer, compliance with income withholding order, 42-734.03 Service of process, immunity of petitioner, 42-727 Farm product financing statements, providing information on. 52-1316 Financial institutions, disclosure of confidential information, 8-1401 to 8-1404 Fire control or rescue equipment, donation of, 25-21,282 Food donations, 25-21,189 Foster care review by Foster Care **Review Office or local foster** care review board, 43-285 Funeral Directing and Embalming Practice Act, final disposition of remains. 38-1426 Government action, generally immune from lawsuit, See SOVEREIGN IMMUNITY Handguns, Concealed handgun permits, issuance of, 69-2438 Handgun acquisition restrictions. actions taken pursuant to, 69-2405, 69-2409.01 Hazardous materials, volunteer cleanup, 81-1567 to 81-1570 Health care. Automated external defibrillator, use, 71-51,102

MMUNITY –Cont'd Health care –Cont'd Breast and cervical cancer diagnostic funding program, 71-7013 Cancer drugs, dispensing donated drugs, 71-2428, See also CANCER DRUG REPOSITORY **PROGRAM ACT** Cooperative health care agreements, 71-7709 Disease reports by health professionals, 71-503.01 Syndromic surveillance program, 71-552 Emergency, Care providers, 38-1232 to 38-1234 **Emergency Medical Services** Practice Act, patient data, 38-1225 Gratuitous service provider, 25-21,186 Volunteer department members, 35-107 Exposure to infectious disease or condition by emergency services provider or public safety official, notification and testing, 71-513 Extended care facility utilization committee, recommendations or orders of, 25-12,121 Free clinic, gratuitous credentialed practitioner, 25-21,188.02 Health Advisory Board, 60-4,118.03 Health carrier quality committee, 44-7210 Hospital medical staff or utilization committee, recommendations or orders of, 25-12,121 Immunization information, exchange of. 71-544 Immunosuppressant drugs, dispensing donated, 71-2443, See also IMMUNOSUPPRESSANT DRUG REPOSITORY PROGRAM ACT Infant screening tests, 71-519

Living wills and health care powers of attorney, acting under, 20-410, 30-3417, 30-3423 Medical review panel under the Nebraska Hospital-Medical Liability Act, 44-2844 Medication Aide Act, reports of alleged incompetence, 71-6736 Mental Health Practice Act, duty to warn of violent behavior, 38-2137 Morbidity or mortality studies, providing health care information, 71-3401 Nurse Licensure Compact, acting under, 71-1795 Organ and tissue donation, coroner liability, 23-1832 Patient Safety Improvement Act, 71-8721 Payors, inquiry disclosures, 25-21.247 Pharmacy Practice Act, pharmacy technician, reports of impaired practitioners, 38-2897 Physician, abortion for pregnant woman who was victim of abuse, attending physician not liable, 71-6902.01 Practitioners, information on controlled substances. 28-414.06 Preferred provider review committee, 44-4110.02 Prescription drugs, Collection or return to pharmacy, 38-28.107 Labeling and relabeling, 38-28,107,71-2453 Providers, release of patient records, 71-8406, 81-672 Psychology Practice Act, duty to warn of violent behavior, 38-3132 Registries, release of records, 81-648, 81-660, 81-672, 81-6, 107 Reports of health care facilities, peer review organizations, or professional associations. 71-7460.02

MMUNITY –Cont'd Health care -Cont'd School employees for certain student health assistance, 25-21.280 Seller of methamphetamine precursor, when, 28-461 Sexually transmitted diseases, treatment without consent of parent, 71-504 State Board of Health members, 71-2611 Submitting complaint under Health Care Facility Licensure Act, 71-444 Horses. Equine professional, immunity, when, 25-21,249 to 25-21,253 Interstate Compact on Licensure of Participants in Horse Racing with Pari-Mutuel Wagering, acting under, 2-1247 Insurance, Acting under Insurers and Health **Organizations Risk-Based** Capital Act, 44-6023.01 Acting under Interstate Insurance Product Regulation Compact, 44-7801 Acting under Nebraska Property and Liability Insurance Guaranty Association Act, 44-2415 Acting under the Nebraska Life and Health Insurance Guaranty Association Act, 44-2717 Actuarial opinion, 44-7902 Automobile liability policy, cancellation of or intention not to renew, furnishing information, 44-521 Examination, immunity absent malice, 44-1107, 44-4062 Fraud, report or testimony of, 44-396, 44-3, 133, 44-1112, 44-1535, 44-5909, 44-6605, 44-7406 Health care review committee, 44-32,173

Motor vehicle theft or fraud, release of relevant information, 44-3,14 National Association of Insurance Commissioners, members and staff, immunity, 44-322.01 Quality Assessment and Improvement Act. health carrier, 44-7206 Juvenile justice, Court appointed special advocate volunteer, 43-3716 Juvenile compacts, commission and staff, qualified immunity. 43-1011, 43-1103 Law enforcement officer, Animals, abandoned or neglected, immunity of officer, 28-1012, 54-54-906 Racial information on motor vehicle stops, 20-504 Shoplifters, detention and arrest of, 29-402.01, 29-402.03 Law granting special immunities, prohibited. Article I. section 16. Constitution of Nebraska, Article III, section 18, Constitution of Nebraska Legislature. Legislative Performance Audit Act, providing information for, 50-1213 Speech of members, Article III, section 26, Constitution of Nebraska, 50-104, 50-404 Liens, providing information regarding, 52-1003, 52-1316, 52-1604 Livestock Animal Welfare Act, Employees of governmental agencies, reports, 54-908 Law enforcement officer, not liable for property damage, when, 54-906 Veterinarians, reports, 54-910 Long-Term Care Ombudsman Act, Long-term care facility and personnel, disclosure of medical and personal records, 81-2258

MMUNITY –Cont'd Long-Term Care Ombudsman Act -Cont'd State long-term care ombudsman or ombudsman advocate, 81-2263 Low-Level Radioactive Waste Disposal Act. monitoring committee, 81-15,101.01 Mediator, staff, and board member under Dispute Resolution Act, 25-2915 Mental health commitment. reception and detention of subject, 71-927 Merchants, detention and arrest of shoplifters, 29-402.01, 29-402.03 Militia during active duty, 55-168 Motor vehicles. Motor vehicle insurance data base. 60-3.139 Motor Vehicle Operator's License Act, Health Advisory Board, 60-4,118.03 Motor Vehicle Registration Act, immunity for county and county treasurer, 60-371 Removal or disposition of abandoned vehicle, 60-1906 Municipalities, Abatement of encroachment on airport protection privileges, 3-205 Notice for a change in zoning classification, failure to give, 14-420 Notice of proposed annexation. failure to give, 16-130, 17-407, 19-5001 Obscenity, processor of print or film, 28-813.02 Professions, peer review committee member, 38-1,128, 71-7911 Real estate transactions, Closing agent for certificate of satisfaction, 76-2807 Real Property Appraiser Board, immunity of board members, employees, and persons under contract, 76-2225

Retirement boards and administrators. Class V Retirement System Board and board of education members, 79-980 Public Employees Retirement Board members, 84-1513 Right of entry, County surveyor, not liable for trespass, when, 23-1906 Department of Natural Resources. for flood plain management, 31-1017 Sales and use tax, collection or payment error, immunity when, 77-2712.05, 77-27,143 Service of process, immunity, 25-1235, 29-753, 29-1909, 29-3208, 42-727. 55-167 Sex offenders, Officials acting under Sex Offender Registration Act, 29-4012 Sex offender treatment facility, immunity, when, 71-1211 Sovereign immunity, See SOVEREIGN IMMUNITY State regulations, Elevators under Conveyance Safety Act, 48-2531 Nebraska Investment Council, members, 72-1237 Safety of Dams and Reservoirs Act, 46-1639 Stress management team, members, immunity, 71-7111 Student Discipline Act, reports to law enforcement of criminal violations, 79-293 Support orders, receiving or providing information relevant to, 43-3327 Surrogate parent of child with disability, 79-1161 Tax Commissioner, disclosure of information to, 77-375 Veterinarians, animal cruelty reporting, 28-1020, 54-910 Witness testimony, Complaints to the Commission on Judicial Qualifications, 24-721

MMUNITY –Cont'd Witness testimony -Cont'd Free or underpriced service to city officers, prosecutions for, 18-309 Property of debtor, examination on, 25-1567 Unlawful employment practices, investigations or hearings on, 48-1119 Workers' Compensation Act, Nebraska. Independent medical examiner, 48-134.01 Informal dispute resolution, staff member or mediator, 48-168 Workplace safety, providing information on, 48-446 **MMUNIZATIONS** See generally HEALTH CARE Child care program, 71-1913.01 to 71-1913.03 Hospitals, general acute, Employees, certain vaccinations, requirements, 71-467 Patients, offer certain onsite vaccinations to, 71-468, 71-469 Immunization action plan, statewide, 71-529 Insurance coverage, required, 44-784 Intermediate care, nursing, and skilled nursing facilities, offer patients certain onsite vaccinations, 71-468, 71-469 Livestock. See also LIVESTOCK Anthrax, 54-771 to 54-773 Brucellosis, 54-1375 Pseudorabies, 54-2289 **Program for children**, See CHILDHOOD VACCINE ACT; 71-526 Rabies, 71-4401 to 71-4412, See also RABIES Schools, 79-217 to 79-223 Vaccine-preventable diseases, exchange of information, Immunity, 71-544 Immunization information, 71-540

Nondisclosure form, restricted information, 71-540 Immunization information system, Access, fee, 71-541 Access authorized, 71-539, 71-541.01 Central data base, 71-541.01 Confidentiality, violation, penalty, 71-542 Rules and regulations, 71-543

IMMUNOSUPPRESSANT DRUG

REPOSITORY PROGRAM ACT See generally DRUGS AND MEDICINE Act, how cited, 71-2436 Definitions, 71-2437 Immunity, 71-2443 Immunosuppressant drug repository program, Accepted or dispensed, conditions, 71-2440 Donation, 71-2439 Established, 71-2438 Participant, duties, 71-2441 Resale prohibited, 71-2441 Rules and regulations, 71-2442

IMPAIRMENT OF CONTRACTS

See generally CONTRACTS **Prohibited**, Article I, sections 3 and 16, Constitution of Nebraska

IMPEACHMENT

See generally GOVERNMENT OFFICERS AND EMPLOYEES

Board of Pardons, no authority in impeachment cases, Article IV, section 13, Constitution of Nebraska

Candidates for civil office, for misdemeanor in pursuit of office, Article IV, section 5, Constitution of Nebraska

Civil officers, for misdemeanor in office or in pursuit of office, Article IV, section 5, Constitution of Nebraska

County officers, removal, 23-2001 to 23-2013

24-109 Priority of proceedings, 24-105 Grand jury presentment or indictment not required. Article I. section 10. Constitution of Nebraska Judges, removal from office, grounds, procedure cumulative, Article V, sections 30 and 31. Constitution of Nebraska Political accountability and disclosure penalties, does not limit impeachment power, 49-14.137 Procedure, Article III, section 17, Constitution of Nebraska Public records, effect of violations by officials, 84-712.09 State officers. Attorney General and Governor, additional grounds, 84-732 Grounds, Article IV, section 5, Constitution of Nebraska, 84-712.09 Jurisdiction, 24-101 State Board of Education, members liable to impeachment, 79-316 Witnesses, credibility, 27-607 to 27-610. See also WITNESSES **MPERSONATION** See generally CRIMES AND OFFENSES Criminal impersonation, 28-638, See also THEFT Identity theft, 28-639, See also THEFT Impersonating a peace officer, 28-610, 60-492 Impersonating a public servant, 28-

MPEACHMENT –Cont'd

Courts of impeachment, 24-101 to

609 609

Medical assistance, identification violations, 43-153, 68-1017

Professions, licensing, 38-1,117, 44-4059, 81-8,205, 81-3442, 81-3502, 81-3535

Public assistance, identification violations, 68-1519, 71-2228

Voter registration, prohibited acts, 32-1503

IMPLIED CONSENT See DRUNK DRIVING

IMPRISONMENT, FALSE See FALSE IMPRISONMENT

IN FORMA PAUPERIS

See generally LEGAL PROCEDURE Bill of exceptions, 25-1140.09 Cities of the metropolitan class, transcript costs, 14-813 Cities of the primary class, zoning appeals, 15-1202, 15-1204 Civil action, 25-2711 Conservatorship proceedings, authorized, 30-2643 Criminal defendant, 29-2306 Election candidate, filing fee, 32-608 Grand jury witness, transcript fee, 29-1407.01 Guardianship proceedings, authorized, 30-2211.01, 30-2620.01 Prisoner, civil actions filed in forma pauperis, limitation, 25-3401 Procedure. Application, contents, 25-2301.01 Costs of action and appeal, 25-2302 to 25-2307 Payment by county, when, 25-2303 to 25-2307 Payment by person proceeding, when, 25-2309 Denial, appeal, 25-2301.02 Fraudulent practices, penalty, 25-2310 Granted, effect, 25-2302 Objection, hearing, 25-2301.02 Special assessment appeal in certain municipalities, transcript costs, 19-2424 IN LIEU OF TAX PAYMENTS See generally TAXATION Aircraft retailer, use tax payment,

Aircraft retailer, use tax payment 77-2706.01 Community redevelopment authority, 18-2137

N LIEU OF TAX PAYMENTS –Cont'd Constitutional provisions, Article VIII, sections 2 and 11, Constitution of Nebraska Cooperative farm land company, 21-1336 Electricity supplier owned by city, Article VIII, section 11, Constitution of Nebraska, 70-653.01, 70-653.02 Game and Parks Commission, 37-335 Hospital office building, 77-211, 77-212 Housing agencies, 71-1590 Indian housing authorities, 71-1590 Income tax credit, 77-2734.03 Public corporation created by municipalities, 18-2481 Public power district, Article VIII, section 11, Constitution of Nebraska, 70-651.01 to 70-651.05 Public property, Article VIII, section 2, Constitution of Nebraska, 77-202 Refund, 77-1734, 77-1734.01 Risk management pool, 44-4320 School finance, See SCHOOL FINANCE School lands, 79-1035, 79-1036 State or governmental subdivision property, exempt from property tax, when, Article VIII, section 2, Constitution of Nebraska, 77-202 IN THE LINE OF DUTY DEPENDENT EDUCATION ACT See generally POSTSECONDARY EDUCATION Act. how cited. 85-2301 Definitions, 85-2303 Education benefit, Eligibility information, restrictions, 85-2306 Requirements, 85-2304 Intent, 85-2302 State postsecondary education institutions, duties, 85-2305

INCEST

See generally CRIMES AND OFFENSES Incestuous marriage, void, 28-702 Penalty, 28-703

INCOME TAX

See generally TAXATION Abatement, claim when, 77-2792 ABLE accounts, See ACHIEVING A BETTER LIFE EXPERIENCE PROGRAM; 77-1401 Accounting method, 77-2760 Adjustments to income, 77-2716 Net operating loss and capital loss deduction, 77-2734.07 Tax incentive, See LONG-TERM CARE SAVINGS PLAN ACT; 77-6101 Appeal and review, 77-27,127 to 77-27.130 Audit of Department of Revenue, 77-27,119 Bankruptcy, effect, 77-27,112 Biodiesel facility investment credit, 77-27,236 Capital gains, sale of stock, 77-2715.09 Check-off contribution programs, Nebraska State Fair, 77-27,119.05, 77-27,119.06 Wildlife Conservation Fund, 77-27.119.01 Child support debt, refund setoff, 77-27,160 to 77-27,173 Collection, 77-27, 102, 77-27, 103 Electronic funds transfer, 77-2420 Lien, enforcement, 77-27,107 Confidentiality of taxpayer information, 77-27, 119, 77-27,126 **Cooperation with federal** government, agreements authorized, 77-27, 121, 77-27,122,81-901,81-902 Corporations, Apportionment of income between states, 77-2734.01 to 77-2734.16 Sales factor, how determined, 77-2734.14 Credits, 77-2734.03

NCOME TAX -Cont'd **Corporations** –Cont'd Definitions, 77-2734.04 Estimated tax, 77-2769, 77-2769.01 Group of corporations, 77-2734.08 Liability of officers and employees, 77-1783.01, 77-27,118 Statutes of limitation, 77-1783.01 Rate, 77-2734.02 Subchapter S corporations, 77-2734.01 Three-factor formula, 77-2734.05, 77-2734.06 Adjustments, 77-2734.10 Determinations, 77-2734.12 to 77-2734.16 Unitary groups, treatment, 77-2734.01, 77-2734.05, 77-2734.06, 77-2734.09, 77-2734.16 Credits. Community development, See COMMUNITY DEVELOPMENT ASSISTANCE ACT; 13-201 Corporations, 77-2734.03 Earned income, 77-2715.07 Economic development, Investment growth, See EMPLOYMENT AND INVESTMENT GROWTH ACT; 77-4101 Investment incentive, See NEBRASKA ADVANTAGE MICROENTERPRISE TAX CREDIT ACT; 77-5901 See NEBRASKA ADVANTAGE RESEARCH AND DEVELOPMENT ACT; 77-5801 See NEBRASKA ADVANTAGE RURAL DEVELOPMENT ACT; 77-27.187 Quality jobs, See QUALITY JOBS ACT; 77-4901 Rural areas, See RURAL ECONOMIC **OPPORTUNITIES ACT; 77-5401** Wage benefit credit, See INVEST NEBRASKA ACT; 77-5501 Estates and trusts, 77-2715.07, 77-2717 Farm landlord, See BEGINNING FARMER TAX CREDIT ACT; 77-5201

Franchise tax, portion of for passthrough entities, 77-2715.07 Historic property, See JOB CREATION AND MAINSTREET REVITALIZATION ACT, NEBRASKA; 77-2901 Individuals, 77-2715.07 Low-income community capital or equity investment, tax credit incentives for, See NEW MARKETS JOB GROWTH INVESTMENT ACT; 77-1101 Overpayment, 77-2791 Partnership, 77-2727 to 77-2729 Procedure, 77-2793 to 77-27,101 Renewable energy tax credit, 77-27.235 Taxes imposed by another state, 77-2730, 77-2731 Date of delivery, 77-27,125 Deductions, Achieving a better life experience accounts, 77-2716 Adjustments to income, 77-2716 Educational savings plan, 77-2716, 85-1812. See also EDUCATIONAL SAVINGS PLAN TRUST Net operating loss or capital loss, 77-2734.07 Tax incentive, See LONG-TERM CARE SAVINGS PLAN ACT; 77-6101 Deficiency, collection procedure, 77-2776 to 77-2790, 77-27,129, 77-27,130 Nonresident, 77-27,133 Definitions, 77-101 to 77-132, 77-2714, 77-2714.01, 77-2715.08 Department. Contract for products and services to identify and collect additional tax revenue. 77-367 Numerical computations authorized. 77-3.117 Economic forecasting, See ECONOMIC FORECASTING Electronic. Filing and transfers, 77-1784, 77-2420 Postmark, 86-644 Enforcement powers, 77-27,109, 77-27,117,77-27,119

NCOME TAX –Cont'd Estates, treatment, 77-2715, 77-2717, 77-2724, 77-2725, 77-2730 Estimated tax, 77-2769, 77-2769.01 Evasion of tax, 77-2790, 77-27,111, 77-27,113 to 77-27,115 Exemptions, personal, 77-2716.01 Extension of time, filing, 77-2770, 77-2770.01 Extraordinary dividends, treatment, 77-2715.09 Federal cooperation, agreements authorized, 77-27, 121, 77-27,122, 81-901, 81-902 Federal itemized deductions, disallowance, calculation, 77-2716.03 Federal law, basis, Article VIII, section 1B, Constitution of Nebraska, 77-2759, 77-2760 Fiduciary. Qualifications, notice of, 77-2764 Return, 77-2717 Filing, Effect, 77-2771 Electronic, 77-1784, 77-2420 Electronic postmark, 86-644 Extension of time, 77-2770, 77-2770.01 Failure, effect, 77-2776 to 77-2790, 77-27,129, 77-27,130 Nonresident, 77-27,133 Mail, 49-1201 to 49-1203 Nonjudicial days, 49-1203 Returns, 77-2768 Financial institutions, See FINANCIAL INSTITUTIONS Fund, Revenue Distribution, 77-27,132,77-27,132.01 Health care facilities, intermediate care facilities for persons with developmental disabilities, tax on net revenue. See ICF/DD REIMBURSEMENT PROTECTION ACT; 68-1801 Individuals, rate, 77-2715 Interest, 77-2788 to 77-2790, 77-2794 Waiver. 77-2792 Internal Revenue Code, reference to, how construed, 49-801.01

Itemized deductions. disallowance. calculation, 77-2716.03 Jeopardy determination, 77-2759, 77-27,111,77-3906 Liability of third-party transferee, 77-27,110 Lien, 77-27,103 Limited liability company, Liability of members, managers, employees, 21-129, See also LIMITED LIABILITY COMPANY ACT, NEBRASKA UNIFORM Treatment, 77-2734.01, 77-2761 Beginning January 1, 2011, 21-104 List of taxpayers, provide when, 77 27.126 Long-term care savings plan, contributions, deduction, 77-2716 Mail, filing by, 49-1201 to 49-1203 Medical support debt, refund setoff, 77-27,160 to 77-27,173 Military benefits, election, treatment, 77-2716 Military service. effect. 77-27.123 Motor fuel tax, refund setoff, 66-1405, 77-27,210 to 77-27,221 Nonresident. Collection, 77-27, 107, 77-27, 133 Determination of income, 77-2733 Grantor trust, treatment, 77-2717, 77-2727, 77-2734.01 Notice requirements, 77-27,135 Overpayment, refunds and credits, 77-2791, 77-2794 Partial-year resident, treatment, 77-2733.01, 77-2765, 77-2767 Partnerships. Credits, 77-2727 to 77-2729 Nonresident partner, 77-2773 Treatment, 77-2727 to 77-2729 Penalty or interest, waiver, 77-2792 Postmark. Effect, 77-27,125 Electronic, 86-644 Protest by taxpayer, 77-2778 to 77-2782 Reciprocity, 77-27,108 **Records.** 77-2772 Refunds, 77-2715

NCOME TAX –Cont'd Refunds -Cont'd Check-off contribution programs, this heading Electronic funds transfer, 77-1784, 77-2420 Erroneous refunds, treatment, 77-2787 Overpayment, 77-2791 Procedure, 77-1777 to 77-1782, 77-2793 to 77-27,101 Setoffs. Child support debts, 77-27,160 to 77-27,173 Motor fuel tax, 66-1405, 77-27,210 to 77-27,221 Procedure, See TAX REFUND SETOFF ACT; 77-27,174 Unemployment insurance, repayment, 77-27,197 to 77-27,209 Reports on loss of potential revenue, See TAX EXPENDITURE REPORTING ACT; 77-379 Residency, dual, credit, 77-2731 Returns, 77-2761 Amended or modified, effect, 77-2775 Check-off contribution programs. this heading Death, effect, 77-2763 Destruction, when, 77-27,134 Electronic filing, 77-1784, 77-2420 Electronic postmark, 86-644 Examination, 77-2776 Extension of time, 77-2770, 77-2770.01 Failure to file, effect, 77-2776 to 77-2790, 77-27, 129, 77-27, 130, 77-27,133 False return, penalty, 77-27,116 Fiduciary, 77-2717 Mailing, 49-1201 to 49-1203 Married persons, 77-2732 Partial-year resident, 77-2765, 77-2767 Time for filing, 77-2768 **Revenue projections, See ECONOMIC** FORECASTING

Rules and regulations, 77-2772, 77-2774 School district number required, 77-27.119 Security requirements, 77-27,131 Setoffs. Child, spousal, or medical support debts, 77-27,160 to 77-27,173 Motor fuel tax, 66-1405, 77-27,210 to 77-27.221 Priorities, 77-27,208 Procedure, See TAX REFUND SETOFF ACT; 77-27,174 Unemployment insurance, repayment, 77-27,197 to 77-27.209 Settlements, authorized, 77-27,120 Signature, effect, 77-2771 Small business corporations, treatment, 77-2734.01 Social security benefits, treatment, 77-2716 Spousal support debt, refund setoff, 77-27,160 to 77-27,173 Standard deduction, 77-2716.01 Statute of limitation, 77-27,117 Stock, sale of, capital gains, treatment, 77-2715.09 Subchapter S corporations, 77-2734.01 Tax amnesty program, 77-5601 Tax rates. Rates, 77-2701.01 Brackets and rates, 77-2715.03 Legislature, set rates, 77-2715.01 Other taxes, 77-2715.02, 77-2715.03 Primary rate, 77-2715.01 Schedules, 77-2715.02 Tax tables. 77-2715.03 Tax Rate Review Committee, 77-2715.01 Taxable year, 77-2759 Transfer of property, liability of transferee, 77-27,110 Trusts. Nonresident grantor trust, treatment 77-2717, 77-2727, 77-2734.01 Treatment, 77-2715, 77-2717, 77-2724, 77-2725, 77-2730

NCOME TAX –Cont'd Unconstitutionality, effect of court ruling, 77-27,135.01 Unemployment insurance, repayment, 77-27, 197 to 77-27,209 Unitary groups, treatment, 77-2734.04 to 77-2734.16 Violations, penalty, 77-2790, 77-27,113 to 77-27,117 Waiver of penalties or interest, 77-2792 Withholding, Civil service annuity payments, 77-2753 Contractor duties, 77-2753 Employer powers and duties, 77-2753 to 77-2758 Employment security benefits, 48-629.01 Federal tax, 81-901, 81-902 Tables, 77-2753 Violations, penalty, 77-2790, 77-27,113 to 77-27,116

NCOME WITHHOLDING FOR CHILD SUPPORT ACT See generally CHILD SUPPORT

Act, how cited, 43-1701 Acts prohibited, 43-1718.02, 43-1725 Assignment of income, 43-1718 Amount, 43-1720, 43-1722 Notice, contents, 43-1720 Clerk of the district court, removal when, 42-358.07 Definitions, 43-1703 to 43-1717 Discovery, videotaped deposition, 43-1736 Employer. Duties, 43-1719 Notice, contents, 43-1720, 43-1723 Violations, effect, 43-1718.02, 43-1724, 43-1725 Foreign support order, Acceptance, procedure, 43-1729 to 43-1731 Amendment or modification, 43-1739 Applicability of law, 43-1742 Continuance, when granted, 43-1735

Defenses, 43-1734 Discovery, 43-1736 Enforcement, 43-1732, 43-1733 Evidence, 43-1736 Income change, effect, 43-1740 Order. Jurisdiction, how obtained, 43-1728 When effective, 43-1737, 43-1738 Validity, 43-1734 Voluntary income withholding, 43-1741 Hearing, 43-1721 Intent, 43-1702 Modification or revocation, 43-1727 Notice. Assignment, contents, 43-1720 Employer or other payor, 43-1720, 43-1723 Modification or revocation, 43-1727 Order, Assignment of income, effect, 43-1718 Foreign jurisdiction, how obtained, 43-1728 Withholding, Delinquency, arrearage, or monetary judgment, 43-1718 to 43-1718.02 Non-Title IV-D cases, 43-1718.02 Title IV-D cases, 43-1718.01 Additional fee waived, 33-107.02 Payor, Duties, 43-1719 Notice, contents, 43-1720, 43-1723 Violations, effect, 43-1718.02, 43-1724, 43-1725 Property settlement, voluntary withholding, 43-1743 Termination, procedure, 43-1726 Videotaped deposition, 43-1736 Violations, effect, 43-1718.02, 43-1724, 43-1725 **INDECENCY** See generally CRIMES AND OFFENSES Indecency with an animal, 28-1010, 28-1019 Public indecency, 28-806

NDEMNIFICATION See generally MONEY Certificate of title, motorboat, bonded, 37-1278.01 Community colleges, 85-1510 Condominium board members, 76-860 Contractors, indemnification agreements, prohibited, 25-21,187 Credit unions, officials and employees, 21-1763, 21-1767.01 Decedents' estates, action for indemnification authorized, 30-2490, 30-2658 Dentist, indemnification by state, 81-8,239.08 **Department of Roads, contract** provisions, 39-1307 **Emergency medical service** provider, indemnification and insurance, 13-1801 Fraternal benefit societies, directors, officers, employees, and agents, 44-1079 **Insurance**, See INSURANCE Juveniles, Interstate Compact for, 43-1011 Law enforcement officers, indemnification and insurance, 13-1801 Limited cooperative associations, 21-2976 Limited liability company, 21-137, See also LIMITED LIABILITY COMPANY ACT. NEBRASKA UNIFORM Limited partnerships, 67-239.01, 67-251 Malicious prosecution, indemnification bond, when, 29-404 Mosquito abatement. indemnification of land owners, 71-2917 Motor carrier transportation contracts, exculpatory provisions prohibited, 75-391

Nebraska Educational. Health. and Social Services Finance Authority members, officers, and employees. 58-841 Nebraska Investment Finance Authority, members, 58-238 **Negligence, contract provisions** prohibited, 25-21,187 Nonprofit corporations, directors, officers, and employees, 21-1996 to 21-19,104 Nuclear power plant, management contract. indemnification. when, 70-627.02 Partnerships, 67-421, 67-434 Petroleum release, indemnification agreements, 66-1516 Indemnification of state, 81-15,187 Physician, indemnification by state, 81-8,239.08 **Placement of Children, Interstate** Compact for the. 43-1103 Provider of medical or dental services, when, 81-8.239.08 **Rental agreements, prohibited** provisions, 76-1415, 76-1477 School districts and employees, 79-224, 79-225, 79-516 Sheriffs. 23-1720 State office building, contract with municipality, 72-1405 State officers and employees, 81-8,239.02, 81-8,239.05, 81-8.239.06 Structured settlements, transfer of payment rights, requirements, 25-3104 Theft, indemnification as defense, 28-513 Title insurer, closing or settlement protection, 44-1984 Trust company, indemnification bond, 8-205.01 INDIAN AFFAIRS, COMMISSION ON See generally STATE GOVERNMENT Alcohol rehabilitation program, participation, 81-2505 Claims against, settlement, public access requirements, 84-713

NDIAN AFFAIRS, COMMISSION ON -Cont'd Compensation and expenses, 81-2506 Created, 81-2501 Duties, 81-2504 Electronic postmark, use authorized, 86-644 Executive board, 81-2508 Executive director, 81-2503 Funds. Commission on Indian Affairs Cash Fund. 81-2516 Designated Collection Fund, 81-2514 Indians, See INDIANS Meetings, 81-2507 Membership, 81-2501 Purpose, 81-2502 State assistance to political subdivisions and nonprofits, Application, 81-2510, 81-2511 Approval, 81-2513 Failure to approve applications, effect, 81-2513 Commission, duties, 81-2504 Definitions, 81-2509 Fund, Designated Collection, 81-2514 Sections, termination, 81-2515 Use, 81-2510 INDIAN CHILD WELFARE ACT,

NEBRASKA See generally INDIANS Act. Applicability, exceptions, 43-1515 How cited, 43-1501 Adoption, Access to information, 43-1510 Court duties, 43-1516 Agreements with state agencies, 43-1511 Custody, Improper removal, 43-1512 Return of, 43-1509 **Definitions**, 43-1503 Emergency removal of child, 43-1514

Federal standard of protection. applicability, 43-1513 Foster care placement, Parental rights, 43-1504 to 43-1507 Removal, 43-1509 Guidelines for placement, 43-1508 Intent. 43-1502 Jurisdiction, 43-1504 Child Custody Jurisdiction and Enforcement Act, Uniform, applicability, 43-1229 Notice of involuntary proceeding, 43-1505. 43-1505.01 Notice of voluntary proceeding, 43-1506 Petition to invalidate actions, 43-1507 Rules and regulations, 43-1517 State court actions, 43-1504 Termination of parental rights, 43-1505, 43-1506 INDIANS See generally HUMAN AFFAIRS Age Discrimination in Employment Act, not applicable to Indian tribe, 48-1002 Alcoholism, See ALCOHOLISM American Indian Day, 84-104.06 to 84-104.08, 84-108.01 Bigamy, 42-406 Burial goods and remains, unmarked sites, See UNMARKED HUMAN BURIAL SITES AND SKELETAL **REMAINS PROTECTION ACT; 12-1201** Children. Abduction prevention, See CHILD ABDUCTION PREVENTION ACT, UNIFORM; 43-3901 Custody, placement, and adoption, See also INDIAN CHILD WELFARE ACT, NEBRASKA; 43-1501 Child Custody Jurisdiction and Enforcement Act, Uniform, applicability, 43-1229 Foster homes, Native American, 71-1906, 71-1906.01 Juvenile services, grants and state aid, See JUVENILE SERVICES

ACT; 43-240

NDIANS –Cont'd **Children** –*Cont'd* Placement of Children, Interstate Compact for the, utilization by Indian tribes, 43-1103 Commission, See INDIAN AFFAIRS, COMMISSION ON: 81-2501 **Cooperative agreements**, See STATE-TRIBAL COOPERATIVE AGREEMENTS ACT; 13-1501 Counties, state aid for law enforcement, 23-362, 23-362.01 **Divorce.** 42-402 to 42-408 Economic development, Energy development project, See RURAL COMMUNITY-BASED ENERGY DEVELOPMENT ACT; 70-1901 Enterprise zones, See ENTERPRISE ZONE ACT; 13-2101 Education. American Indian language teachers, requirements, 79-802.01 Scholarships, See STUDENT **DIVERSITY SCHOLARSHIP** PROGRAM ACT; 85-9,177 Tribally controlled community colleges, state aid, transfer, 85-1511 Employment, Preferential treatment authorized, 48-1112 Unemployment insurance, applicable to Indian tribes, 48-603.01, See also EMPLOYMENT SECURITY LAW Gaming, tribal-state compact, 9-1,106 Graves, unmarked, See UNMARKED HUMAN BURIAL SITES AND SKELETAL **REMAINS PROTECTION ACT; 12-1201** Health services. Exchange of immunization information, 71-539 to 71-544, See also IMMUNIZATIONS Funding, See NATIVE AMERICAN PUBLIC HEALTH ACT; 71-7615 Tribal clinic, dental hygienist, preventive services authorized, 38-1130

Housing authorities, payments in lieu of taxes, when, 71-1590 Labor law. Employment, this heading Law enforcement certification, **Bureau of Indian Affairs** training authorized. 81-1414 Legislative special committee, **State-Tribal Relations Committee.** 50-445 Marriage, 42-402 to 42-408 Motor fuel tax. Refund, 66-726 State-tribal agreements authorized, conditions, 66-741 Treatment, 66-489 Motor vehicle tax, exemption, 60-3.185 Sales of arts and crafts. See AMERICAN INDIAN ARTS AND CRAFTS SALES ACT; 69-1801 Solid waste management, duties of tribal government, 13-2019 State-tribal agreements, See STATE-TRIBAL COOPERATIVE AGREEMENTS ACT; 13-1501 Tobacco sale and taxation, 69-2702, 69-2703, 69-2705, 77-2601, 77-2602.05, 77-2602.06, 77-2603.01, See also CIGARETTES: TOBACCO Tribal service area, defined, 43-1503 Tribal-state compact on gaming, 9-1.106 Welfare reform, state aid for operation, 68-1738 **INDICTMENTS** See generally CRIMINAL PROCEDURE **Conspiracy**, 29-2014 Corporations, service, 29-1608 Counterfeiting, 29-1505 Money, 29-1509 Elections, 29-1510

Exceptions, 29-1806, 29-1807 Forgery, 29-1503 Fraud, intent to defraud, 29-1506 Grand juries, 25-1633, 25-1633.01, 29-1401 to 29-1420, See also GRAND JURIES

NDICTMENTS –Cont'd Inmates, custody, 29-1709 Instruments, written, how described, 29-1503 to 29-1505 Liquor-law violation, 53-1,105 to 53-1,107, See also LIQUOR CONTROL ACT. NEBRASKA Manslaughter, 29-1512 Perjury and subornation, 29-1511 Property, ownership, how alleged, 29-1507 Requirements, Article I, section 10, Constitution of Nebraska, 29-1501 to 29-1512 Service, 29-1802 Theft, joinder of offenses, 29-1508 INDIGENT PERSONS See generally HUMAN AFFAIRS Burial or cremation costs, Public expense, when, 71-1002 Veterans, 80-104 Energy conservation improvement program, See LOW-INCOME HOME **ENERGY CONSERVATION ACT; 66-**1012 Food programs, See FOOD Health care. County medical facilities, authorized, 23-3501 to 23-3527 Hospital authority, See HOSPITAL AUTHORITIES ACT; 23-3579 Medication for outpatient mentally ill persons, payment, 83-380.01 Residential facilities for persons with intellectual disabilities, admission preference, 83-386 Standard of need for medical services, 68-126 State hospitals for the mentally ill, admission preference, 83-338 Housing, By charitable organization, 21-612 to 21-616 Homeless shelter, See HOMELESS SHELTER ASSISTANCE TRUST FUND ACT; 68-1601 Housing needs study, Department of Economic Development, 81-1281

Sale of alcoholic liquor near, restrictions, 53-177 Inmate expenses, Clothing, 83-143 Human immunodeficiency virus test, 29-2290 Insanity evaluation, 29-3703 Legal defense, Bail, appointment of counsel, 29-901.03 Child support proceedings, appointment of counsel, 43-1612 Civil commitment, appointment of counsel, See MENTAL HEALTH COMMITMENT ACT, NEBRASKA; 71-901 Commission on Public Advocacy, See COUNTY REVENUE ASSISTANCE ACT; 29-3919 County expenses, See COUNTY **REVENUE ASSISTANCE ACT; 29-**3919 Defendant, indigent, right to counsel, 29-3901 to 29-3908 Discovery expenses, 29-1920 DNA testing, counsel appointed, when, 29-4122, See also DNA **TESTING ACT** Public defenders, See PUBLIC DEFENDERS Sex offender contesting conditions of community supervision, 83-1.103.04 Without court costs, See IN FORMA PAUPERIS Legal services, aid in attaining, 25-3001 to 25-3010, See also LEGAL AID Minors. Guardian ad litem, payment, 42-364 Support proceedings, appointment of counsel, 42-358 Social services, See SOCIAL SERVICES Taxes, affidavit of poverty, 77-1718 Telecommunications, accessibility, Nebraska Telephone Assistance Program, 86-329

NDIGENT PERSONS –Cont'd Vagrancy, municipal authority,

Cities of the first class, 16-229 Cities of the metropolitan class, 14-102 Cities of the primary class, 15-255, 15-257 Cities of the second class, 17-556 Villages, 17-556

NDOOR TANNING FACILITY ACT

See generally PROFESSIONS AND OCCUPATIONS

Act, Applicability, 71-3904 How cited, 71-3901 Intent, 71-3903 Complaint, department powers, 71-3909 Definitions, 71-3902

Federal law, compliance with, 71-3908

Operator, owner, or lessee, Duties, 71-3905, 71-3907, 71-3908 Prohibited acts, 71-3905 Penalty, civil, 71-3906 **Proof of age,** 71-3905 **Warning sign,** 71-3907

NDUSTRIAL DEVELOPMENT

See ECONOMIC DEVELOPMENT

NDUSTRIAL DEVELOPMENT CORPORATION ACT, NEBRASKA See generally ECONOMIC DEVELOPMENT Act. How cited, 21-2318 How construed, 21-2316 Articles of incorporation, Amendment, 21-2306 Contents, 21-2304 Filing, 21-2305 Board of directors, 21-2307 **Bonds**, 21-2309 to 21-2311 Confidential records or information, disclosure, 8-1401 to 8-1404 Corporate powers, 21-2308 Definitions, 21-2301

Dissolution, effect, 21-2314 Filing, documents, 21-2315 Incorporation, Nonprofit Corporation Act, Nebraska, effect, 21-2317 Procedure, 21-2303 Intent, 21-2302 Liability, municipality, 21-2312 Projects, location, 21-2308 Requirements, nonprofit, 21-2313 Taxation, exempt, 21-2311

See generally WATER Act, Applicability of act, 46-676.01 How cited. 46-690 Agreement with other users, 46-682 Appeal, 46-685 Definitions, 46-676, 46-706 Fees. 46-606. 46-1224 Hearing, 46-680, 46-681 Intent. 46-675 Meter, required when, 46-678.01 Permit, Amendment, 46-683.01 Application. Contents, 46-678 Director determination, 46-679 Issuance, 46-683 Required, when, 46-677, 46-678.01 Revocation, 46-684 Permitholder, subject to other regulations, 46-689 **Remedies**. 46-686 Rules and regulations, 46-688 Small volume transfers, Injured party remedy, 46-686.01 Procedure, 46-678.01 Violations, penalty, 46-684, 46-687

INDUSTRIAL HYGIENISTS

See generally PROFESSIONS AND OCCUPATIONS Certification, See CERTIFIED INDUSTRIAL HYGIENIST TITLE PROTECTION ACT; 71-8001

CONTROL ACT; 71-3501 INDUSTRIAL RELATIONS ACT See generally LABOR AND EMPLOYMENT Act. Applicability of changes, 48-839 How cited. 48-801.01 How construed, 48-823 Appeals, 48-812, 48-825 Clerk, 48-804.01 to 48-804.03 Collective bargaining, Authorized, 48-816 Bargaining units authorized, 48-816 Discrimination, prohibited, 48-214 Elections, representation, 48-838 Exclusive collective-bargaining agent certification, 48-816, 48-838 **Commission of Industrial Relations**, Authorized, Article XV, section 9, Constitution of Nebraska Contracts, See STATE GOVERNMENT Created, 48-803 Electronic postmark, use authorized, 86-644 Employees compensation, 48-804.02, 48-814 Jurisdiction, 48-810, 48-842 Office, location, 48-807 Powers, 48-809, 48-816, 48-819.01, 1809 Proceedings, procedure, 48-812 Evidence or testimony, receipt by electronic transmission authorized, 48-818 Records, 48-807 Reporter. Appoint, 48-808 Duties, 48-808 Commissioners, Appointment, term, vacancy, removal, 48-804 Compensation and expenses, 48-806

NDUSTRIAL RADIOGRAPHERS

Accreditation, See RADIATION

OCCUPATIONS

See generally PROFESSIONS AND

Presiding officer or officers, 48-804, 48-804.01 Qualifications, 48-805 Quorum, duties, 48-804 Definitions, 48-801 Enforcement of act, 48-819.01 Forms, survey or data request, 48-816 Governmental service, interference with, penalty, 48-821 Industrial disputes, Answer, include final offer, procedure, 48-813 Educational bargaining units, Timelines, procedures, 48-818.01 Total compensation, considerations, 48-818.02 Wage rates, determination criteria, 48-818.03 Hearings. Failure to hold, mandamus action, 48-813 Hearing officer, appointment, 48-816.01 Procedure, 48-812, 48-813, 48-815, 48-816 Temporary relief hearing, 48-816.02 Motion, post-filing but pending final resolution, for change in employee status, order authorized, 48-811 Orders and decisions, Contents, 48-816, 48-817 Determination criteria requirements, 48-818 to 48-818.03 Effect, 48-819 Findings, 48-816, 48-817 Modification, 48-818 Orders authorized, 48-816, 48-818.03 Petition. Fee, docket, 48-811.01 Filing, invokes commission jurisdiction, 48-811 Include final offer, procedure, 48-813 Posttrial conference, 48-816 Preliminary proceedings, 48-816

NDUSTRIAL RELATIONS ACT -Cont'd Industrial disputes –*Cont'd*. Preliminary proceedings -Cont'd Collective bargaining, Authorized, 48-816 Educational units, timelines, procedures, 48-818.01 Good faith required, 48-816 Mediation authorized, 48-816 Resolution officer, Appointed, when, 48-816 Powers and duties, 48-818.01 Service of process, notice, 48-813 Voluntary appearance of party, effect. 48-813 Survey forms or data request forms, 48-816 Intent. 48-802 Labor negotiations, Complaints, procedure, 48-825 Injunction, 48-825 Prohibited practices, 48-824, 48-825 Public employee, Nonmember of labor organization, reimburse organization, when, 48-838 Right to join employee organization, 48-837 Rights, 48-822 Public employer, cannot be compelled to enter into contract with labor organization, 48-810.01 Safety committees, requirements, 48-443 to 48-445 State Employees Collective Bargaining Act, relationship to, 81-1372 NFANT HEARING ACT See generally HEALTH CARE Act, how cited, 71-4734 Birthing facilities, Hearing loss information, requirements, 71-4740 Reports required, 71-4739 Definitions. 71-4736

Early intervention services, referral guidelines, 71-4743

Educational information on hearing loss, requirements, 71-4740 Funding, Application for federal funds, 71-4738 Insurance coverage requirements, 44-796 Hearing loss, state tracking system, 71-4737 Hearing screening test, Methods and protocol, 71-4741 Standard of care, required as part of. 71-4742 Intent, 71-4735 **Reports to Legislature**, 71-4741 **Rules and regulations**, 71-4744 Screening program, Mandatory, required when, 71-4742 Voluntary, evaluation, 71-4741 State tracking system for hearing loss, 71-4737

INFANTS

See CHILDREN AND MINORS

INFORMANTS

See generally LAW ENFORCEMENT Confidentiality of identity, Evidentiary rule of privilege, 27-510 Insurance law violation, 44-393 Law enforcement agency, 84-712.05 County Drug Law Enforcement and Education Fund, expenses, 28-1439.02 to 28-1439.05 Expenses, drug enforcement, 28-429, 28-1439.02 to 28-1439.05 Law enforcement agency records, exempt from disclosure, 84-712.05 State Patrol, Nebraska, drug enforcement, expenses, 28-429 Tampering with, penalty, 28-204, 28-919 Undercover agents, Undercover drivers' licenses, 60-480.01 Undercover license plates, 60-3,135

INFORMATION

See generally CRIMINAL PROCEDURE

Intent. 86-512, 86-513

INFORMATION –Cont'd Allegations, how made, 29-1603 Applicability of law, 29-1604, 29-1605 Authorized, 29-1601 Corporations, service, 29-1608 Investigation by county attorney, 29-1606 Liquor-law violation, 53-1,105 to 53-1,107, See also LIQUOR CONTROL ACT, NEBRASKA Offenses, joinder, 29-1603, See also JOINDER OF OFFENSES Preliminary examination, required, 29-1607 Requirements, Article I, section 10, Constitution of Nebraska, 29-1602 to 29-1604 **INFORMATION TECHNOLOGY INFRASTRUCTURE ACT** See generally STATE GOVERNMENT Act, how cited, 86-501 Chief Information Officer, 86-519, 86-520 Network Nebraska, 86-5,100 Commission, Nebraska Information **Technology**, 86-515 to 86-517, 86-526, 86-529 Network Nebraska, 86-5,100 Definitions. 86-502 to 86-511 Enterprise projects, Commission, duties, 86-526, 86-529 Designation, 86-526 Fund, Information Technology Infrastructure, 86-527 Funding allocation, 86-528 Intent, 86-525 Report, 86-530 Exemptions, 86-514 Funds. Community Technology Fund, 86-522 Government Technology Collaboration Fund, 86-523 Information Technology Infrastructure Fund, 86-527 Information technology, Plan, report required, 86-524.01 Purchases, requirements, 86-520.01

Legislative review, 86-524 Network Nebraska, Development and maintenance, 86-5.100 Purchases of information technology, notice to network, when, 86-520.01 Reports, 86-518, 86-530 Technical panel, 86-521 **INFRACTIONS** See generally CRIMINAL PROCEDURE Citation form, 18-1741.03, 29-423, 29-430 Handicapped parking infraction. 18-1741.01 to 18-1741.07 Procedure, 29-431 to 29-438 Traffic regulations, See also RULES OF THE ROAD, NEBRASKA Traffic infraction, 60-672 Prosecuted as misdemeanor, 60-688 INHERITANCE TAX See generally TAXATION Annual statement, 77-2030 Appeal, procedure, 77-2023 Applicability of law, 77-2040 Apportionment, Among counties, 77-2014 By decedent, 77-2038 Appraisement, 77-2019 to 77-2022, 77-2024, 77-2026 Bond for tax, when, 77-2009, 77-2010 **Collection.** 77-2011 Electronic funds transfer, 77-1784, 77-2420 Contingent devises, treatment, 77-2008.01 to 77-2009 County attorney, duties, 77-2018.03 Court, powers and duties, 77-2018.05 Credit, property received from prior decedent, 77-2018.06 Deductions allowed, 77-2018.04 **Definitions.** 77-101 to 77-132 **Determination proceedings**, 77-2018.01 to 77-2018.03

NHERITANCE TAX –Cont'd Distribution of property, deduction of tax, 77-2011, 77-2012 Domicile, disputes between states, See DEATH TAXES, UNIFORM ACT ON INTERSTATE ARBITRATION AND COMPROMISE OF; 77-3301 Electronic, Electronic postmark, 86-644 Filing and transfers, 77-1784, 77-2420 Estate and generation-skipping transfer tax, terminates 1/1/2007, 77-2101.01 to 77-2101.03, See also ESTATE AND GENERATION-SKIPPING TRANSFER TAX Exemptions, 77-2004, 77-2007, 77-2007.03, 77-2007.04 Failure to file, penalty, 77-2010 Fees, payment, 33-126.03 Interest, 77-2010 Interstate dispute, See DEATH TAXES, UNIFORM ACT ON INTERSTATE ARBITRATION AND COMPROMISE OF; 77-3301 Jurisdiction, 77-2027 Lien, 77-2003 Discharge, 77-2039 Expiration, 77-2037 Life estates, treatment, 77-2008 to 77-2009 Mail, Electronic postmark, 86-644 File or pay by, 49-1201 to 49-1203 Payment, 77-2003 Discharge, 77-2039 *Electronic*, this heading Failure to pay, collection procedure, 77-2028, 77-2029 Mail, 49-1201 to 49-1203 Tentative, 77-2018.07 When due, 77-2010 Where paid, 77-2014 Power of appointment, treatment, 77-2008.03, 77-2008.04 Power of sale, 77-2013 Proceeds, disposition, 77-2032 Property not subject to, 77-2025

Property subject to, 77-2001, 77-2002 Exemptions, 77-2004, 77-2007, 77-2007.03, 77-2007.04 Rate, 77-2004 to 77-2006, 77-2018.05 Reciprocal transfer tax, uniform, 77-2007.01, 77-2007.02 Refunds, Electronic funds transfer, 77-1784, 77-2420 Erroneous payment, 77-2018 Procedure, 77-1777 to 77-1782 Remainder interests, treatment, 77-2008 to 77-2009 **Reports**, 77-2030 Returns, electronic filing, 77-1784, 77-2420 Stock or loans, transfer by foreign representative, 77-2017 Tax amnesty program, 77-5601 Taxation, See TAXATION Transfers in contemplation of death, 77-2002 INITIATIVE AND REFERENDUM See generally LAW Acts prohibited, 32-630, 32-1546 Attorney General, duties, 32-1410, 84-205 Authorized, Article III, sections 1 to 4. Constitution of Nebraska Ballot, Form, 32-813 Language, 32-1410 Canvass of votes, 32-1414 Circulators, requirements, 32-628 to 32-630, 32-1404, 32-1406 Cities and villages, 18-2501 to 18-2536 Amendment or repeal of measure, restrictions. Initiative, 18-2526 Referendum, 18-2531 Ballots, Form, 18-2513 Special election, form, 18-2522 Circulator, requirements, 18-2517 City clerk, Duties. 18-2512. 18-2521 Illegal acts, penalty, 18-2535

NITIATIVE AND REFERENDUM -Cont'd Cities and villages –Cont'd Declaratory judgment, procedure, 18-2538 Definitions, 18-2502 to 18-2511 Election. Applicability of Election Act, 18-2536 Notice, 18-2521 False affidavit or oath, penalty, 18-2532 Governing body, submission of measure, 18-2520 Initiatives. Applicability, 18-2537 Effective, when, 18-2526 Petition, failure of governing body to enact, 18-2524, 18-2525 Scope, 18-2523 Petitions, Contents, 18-2515 Form, 18-2514 Prospective petition, 18-2512 Referendum, failure of governing body to enact, 18-2529, 18-2530 Signatures. Verification, procedure, 18-2518 Violation, penalty, 18-2534 Referendum. Applicability, 18-2537 Limitations, 18-2528 Petition, failure of governing body to enact, 18-2529, 18-2530 Power of, 18-2527 Repeal or amendment of measure, restrictions. Initiative, 18-2526 Referendum, 18-2531 Signature sheet, 18-2516 Special elections, 18-2524, 18-2525, 18-2529, 18-2530 Submission of measure, Governing body, power, 18-2520 Limitations, 18-2519, 18-2520 Violations, penalty, 18-2532 to 18-2535 Cities of the metropolitan class, ordinances, 14-210 to 14-212

Conflicting measures, how treated, 32-1416 Constitutional provisions, Article III, sections 1 to 4, Constitution of Nebraska Contested election, 32-1108 Hearings, 32-1405.02 Initiative, election, when, 32-1407 Injunction, placement on ballot, 32-1412 Mandamus, refusal to file, 32-1412 Numbering of measures, 32-1411 Petitions. Circulators, Paid or volunteer, designation, 32-628 Requirements, 32-628 to 32-630, 32-1404 Filing, requirements, 32-1404 to 32-1407 Form, Article III, sections 2 and 3, Constitution of Nebraska, 32-1403 Hearings, 32-1405.02 Informational pamphlets, 32-1405.01 Initiative, form, 32-628, 32-1401 Procedure, Article III, sections 2 to 4, Constitution of Nebraska, 32-1405 Referendum, form, 32-628, 32-1402 Review, 32-1405 Warning required, 32-628 Preservation and printing, 32-1415 Procedure, See ELECTION ACT; 32-101 **Proclamation**, 32-1414, 32-1415 Propane Education and Research Council. creation and termination, 66-1617, 66-1624 Publication, 32-1413 Purposes not allowed, 32-1408 Revisor of Statutes, duties, 32-1405 Secretary of State, duties, 32-1405 to 32-1405.02, 32-1408 to 32-1411, 32-1415 Signature, Removal, 32-632 Requirements, 32-629 to 32-631, 32-1404 Validity of voter registration for petition purposes, 32-323

NITIATIVE AND REFERENDUM -Cont'd

Signature –*Cont'd* Verification, 32-1409 Statute enacted by initiative,

amendment by Legislature, requirements, Article III, section 2, Constitution of Nebraska

Veto, not subject to, Article III, section 4, Constitution of Nebraska

NITIATIVE 300

See generally AGRICULTURAL LANDS Agricultural land, entity interest in, reports required, 76-1520 to 76-1524

Corporate farming and ranching, study in light of court rulings, 50-446 to 50-448

Found unconstitutional in Jones v. Gale, 470 F.3d 1261, 2006

Limited liability company, treatment, 76-1522 Limited liability partnership, treatment, 67-409, 76-1522 Trusts, treatment, 76-1523

NJUNCTION

See generally CIVIL PROCEDURE Affidavit, use, 25-1074 to 25-1076 Appeal, 25-1920 Authorization for, 25-1064.02, See also INJUNCTIONS. STATUTORY AUTHORIZATION Contempt for violating injunction, 25-1072 Counterclaim, 25-1077 **Defined**, 25-1062 Denied, appeal, cause advanced, when, 25-1062 Disobedience, 25-1072 **Enforcement.** 25-1072 Fine for violation, 25-1072 Juvenile court, powers, 43-2,107 Mandamus, issuance, 25-2156, 25-2157 Modification, 25-1075, 25-1076 Supersedeas bond, required when, 25-1078 to 25-1080

Not granted, when, 25-1071 Notice, 25-1064 Modification or vacation of order, 25-1075. 25-1076 Order, Contents, 25-1064.01 Service, 25-1068, 25-1069 When binding, 25-1070 Remedies not limited, 25-1064.02 Service of order of injunction, 25-1068, 25-1069 Temporary injunction, Conditions, 25-1064 Issuance, grounds, 25-1063 Notice, 25-1064 Order, contents, 25-1064.01 Supersedeas bond, required when, 25-1078 to 25-1080 Vacate or modify, 25-1075, 25-1076 Supersedeas bond, required when, 25-1078 to 25-1080 **When binding**, 25-1070 Writ of injunction, abolished, 25-1062 INJUNCTIONS, STATUTORY **AUTHORIZATION** See generally CIVIL PROCEDURE Procedure, See INJUNCTION Abortion. Refusal to participate, 28-341 Violation of Pain-capable Unborn Child Protection Act, 28-3,109 Accountant, violation, 1-165 Agricultural Liming Materials Act, violation, 2-4327 Airport zoning, 3-330 Amusement rides, 48-1817 Archaeological Resources Preservation Act, Nebraska, 82-507, 82-508 Artisan's lien. 52-157 Asbestos Control Act violation, 71-6313 Assessment for drainage, 31-919 Banks, 8-195, 8-197, 8-1,136 Bee husbandry, violation, 81-2,179 Beer supplier, violation, 53-223 Bingo law, violation, 9-264 Boiler, defective, 48-737

INJUNCTIONS. STATUTORY AUTHORIZATION –Cont'd Burial goods and sites, protection, 12-1212 Burial Pre-Need Sale Act, violation, 12-1119 Cable television service provider violations, 18-2205, 23-387 Cemetery, failure to establish properly, 12-501 Certificate of authority, failure to obtain, 44-2003 Certificate of need, failure to obtain, 71-5868 Check-cashing services, 45-924 Chemigation law violation, 46-1139 to 46-1143 Children. Child care programs, licensure violations, 71-1914.02, 71-1915 Child-placing agency or residential child-caring agency, child safety, 71-1938 Cigarettes, Ignition propensity violation, 69-506 Sales, unlawful act, 59-1515 Clean Indoor Air Act, Nebraska, 71-5732 Collective bargaining, state employees, 81-1387 **Commercial Dog and Cat Operator** Inspection Act, 54-633 Commercial feed law violation, 54-861 Community redevelopment authority bondholder, 18-2133 Condominium bylaw violation, 76-804 **Consumer Protection Act violation**, 59-1609 **Consumer Rental Purchase** Agreement Act violation, 69-2117 **Coordinating Commission for** Postsecondary Education, capital expenditures, 85-1418 Corporation. Business corporations, 21-229, 21-283, 21-2, 198

Nonprofit corporation, ultra vires act, 21-1930 Registered name, unlawful use, 21-2508 **Credit Services Organization Act** violation. 45-811 Credit unions, 8-1,136, 21-1728 Divorce action, 42-357, 42-928 **DNA Identification Information Act**, 29-4112 Domestic abuse victim, 42-924 to 42-926 Drainage district assessment, 31-368 Drug tax collection, 77-4312, 77-4313 Election, powers of Secretary of State, 32-203 Electrical power supplier, 70-1015 Employees, non-English-speaking, recruitment violations, 48-2212 **Environmental Covenants Act, Uniform**, 76-2611 **Environmental Protection Act** violation. 81-1508 Equipment business, violation by supplier, 87-709 **Exploited Children's Civil Remedy** Act, 25-21,292 Fertilizer or soil conditioner law violation. 81-2.162.20 Financial institution violation, 8-1.136 Food service violation, 81-2,289 Franchisor violation, 87-409 Motor vehicles, 60-1415.01, 60-1440 Fraternal benefit society, 44-10,103 Game law, Game refuge, challenge to rules and regulations, 37-708.01 Interference with person hunting, trapping, or fishing, 37-565 Gift enterprise violation, 9-701 Health care, Certificate of need, failure to obtain, 71-5868 Health care facility, Discrimination prohibited, 71-445 Failure to obtain license, 71-459

NJUNCTIONS. STATUTORY **AUTHORIZATION** –Cont'd **Health care** –*Cont'd* Health maintenance organization, 44-32,166 Mail order contact lens provider, 69-306 Medication aide, 71-6740 Practice without credential, 38-1,114 Hospital authority bondholder, 23-35,110 Housing practice, discriminatory, 20-331, 20-337, 20-339 Human skeletal remains, protection, 12-1212 Human trafficking victim, 25-21,299 Income tax collection, 77-27,127 Initiative petition challenge, 32-1412 Insurance. Demutualization, 44-6121 Anti-takover provision, 44-6115.01 Fraternal benefit society, 44-10,103 Health maintenance organization, 44-32.166 Unlicensed producer, injunction authorized, 44-4050 Viatical Settlements Act violations, 44-1113 Insurance company, Failure to obtain certificate of authority, 44-2003 Holding company, 44-2140 Insolvent, 44-4805, 44-4810 Mutual insurance holding company, 44-6141 Unauthorized insurer, 44-2003 Unfair trade practice, 44-1531 Intercepted communications violation, 86-290 Interpreters, licensure required, 20-156 Irrigation water, 25-1062.01, 25-1064 Appeal, 25-1920 Fees and assessments, 46-2,103 Industrial user, 46-682, 46-686 Junkyard, 39-2609 Juvenile court, powers, 43-2,107 Labor negotiations, prohibited practices, 48-825

Landlord. 76-1425. 76-1438. 76-1498, 76-14, 105 Landscape architect, practice without license, 81-8,204, 81-8,205 Lead abatement project violation, 71-6330 Limited liability company, Derivative proceeding, 21-168 Foreign, 21-163 Liquor law violation, 53-117 Livestock. Anthrax control, 54-779 Brucellosis control, 54-1364 Disease prevention, 54-753 Domesticated Cervine Animal Act, 54-2323 Livestock Auction Market Act, 54-1171 Scrapie control, 54-2750 Loan brokers, 45-191.09 Lottery and raffle law violation, 9-436 Mail Service Pharmacy Licensure **Act violation.** 71-2408 Membership Campground Act violation, 76-2118 Milk Act, Nebraska, violation, 2-3974 Mortgage banker or loan originator violation. 45-746 Motor vehicle dealer and franchise, 60-1415.01, 60-1440 Motor vehicle service contract provider, 44-3524 Natural gas. Pipeline, violation, 81-547 Regulatory act violations, 66-1823 Nebraska Educational, Health, and Social Services Finance Authority bondholder, 58-850 Nuisance. Junkyard, 39-2609 Obscenity, 28-817, 28-821, 28-822 **Obscenity,** 28-817, 28-821, 28-822 Oil and Gas Conservation Commission, Nebraska, 57-914. 57-916 Oil and gas severance tax, failure to pay, 57-714

INJUNCTIONS. STATUTORY AUTHORIZATION –Cont'd Pesticide Act violations, 2-2626, 2-2647 Pickle card law violation, 9-354 **Plant Protection and Plant Pest Act** violation. 2-1091 Postsecondary Institution Act, 85-2421 Prescription drug, mail order, 71-2408 Private postsecondary career school. 85-1653 Probate, 30-2425, 30-2450 **Professional practice without** credentials, 38-1,114 Propane Education and Research Act. 66-1627 Property taxation, Collection, injunction prohibited, 77-1727 Railroad assessment, injunction prohibited, 77-616 Protection and advocacy system, 20-165 Protection order includes injunction, 42-933, See also ENFORCEMENT OF DOMESTIC VIOLENCE PROTECTION ORDERS ACT, UNIFORM INTERSTATE Pseudorabies control violation, 54-2291 Public gathering or show, 23-382 Public record, withholding, 84-712.03 Public Service Commission order, Enforcement, 75-144 Restriction on issuance of injunction, 75-134.01 Pure Food Act, Nebraska violation, 81-2,289 Radiation Control Act violation, 71-3514 Radioactive waste compact violation, 81-15, 115, 81-15, 116 Real estate. Agricultural land, restrictions on ownership, 76-1516 Salesperson or broker, violation, 81-885.43

Real Property Appraiser Act, violation, 76-2248.01 Referendum petition challenge, 32-1412 Restraint of trade, 59-819, 59-1609 Risk retention group, 44-4419, 44-4422 Safety of Dams and Reservoirs Act, violation, 46-1667 Sales and use tax collection, 77-27.127 School district, annexation of territory, 79-473 Secondary boycott, 48-906 Securities law violation, 8-1116 Security or bond requirement, 25-1067 Additional, 25-1073 Exemptions, Cities and villages, 14-817, 15-842.01, 16-729, 18-2463, 19-4901 Counties, 25-1717 Natural resources districts, 2-3281 Public utility districts, 14-2151, 70-680 State, 25-21,213, 25-21,216 Modification or dissolution, 25-1078 to 25-1080 Seed law, violation, 81-2,147.08 Seller-assisted marketing plans, 59 1725.01 Severance tax, failure to pay, 57-714 Smokeless tobacco product violation, 69-1904 Stored water, failure to pay fee or assessment. 46-2.103 Supersedeas bond, required when, 25-1078 to 25-1080 Tax, assessment or collection by state, restriction on injunction, 77-27.127 **Telecommunications company** violation, 75-132.01 Tenant, Noncompliance with agreement or law, 76-1431, 76-14,101 Refuse access, 76-1438 Time-Share Act, Nebraska, 76-1722 Title insurance, 44-19,104, 44-19,122

NJUNCTIONS. STATUTORY **AUTHORIZATION** –Cont'd Tobacco. Cigarettes, Ignition propensity violation, 69-506 Sales, 59-1515 Manufacturer, Prohibit removal of product, 69-2710 Removal from directory, 69-2710.02 Smokeless tobacco product violation, 69-1904 Taxation enforcement, 69-2709 Tractor sales and testing violation, 2-2711 Trade name, unlawful use, 87-217 Trade practice, Cigarette sales, 59-1515 Deceptive, 87-303, 87-303.05, 87-303.09, 87-303.11 Insurance company, 44-1531 Restraint of trade, 59-819, 59-1609 Unlawful, 59-810, 59-814 Trade secret, misappropriation, 87-503 Trademark, unlawful use, 87-140, 87-141 Trust company, insolvency, 8-220, 8-221 Underground storage tank violation, 81-15,126 Veterinary Drug Distribution Licensing Act, 71-8924 Water. Chemigation law violation, 46-1139 to 46-1143 Ditch and watercourse, cleaning ordered, injunction by landowner, 31-930 Ground water, transfer to another state, 46-613.02 Irrigation water, 25-1062.01, 25-1064 Appeal, 25-1920 Fees and assessments, 46-2,103 Industrial user, 46-682, 46-686 Water well construction. Violation, 46-1240, 46-1240.06 Without license, 46-1238

Weights and measures, violation, 89-198
Wiretaps, violation, 86-290
Workers' compensation insurance, failure to carry, 48-145.01
Zoning regulations,
Cities of the first and second class and villages, 19-909, 19-912
City of the metropolitan class, 14-410
County, 23-114.05, 23-168.04

INMATES

See CORRECTIONAL FACILITIES AND INMATES

INNS

See HOTELS

INSANITY

See generally CRIMINAL PROCEDURE Court-ordered treatment, order, 29-3702 Defense, not responsible by reason of insanity. 29-2203 Discharge plan, 29-3703 Evaluation, 29-3701, 29-3703 Intoxicated person is criminally responsible, 29-122 Mental illness, See MENTAL ILLNESS Records. treatment. 29-3706 **Release from court-ordered** treatment, when, 29-3702 Review of commitment, 29-3703, 29-3705 Rights of person acquitted, 29-3704 Treatment plan, 29-3701

INSECT PESTS AND PLANT DISEASES See generally AGRICULTURAL

PRODUCTS Control, department, state, county, and federal cooperation, 23-116 Grasshoppers, See RANGELAND GRASSHOPPER CONTROL ACT, NEBRASKA; 2-1066 Irrigation, See CHEMIGATION ACT, NEBRASKA; 46-1101

INSECT PESTS AND PLANT **DISEASES** –Cont'd Laboratory for plant analysis, requirements, See SOIL AND PLANT ANALYSIS LABORATORY ACT, NEBRASKA; 2-3101 Nursery stock, regulation of, See PLANT PROTECTION AND PLANT PEST ACT; 2-1072 **Pesticides**, See PESTICIDES INSTALLMENT LOAN ACT, NEBRASKA See generally FINANCIAL TRANSACTIONS Act. Applicability, 45-1002 How cited, 45-1001 Acts prohibited, 45-1003, 45-1023 Advertising, restrictions, 45-1020 Affiliate of licensee, how treated, 45-1004 Appeal of license suspension or revocation, 45-1036 Assignments, requirements, 45-1028, 45-1030 Borrower statement, contents, 45-1031 Charges authorized, 45-1024, 45-1025 Collection procedures, 45-1043 to 45-1058 Actions authorized and prohibited, 45-1047 Contacts authorized, 45-1043 to 45-1046 Damages, action for, 45-1048 Default, procedures, 45-1046, 45-1049 to 45-1052 Deficiency, 45-1054 Third party obligation, 45-1053 Violation, effect, 45-1058 Consumer credit default procedures, not applicable to licensees under act, 45-1,110 Default, procedures, 45-1046, 45-1049 to 45-1052 Deficiency, how treated, 45-1054 Definitions. 45-1002 Discrimination, prohibited, 45-1056

Enforcement, 45-1041 Cease and desist order, 45-1041 Foreign loans, when, 45-1042 Powers, 45-1011 Subpoena power, 45-1033.02 False statements to secure loan, penalty, 45-1023 Financial institution, ineligible to make installment loans under act. 45-1003 Fines, 45-1017, 45-1019 Foreign loans, enforcement, when, 45-1042 Former debt, treatment, 45-1057 Injunction authorized, 45-1041 Inspection and investigation, 45-1017 Insurance in connection with loans, 45-1026, 45-1027 Interest, 45-1021, 45-1024 License, Application. Department, duties, 45-1005 Form and fee, 45-1009 Hearing, 45-1006 Bond, surety, requirements, 45-1007 Disciplinary actions, 45-1033 Eligibility, 45-1008 Enforcement, 45-1011 Fees, 45-1005, 45-1013 Disposition, 45-1014 Limitations, 45-1010, 45-1011 Nationwide Mortgage Licensing System and Registry, Information sharing, 45-1033.02 Privilege and confidentiality, 45-1033.02 Use and procedures, 45-1033.01 Renewal, 45-1013 Failure to renew, 45-1033 Required, when, 45-1004 Revocation, suspension, or cancellation, 45-1033 to 45-1035 Appeal, 45-1036 Surrender, effect, 45-1032 Term, 45-1008 Licensees. Applicability of act, 45-1025 Disciplinary actions, 45-1033

NSTALLMENT LOAN ACT. NEBRASKA – Cont'd Licensees –Cont'd Duties, 45-1055 Investigations of, 45-1017 Relocation of business, procedure, 45-1013 Reports required, 45-1018 Surrender of license, effect, 45-1032 Loan form, contents, 45-1055 Mortgage loan originators, requirements and restrictions, 8-702, 45-1007, 45-1025, 45-1033 Motor club service in connection with loans, 45-1026 Notice to consumer, 45-1055 Payment in advance, permitted, 45-1022 Preauthorized loans, Charges authorized, 45-1062, 45-1064 Definitions, 45-1059 to 45-1061 Department of Banking and Finance, powers, 45-1067 Provisions inapplicable, 45-1066 Repayment, 45-1063 Security interest, authorized, 45-1065 Real property loans, Requirements of licensee, 45-1024 Reverse-mortgage loan, requirements, 45-702.01, 45-1068 Release, when required, 45-1040 Restrictions, 45-1024 Reverse-mortgage loan, requirements, 45-702.01, 45-1068 Right to cure, 45-1051 Rules and regulations, 45-1016 Service of process, 45-1012 Third party obligation, 45-1053 Violations. Administrative fine, 45-1017, 45-1069 By licensee, effect, 45-1038, 45-1039 Cease and desist order, 45-1019 Criminal penalty, 45-1015 Effect on loan transaction, 45-1058

Lien, 45-1069 Of act, penalty, 45-1037 Written evidence, 45-1055

INSTALLMENT SALES ACT, NEBRASKA See generally FINANCIAL TRANSACTIONS Act, how cited, 45-334 Contract. Consolidation of purchases, 45-339 Mail. 45-340 Requirements, 45-336 Definitions, 45-335 Delinquency, charges and fees, 45-341 Extension or deferment authorized. 45-351.01 Fees. 45-346 to 45-348 Examination fee, 45-351 Extension or deferment fee, 45-351.01 Origination fee, 45-338 Insurance, 45-337 Investigations and inspections, 45-351 Licensure of sales finance companies. Disciplinary actions, 45-350, 45-351 Failure to obtain, 45-343 Issuance, requirements, 45-345, 45-346 Licensee, Change of control, new application required, 45-346 Duties. 45-348 Move of place of business, requirements, 45-346.01 Renewal, 45-348 Required, when, 45-345 Voluntary surrender, 45-348 Nationwide Mortgage Licensing System and Registry, Department, powers and duties, 45-354 Information sharing, 45-355 Licensees, licensed and registered through, 45-354 Origination fee. 45-338 Overcharge, penalty, 45-344

INSTALLMENT SALES ACT. NEBRASKA – Cont'd Prepayment, Rebate, how computed, 45-342 Right, 45-342 Receiver, appointment, 45-353 Rules and regulations, 45-352 Time-price differential, 45-338 Violations, remedies, 45-353 INSTREAM APPROPRIATIONS See WATER **INSURANCE** See generally CONTRACTS Abandoned property, See UNCLAIMED PROPERTY ACT, UNIFORM DISPOSITION OF; 69-1301 Abuse victims. See UNFAIR DISCRIMINATION AGAINST SUBJECTS OF ABUSE IN INSURANCE ACT; 44-7401 Accident and health insurance, See HEALTH CARE PLANS Acknowledgments of written instruments, validity if notary is a shareholder, officer, or director of the insurance company, 64-212, 64-213 Actuarial opinions, Life insurance company, requirements, 44-420 to 44-427 Property and casualty insurance, requirements, See PROPERTY AND CASUALTY ACTUARIAL OPINION ACT: 44-7901 Administrator, third-party, See THIRD-PARTY ADMINISTRATOR ACT: 44-5801 Advertising. Restrictions, 44-1801 to 44-1806 Uniform standards, See INTERSTATE **INSURANCE PRODUCT REGULATION COMPACT; 44-7801** Agents, Compensation of consultant by or agent prohibited, 44-2631 General agent, See MANAGING GENERAL AGENTS ACT: 44-4901 Insurance producers, this heading

Policy issued to agent or trustee, 44 376 Title insurance agents, See TITLE **INSURANCE AGENT ACT; 44-19,106** Agents or trustees, policy, how issued. 44-376 Aircraft, information required, 3-158 All-lines insurer, treatment, 44-242 to 44-247 Annuity contracts, See ANNUITY CONTRACTS Appeal, 44-2312 Applicability of law, 44-302 Health care sharing ministry, exempt, 44-311 Arson, burning to defraud insurer, 28-505 Articles of incorporation, 44-205, 44-205.01 Amendment, 44-231 Filing requirements, 44-304 Assessment associations, 44-801 to 44-826 Articles of incorporation, 44-216 Amendment, 44-231 Life associations, prohibited, 44-308 Policies or contracts, statement required, 44-349 Treatment as mutual company, 44-301 Voting, 44-217 Assets. Considerations, 44-408, 44-409, 44-414 Impairment, 44-123, 44-124 Assumption reinsurance, See ASSUMPTION REINSURANCE ACT; 44-6201 Attorney General, duties, 44-395 Attorney's fees, 44-359 Bank, sale of insurance, when authorized. 44-392 Benefit plan, authorized, 44-213 to 44-213.07 Board of directors, 44-211 Borrowing, 44-220, 44-221 Loans from insurance client, restrictions, 44-317 Requirements, 44-320 Business practices, 44-101

NSURANCE – Cont'd Cancellation provisions, requirements, 44-522, 44-523 Capital. Impairment, 44-120 to 44-124 Insurer requirements, See INSURERS AND HEALTH ORGANIZATIONS RISK-BASED CAPITAL ACT; 44-6001 Requirements, 44-214 Captive insurers, See CAPTIVE INSURERS ACT; 44-8201 Casualty insurance, See PROPERTY AND CASUALTY INSURANCE Certificates of authority, Captive insurer, 44-8205 Evidentiary effect, 44-318 Examination, 44-105 Issuance, 44-303 Lines, determination by director, 44-201.01 Revocation or suspension, Captive insurer, 44-8215 Domestic, 44-133 Foreign, 44-134 to 44-136 Unauthorized insurers. See UNAUTHORIZED INSURERS ACT; 44-2001 Claims, unfair settlement practices, See UNFAIR INSURANCE CLAIMS SETTLEMENT PRACTICES ACT; 44-1536 **Compact, Interstate Insurance** Product Regulation, 44-7801, 44-7802 Consolidation, 44-224.07 Appeals, 44-224.09 Charter, forfeiture, 44-224.10 Definitions, 44-224.01 Meeting, 44-224.08 Consultants. Actions, exempt from licensure, 44-2616 Compensation by insurer or agent, prohibited, 44-2631 Contracts, requirements, 44-2630, 44-2632 Definitions, 44-2606 to 44-2613 Disciplinary actions, 44-2633 Duties, 44-2629 Examination, 44-2622 to 44-2625

Fee. 44-2628 Fiduciary duties, 44-319 License, Application, 44-2621 Contents, 44-2627 Corporations, 44-2617 Denial, 44-2626 Fees, 44-2621 Limited liability companies, 44-2617 Partnerships, 44-2617 Qualifications, 44-2621 Reissuance, 44-2627 Required, when, 44-2614 Loans from insurance client, restrictions, 44-317 Nonresidents, treatment, 44-2618 to 44-2620, 44-2625 Rules and regulations, 44-2635 Types of licenses, 44-2621 Violations, penalty, 44-2615, 44-2634 Consumer rights regarding personal information obtained by insurer, See PRIVACY OF INSURANCE CONSUMER **INFORMATION ACT; 44-901** Controlled insurers and producers, See PRODUCER-CONTROLLED PROPERTY AND CASUALTY INSURER ACT; 44-5701 Corporate law applies, exceptions, 44-301 County attorney, duties, 44-395 **Coverage**, proof of claim, 44-378 Credit information, use to obtain personal insurance, See MODEL ACT REGARDING USE OF CREDIT INFORMATION IN PERSONAL INSURANCE; 44-7701 Credit insurance, See CONSUMER CREDIT Crimes and offenses. See CRIMES AND OFFENSES Death, simultaneous, effect on distribution of proceeds, See SIMULTANEOUS DEATH ACT, UNIFORM: 30-121 Definitions, 44-102 to 44-103

NSURANCE –Cont'd Department of Insurance, See also INSURANCE, DEPARTMENT OF Examination of insurer. Department powers, See **INSURERS EXAMINATION ACT; 44-**5901 Record of examination kept by department, 44-112 Information obtained by Director, disclosure, confidentiality, privilege, 44-154 Disability income insurance, Health plan, restriction regarding proceeds, 44-3, 159, 44-710.04 Procure from nonadmitted insurer, when, 44-5510 Product regulation, See INTERSTATE **INSURANCE PRODUCT REGULATION COMPACT; 44-7801** Dividends, 44-325, 44-2134 Domicile, transfer of, procedure, 44-162 to 44-164 **Electronics, portable, See PORTABLE** ELECTRONICS INSURANCE ACT; 44-8501 Employee benefits, joint procurement, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Examination synopses, 44-322.01 Federal Home Loan Bank, Membership, 8-714 Powers, 8-715 Taxation, 8-716 Fees. 44-114 Confidentiality of information, 44-6606 Investigation of fraud, 44-6606 Payment, 44-157 Reduction, when, 44-155 Refund, 44-156.01 Special fees prohibited, 44-354, 44-356 Financial analysis ratios, 44-322.01 Financial institution, sale of insurance, when authorized, 44-392 Financial statement, annual, requirements, 44-322

Fines. deposit. 44-3.127 Fire insurance, See FIRE INSURANCE Foreign companies, Domestication, procedures, 44-161, 44-164 Mandated coverages or services, applicability, 44-3,157 Policy provisions, reciprocity, 44-507 Security deposit with department for benefit of policyholders, requirements, 44-319.06 to 44-319.13 Transacting business, 44-305, 44-307 Foreign states, domestic companies, acts prohibited, 44-2501 to 44-2504 Formation of companies, 44-202 Articles of incorporation, 44-205, 44-205.01 Board of directors, 44-211 Failure, effect, 44-208.05 Filing requirements, 44-304 Incorporators, duties, 44-208, 44-208.01.44-211 Liability, 44-208.08 Lines, 44-201, 44-203 Name, 44-351, 44-352 Notice, 44-206 Officers, 44-207 Powers, transaction of business, 44-307 Rules and regulations, 44-208.07 Stock subscriptions, 44-208.02 to 44-208.04, 44-208.06 Forms, policy forms, See PROPERTY AND CASUALTY INSURANCE RATE AND FORM ACT; 44-7501 Foster parent, liability protection, 43-1320 Fraternal benefit societies, See FRATERNAL BENEFIT SOCIETIES; 44-1072 Fraud, Immunity for report of, 44-3,141, 44-6605 Investigations, See INSURANCE FRAUD ACT: 44-6601 Funds, disbursements, how paid, 44-326

NSURANCE – Cont'd General agent, See MANAGING GENERAL AGENTS ACT; 44-4901 Group insurance, Abortion coverage, public employees, limitations, 44-1615.01 State employees, 84-1601 to 84-1615 Carrier selection, 84-1603 Dental coverage, 84-1601, 84-1608 Special benefits, 84-1608 Guaranty associations, Life and health, See LIFE AND HEALTH INSURANCE GUARANTY ASSOCIATION ACT, NEBRASKA; 44-2701 Property and liability, See PROPERTY AND LIABILITY INSURANCE GUARANTY ASSOCIATION ACT, NEBRASKA; 44-2401 Health insurance, See HEALTH CARE PLANS Hearings, authorized, 44-2301 Holding companies, Insurance holding companies, See INSURANCE HOLDING COMPANY SYSTEM ACT; 44-2120 Mutual companies, See MUTUAL INSURANCE HOLDING COMPANY ACT; 44-6122 Hospitals, malpractice insurance, See MALPRACTICE Immunity for report of fraud, 44-396, 44-3, 141, 44-1535, 44-5909, 44-6605 Information system, 44-322 Insider trading, 44-3,107 to 44-3,114 Insolvency, 44-120, 44-121 Insurance, defined, 44-102 Insurance producers, Controlled. See PRODUCER-CONTROLLED PROPERTY AND CASUALTY INSURER ACT; 44-5701 Education requirements, Continuing education, 44-3901 to 44-3908 Prelicensure, 44-3909 to 44-3913 Fiduciary duties, 44-319

Indemnification by insurer, when, 44-7710 Licensure, See INSURANCE PRODUCERS LICENSING ACT; 44-4047 Loans from insurance client, restrictions, 44-317 **Insurance Regulatory Information System**, 44-322 Insurers, Business transactions, reporting requirements, See DISCLOSURE OF MATERIAL INSURANCE TRANSACTIONS ACT; 44-6301 Capital requirements, See INSURERS AND HEALTH ORGANIZATIONS **RISK-BASED CAPITAL ACT; 44-6001** Captive insurers, See CAPTIVE INSURERS ACT; 44-8201 Controlled, See PRODUCER-CONTROLLED PROPERTY AND CASUALTY INSURER ACT; 44-5701 Examination of by department, See **INSURERS EXAMINATION ACT; 44-**5901 Liquidation, See INSURERS SUPERVISION, REHABILITATION, AND LIQUIDATION ACT, NEBRASKA 44-4801 Pharmacists, contracts with, 44-313 Report unlawful or incompetent acts of health professionals, 28-435.02, 38-1,129 to 38-1,135, 71-7460.03 Reserves, valuation, See STANDARD VALUATION ACT; 44-8901 Risk and solvency, See RISK MANAGEMENT AND OWN RISK AND SOLVENCY ASSESSMENT ACT; 44-9001 Tax, premium, Definitions, 77-101 to 77-132, 77-907 Failure to remit, effect, 77-911 Funds, Insurance Tax Fund, 77-913 Premium and Retaliatory Tax Suspense Fund, 77-918 Income tax credit. 77-2734.03 Injunction, prohibited, 77-916

NSURANCE –Cont'd **Insurers** –*Cont'd*, Tax, premium -Cont'd Mail, file or pay by, 49-1201 to 49-1203 Prepayment, 77-918 Proceeds, disposition, 77-912, 77-913 Protest, effect, 77-915, 77-917 Rate, 77-908 Refund, 77-910 Return, 77-910 Unauthorized. Certificate of authority requirements, See UNAUTHORIZED INSURERS ACT; 44-2001 Service of legal process, See UNAUTHORIZED INSURERS FALSE ADVERTISING PROCESS ACT; 44-1801; UNAUTHORIZED INSURERS PROCESS ACT; 44-2009 Interests insured, 44-374 to 44-378 Insurable interest, defined, 44-103 Interinsurance contracts, 44-1201 to 44-1215 Investments of insurers. Bonds of Israel, 8-148.03 National Housing Act, securities, 8-712.8-713 Standards, See INSURERS INVESTMENT ACT; 44-5101 Joint interests, how issued, 44-377 Legal expense insurance, Acts prohibited, 44-3309 Applicability of law, 44-3320 Authorized, 44-3304 Bonds or security, deposit required, 44-3308 Certificate of authority, 44-3313, 44-3314 Contracts authorized, 44-3310, 44-3321 Definitions, 44-3302 Dissolution, 44-3323 Examination, 44-3322 Exemptions, 44-3303 Funds, advancement, 44-3319

Guaranty associations, exempt, 44-3318 Intent, 44-3301 Investments authorized, 44-3316 Liquidation, 44-3323 Organization, 44-3312 to 44-3315 Policy, 44-3305, 44-3306 Provider contracts, 44-3307 Reports, 44-3324 to 44-3326 Reserves, 44-3317 Taxation, 44-3327 Violations, report, 44-3311 Liabilities, considerations, 44-408, 44-409, 44-414 Liability, Advance payments to injured persons, not admission against interest, 25-1222.01 Directors and incorporators, 44-223 Formation of company, 44-208.08 Propane retail marketers, 66-1623 Licenses. *Insurance producers*, this heading Life insurance, See LIFE INSURANCE Limited liability company members, issuance of policy to, 44-377 Lines. Certificate of authority, 44-201.01 Classification, 44-201, 44-203 Liquidation of insurer, See INSURERS SUPERVISION, REHABILITATION, AND LIQUIDATION ACT, NEBRASKA; 44-4801 Living will, effect on eligibility, 20-412 Loans. From insurance client, restrictions, 44-317 Installment loans, credit insurance, 45-1026, 45-1027 Under Federal Housing Administration, authorized, 8-711 Long-term health care, See LONG-TERM CARE INSURANCE ACT; 44-450 Malpractice insurance, See MALPRACTICE

NSURANCE -Cont'd Mandated coverages or services under state law, applicability, 44-3.157 Maximum risk, 44-222 to 44-223 Medical liability, See MALPRACTICE Merger, 44-224.04 Appeals, 44-224.09 Definitions, 44-224.01 Minors. Contracts with, Benefit contract, effect, 44-1090 Fraternal insurance, 44-1074, 44-1077, 44-1087 Group life insurance, 44-1614 Life, health, and accident insurance, 44-703 to 44-712, 44-761 Workers' compensation, 48-115, 48-132 Sickness and accident insurance, 44-764, 44-796, 44-7,103 Dependent coverage, 44-710.01 Transfers to. See TRANSFERS TO MINORS ACT. NEBRASKA UNIFORM; 43-2701 Misrepresentations, effect, 44-358 Mortality tables, Tables are found in the Cumulative Supplement Appendix Use, 44-8907 Motor club services, See MOTOR CLUB SERVICES ACT; 44-3701 Motor vehicles, Bankruptcy or insolvency, effect, 44-508, 44-510 Cancellation of policy, 44-514 to 44-521, 44-522, 44-523 Financial responsibility, 60-525 to 60-531, See also MOTOR VEHICLE SAFETY RESPONSIBILITY ACT Glass replacement, limitation on insurer, 44-1540 Health plan, restrictions regarding proceeds, 44-3,159, 44-710.04 Investigation, fraud or theft, release of information, procedure, 44-3,134 to 44-3,142

Liability, See also MOTOR VEHICLE SAFETY RESPONSIBILITY ACT; 60-501 Policy, requirements, 44-514 to 44-521 Medical payments coverage, subrogation, 44-3, 128.01 Motor vehicle insurance data base, 60-3,139 Insurance company, noncompliance, effect, 44-1545 Motor vehicle repair, unfair claims settlement practice, 44-1540 Reduction or elimination of coverage, notice requirements, 44-531 Rental car company, issue property damage insurance, requirements, 44-4067 Requirements, In Transit or registered, 60-3,167, 60-3,168 Liability, See MOTOR VEHICLE SAFETY RESPONSIBILITY ACT; 60-501 Uninsured and underinsured motorist, See UNINSURED AND UNDERINSURED MOTORIST **INSURANCE COVERAGE ACT; 44-**6401 Service contract reimbursement, See MOTOR VEHICLE SERVICE CONTRACT REIMBURSEMENT **INSURANCE ACT; 44-3520** Surcharge prohibited, 44-3,128 Uninsured and underinsured, See also UNINSURED AND UNDERINSURED MOTORIST INSURANCE COVERAGE ACT; 44-6401 Health plan, restrictions regarding proceeds, 44-3,159, 44-710.04 Mutual associations. See also MUTUAL ASSOCIATIONS Operation, 44-386 to 44-386.08 Mutual companies, Articles of incorporation, 44-216 Amendment, 44-231

NSURANCE –Cont'd Mutual companies -Cont'd Capital requirements, 44-219 Change from stock company, 44-233 to 44-241 Convert to stock insurer, See INSURERS DEMUTUALIZATION ACT; 44-6101 Formation, requirements, 44-219 Holding companies, See MUTUAL INSURANCE HOLDING COMPANY ACT: 44-6122 Liability of members, 44-218 Reserve, requirements, 44-219 Voting, 44-217 Name of company, use, restrictions, 44-350 to 44-352, 44-8204 Nonadmitted insurer, See SURPLUS LINES INSURANCE ACT; 44-5501 Nontestamentary transfers, 30-2715 Notes, surplus, 44-220, 44-221 Officers of company, Borrowing and sales, acts prohibited, 44-320, 44-320.01 Election, 44-212 Salaries, 44-212, 44-213 Official bonds or insurance. See OFFICIAL BONDS OR INSURANCE Old age and survivors insurance, See SOCIAL SECURITY Partnership interests, how issued, 44-377 Physicians, malpractice, See MALPRACTICE Policies. Applicability of law, 44-509 Cancellation provisions, requirements, 44-522, 44-523 Conditions, breach, 44-358 Contents, 44-349 to 44-351 Department, right to inspect, 44-353, 44-356 Form, approval required, 44-348 Misrepresentations, effect, 44-358 Readability, See LIFE, SICKNESS AND ACCIDENT INSURANCE POLICY READABILITY ACT, NEBRASKA; 44-3401 Reciprocity, 44-507

Stipulations prohibited, 44-357 Warranty, effect, 44-358 Policy readability, See LIFE, SICKNESS AND ACCIDENT INSURANCE POLICY READABILITY ACT, NEBRASKA; 44-3401 Political subdivisions, Funding, See POLITICAL SUBDIVISIONS SELF-FUNDING BENEFITS ACT; 13-1601 Joint procurement of insurance, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Premiums, Notes, restrictions on sale, 44-369 Report to company, 44-355, 44-356 Taxation, 77-907 to 77-918 Prior acts, applicability, 44-202.01 Privacy rights of consumer regarding personal information obtained by insurer, See PRIVACY OF INSURANCE CONSUMER **INFORMATION ACT; 44-901** Producers. Insurance producers, this heading **Professional malpractice** insurance, See MALPRACTICE Property, insurable interest, required, 44-374, 44-375 Property insurance, See PROPERTY AND CASUALTY INSURANCE Rating systems, See PROPERTY AND CASUALTY INSURANCE RATE AND FORM ACT; 44-7501 **Readability,** See LIFE, SICKNESS AND ACCIDENT INSURANCE POLICY READABILITY ACT, NEBRASKA; 44-3401 Rebates, prohibited, 44-361 to 44-361.02, 44-367, 44-503 Reciprocal contracts, 44-1201 to 44-1215 **Reciprocity**, 44-149 to 44-152 Domestic insurers, acts prohibited, 44-2501 to 44-2504 Mandated coverages or services, applicability, 44-3,157 Records. Cost. 44-155 Duty, 44-106

NSURANCE –Cont'd **Rehabilitation**, See INSURERS SUPERVISION, REHABILITATION, AND LIQUIDATION ACT, NEBRASKA; 44-4801 Reinsurance, Acceptance, 44-224.11 Appeals, 44-224.09 Assumption reinsurance, See ASSUMPTION REINSURANCE ACT; 44-6201 Authorized, 44-224.02 Bulk, 44-224.03, 44-224.05, 44-224.06 Charter, forfeiture, 44-224.10 Definitions, 44-224.01 Intermediary, See REINSURANCE INTERMEDIARY ACT; 44-5601 Meeting, 44-224.08 Requirements, 44-416.05 to 44-417 Reserves. Life insurance. Accounts, 44-402.01 to 44-402.05 Loan values, 44-405 Valuation. See STANDARD VALUATION ACT; 44-8901 Prior method, 44-403 Property and casualty companies, valuation, 44-401, 44-401.01 Reciprocal insurance, 44-1206, 44-1206.01 Retirement plan, authorized, 44-213 to 44-213.07 **Risk management**, Maximum exposure, 44-222 to 44-223 Public agencies, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Risk management pools, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301; WORKERS' COMPENSATION ACT, NEBRASKA; 48-146 Risk retention groups, requirements, See RISK RETENTION ACT; 44-4401 State. See RISK MANAGEMENT PROGRAM: 81-8.239.01 Rules and regulations, 44-208.07

Securities, borrowing or renting to defraud, unlawful, 44-3,119 to 44-3,123 Security deposit with department for benefit of policyholders, requirements, 44-319.01 to 44-319.13 Service of process, Nonadmitted companies, 44-5507 Unauthorized insurers, See UNAUTHORIZED INSURERS PROCESS ACT: 44-2009 Shareholders, meetings, 44-210 Sickness and accident insurance, See HEALTH CARE PLANS Social security, See SOCIAL SECURITY Statement, annual financial, 44-322 Stock. Distribution and sale, 44-208 Plan of exchange, See INSURANCE COMPANY PLAN OF EXCHANGE ACT: 44-248 Subscriptions, 44-208.02 to 44-208.04, 44-208.06 Voting rights, 44-210 Stock company, Change to mutual company, 44-233 to 44-241 Insider trading, 44-3,107 to 44-3,114 Proxies, filing requirements, 44-3,115 to 44-3,118 Supervision, Financial conglomerate, consolidated supervision, requirements, 44-165 Insurers, See INSURERS SUPERVISION, REHABILITATION, AND LIQUIDATION ACT, NEBRASKA 44-4801 Support order enforcement, bank match system, 43-3328 to 43-3339 Surplus lines, Licensure, See SURPLUS LINES **INSURANCE ACT**; 44-5501 Surplus lines licensee, Fiduciary duties, 44-319 Loans from client, restrictions, 44-317 Surplus notes, 44-220, 44-221

NSURANCE –Cont'd Tax occupation, See OCCUPATION TAX Title insurance, Agents, See TITLE INSURANCE AGENT ACT; 44-19,106 Requirements, See TITLE INSURERS ACT: 44-1978 Trade practices, 44-360 to 44-361.02 Unfair, See UNFAIR INSURANCE TRADE PRACTICES ACT; 44-1521 Travel insurance, limited producer license. 44-4068 Trust company, sale of insurance, when authorized, 44-392 Unauthorized, Certificate of authority requirements, See UNAUTHORIZED INSURERS ACT: 44-2001 Service of legal process, See UNAUTHORIZED INSURERS FALSE ADVERTISING PROCESS ACT; 44-1801; UNAUTHORIZED INSURERS PROCESS ACT: 44-2009 Unemployment insurance, See EMPLOYMENT SECURITY LAW; 48-601 Utilization review, See UTILIZATION **REVIEW ACT; 44-5416** Viatical settlements. See VIATICAL SETTLEMENTS ACT; 44-1101 Violations, penalty, 44-394 Duty to report, confidential, 44-393 Workers' compensation, Assigned risk system, 44-3,158 Coverage provided by association, 44-3,151 to 44-3,156 Requirements, See WORKERS' COMPENSATION ACT, NEBRASKA; 48-101 **INSURANCE, DEPARTMENT OF** See generally STATE GOVERNMENT Actions between agencies, costs, 25-1808, 25-1809

Business hours, 81-113 Collection agency, contracts authorized, 45-623 Compensation, 81-117 to 81-117.02 Contested cases, 84-917 to 84-919, *See also* ADMINISTRATIVE PROCEDURE ACT **Contracts.** See STATE GOVERNMENT Created, 81-101 Deputies, appointment, 81-107 Director. Appointment, 81-102 Bond or insurance, 81-111 Compensation, 81-103 Information obtained, disclosure, confidentiality, privilege, 44-154 Restrictions on office holding or employment, 81-108 Term. 81-109 **Division, Insurance Fraud Prevention**, 44-6606 Duties, See also INSURANCE Assumption Reinsurance Act, 44-6201 Burial Pre-Need Sale Act, 12-1101 Captive Insurers Act. 44-8201 Comprehensive Health Insurance Pool Act, 44-4201 **Disclosure of Material Insurance** Transactions Act, 44-6301 **Discount Medical Plan Organization** Act. 44-8301 Health Care Professional Credentialing Verification Act, 44-7001 Health Care Prompt Payment Act, 44-8001 Health Care Transparency Act, 71-9201 Health Carrier External Review Act, 44-1301 Health Carrier Grievance Procedure Act. 44-7301 Health Insurance Access Act, 44-5301 Health Insurance Exchange Navigator Registration Act, 44-8801 Health Maintenance Organization Act. 44-3292 Hospital and Physicians Mutual Insurance Association Act, Nebraska, 44-2901 Hospital-Medical Liability Act, Nebraska, 44-2801 Insurance Company Plan of Exchange Act, 44-248

INSURANCE. DEPARTMENT OF -Cont'd **Duties** –Cont'd Insurance Fraud Act, 44-6601 Insurance Holding Company System Act, 44-2120 Insurance Producers Licensing Act, 44-4047 Insurers and Health Organizations Risk-Based Capital Act, 44-6001 Insurers Demutualization Act, 44-6101 Insurers Examination Act, 44-5901 Insurers Investment Act, 44-5101 Insurers Supervision, Rehabilitation, and Liquidation Act, Nebraska, 44-4801 Intergovernmental Risk Management Act, 44-4301 Life, Sickness and Accident Insurance Policy Readability Act, Nebraska, 44-3401 Life and Health Insurance Guaranty Association Act, Nebraska, 44-2701 Long-Term Care Insurance Act, 44-4501 Managed Care Emergency Services Act. 44-6825 Managed Care Plan Network Adequacy Act, 44-7101 Managing General Agents Act, 44-4901 Motor Club Services Act, 44-3701 Motor Vehicle Service Contract Reimbursement Insurance Act. 44-3520 Multiple Employer Welfare Arrangement Act, 44-7601 Mutual Insurance Holding Company Act. 44-6122 Prepaid Limited Health Service Organization Act, 44-4701 Privacy of Insurance Consumer Information Act. 44-901 Producer-Controlled Property and Casualty Insurer Act, 44-5701

Professional Association Mutual Insurance Company Act, Nebraska, 44-3101 Property and Casualty Actuarial Opinion Act, 44-7901 Property and Casualty Insurance Rate and Form Act, 44-7501 Property and Liability Insurance Guaranty Association Act, Nebraska, 44-2401 Protection in Annuity Transactions Act, Nebraska, 44-8101 Quality Assessment and Improvement Act, 44-7201 Reinsurance Intermediary Act, 44-5601 Risk Management and Own Risk and Solvency Assessment Act, 44-9001 Risk Retention Act, 44-4401 Small Employer Health Insurance Availability Act, 44-5223 Standard Valuation Act, 44-8901 Standardized Health Claim Form Act, 44-524 Surplus Lines Insurance Act, 44-5501 Third-Party Administrator Act, 44-5801 Title Insurance Agent Act, 44-19,106 Title Insurers Act, 44-1978 Unauthorized Insurers Act, 44-2001 Unauthorized Insurers False Advertising Process Act, 44-1801 **Unfair Discrimination Against** Subjects of Abuse in Insurance Act, 44-7401 **Unfair Insurance Claims Settlement** Practices Act, 44-1536 Unfair Insurance Trade Practices Act. 44-1521 Uninsured and Underinsured Motorist Insurance Coverage Act, 44-6401 Utilization Review Act. 44-5416 Viatical Settlements Act, 44-1101 Eminent domain, See EMINENT DOMAIN

INSURANCE, DEPARTMENT OF -Cont'd Eminent domain -Cont'd Displaced persons, See RELOCATION ASSISTANCE ACT; 76-1214 **Employees,** See also STATE OFFICERS AND EMPLOYEES Examiners, 44-117, 44-119 Funds. Department of Insurance Cash Fund, 44-116 Expenditure, procedure, 81-104 Petty cash fund, 81-104.01 Investigations, **Insurance Fraud Prevention** Division. 44-6606 Powers, 81-119 Undercover drivers' licenses, 60-480.01 Undercover license plates, 60-3,135 Legal actions and proceedings, interagency, costs, 25-1808, 25-1809 Mailing requirements, Central mailing room, 81-164 to 81-171 Electronic postmark, 86-644 Meetings, open, See OPEN MEETINGS ACT; 84-1407 Mileage, reimbursement, 81-1176 Nepotism, prohibited, 49-1499.07 Oath, 81-110 Payments by electronic payment authorized, 81-118.01 Powers, administrative, 44-101.01, 81-1311 Public records. Access, 84-712 to 84-712.09, See also PUBLIC RECORDS Certificate of authority, evidentiary effect, 44-318 Settled claims, requirements, 84-713 Purchase of goods and services, payment for, See PROMPT PAYMENT ACT; 81-2401 Receipts, treatment, 81-118 **Records**, 44-112 Public records, this heading

Recycling program, See STATE GOVERNMENT RECYCLING MANAGEMENT ACT; 81-1183 Reports. To Governor and Legislature, 44-113 To the Legislature, electronic, requirements, 50-114.03 Requisitions, procedure, 81-159 Rulemaking, See ADMINISTRATIVE PROCEDURE ACT; 84-901; NEGOTIATED RULEMAKING ACT; 84-921 Rules and regulations, 81-112 Seal, 81-114 Securities, requirements for safekeeping, 81-120 Subpoena power, civil investigations, 81-119 Surplus property sale, procedure, 81-161.04 Volunteers, payments authorized, 81-1182.01 INSURANCE COMPANY PLAN OF EXCHANGE ACT See generally INSURANCE Act, how cited, 44-248 Company, effect, 44-255 Plan of exchange, 44-249 Approval, 44-250 to 44-253 Shareholders, effect, 44-254 INSURANCE EXCHANGE See AFFORDABLE INSURANCE EXCHANGE **INSURANCE FRAUD ACT** See generally INSURANCE Act. How cited. 44-6601 How construed, 44-6608 Civil penalty, 44-6607 Definitions, 44-6603 Fraudulent acts, 44-6604 Immunity from civil liability, 44-6605 Intent, 44-6602 Investigation, Confidentiality of information, 44-6606 Costs, 44-6607

NSURANCE FRAUD ACT –Cont'd Investigation –Cont'd Department, powers and duties, 44-6606 Subpoena, 44-6606

NSURANCE HOLDING COMPANY SYSTEM ACT

See generally INSURANCE Act. How cited, 44-2120 How construed, 44-2152, 44-2153 Administrative penalty, 44-2144 Appeal, 44-2151 Control acquisition, merger, or divestiture of domestic insurer, Acts prohibited, 44-2129 Approval, hearing, 44-2127 Director, powers, 44-2126 Enterprise risk violation, effect, 44-2147.01 Exempt transactions, 44-2128 Filing requirements, 44-2126 Restoration of capital, requirements, 44-2127 Service of process, 44-2130 Definitions, 44-2121 Director, failure to act, mandamus action, 44-2151 **Disciplinary actions**, 44-2150 **Dividends and distributions,** extraordinary, 44-325, 44-2134 Enforcement, 44-2145 to 44-2147 Examination, 44-2137 Director, enforcement powers, 44-2137 Supervisory college, Director, powers, 44-2137.01 Interstate, federal, and international regulators, 44-2137.01 Sharing of information, restrictions, 44-2138 Fees, 44-2131 Information and documents, Confidentiality, 44-2138 Sharing of, restrictions, 44-2138 Injunction, 44-2140 Investments, 44-2123 to 44-2125 Liquidation, 44-2148, 44-2149

Management of domestic insurer, requirements, 44-2135 Applicability, 44-2135 Waiver, when, 44-2135 Mandamus action, when, 44-2151 Producer-controlled property and casualty insurers, See PRODUCER-CONTROLLED PROPERTY AND CASUALTY INSURER ACT; 44-5701 Receiver, recovery by, 44-2149 Registration of insurers, 44-2132 Failure to file statement, 44-2143 Filings required, 44-2132 Rehabilitation, 44-2148, 44-2149 Revocation or suspension, 44-2150 Rules and regulations, 44-2139 Securities, Seizure or sequestration, 44-2142 Voting requirements, 44-2141 Subsidiaries, authorized, 44-2122 Disposal of subsidiary, 44-2125 Supervision, 44-2148 Surplus, 44-2136 Transactions within system, standards and requirements, 44-2133 Violations, penalties, Administrative, 44-2143, 44-2144, 44-2147.01 Criminal, 44-2146, 44-2147 **INSURANCE PRODUCERS** LICENSING ACT See generally INSURANCE Act. Applicability, 44-4048 How cited, 44-4047 Purpose, 44-4048 Business relationship, termination, requirements, 44-4062 Definitions, 44-4049, 44-4067, 44-4068 **Disciplinary actions**, 44-4059 Enforcement, Administrative fine, 44-4059, 44-4062 Injunction, 44-4050 Fees. Appointed agent, 44-4061, 44-4064

INSURANCE PRODUCERS LICENSING ACT -Cont'd **Fees** –*Cont'd* Licensure, 44-4052, 44-4064 Limited license fee, 44-4067 Injunction authorized, when, 44-4050 Insurance producer, Appointed agent of insurer, requirements, fees, 44-4061 Assumed name, duties, 44-4057 Reports of action taken against the producer required, 44-4065 Reports required, Action taken against the producer, 44-4065 Obligation regarding insurance premiums or fiduciary funds, 44-4065 Insurer, Appointed agents, requirements, 44-4061 Business relationship, termination, requirements. 44-4062 Payments of consideration. restrictions, 44-4060 Salespersons, program of instruction, requirements, 44-4053 Licensure, Consideration, acceptance of, restrictions, 44-4060 Enforcement, 44-4050 Exceptions, 44-4051 Limited insurance producer license, rental car company, requirements, 44-4067 Limited insurance producer license, travel insurance, requirements, 44-4068 Nonresident insurance producer license. Licensure requirements, waiver, when, 44-4063 Prelicensing education or examination, exemptions, 44-4056 Requirements and exceptions, 44-4055

Prelicensing education required, 44-3909 to 44-3913 Reciprocity of licensure, 44-4055, 44-4063 Required to sell insurance, 44-4050 Resident insurance producer license. Application, approval requirements, 44-4053 Contents, 44-4054 Examination, requirements, 44-4052 Lapse, reinstatement, when, 44-4054 Renewal, 44-4054 Waiver of procedures, when, 44-4054 Temporary insurance producer license, requirements. limitations, 44-4058 Lines of authority, qualifications for. 44-4054 Rental car company, limited insurance producer license, requirements. 44-4067 Rules and regulations, 44-4054, 44-4066 Travel insurance. limited insurance producer license, requirements, 44-4068 **INSURED HOMEOWNERS PROTECTION ACT** See generally INSURANCE Act, how cited, 44-8601 Definitions, 44-8602 Home repair contract paid from insurance proceeds, Notice, 44-8603 Right to cancel, 44-8603 Residential contractor, Duties, 44-8603 Prohibited acts. 44-8604 **INSURERS AND HEALTH ORGANIZATIONS RISK-BASED** CAPITAL ACT

See generally INSURANCE Act, How cited, 44-6001

NSURERS AND HEALTH **ORGANIZATIONS RISK-BASED CAPITAL ACT** –Cont'd Act –Cont'd How construed, 44-6022 Authorized control level event, 44-6018 Company action level event, 44-6016 Confidentiality, 44-6021 Corrective order, 44-6017 Failure to respond. effect. 44-6018 **Definitions.** 44-6002 to 44-6014 **Disclosure prohibited, when, 44-**6021 Exemption of domestic health organization, when, 44-6022 Foreign insurer or foreign health organization, applicability of act, 44-6023 Hearings, 44-6020 Immunity of regulators, 44-6023.01 Mandatory control level event, 44-6019 Notices, when effective, 44-6024 Phase-in provisions, 44-6025 **Regulatory action level event**, 44-6017 **Risk-based capital plan**, 44-6012 **Risk-based capital reports**, director. adjustment. 44-6015 Rules and regulations, 44-6026 NSURERS DEMUTUALIZATION ACT See generally INSURANCE Act, how cited, 44-6101 Anti-takeover provision, procedure, 44-6115 Application, failure to file, penalty, 44-6115.03 Cease and desist order, 44-6115.05 Injunction, 44-6115.01 Order, cease and desist, 44-6115.05 Securities. Seizure or sequestration, 44-6115.02 Voting of, limitations, 44-6115.01 Violation, penalty, 44-6115.04 **Compensation restrictions**, 44-6117 Confidentiality, 44-6119.01

Conversion to stock insurer. Abandonment, 44-6114 Appeal, 44-6111 Application, 44-6105 Disapproval, 44-6108 Authorized, 44-6104 Certificate of authority, 44-6110 Consideration to policyholders, 44-6106 Corporate existence, continuation, 44-6112 Director. Final order, 44-6109 Initial determination, 44-6108 Experts, 44-6119 Factors considered, 44-6108 Fee, 44-6105 Hearing, 44-6107 Insolvent mutual insurers, 44-6118 Name, 44-6113 Plan of conversion, 44-6105 Policyholders vote, 44-6109 Trust, use, 44-6105, 44-6106, 44-6116 Definitions. 44-6103 Enforcement, 44-6115.01, 44-6121 Intent, 44-6102 Rules and regulations, 44-6120 Stock purchase, rights, 44-6116 Violation, penalty, 44-6121 INSURERS EXAMINATION ACT See generally INSURANCE Act, how cited, 44-5901 **Attorney's fees**, 44-5909 Conflict of interest, 44-5907 **Contempt**, 44-5905 Definitions, 44-5903 Department, immunity under act, 44-5909 Examinations, Appeal, 44-5906 Confidentiality of information, 44-5906 Contempt, failure to cooperate, 44-5905 Costs, 44-5908 Information, confidentiality, 44-5906 Reports, 44-5906 Scope and frequency, 44-5904

INSURERS EXAMINATION ACT –Cont'd Intent, 44-5902 **Record retention requirements**, 44-5905 Rules and regulations, 44-5910 Subpoena. 44-5905 **Witness fees,** 44-5905 INSURERS INVESTMENT ACT See generally INSURANCE Act. Applicability, 44-5104, 44-5121, 44-5122 How cited, 44-5101 Authorization for investments required, 44-5105 Board of directors, duties, 44-5105 Convertible securities, 44-5108 Definitions, 44-5103 Director, authority, 44-5119 Hedging transactions authorized, derivative instruments, 44-5149 Insurer, choice of authorization, 44-5117 Intent, 44-5102 Investments authorized, Additional investments, 44-5151 to 44-5153 Bankruptcy-remote business entity securities, 44-5132 Business entity obligations, 44-5129 Canadian Government obligations, 44-5125 to 44-5128 Collateral loans, 44-5134 Common stock, 44-5141 Equipment, 44-5145 Equity interests, 44-5141 Foreign securities, 44-5137 Held on September 13, 1997, 44-5122 Insurance company stock, 44-5142 International development bank obligations, 44-5131 Investment trusts and other investment companies, 44-5139 Leased property, 44-5135 Mortgages, 44-5143 Preferred stock investments, 44-5140

Real estate and mortgages, 44-5143, 44-5144 Securities Valuation Office, designated obligations, limitation, 44-5152 Short-term investments, 44-5138 Stock. 44-5140 to 44-5142 **United States Government** obligations, 44-5123, 44-5124, 44-5128 Investments in name of insurer, 44-5109 Limitation in any one person, 44-5115 Limitation on investments, Application to exceed limit, 44-5119 Computation, 44-5111 **Obligations, allocation, 44-5116** Ownership, how held, 44-5109 Participation, 44-5110 Payments payable in legal tender, 44-5118 **Policy loans**, 44-5106 Prohibited investments, 44-5114 Quality ratings, minimum, 44-5112 Records, 44-5105 **Repurchase and reverse** repurchase transactions, 44-5120.01 Rules and regulations, 44-5154 Securities of insurer, lending of, requirements, 44-5120 Separate accounts, 44-5107 Valuation of investments, 44-5113 INSURERS SUPERVISION. **REHABILITATION. AND** LIQUIDATION ACT, NEBRASKA See generally INSURANCE Act, Applicability, 44-4802 How cited, 44-4862 Attachment. 44-4857 Bonds, 44-4807 Claims of holders of void or voidable rights, 44-4829 Confidentiality, 44-4811 Cooperation, required, 44-4806 Definitions, 44-4803

INSURERS SUPERVISION, **REHABILITATION, AND** LIQUIDATION ACT, NEBRASKA -Cont'd Delinguency proceedings, restrictions on insurer, 44-4808 Dissolution. 44-4820 **Execution**, 44-4857 Federal Home Loan Bank security agreements, enforcement restrictions relating to, 44-4805, 44-4815, 44-4821, 44-4826, 44-4827, 44-4828 Foreign or alien insurers, Conservation proceedings, 44-4850 Liquidation proceedings, 44-4851 to 44-4856 Fraudulent transfers, 44-4826, 44-4827 Garnishment, 44-4857 Hearing, 44-4809 Injunctions, 44-4805 Intent, 44-4801 Investigation, cooperation required, 44-4806 Jurisdiction, 44-4804 Liens, 44-4828, 44-4829 Liquidation. 44-4816 Agent, duty to policyholder, 44-4823 Ancillary proceedings, 44-4853, 44-4854 Appeal-pendency plan, 44-4818 Assessments, 44-4831 Assets. Collection and list, 44-4825 Distribution, 44-4834, 44-4844 Attorney's fees and costs, 44-4842 Claims, Counterparty claim, 44-4830.01 Disputed, 44-4839 Filing, 44-4835 Nonresidents, 44-4855 Priority, 44-4842, 44-4842.01, 44-4858 Proof, 44-4836 Reciprocal states, 44-4856 Separate account policies, contracts, or agreements, 44-4842.01 Special, 44-4837

Subordination, when, 44-4859 Third party, 44-4838 Dissolution, 44-4820 Effect on coverage, 44-4819 Grounds, 44-4817 Liquidator, powers and duties, 44-4817, 44-4821 Actions by and against, 44-4824 Domiciliary, powers and duties, 44-4852 Recommendations, 44-4843 Notice, 44-4822, 44-4823 Orders, 44-4818 Records, disposition, 44-4848 Reinsurers, liability, 44-4832 Reopening liquidation, 44-4847 Termination of proceedings, 44-4846 Transfer of control and ownership. court-ordered, 44-4820 Unclaimed and withheld funds, 44-4845 Netting agreement or qualified financial contract, Counterparty claim, 44-4830.01 Net or settlement amount. 44-4830.01 Receiver duties, 44-4830.01 Right to terminate, 44-4830.01 Orders, 44-4805, 44-4809 Preferences, 44-4828 Premiums, recovery when, 44-4833 Prior law, 44-4860 Priority of distribution, 44-4842, 44-4842.01, 44-4858 Receivership, audit, 44-4849 Rehabilitation. Effect. 44-4815 Grounds, 44-4812 Orders, 44-4813 Rehabilitator, powers and duties, 44-4814 Termination, 44-4816 Release, conditions, 44-4808 Rules and regulations, 44-4861 Security, valuation, 44-4841 Seizure, 44-4810 Setoff, 44-4830 Subrogation, 44-4840 Supervision proceedings, 44-4809 Supervisor, appointment, 44-4809

NSURERS SUPERVISION, REHABILITATION, AND LIQUIDATION ACT, NEBRASKA -Cont'd Venue, 44-4804 Violation, penalty, 44-4806, 44-4809

INTEGRATED SOLID WASTE

MANAGEMENT ACT See generally SOLID WASTE Access, restrictions authorized, 13-2030 Acquisition of facility or system, 13-2021 Act. How cited, 13-2001 How construed, 13-2043 Acts prohibited, 81-1506, 81-1516 Antitrust, exemption, 13-2027, 13-2028 Appliances, disposal restricted, 13-2038, 13-2039 Batteries, disposal restricted, 13-2038, 13-2039 Bidding provisions, applicability of law, 13-2028 Budget statements, requirements, 13-2025.01 Capacity, certification of, 13-2030 Certification of facility or system capacity, 13-2030 Cities of the second class, exemption, 81-1528 Cleanup, Department access to property, 13-2033 Political subdivision, funding, 13-2042 Closure of facility, 13-2022 Confidentiality of records, 81-1527 Contracts, authorized, 13-2020, 13-2024 Cooperative state and local programs, 13-2018 **Corrective actions**, 13-2022 Department access to property, 13-2022 Definitions, 13-2003 to 13-2016.01, 13-2038

Department of Environmental Quality, powers and duties, 13-2033, 13-2042, 81-1504 to 81-1504.02.81-1512 Disposal area, permit renewal, 13-2040 Dumping, permit required, 13-2033, 81-1516 Eminent domain, power, 13-2021 Environmental protection, See ENVIRONMENTAL PROTECTION ACT; 81-1501 Environmental requirements, selfevaluation, 25-21,254 to 25-21,264, See also ENVIRONMENTAL AUDITS Exemption from antitrust laws, 13-2027, 13-2028 Exemptions for cities of the second class and villages, 81-1528 Facilities. Permits, 13-2035, 13-2036 Renewal, 13-2040 Required when, 13-2020, 13-2021 Fees. Amount, 13-2025 Disposal, 13-2042 Noncompliance, 13-2023 Permit, 13-2041 Rebate to municipality or county with approved purchasing policy, 13-2042.01 Filing of statement of intent, required, 13-2029 Fund, Integrated Solid Waste Management Cash, 13-2041 **Grants.** 13-2042 Hazardous wastes, disposal restricted, 13-2038, 13-2039 Hearings, administrative, 81-1507 **Injunctions**, 81-1508 Inspections, 81-1511 Department, access to property, 13-2033 Intent, 13-2002, 13-2017 Joint facilities, 13-2020 Landfill operator, requirements, 13-2042 Licenses issued under prior law, treatment, 13-2040

INTEGRATED SOLID WASTE MANAGEMENT ACT -Cont'd Oil, disposal restricted, 13-2038, 13-2039 Permits. Dumping, 13-2033 Facilities, 13-2035, 13-2036, 13-2040 Fees, 13-2041 Garbage disposal area, 81-1516 Program authorized, 13-2034 Scrap tire business, 13-2033 Plan for waste management, Local, Contents, 13-2032 Filing requirements, 13-2031 State, 13-2037, 81-15,166 Policy of the state, 13-2017, 13-2018 Postclosure care of facility, 13-2022 **Priorities for solid waste** management, 13-2018, 13-2032 Purchasing policy, approval, 13-2042.01 Rates and charges, Amount. 13-2025 Establish, 13-2020 Nonpayment lien, when, 13-2020.01 Service agreements, 13-2024, 13-2025 Recycling and waste reduction, local program required, 13-2032 Referendum, 13-2021 Regulation by political subdivision, 13-2023, 13-2026, 13-2027 Rules and regulations, 13-2034, 13-2037, 13-2038, 81-1505 Sales tax exemption for purchases, 77-2704.15 Service agreements, authorized, 13-2024, 13-2025 Statement of intent, filing required, 13-2029 Systems for solid waste disposal, required when, 13-2020, 13-2021 Tax, authorized, 13-2024 Tires, Disposal restricted, 13-2039 Passenger tire equivalents, storage, treatment, 13-2033

Safety barriers for race courses, use authorized, 13-2039 Scrap tire business, permit required, 13-2033 Tribal governments, duties, 13-2019 Variances, granting, 13-2036 Villages, exemption, 81-1528 Violations, penalties, 81-1507 to 81-1508.02 Yard waste, disposal restricted, 13-2039 INTELLECTUAL DISABILITY See generally DISABLED PERSONS Abuse, Protection from, See ADULT PROTECTIVE SERVICES ACT; 28-348 Sexual abuse of person in custody of department, penalty, 28-322.04 **Beatrice State Developmental** Center, 83-217 Abuse, investigations, 83-113 Administration, 83-101.06, 83-108, 83-382 Admissions, Definitions. 83-381 Priorities, 83-386 Procedure, 83-109, 83-382 to 83-386 Appropriations, estimate and report required, 83-111 Chief executive officer, appointment, 83-126 Claims, statutes of limitation, 83-153 to 83-156 Cost of patient care, Ability to pay, 83-368 to 83-374 Appeal, 83-374 Amount, 83-365 to 83-367 Counties, payment when, 83-376, 83-380 Death of patient, effect, 83-378 Definitions, 83-363 Estate, claim against, 83-378 Failure to pay, 83-375, 83-376 Fraudulent transfers, 83-379 Guardians, 83-377

NTELLECTUAL DISABILITY –Cont'd **Beatrice State Developmental** Center – Cont'd. Cost of patient care -Cont'd Liability of patient and relatives, 83-364 to 83-367 Medication, prescription, 83-380.01 Rules and regulations, 83-371 State payment, 83-376 Voluntary payments, 83-378 Detention after age of majority, 83-388 Discharge, 83-387 Notice, 83-389 Fund, Emergency Revolving, 83-130 Guardian ad litem, See GUARDIAN AD LITEM Guardians, See GUARDIANS Name, 83-107.01 Patients, Funds, Claims, statutes of limitation, 83-153 to 83-156 Investment, 83-133 Rights, 83-390 Purpose, 83-218 Records, 83-109 Rights of patients, 83-390 Stewards, duties, 83-139 Supplies, 83-139 Transfers, 83-223, 83-227.01, 83-227.02, 83-305.03, 83-387 Chief executive officer, appointment, 83-126 Compact on Mental Health, Interstate, 83-801 to 83-806 Disabilities, developmental, Centers or group homes for, licensure, 71-408, See also HEALTH CARE FACILITY LICENSURE ACT Services for, See DEVELOPMENTAL **DISABILITIES SERVICES ACT: 83-**1201 Facilities, intermediate care facilities for persons with developmental disabilities, 71-421. See also HEALTH CARE FACILITY LICENSURE ACT

Records, access by protection and advocacy system, conditions, 20-161 to 20-166 Regions, developmental disability, 83-1,143.06 Research regarding treatment and causation, 83-112 Schools, See SPECIAL EDUCATION ACT; 79-1110 Special education, See SPECIAL EDUCATION ACT; 79-1110 Treatment, early intervention, See EARLY INTERVENTION ACT; 43-2501 **INTEREST** See generally FINANCIAL TRANSACTIONS; MONEY Calculation by year, 45-108 Consumer credit, default procedures, 45-1,105 to 45-1,110 Contracts, 45-104 Usurious, 45-109 to 45-113 Credit cards. Legislative policy, 8-820.01 Service fee, authorized, 8-820 Terms, federal law, effect, 8-820 Credit cards, interest rate restrictions, 8-820 Federal law, rejected, 45-1,104 Financial institutions, Interest rates, 8-133, 8-330, 21-1788 Personal loans, rate of interest, 8-818, 8-820 Installment loans, 45-1021, 45-1024, See also INSTALLMENT LOAN ACT, NEBRASKA Judgments, 45-103 to 45-103.04 Life insurance proceeds, Required, when, 44-3,143 Violation, unfair practice, 44-1540 Mortgages, 45-101.02 to 45-102 Reverse-mortgage loan, 45-702.01, 45-1068 Political subdivisions, delinguent taxes, 45-104.01 **Rate**, 45-102 Exceptions, 45-101.04 Maximum, 45-101.03, 45-101.04 Variable, 45-101.03 Reverse-mortgage loan, 45-702.01, 45-1068

NTEREST –Cont'd **Revolving charge agreements**, 45-204 to 45-209 Definitions, 45-204 Disclosure requirements, 45-205 Fees and delinguency charges, authorized, 45-205 Payment in full, requirements, 45-206 Seller, monthly statement, 45-206 Statement, required, when, 45-206 School lands, interest rate, 45-107 Special assessments, delinguent, rate, 45-104.01 State contracts, interest required, Article XIII, section 1, Constitution of Nebraska State government, outstanding warrants, interest rate limitation, Article VIII, section 8, Constitution of Nebraska Taxes. Death taxes, nonpayment, 77-3307 Delinguent taxes, 45-104.01, 45-104.02 Distress warrants, 77-1718 Inheritance tax, 77-2010 Property tax, Delinguent, 77-207, 77-1772 Interest canceled when, 77-1739 Sales and income tax, 77-2709, 77-2788 to 77-2790, 77-2794 Usury, Contracts, usurious, prohibited, 45-109 to 45-113 Federal interest rate limitations, rejected by state, 45-1,104 Interest rate, maximum, applicability, 45-101.02 to 45-101.04 Loans, revolving charge agreements, usury, 45-207 to 45-209 Penalty, 45-105 Warrant, 45-106

NTERGOVERNMENTAL COOPERATION

See generally GOVERNMENT

Authorization. Article XV. section 18. Constitution of Nebraska Conservation and recreation areas, 13-1001 to 13-1006, See also INTERSTATE CONSERVATION AND RECREATION AREAS Economic development, See INVESTMENT FINANCE AUTHORITY ACT, NEBRASKA; 58-201 Indians, See STATE-TRIBAL COOPERATIVE AGREEMENTS ACT; 13-1501 Intergovernmental data services program, See INTERGOVERNMENTAL DATA SERVICES PROGRAM ACT; 86-550 Joint agreements and facilities, authorized, See INTERLOCAL COOPERATION ACT; 13-801; JOINT PUBLIC AGENCY ACT; 13-2501 Risk management, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Safety services, joint financing and operation by political subdivisions, 13-318 to 13-326, See also PUBLIC SAFETY State-tribal, See STATE-TRIBAL COOPERATIVE AGREEMENTS ACT: 13-1501 INTERGOVERNMENTAL DATA SERVICES PROGRAM ACT See generally INTERGOVERNMENTAL COOPERATION Act, how cited, 86-550 Budaet. 86-564 Definitions, 86-552 to 86-561 Division, duties, 86-563 Funds. Administrative funds, 86-568 Data Systems Cash Fund, 86-566 Intergovernmental Data Services Program Revolving Fund, 86-567 Program, 86-551 Rules and regulations, 86-565 System, purposes, 86-562

INTERGOVERNMENTAL RISK MANAGEMENT ACT See generally INSURANCE Act. How cited, 44-4301 How construed, 44-4339 Bonds. Amount, 44-4322 Consent, not required, 44-4332 Enforcement of security interest, See GOVERNMENTAL UNIT SECURITY INTEREST ACT. NEBRASKA; 10-1101 Impairment of contracts, 44-4338 Investment, authorized, 44-4336 Issuance, 44-4321 Liability, 44-4323 Negotiability, 44-4325 Notice, issuance, 44-4334 Pool, powers, 44-4327 Protest, 44-4335 Publication, 44-4333 Refunding. Interest, 44-4329 Issuance, 44-4328 Laws applicable, 44-4331 Proceeds, use, 44-4330 Use, 44-4329 Signature, validity, 44-4326 Tax exempt, 44-4337 Terms, 44-4324 Certificate of authority, 44-4307 Confidentiality, funds or reserves, 44-4318 Definitions, 44-4303 Employee benefit coverage authorized, 44-4302, 44-4303 Examination, 44-4310 Fee, 44-4307 Funds, how construed, 44-4316 Insurance laws, applicability, 44-4315 Intent. 44-4302 Liability coverage authorized, 44-4302, 44-4303 Pool, risk management, Agreements, 44-4306 Assessment, when, 44-4312 Authorized, 44-4304 Bonds, powers, 44-4327

Dissolution, 44-4311 In lieu of tax payments, 44-4320 Investments, 44-4313 Joint action authorized, 44-4304 Meetings, open, See OPEN MEETINGS ACT; 84-1407 Powers, 44-4305 Reports, 44-4310 Termination, 44-4309 Rules and regulations, 44-4308, 44-4314 Tax. Exempt property, 44-4337 Levy authorized, restrictions, 44-4317 Workers' compensation, 44-4319, See also WORKERS COMPENSATION ACT, NEBRASKA; 48-101 INTERLOCAL COOPERATION ACT See generally POLITICAL SUBDIVISIONS Act. How cited. 13-801 How construed, 13-825, 13-827 Agreements, 13-804, 13-805 Authorized, Article XV, section 18, Constitution of Nebraska Bids and bidding, 13-824.01 to 13-824.03, 73-101 **Contracts**, 13-807 Electric generating facility contract, requirements, 13-824.01 Definitions. 13-803 Intent, 13-802 Joint entity. Authorized, 13-804 Bonds. Authorized, 13-808 to 13-811 Consent, not required, 13-819 Enforcement of security interest, See GOVERNMENTAL UNIT SECURITY INTEREST ACT. NEBRASKA; 10-1101 Investments, authorized as, 13-823 Joint project bonds, See PUBLIC FACILITIES CONSTRUCTION AND FINANCE ACT; 72-2301 Pledge of state, 13-826 Powers of joint entity, 13-814

INTERLOCAL COOPERATION ACT -Cont'd Joint entity –Cont'd, Bonds -Cont'd Publications, 13-820 to 13-822 Purposes, 13-808 Refunding bonds, 13-815 to 13-818 Signatures, 13-813 Tax exempt, 13-824 Terms, 13-812 Financing agreement with NIFA authorized, 13-808 Purchases by, sales tax exemption, 77-2704.15 Personal property, purchase without bidding, when, 18-1756 Powers, 13-804, 13-806 Property tax exempt, when, 13-824 Publications, 13-820 to 13-822 Retirement benefits, Defined benefit plan, valuation report required, 13-2402 Employee, transfer between political subdivisions, effect, 13-2401 INTERNATIONAL FUEL TAX AGREEMENT ACT See generally MOTOR FUEL TAXES Act, how cited, 66-1401 Administration. 66-1413 Agreements, Interstate cooperative, Authorized, 66-1404 Conflict, controlling provisions, 66-1412 Contents, 66-1406 Local reciprocal exemption, Authorized, 66-1404 Audits authorized. 66-1408 Definitions, 66-712, 66-1403 Disclosure of information, director, 66-1409 Enforcement powers, 66-1411.01 Fee, decal, 66-1415 Fund. Motor Carrier Services Division Distributive, 66-1414 Intent, 66-1402 License. Required when, 66-1406.01

Suspend or revoke, when, 66-1406.02 Petition, filing acts as stay, when, 66-1406.02 **Remedies**, 66-1411 Rules and regulations, 66-1410, 66-1411 Tax, Credit, excess tax, 66-1407 Determination, 66-1405 Disposition, 66-1414 Setoff authorized, 66-1405, 77-27,210 to 77-27,221 Trip permit, Intent, 66-1416 Issuance, fees, 66-1418 Records required, 66-1419 Required, when, 66-1417 Violations, administrative penalty, 66-1417 INTERNATIONAL REGISTRATION PLAN ACT See MOTOR VEHICLE REGISTRATION ACT INTERNET See COMPUTERS INTERPLEADER See CIVIL PROCEDURE **INTERPRETERS** See generally DISABLED PERSONS Court-martial, 55-424 Courts, appoint licensed interpreters, requirements, 20-150 to 20-159, 25-2401 to 25-2407 Deaf and hard of hearing persons, interpreter required for law enforcement and state agency contacts. Appointment of interpreters, 20-153,

Appointment of interpreters, 20-15 20-154, 25-2403
Arrest, rights of deaf or hard of hearing person, 20-152
Definitions, 20-151, 25-2402
Fees and expenses for interpreter authorized, 20-159, 25-2406

NTERPRETERS –Cont'd Deaf and hard of hearing persons, interpreter required for law enforcement and state agency contacts -Cont'd Oath of interpreter, 20-155.01, 25-2405 Policy, 20-150, 25-2401 Presentence investigation, 29-2259 Privilege, applicability, 20-158 Proof of hearing impairment, 20-155 Qualifications, 25-150 to 25-159, 25-2404, 25-2407 Roster of licensed interpreters, 20-156 Educational needs. Educational service units, appoint qualified educational interpreters, 20-150 Learning community elementary learning centers service, 79-2114 Public school districts, appoint qualified educational interpreters, 20-150 Qualified educational interpreters, Commission and department, duties, 20-150 Expert, gualification as, evidence rules, 27-604 Law enforcement personnel, appoint licensed interpreters, requirements, 20-150 to 20-159 Licensed interpreters, Civil penalty, 20-156.01 Commission, duties, 20-150, 20-156, 20-156.01, 71-4728, 71-4728.01 Disciplinary actions, 20-156, 20-156.01 Fees, 20-156 Injunctions, authorized, 20-156 Interpreter Review Board, 20-156, 71-4728.05 Prohibited acts, 20-156.01 Requirements, 20-156 Non-English-speaking persons, Employer provide interpreter, 48-2209

Farm labor contractor, provide bilingual employee at worksite, 48-1711, See also FARM LABOR CONTRACTORS ACT Legal proceedings, requirements, 25-2401 to 25-2407 Probation services, appoint licensed interpreters, requirements, 20-150 to 20-159, 25-2401 to 25-2407, 29-2259 Roster of licensed interpreters, 20-156.71-4728 State agencies, appoint licensed interpreters, requirements, 20-150 to 20-159 **INTERROGATORIES** See generally DISCOVERY Attachment, 25-1010 Child support, withholding of earnings, 42-364.03, 42-364.04, 42-364.12 Civil rights, answers contained in investigative report, 20-328 Contempt for refusal to answer, 25-2121 Criminal procedure, witness out of state or ill, 29-1904 to 29-1911 Decedents' estates, proceedings to **recover assets**, 30-401 to 30-406 **Depositions.** See DEPOSITIONS Equal Opportunity Commission, Issuance, 48-1007 Unlawful employment practice charge, 48-1118 Garnishment, attachment, 25-1010, 25-1026, 25-1029, 25-1056 Grand jury, refusal to answer, procedure, 29-1411 Nonparty discovery, procedure, 25-1273 INTERSTATE BRANCHING AND **MERGER ACT** See generally FINANCIAL INSTITUTIONS Act, how cited, 8-2101 Branch closing or disposal, act, how construed. 8-2108 Costs of examination. 8-2107 Definitions, 8-2102

NTERSTATE BRANCHING AND MERGER ACT -Cont'd Director, powers and duties, 8-2107 Interstate merger transaction, 8-2104, 8-2106 Nebraska state chartered bank, powers, 8-2103 Out-of-state bank, powers, 8-2104 NTERSTATE BRIDGE ACT OF 1959 See generally TRANSPORTATION Acquisition and disposal of property, 39-896, 39-8,100, 39-8,101 Act, Applicability, 39-893, 39-894 How cited, 39-8,122 **Agreements**, 39-895 Bidding requirements, 39-8,105, 39-8,106 Closing of bridge, powers, 39-8,111 to 39-8.115 Construction and maintenance, 39-8.103 to 39-8.108 Costs. division. 39-897 to 39-899 Definitions, 39-892 Emergency repairs, 39-8,115 Entry authorized, 39-8,102 Funds. How derived, 39-896 Use. 39-8.109 Intent, 39-891 Location studies, 39-898 Movable spans, treatment, 39-8,110 Purchase of existing bridge, 39-8.116 to 39-8.118 Rules and regulations, 39-8,120 Studies, designs, 39-899 Tolls prohibited, 39-8,121 Utility services, transmission, 39-8,119

NTERSTATE COMPACT FOR ADULT OFFENDER SUPERVISION

See generally PAROLE AND PROBATION Act, how cited, 29-2639 Compact, 29-2640 Parole Administrator, duties, 83-933 INTERSTATE COMPACT ON EDUCATIONAL OPPORTUNITY FOR MILITARY CHILDREN See generally ELEMENTARY AND SECONDARY EDUCATION Compact. Contents, 79-2201 Commission, Interstate Commission on Educational Opportunity for Military Children, 79-2201 Compact commissioner, duties, 79-2205 Costs of administering compact, 79-2206 Funding, 9-812, 79-318 Definitions, 79-2202 State Council on Educational **Opportunity for Military Children**, 79-2204 State Department of Education, duties, 79-2203 INTERSTATE CONSERVATION AND **RECREATION AREAS** See generally RECREATION Cooperation, 13-1002 Improvement district, 13-1003 Dissolution, effect, 13-1006

Management, 13-1004 Plan, 13-1001 Property, acquisition, 13-1005

INTERSTATE INSURANCE PRODUCT REGULATION COMPACT

See generally INSURANCE Amendment, 44-7801-Article XIII Binding effect of compact and other laws, 44-7801-Article XVI Commission, Interstate Insurance Product Regulation, Established, 44-7801-Article III Management Committee, 44-7801-Article V Meetings, 44-7801-Article VI Organization, 44-7801-Article IV Powers, 44-7801-Article IV Construction of compact, 44-7801-Article XV

Definitions, 44-7801-Article II

INTERSTATE INSURANCE PRODUCT **REGULATION COMPACT** –Cont'd Dispute resolution, 44-7801-Article IX Effective date, 44-7801-Article XIII Enforcement, 44-7801-Article VIII Finance, 44-7801-Article XII Nebraska representative, Director of Insurance, 44-7802 Product filing and approval, 44-7801-Article X Review of commission decisions, 44-7801-Article XI Purpose, 44-7801-Article I Records, 44-7801-Article VIII Rulemaking functions, 44-7801-Article VII Severability of provisions, 44-7801-Article XV Uniform standards, opting out procedure, 44-7801-Article VII Venue, 44-7801-Article III Withdrawal, default, termination, 44-7801-Article XIV NTERSTATE TRUST COMPANY **OFFICE ACT** See generally FINANCIAL INSTITUTIONS Act. How cited. 8-2301 How construed, 8-2313 Definitions, 8-2302 Director, powers, 8-2312 Examination, costs, 8-2312 Nebraska state-chartered trust company, Out-of-state representative trust offices, 8-2304 Out-of-state trust offices, 8-2303 Out-of-state trust company, Instate branch trust offices, 8-2305 to 8-2309 Representative trust offices, 8-2308 to 8-2311 INTERVENTION

See generally CIVIL PROCEDURE Administrative actions, 84-917 Attachment, 25-1036 Attorney General, duties, 84-203 Authorized. 25-324. 25-328 Cities of the metropolitan class, 14-809 Condemnation of property, adjoining owners, 19-710 Condominium boards, 76-860 Costs. 25-329 County attorneys, dissolution, paternity, and support actions, 43-512.08 **Department of Aeronautics**, 3-115 Developmental disability matters, 83-1224 Dock boards, 13-1410 **Emergency Planning and** Community Right to Know Act, Nebraska, 81-15,234 Execution, intervening claimants, 25-1521 to 25-1523 Garnishment, 25-1030.03, 25-1031.01 Housing discrimination, 20-336, 20-339, 20-340, 20-342, 20-343 Indian tribes, custody proceedings, 43-1504 to 43-1507 Insurance company liquidation, 44-4821, 44-4824 Irrigation water actions, 25-1064, 25-2160 Medical liability claims, 44-2833 Natural gas regulation, Federal proceeding, by commission, 66-1824 Rate proceeding, by county or city, 66-1812 Nebraska Power Review Board, 70-1018 Oil and gas liens, 57-816 Pleadings, 25-330 Procedure, 25-328 to 25-330 Public assistance, 68-142 Public records law, 84-712.03 School suspension, expulsion, or reassignment, 79-289 Special education matters, 79-1167 Tax-exempt status appeal, 77-202.04 Unconstitutionality of statute, action to determine, 84-215

Enforcement, 87-608

Report, quarterly, 87-605 Statement, annual, 87-609

Remedies, not exclusive, 87-610

Fees, 87-609

NTERVENTION -Cont'd Unfair insurance trade practices, 44-1528, 44-1531 Unlawful employment practices, 48-1119 Workers' compensation, 48-118, 48-118.05 **NTESTATE SUCCESSION** See PROBATE CODE, NEBRASKA; 30-2201 NTRABASIN TRANSFER OF WATER See WATER **NTRASTATE PAY-PER-CALL REGULATION ACT** See generally TELEPHONES Act, how cited, 86-258 Appeal. 86-269 Block 900 services, option, 86-265 Broadcast advertising, restriction on transmission services, 86-268 Collect pay-per-call services, restrictions, 86-267 Common carriers, Information to consumers, duty to provide, 86-264 Intrastate transmissions, 86-262 Definitions, 86-259 to 86-261 Disconnection, prohibited when, 86-266 **Preambles**, 86-263 Rules and regulations, 86-263, 86-269 Violations. Administrative fine, 86-270 Civil penalty, 75-156 **NVENTION DEVELOPMENT** SERVICES DISCLOSURE ACT See generally CONTRACTS Act, how cited, 87-601 Bond, required, 87-609 **Civil action**, 87-607 Contract for services. Contents, 87-604 to 87-606 Requirements, 87-603 Voidable, 87-607

Definitions, 87-602

INVEST NEBRASKA ACT See generally ECONOMIC DEVELOPMENT Act, how cited, 77-5501 Appeal or challenge, limitation, 77-5536 Application, Approval, procedure, 77-5536 Contents, confidentiality, 77-5534 Excluded transactions and activities 77-5540 Filing, limitation, 77-5543 Restrictions, 77-5536 Audit requirements, 77-5544 Benefits, Application limitation, 77-5543 Restrictions, 77-5536 Tax credits under the Ethanol Development Act, effect, 66-1344 Board, Invest Nebraska, Meetings, 77-5535 Members, 77-5508 Procedures, 77-5535, 77-5536 Confidentiality of information, 77-5534, 77-5544 Violation, penalty, 77-5544 Definitions, 77-5503 to 77-5530 Employment practices prohibited, 77-5537 Fund, Nebraska Incentives, 72-2501, 77-5534 Intent, 77-5502 Investment, transactions and activities excluded, 77-5536, 77-5540 Proiect. Requirements, 77-5536 Transfer of, requirements, 77-5539 Report. Contents, 77-5542 Joint hearing, 77-5542 Rules and regulations, 77-5541

NVEST NEBRASKA ACT –Cont'd School districts, additional expenses due to act, compensation, when, 58-529 Wage benefit credit,

Alternate investment tax credit, use, 77-5533 Application, this heading Interest and penalties, 77-5538 Recapture or disallowance, 77-5538 Refund, interest disallowed, 77-5532 Wage benefit credit, calculation, use, 77-5531

INVESTMENT FINANCE AUTHORITY ACT, NEBRASKA

See generally ECONOMIC DEVELOPMENT Accessibility barriers, removal, 58-202, 58-203, 58-207.02, 58-207.03, 58-219 Act. How cited, 58-201 How construed, 58-271 Agricultural projects, Authority, powers and duties, 58-242 to 58-244 Financing, 58-202, 58-242 Loans, reports, 58-245, 58-246 Rules and regulations, 58-244 Audits. 58-270 Authority, Borrowing money, 58-252 Conflict of interest. 58-235 Coordination, 58-241 Created, 58-203, 58-226 Dissolution, 58-268 Employees, 58-234 Expenses, 58-228, 58-267 Liability, 58-238, 58-267 Meetings, 58-230 Open, 58-230, See also OPEN MEETINGS ACT: 84-1407 Members, 58-226 to 58-228 Surety bond, 58-237 Powers and duties, 58-239 to 58-243, 58-247, 58-248 Property tax exempt, when, 58-268 Quorum, 58-229 Reports, annual, 58-270

State officer or employee, 58-236 Successor to certain entities, 58-272 Transfer of property and assets, 58-272 Vacancy, 58-227, 58-229 Bonds, 58-252, 58-253 Bondholders' rights, 58-266 Contract with bondholders, 58-257, 58-265 Declaratory judgment, 58-256 Enforcement of security interest, See GOVERNMENTAL UNIT SECURITY INTEREST ACT. NEBRASKA; 10-1101 Investment, considered as, 58-269 Negotiable instruments, 58-261 Notification of issuance, 58-270 Payment, 58-254 Purchase by authority, 58-259 Resolution of authority, 58-257 Sale, 58-256 Securities, considered as, 58-269 Security, 58-254, 58-260 Signatures, validity, 58-262 State, liability, 58-255 Tax exempt, 58-268 Terms, 58-256 Cooperation, public-private and intergovernmental, 58-202, 58-203 Definitions. 58-207 to 58-225 Deposit of funds, 58-264, 58-265 Dissolution, 58-268 Economic-impact projects, 58-210.02, 58-239.04 Executive director, 58-231, 58-232 Funds, establish, 58-263, 58-264 Housing projects, Authority, 58-247, 58-248 Loans, 58-249 Rules and regulations, 58-248 Intent, 58-202, 58-204 to 58-206 Lien. 58-258 Low-income housing, loans, 58-249 Notification of bond issuance, 58-270 Pledge, 58-258, 58-266 Project, defined, 58-219

NVESTMENT FINANCE AUTHORITY ACT, NEBRASKA – Cont'd

Public safety communication system projects, 58-202, 58-203, 58-239.03

Purchases, sales and use tax exemption, 77-2704.17 Rules and regulations, 58-250

Safe drinking water facility projects, 58-202, 58-203, 58-219,

58-239.02 Solid waste management projects,

58-202, 58-203, 58-219, 58-239, 58-253

Trust indenture, 58-260

Wastewater treatment projects, 58-239.02

NVESTMENT OFFICER, STATE See STATE INVESTMENT OFFICER

NVESTMENTS

See generally MONEY Charitable endowment funds, See PRUDENT MANAGEMENT OF INSTITUTIONAL FUNDS ACT, NEBRASKA UNIFORM; 58-610 Funds, public, See PUBLIC FUNDS

Insurers, investments of, standards, See INSURERS INVESTMENT ACT; 44-5101

Investment finance authority, See INVESTMENT FINANCE AUTHORITY ACT, NEBRASKA; 58-201

NIFA, See INVESTMENT FINANCE AUTHORITY ACT, NEBRASKA; 58-201

School lands and funds, See SCHOOL FINANCE

Securities, See SECURITIES ACT OF NEBRASKA; 8-1101

Small business incubator centers, See SMALL BUSINESS INCUBATOR ACT, NEBRASKA; 72-1701 State funds, investment of, See

PUBLIC FUNDS

RRIGATION

See generally AGRICULTURAL LANDS Adjudication of water rights, 46-226 to 46-231 Apportionment of water. 46-157 Appropriation of water, See also WATER Appropriator, duties, 46-261 List or map of lands irrigated, 46-267 One ditch rule, 46-207 Permit, procedure, 46-233 to 46-243 Priority, 46-203 to 46-205 Public rights, 46-201, 46-202 Returned to stream, 46-206 Riparian water rights, 46-226 Transfer of appropriation, 46-2,120 to 46-2.130 Artesian water, waste, 46-281, 46-282 Artificial pond injurious to health, 28-1303 Associations of water users authorized. 46-272 Canals or ditches, Construction projects, 46-244 to 46-251 Duties of landowner, 46-253, 46-258 Embankments, maintenance, 46-265 Examination, 46-229.01 Flow, restrictions, 46-253 Landowners' duties, 46-253, 46-258 Requirements, 46-207 Chemigation, Regulation devices, monitoring, See WATER WELL STANDARDS AND CONTRACTORS' PRACTICE ACT; 46-1201 Requirements, See CHEMIGATION ACT, NEBRASKA; 46-1101 Conservation projects, See **RECLAMATION ACT; 46-501** Constitutional provisions, Article XV, sections 4 to 6, Constitution of Nebraska Construction projects, Canals or ditches, 46-244, 46-245 Eminent domain, 46-246 to 46-248, 46-251 Financing, 46-270, 46-271 Revenue bonds, authorized, Article XIII, section 1, Constitution of Nebraska Rights-of-way, 46-248 to 46-251, 46-249, 46-251

RRIGATION –Cont'd **Construction projects** –Cont'd Stock assessments, 46-271 Containment, required, 46-266 Contracts, requirements, 46-268 Dams, See SAFETY OF DAMS AND RESERVOIRS ACT: 46-1601 Fish, failure to return sufficient water for, 37-553 Fishway, failure to provide, 37-553 Headqate or controlling gate, interference, 46-254 Outlet works. 46-241 Property damage, stagnant or overflow water, 56-115 Delivery of water, neglect or impede, penalty, 46-263 Department of Natural Resources, Administer riparian water rights, 46-226 General powers and duties, 61-206 to 61-211 **Districts, See IRRIGATION DISTRICT** ACT; 46-101 Endgun shutoff, failure to equip system with, 39-302 Environmental protection, See ENVIRONMENTAL PROTECTION Ephemeral natural stream use, permit not required, 46-283 to 46-287 Excess water, duties of landowner, 46-262 Fish screens, required, 37-551, 37-552 Fishway, failure to provide, 37-553 Ground water, pumping for irrigation purposes, permit requirements, 46-635 to 46-637 Headgate, interference, 46-254 Highways and roads, Allowing water to flow on, 46-266 Damage by irrigation equipment, penalty, 39-301 Sprinkler system, endgun shutoff required, when, 39-302 Induced ground water recharge, 46-233 to 46-237

Industrial use, permit requirements, See INDUSTRIAL GROUND WATER REGULATORY ACT; 46-675 Irrigation districts, See IRRIGATION DISTRICT ACT; 46-101 Irrigation runoff, 46-708 Lakes, diversion of water, 46-801 to 46-807 Lands, list, 46-261 Management areas, See GROUND WATER MANAGEMENT AND PROTECTION ACT, NEBRASKA; 46-701 Measuring devices, Access by Director of Natural Resources, 61-205 Acts prohibited, 46-263.01, 46-263.02 Devices, requirements, 46-256, 61-211 Acts prohibited, 46-263.01, 46-263.02 Failure to construct, effect, 46-256 Recording gauge required, 46-261 Required, when, 46-158 Requirements, 61-211 Meters, interference with prohibited, 28-515.02 Mutual irrigation companies, 46-269 Transfers, water appropriation, 46-2.120 to 46-2.130 **Pollution, See ENVIRONMENTAL** PROTECTION Public lands, taking, draining, or removing water from, 72-313 Public power districts, irrigation works. 70-627 Reclamation districts, See **RECLAMATION ACT; 46-501** Recording gauge, 46-261 Reservoirs, storage of water, 46-241 to 46-243 Return of water, 46-265 Rights, Article XV, sections 4 to 6, Constitution of Nebraska Riparian water rights, 46-226 Rural water districts, 46-1001 to 46-1026. See also PUBLIC WATER SYSTEM

RRIGATION –Cont'd Rural water districts -Cont'd Transfers, water appropriation, 46-2,120 to 46-2,130 Sprinkler system, endgun shutoff required, when, 39-302 Stagnant waters injurious to health, 28-1303 Theft of water, 46-254 Underground water storage, See WATER United States, use and provision of water, 46-273 Water, See WATER Water reuse pits, permit not required, when, 46-283 to 46-287 Water rights, 46-122, 46-201, 46-259 Water users' associations, 46-272 Water wells, See WELLS RRIGATION DISTRICT ACT See generally POLITICAL SUBDIVISIONS Acquisition of land and facilities. 46-125, 46-129, 46-130 Act, how cited, 46-101 Applicability of law, 46-159 Assessments, 46-131 Additional levy, 46-139 Amounts, 46-134 Change of boundaries, effect, 46-184 Collection, 46-136 Disposition, 46-137 Equalization, procedure, 46-132, 46-133 Failure to levy, effect, 46-138 General fund, 46-135 Lands subject to, 46-1,133, 46-1,134 Lien, enforcement, 46-140 Protest, refund, 46-141 Special assessments, 46-144 Tax list. 46-135 Audit by Auditor of Public Accounts, when, 84-304 Authorized. 46-101 Board of directors, 46-109 Bond, 46-113 Compensation, 46-154

Conflict of interest, prohibited, 46-155 Elections, 46-110 to 46-112, 46-115 to 46-118 Equalization, duties, 46-132, 46-133 Meetings, 46-124 Powers and duties, 46-120, 46-156 Records, 46-124 Secretary, bond, 46-119 Terms, 46-114 Treasurer, Bond, 46-119 Report. 46-149 Violations, penalty, 46-155 Bonds. Approval, judicial, procedure, 46-1,102 to 46-1,106 Coupons, interest, 46-198 Election, 46-194 Enforcement of security interest, See GOVERNMENTAL UNIT SECURITY INTEREST ACT, NEBRASKA; 10-1101 Form. 46-197 Indebtedness, cancellation, 46-1,114 to 46-1,126 Issuance, 46-194, 46-195 Purpose, 46-1,114 to 46-1,126 Judgments, discharge, 46-1,114 to 46-1.126 Payment, 46-142, 46-143, 46-1,101 Extension of time, 46-1,112, 46-1,113 Records. 46-198 Refunding, 10-142, 46-1,108 to 46-1.113 Sale, procedure, 46-1,100 Sinking fund, 46-1,127 Terms, 46-196 **Boundaries**, 46-108 Change of, Assessments, refund, excluded lands, 46-184 Director, vacancy, excluded lands, 46-182 Divisions. Exclusion of land, 46-183 Inclusion of land, 46-172 Hearing. Exclusion of land, 46-176

RRIGATION DISTRICT ACT -Cont'd Boundaries -Cont'd. Change of -Cont'd, Hearing – Cont'd Inclusion of land, 46-163 Objections, Exclusion of land, 46-178 to 46-180 Inclusion of land, 46-166 to 46-168 Order. Filing requirements, 46-169, 46-170.46-181 Issuance, 46-165, 46-177, 46-178 Petition. Exclusion of land, procedure, 46-173 to 46-177 Inclusion of land Procedure, 46-161 to 46-165 Signature of representative, 46-171 Budget, Public inspection, 46-124.01 Requirements, See BUDGET ACT, NEBRASKA; 13-501 Claims, Payment, 46-146 Settlement, requirements, 84-713 Construction. Authorized, 46-125 Bidding, 46-145 Costs, payment, 46-151 Fund, 46-147 Report, 46-199 Right-of-way, 46-153 Contractor rights to payment, See CONSTRUCTION PROMPT PAY ACT, NEBRASKA; 45-1201 Contracts. Contract for construction or delivery service, contractor duties, 48-2911, 48-2912, See also EMPLOYEE CLASSIFICATION ACT United States, 46-126, 46-127, 46-1,147 to 46-1,153 Assessments, 46-134 Water supply, 46-1,143 to 46-1,146 **Cooperation with federal** government, 46-1,147

Costs, payment, 46-152 County treasurer, collection fees, 33-114 Definitions, 46-102 Deposits, requirements, 46-1,139 to 46-1,142 Dissolution, procedure, 46-185 to 46-192 Diversion of waters, limitations, 46-159 Divisions, 46-109, 46-172, 46-183 Elector, defined, 46-102 Electricity, powers of district, 46-301 to 46-305 Eminent domain, 46-122, 46-123, 46-125, 46-156 Encumbrances, limitation, 46-120.01 Federal funds, 46-127 Formation, 46-103 to 46-107 Bond, 46-105 Elections, 46-110 to 46-112, 46-115 to 46-118 Hearing, 46-106, 46-107 Petition. 46-103 to 46-106 High water, duties, 46-158 Indebtedness, limitations, 46-156 Irrigation, See IRRIGATION Lands included, 46-108 Liability, 46-160 Liens, See LIENS Meeting of water users, when, 46-121 Merger, procedure, 46-1,155 to 46-1,163 Natural resource development loans, See CONSERVATION CORPORATION ACT; 2-4201 Plan of operation, 46-193, 46-194 Prior law, effect, 46-1,154 Public records, Access, 84-712 to 84-712.09, See also PUBLIC RECORDS Settled claims, requirements, 84-713 Public use, declaration as, 46-128 Purchases by, Purchasing card programs, 13-610, 81-118.02 Sales tax exemption, 77-2704.15

RRIGATION DISTRICT ACT -Cont'd Real estate, sale procedure, 46-1,128 to 46-1,132 Records. Public records, this heading **Recreation areas, See NATURAL** RESOURCES DISTRICTS Repairs, emergency, 46-120.01 Rulemaking, See ADMINISTRATIVE PROCEDURE ACT; 84-901; NEGOTIATED RULEMAKING ACT; 84-921 Rural water districts, 46-1001 to 46-1026, See also PUBLIC WATER SYSTEM Statute of limitation. 46-160 Subdivided lands, 46-1,135, 46-1.136 Tax levy, 46-131 to 46-144 Lands subject to, 46-1,133, 46-1,134 Property tax levies, limitation, 77-3442 to 77-3446 Tax liens, foreclosure, 77-1901 to 77-1941, See also FORECLOSURE **Title to land.** 46-129 Tolls and charges, authorized, 46-1,137,46-1,138 Treasurer, county, duties, 46-147, 46-148 Warrants, Form. 46-150 Limitation, 46-139 Water, See also WATER Acquisition from another state, 46-1,107 Delivery, directors, powers and duties, 46-122 Supply, 46-1,143 to 46-1,146 Water commissioners, 46-157 Water wells, See WELLS

JAILS

See generally CORRECTIONAL FACILITIES AND INMATES Accreditation by national correctional association, effect, 83-4,126, 83-4,131 Board, Jail Standards, Created, 83-4,124 Powers and duties, 47-101, 47-102, 47-201 to 47-203, 71-2453, 83-4,126, 83-4,127 Cells, 29-2406 City jails, Contracts for housing prisoners, cities of the primary class, 15-264 County jail, use by cities of the first class, 16-252 Definition, 47-207 Establish, 14-102, 15-259, 16-239, 17-127, 17-566 House arrest, 47-401 Jailers, this heading Joint city-county facilities, 47-302 to 47-308 Prisoner employment, 47-208 Records, 47-204 Reports, 47-205 Rules and regulations, 47-201 to 47-203 Standards, minimum, 83-4,124 to 83-4,134 Work release, 47-401, 47-409 Complaints, Public Counsel has jurisdiction, 81-8,240 to 81-8,254 Confinement prior to conviction, 29-1001 County board of corrections, Contracts, 23-2809 Created, 23-2802 Dissolution, 23-2803 Division of corrections, 23-2805 Intent. 23-2801 Meetings, 23-2803 Powers and duties, 23-2804 County jails, Bond issue, 23-120 Costs. After 7/1/2011, 47-120 Until 7/1/2011, 47-119 to 47-121.01 Definition, 47-117 Elevator operator, 47-112 Equipment, 47-110 Erection of, petition, tax, 23-501 to 23-507

JAILS –Cont'd County jails -Cont'd Grand jury, duties, 47-108, 47-109 House arrest, 47-401 Jailer, this heading Matron required, when, 47-111 Municipalities may use, 15-264, 16-252, 17-222, 17-566 Permission to leave, when, 47-401 to 47-411 Physician, appointment, 47-110 Prescription drugs, relabeling and redispensing, 71-2453 Prisoners, care of, After 7/1/2011, 47-120 Until 7/1/2011, 47-119 to 47-121.01 Register, 47-106 Reports, 47-107 Rules and regulations, 47-101 to 47-105.01 Until 7/1/2011, 47-121.01 Sheriff. Liability, 47-115 Powers and duties, 23-1703, 23-1709, 47-105 to 47-116 Standards, minimum, 83-4,124 to 83-4.134 State prisoner, reimbursement, when, Until 7/1/2011, 47-121 Use by city, 16-252, 17-566 Visitation, required, 47-109, 47-114 Work release, 47-122 to 47-124 Credit for time served, 47-501, 47-503 Delivery of prisoners, 29-2402 to 29-2406, 29-2403 **Detainee's death during** apprehension or custody by law enforcement, County coroner, duties, 23-1821 to 23-1823 Grand jury required, procedure, 29-1401 **DNA testing**, See GENETIC TESTING Education, permission to leave, 47-401 to 47-411 Employment of convicts, 29-2414, 29-2415

Escape, 28-912, 28-912.01, See also ESCAPE Fines and costs, nonpayment, commutation upon confinement, credit, 29-2412 Grand jury inspection and report, 29-1417 House arrest, 47-401 Howard's Day, observance of, 83-454 Incarceration work camps, 83-4,142 to 83-4,147, See also CORRECTIONAL FACILITIES AND INMATES Indian prisoners, state aid for **support of**, 23-362 Inmates, Prisoners, this heading Inspection, 83-4,131, 83-4,132 Jailers, Assault against with a bodily fluid, penalty, 28-934 County, appointment, 47-115 Juror, disgualified to serve as, 25-1601 Merit commission, 23-1721 to 23-1736 Militia service, exemption, 55-106 Municipal, neglect of duties, 47-206 Neglect of duty, penalty, 47-116, 47-206 Practice of law by, prohibited, 7-111 Sheriff, duty as jailer, 23-1703, 23-1709, 47-105 to 47-116 Use of force, 28-1412 Joint facilities, 47-302 to 47-308 **Juveniles**, See JUVENILE JUSTICE SYSTEM Juveniles, custody requirements, 43-250 to 43-254 Loitering about, 28-914 Medical services for prisoners Permission to leave jail for, 47-701 Prescription drug relabeling and redispensing, 71-2453 Responsibility for payment, 47-701 to 47-705 Suspension of medical assistance program payments, 47-706

JAILS –Cont'd Ombudsman, deputy public counsel for corrections, 81-8.244 Penitentiary, See CORRECTIONAL FACILITIES AND INMATES Permission to leave, 47-401 to 47-411 Prisoners. Child support liability, effect of incarceration, 43-512.15 Civil actions filed in forma pauperis, limitation. 25-3401 Court appearances, audiovisual and written, requirements, 29-4201 to 29-4207 Discharge prior to indictment, when allowed, 29-1201 to 29-1209 Medical services for, responsibility for payment, 47-701 to 47-705 Offenses committed by, 28-309, 28-932, 28-933 Prisoner labor, proceeds to county general fund, 29-2708 Sexual abuse by authorities, 28-322 to 28-322.03 State prisoner, defined, Until 7/1/2011, 47-119 Suspension of medical assistance program payments, 47-706 Prisons, See CORRECTIONAL FACILITIES AND INMATES Sentence and punishment, See SENTENCE AND PUNISHMENT Sentence reduction, 47-501 to 47-503 Sexual abuse of prisoner by authorities, 28-322 to 28-322.03 Sheriff, duties, 23-1703, 47-114 Standards, minimum, Accreditation by national correctional association, effect, 83-4,126, 83-4,131 Applicability of law, 83-4,134 Board, Jail Standards, powers and duties, 83-4, 126, 83-4, 127 Construction, 83-4,128 Definitions. 83-4.125 Failure to meet, effect, 83-4,132 to 83-4,134

Inspection, 83-4,131, 83-4,132 Intent, 83-4,124 Maintenance, 83-4,129 Operation, 83-4,130 **Treatment for alcohol or substance abuse, permission to leave,** 47-401 **Witnesses, jailhouse witness, evidence available to defense,** 29-1912 **Work release,** 47-401 to 47-411

JEFFERSON DAY

See HOLIDAYS **JEWELRY** See SALE OF GOODS JOB CREATION AND MAINSTREET **REVITALIZATION ACT, NEBRASKA** See generally REAL ESTATE Act, how cited, 77-2901 Definitions, 77-2902 Department of Revenue, duties, 77-2906, 77-2908, 77-2909, 77-2910 Fund, Nebraska Job Creation and Mainstreet Revitalization, 77-2911 Nebraska State Historical Society, duties, 77-2903, 77-2905 to 77-2907, 77-2910 **Report**, 77-2910 Rules and regulations, 77-2910 Tax credit, Amount, 77-2904 Application deadline, 77-2912 Corporations, 77-2734.03 Denial, appeal, 77-2905, 77-2906 Estates and trusts, 77-2717 Fees, 77-2907 Franchise tax credit, financial institutions, 77-3806 Individuals, 77-2715.07 Procedure, 77-2905, 77-2906 Recapture, 77-2908 Requirements, 77-2903 Transfer, 77-2909 Use, deadline, 77-2912

JOBS

Business and commerce, See BUSINESS AND COMMERCE Economic development, See ECONOMIC DEVELOPMENT

Labor and employment, See LABOR AND EMPLOYMENT Professions and occupations, See

PROFESSIONS AND OCCUPATIONS

JOINDER OF CLAIMS

See generally CIVIL PROCEDURE Authorized, 25-701 Consolidation of actions, authorized, 25-703, 25-704 Judgment, multiple claims or parties, effect, 25-1315 Misjoinder, 25-705 Procedures, 25-705

JOINDER OF OFFENSES

See generally CRIMINAL PROCEDURE Authorized, 29-1603, 29-2002 Discharge of joined offenses, 29-1208 Larceny and other offenses, 29-1508 Liquor law violation, 53-1,107

JOINDER OF PARTIES

See generally LEGAL PROCEDURE Action against state, 25-21,201 Child custody, 43-1242, See also CHILD CUSTODY JURISDICTION AND ENFORCEMENT ACT, UNIFORM Contingent interest holder, 25-21.110 Criminal actions, 29-2002, 29-2003 Defendants, 25-318, 25-319, 25-320 Discharge of a defendant, authorized, 29-2012 Involuntary, 25-318 Judgment, multiple claims or parties, effect, 25-1315 Misjoinder, 25-705 Monopolies and unfair trade, 59-812 Mortgages, foreclosure, 25-2141 Necessary parties, 25-318, 25-319, 25-323

Nonprofit corporation, creditors action, 21-1945 Plaintiffs, 25-311, 25-318 **Procedures**, 25-705 Restraint of trade, 59-812 Separate criminal trials, jury selection. 29-2003 Tax refund claims, 77-1735 Termination of parental rights, state joinder, when, 43-292.02 JOINT AIRPORT AUTHORITIES ACT See generally AIRPORTS Act. Applicability, 3-715 How cited, 3-716 Agreements authorized, 3-702, 3-703 Audit by Auditor of Public Accounts, when, 84-304 Board, created, 3-702 Bonds, 3-710, See also BONDS Commercial aviation, development, 3 - 708Compensation, 3-705 Definitions, 3-701 Election, 32-549 **Employees,** See AIRPORTS Expenditures, Additional authorized, See LOCAL GOVERNMENT MISCELLANEOUS EXPENDITURE ACT; 13-2201 Budget, See BUDGET ACT, NEBRASKA; 13-501 Funds. Deposit and disbursement, 3-709 Federal, requirements, 3-239 Insurance, joint procurement, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Joint agreements, Authorized, See INTERLOCAL COOPERATION ACT; 13-801; JOINT PUBLIC AGENCY ACT; 13-2501 Insurance and employee benefits, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Liability, limitation, 3-712 **Meetings**, 3-705 Membership, 3-703

JOINT AIRPORT AUTHORITIES ACT -Cont'd **Powers**, 3-707 Property, Leased, lessee subject to taxation, when. 3-707 Tax exempt, when, 3-714 Treatment of, 3-706 Tax levy, Authorized, 3-707 Limitations, 77-3442 to 77-3446 JOINT AND SEVERAL LIABILITY See generally DAMAGES Audit, failure of certain cities or village to perform, cost of action to compel, 19-2907 Automatic dialing-announcing device, contracting party, 86-250, 86-256 Burial expenses, 38-1425 Cigarette tax licensees, when, 77-2615.01 City council members and mayor of city of the first class, 16-304 **Commodity Code violations**, 8-1722 Condominium sale, purchaser and seller liability, 76-819, 76-862 Corporation. Ouster, liability of director or officer, 25-21.143 Damages, economic and noneconomic, 25-21,185.10 Dog owners, damage caused by dogs, 54-602 Estate tax liability, heirs, 77-2102 False medicaid claim, 68-936 General rule, 25-21,185.10 Income tax, husband and wife liability, 77-2732, 77-2769 Insurance company, Distribution from insolvent company, 44-2149, 44-2713 Incorporators, 44-223 Underwriter's policy, 44-350 Leased truck, liability of owner, 25-21,239 Minor child. Damage or injury caused by, liability of parent, 43-801

Medical costs in county hospital, liability of parent, 23-3522 Minor Alcoholic Liquor Liability Act, 53-409 Shoplifting, 25-21,194 Nonprofit corporation, preincorporation transaction, 21-1923 Rental purchase agreement, liability of lessor, 69-2113 Securities law violations, 8-1118 Shoplifting, liability of minor and parent, 25-21,194 Surety, Conservator's bond, 30-2641 Personal representative's bond, 30-2449 Telegraph and press association, discrimination. 86-608 Tobacco settlement agreement, importer and nonparticipating manufacturer, 69-2703 Vehicles. Overheight, liability for damage, 60-6.289 Towing of disabled vehicle, 60-6,297 Workers' compensation, Corporate officer or employee, 48-125.01, 48-145.01 Limited liability company member or manager, 48-125.01, 48-145.01 Third party liability, 48-116 JOINT PUBLIC AGENCY ACT See generally POLITICAL SUBDIVISIONS Act. How cited. 13-2501 How construed, 13-2547, 13-2550 Purpose, 13-2502 Agreements for joint public agency authorized. Approval by state officer or agency, when required, 13-2528 Conditions, 13-2504 Bankruptcy petition, authorized, 13-2524 Board of, Representatives of joint public agency, this heading

JOINT PUBLIC AGENCY ACT -Cont'd Bonds. Election, when required, 13-2507 Enforcement of security interest, See GOVERNMENTAL UNIT SECURITY INTEREST ACT, NEBRASKA; 10-1101 General obligation bonds, 13-2531 Investment in by public sector authorized, 13-2545 Issuance, Authorized, 13-2530 Covenants, 13-2536 Notice requirements, 13-2543 Procedure, 13-2533 Requirements, 13-2540, 13-2541 Right to contest, procedure, 13-2544 Joint project bonds, See PUBLIC FACILITIES CONSTRUCTION AND FINANCE ACT; 72-2301 Negotiable, 13-2534 Pledge of state, 13-2548 Purpose, 13-2530 Refunding bonds, 13-2537 to 13-2539 Sale of, 13-2534 Signatures, 13-2535 Tax exempt, 13-2546 Treatment, 13-2532 Certificate of creation, 13-2509, 13-2511 Amendment, when, 13-2513 Proof of establishment of joint agency, 13-2512 Contract, impairment of, prohibited, 13-2506, 13-2548 Definitions, 13-2503 Joint public agency, Audit by Auditor of Public Accounts, when, 84-304 Bankruptcy petition, authorized, 13-2524 Bidding procedures, 13-2526, 73-101 Creation. Authorized, 13-2508 Certificate, 13-2509, 13-2511, 13-2512 Procedure, 13-2509

Statement, 13-2510, 13-2511 Dissolution, 13-2518 Expenditures, 13-2527 Local option sales tax, prohibited, 13-2507 Participation by other public agencies, 13-2513 Political Subdivisions Tort Claims Act applies, 13-2520 Powers. Bonds, this heading Enumerated, 13-2521, 13-2529 Financing agreement with NIFA authorized, 13-2530 Joint exercise of, 13-2505 Property of, Tax exempt, when, 13-2546 Transfer, 13-2504 Purchases by, sales tax exemption, 77-2704.15 Report, biennial, required, fee, 13-2525 Status, 13-2519, 13-2549 Surety bond, 13-2527 Tax, power to, 13-2507 Withdrawal from, 13-2518 Legislative power, limitation, 13-2506 Notice provisions, 13-2542, 13-2543 Officers and employees of joint public agency, Authorized, 13-2516 Benefits, 13-2523 Liability insurance coverage, 13-2522 Retirement defined benefit plan, valuation report required, 13-2402 Status, 13-2549 Transfer to, 13-2401, 13-2504 Pledge of state, 13-2548 **Political Subdivisions Tort Claims** Act, applicable to joint public agency, 13-2520 Publication of proceedings, 13-2542 Report, biennial, required, fee, 13-2525 Representatives of joint public agency, Appointment, 13-2509

JOINT PUBLIC AGENCY ACT –Cont'd **Representatives of joint public agency** –Cont'd Board, representatives form. Committees authorized, 13-2517 Officers and employees, 13-2516 Expenses, 13-2514 Meetings, 13-2515 Open Meeting Act applies, 13-2517 Number, 13-2515 Publication of proceedings, 13-2542 Quorum, 13-2515 Terms, 13-2514 Vacancy, how filled, 13-2514 Voting, 13-2515 Statement of creation, Contents. 13-2510 Secretary of State, duties, 13-2511 Transfer of property and employees to, 13-2504 Withdrawal from, 13-2518 JOINT PUBLIC POWER AUTHORITY ACT See generally UTILITIES Act. How cited, 70-1401

How construed, 70-1422, 70-1423 Applicability of law, 70-1410 Audit, annual, 70-1411 Authority, Board of directors, 70-1407, 70-1421 Created, 70-1405 Executive committee, 70-1408 Membership. 70-1405 to 70-1407 Bonds, 70-1414 to 70-1420, See also BONDS **Contracts**, 70-1412 Definitions, 70-1402 Dissolution, 70-1407 Electricity, generating facilities, Criminal trespass, 28-520 to 28-522 Damage to, penalties, 70-2104, 70-2105

Fiber optic cable, dark fiber, disposition, 70-1409, 86-574 to 86-578, See also TELECOMMUNICATIONS

Grants and loans, acceptance authorized, 70-1421 Intent, 70-1403 Pledge of revenue, 70-1417 Power Review Board, Nebraska, duties, 70-1406 Powers and duties. 70-1409. 70-1412 Projects. Joint projects authorized, 70-1404 Sale of excess capacity, 70-1413 Rates and fees. 70-1417 Rights of members, 70-1412 **JOSLYN CASTLE** See HISTORICAL SOCIETY, NEBRASKA STATE JOYRIDING See generally CRIMES AND OFFENSES Criminal offense, 28-516 JUDGES RETIREMENT ACT See generally RETIREMENT AND PENSIONS

Act. Changes, when operative, 24-701.02 How cited. 24-701.01 Administration, 24-704, 24-705 Audits. Audit and report, 24-704 By Auditor of Public Accounts authorized, 84-304 Benefits. Adjustment, 24-704.01 Annual benefit adjustment, 24-710.13, 24-710.14 Lump-sum cost-of-living adjustment, 24-710.15 Alternative rate, election, 24-710.01 Amount, 24-708, 24-710 Death benefit, 24-707 Military service death, additional benefit, 24-707 Surviving spouse, 24-707, 24-707.01 Denial of, when, 24-711 Overpayment, investigation, 24-704.01 Payment, 24-712

JUDGES RETIREMENT ACT –Cont'd Benefits -Cont'd Retired member, reemployment, how treated, 24-708.01, 24-733 Unable to distribute, treatment, 24-708 **Board, Public Employees** Retirement, duties, 24-704, 24-708, 24-709.02, 84-1503 **Commission, Judicial** Qualifications on, retirement proceedings, 24-709, 24-709.01, 24-712 Confidentiality of proceedings, 24-709.01 Contributions. Alternative rate, election, 24-710.01 Amount, 24-703 Elections authorized, 24-703.03 Held in trust, 24-713.02 Refund, when, 24-704.01 Rejoin system, effect, 24-706, 24-706.01 Return of, when, 24-706 Termination, effect, 24-706.01, 24-713.03 Cost-of-living adjustment, 24-710, 24-710.13, 24-710.14, 24-710.15 Court costs, collection for system, 24-703 Definitions, 24-701 **Disability retirement**, Clerk magistrates, 24-709.02 Judges, 24-709, 24-712 Employer education program, 24-704 Exemption from legal process, exceptions, 24-710.02 Funds. Investment, 24-704 Nebraska Judges Retirement Act Expense Fund, 24-702 Nebraska Retirement Fund for Judges, 24-702 Membership, restriction, 4-108, 24-703.01 Military service, credit, 24-710.04 Preretirement program, 84-1511 Prohibited acts, penalty, 24-711 **Records**, 24-704

Reemployment, how treated, 24-706.01, 24-708.01 Retirement, Vacancy, 24-714 When, 24-708 Rollovers, 24-710.05, 24-710.06 Rules and regulations, 24-704 Service credit, purchase authorized, 24-710.03 Spouse. Death benefit, 24-707, 24-707.01 Military service death, additional benefit. 24-707 Pension rights, See SPOUSAL PENSION RIGHTS ACT; 42-1101 State Treasurer, duties, 24-713 Statement, application for benefits, 24-711 Statute of limitation, 24-713.01 System. Funding of, 24-703 Termination of, effect, 24-713.03 Termination of employment, 24-706, 24-706.01 Employer duties, 24-701 Transfers, acceptance, limitations, 24-710.12 JUDGMENT DEBTORS AND CREDITORS See JUDGMENTS JUDGMENT LIENS See generally LIENS Adverse possession action, reimbursement for improvements and taxes, 76-306 Aliens and foreign corporations, enforcement of liens, 76-411 Appeal, deposit to dissolve lien, 25-1306, 25-1307, 25-1916 Attachment, 25-1501.01, 25-1504 Check-cashing services, 45-921 Child support obligations, 42-371 Civil cases, 25-1303 to 25-1307, 25-1505.01 **Community redevelopment** authority, treatment, 18-2136

JUDGMENT LIENS –Cont'd Condominium property, treatment, 76-875 Contempt proceedings, court costs, 7-116 Corporation property, priority of tax lien. 21-312 Criminal cases, fines and court costs, 29-2407 Disbarment proceedings, court costs, 7-116 Dormant, when, 25-1515, 25-1542, 25-1716. 42-371 Federal judgments, 25-1305 Fees, 33-106 Homestead exemption from execution, 40-101 to 40-116, See also HOMESTEADS Farm homesteads. See FARM HOMESTEAD PROTECTION ACT; 76-1901 Hospital authority, treatment, 23-35,113 Inheritance tax, 77-2028 Insolvent banks, treatment, 8-186, 8-187, 8-1,102 Insolvent insurance companies, treatment. 44-4828 Installment loans, 45-351 Modification of judgment, effect, 25-2005 Motor vehicle financial responsibility, 60-547 to 60-549 Partner's property, treatment, 67-419, 67-430 Stay, effect, 25-1514 Subordination, release, or partial release of child support lien, procedure, 42-371 Support obligations, 42-371 Time limit, 25-1515, 25-1542, 25-1716, 42-371 Transcript of judgment, County court, 25-2721 Federal, 25-1305 Fees. 33-106 Filing in other counties, 25-1303, 25-1501.01 Trespassing animals, 54-406 Workers' compensation, 48-188

JUDGMENTS See generally LEGAL PROCEDURE Acquittance, act as, 25-1304 Advance payments by health care provider, treatment, 44-2826 Aliens and foreign corporations, enforcement of judgments, 76-411 Amend or alter, motion to, limitation, 25-1329 Answer, failure to, effect, 25-1308 Appeal, time for, determination, 25-1301 Arbitration awards, treatment, 25-2615, 25-2616 Arrest of judgment, 29-2104 to 29-2106 Assignment. County-owned judgment, 23-112 Shoplifting cases, 25-21,194 State-owned judgment, 84-616 Support orders, 43-512.07 Attachment, See ATTACHMENT Attorneys, powers, 7-107 **Condominium property**, 76-875 Confession of judgment, See CONFESSION OF JUDGMENT Constructive service judgment, how opened, 25-525 Contents, support orders, 42-364.13, 42-364.17, 42-369 Conveyance, act as, 25-1304 Corporation, pretended, 25-21,135 Costs. Court costs, See COURT COSTS Criminal cases, 29-2207 Disbarment proceedings, 7-116 In forma pauperis, 25-2309 When allowed, generally, 25-1708, 25-1710 Counterclaim, effect, 25-1316 Court costs, See COURT COSTS Criminal cases, court costs, 29-220 Debtors, multiple, treatment, 25-1418, 25-1544 **Declaratory**, See DECLARATORY JUDGMENTS Uniform act, See DECLARATORY JUDGMENTS ACT, UNIFORM; 25-21,149

JUDGMENTS –Cont'd Default judgments, See DEFAULT JUDGMENTS Defined, 25-1301 **Disbarment proceedings, court** costs, 7-116 Dormant. Revivor, 25-1419, 25-1420 Support orders, 42-371, 43-513.01 When, 25-1515, 25-1542, 25-1716 Entry of, 25-1301, 25-1301.01 Evidence. Habitual criminal prosecution, 29-2222 Use as, 27-803 Execution of, See EXECUTION OF JUDGMENT Attachment, See ATTACHMENT Garnishment, See GARNISHMENT **Exemptions, See EXEMPTIONS FROM** EXECUTION AND BANKRUPTCY Federal courts, 25-1305 Filing, Foreign judgments, See ENFORCEMENT OF FOREIGN JUDGMENTS ACT, NEBRASKA UNIFORM; 25-1587.01 Judgment from another court in this state, 25-1587.06 Filing fees, 33-106, 33-123 Forcible entry and detainer, effect of judgment, 25-21,232 Foreign judgments, Commitment orders, veterans, 80-604 Divorce decrees, See DIVORCE **RECOGNITION ACT, UNIFORM; 42-**341 Enforcement of, See ENFORCEMENT OF FOREIGN JUDGMENTS ACT, NEBRASKA UNIFORM; 25-1587.01 Filing, 25-1587.03, 25-1587.04 Statute of limitation, 25-205 Support orders, Enforcement of, See FAMILY SUPPORT ACT, UNIFORM INTERSTATE; 42-701 Income withholding, 43-1729 Registration, 42-737 Garnishment, See GARNISHMENT

Habitual criminal, proof of former judgments, 29-2222 In forma pauperis, payment of costs, 25-2309 Inheritance tax, 77-2028 Interest, 45-103 to 45-103.04 Claims against estate, 30-2488 Joinder of claims or parties, effect, 25-1315 Journal entries, 25-1318 Judgment debtors and creditors, Collection of judgment, See EXECUTION OF JUDGMENT Liens, See JUDGMENT LIENS Judgment record, 25-2210 Judicial sale, 25-1326 to 25-1328 Jury trial, entry of judgment, 25-1313, 25-1314 Liens, See JUDGMENT LIENS Mailing notice of judgment, 25-1301.01, 25-2719 Minors, judgments involving, Copy of judgment to Department of Motor Vehicles. Controlled substance conviction or adjudication, 28-416 Graffiti or liquor conviction, 60-497.01 Reservation of rights, 25-1317, 25-2001 Review, limitation of time for, 25-1931 Vacation or modification after term, 25-2001, 25-2009 Modification or vacation of, Clerical mistakes, correction, 25-2001 Motion to alter or amend, limitation, 25-1329 Procedure, 25-2001 to 25-2009, 25-2720.01 Workers' Compensation Court, Nebraska, 48-180 Motion to alter or amend, limitation, 25-1329 Motor vehicle financial responsibility, copy to department. 60-516. 60-517 Multiple claims, treatment, 25-1315

JUDGMENTS –Cont'd Multiple debtors, treatment, 25-1418, 25-1544 Multiple parties, 25-1315 Notification, 25-1301.01, 25-2719 Property in more than one county, 25-532 Offer of judgment, See OFFER OF JUDGMENT Ouster, 25-21, 132, 25-21, 133 Parties, multiple, 25-1315 Political subdivision, tax levy to pay, 77-1619 to 77-1622 Postjudgment interest, 45-103.01 Prejudgment interest, 45-103.02, 45-103.04 Proceedings to vacate or modify, 25-2001 to 25-2009, 43-2,106.02 Records of, duty of clerk, 25-1301 **Release, act as, 25-1304** Rendered when, 25-1504 **Rendition of**, 25-1301 Reversal, effect on purchaser of land, 25-1541 **Revivor of.** See REVIVOR Satisfaction, partnerships and associations, 25-316 Service by publication, opening of judgment, 25-525 Set aside, 25-2720.01 Setoff, effect, 25-1316 Small claims court, 25-2720.01, 25-2804, 25-2806 State, judgment against, 25-21,211, 25-21,214, 25-21,217 Summary judgments, 25-1330 to 25-1336, See also SUMMARY JUDGMENTS Tax refunds, 77-27,101 Time limit, 25-1515, 25-1542, 25-1716 Transcript of judgment, County court, 25-2721 Federal court, 25-1305 Fees, 33-106 Filing in other counties, 25-1303, 25-1501.01 Workers' Compensation Court, Nebraska, 48-188 Trespassing animals, 54-406

Usurious interest rate, effect, 45-105 **Vacate, procedure,** 25-2001 to 25-2009, 25-2720.01

JUDICIAL HEARING OFFICERS See JUVENILE COURTS

JUDICIAL NOMINATING COMMISSIONS

See generally STATE GOVERNMENT Acts prohibited, 24-811 Applicability of law, 24-801 Chairperson, 24-809 Claims against, settlement, public access requirements, 84-713 Confidentiality, 24-812 **Contracts,** See STATE GOVERNMENT Courts. See COURTS Electronic postmark, use authorized, 86-644 Established, Article V, section 21, Constitution of Nebraska Judgeship, primary office location, 24-809.05 Judicial vacancy, Date of final determination, 24-809.04 Determination, 24-1201 to 24-1206, See also JUDICIAL **RESOURCES COMMISSION** Lawyers, membership, 24-806, 24-807 Membership, limitations, 24-805, 24-810.01, 48-152.01 Nominations, 24-810 Number, 24-811.01 Oath, 24-801.01 **Report,** 24-811.02 **Residence requirements**, 24-802 Rules and regulations, 24-812.01 Supreme Court, membership, 24-804 Terms, 24-803 Vacancies, how filled, 24-808 Voting requirements, 24-809 JUDICIAL NOTICE

See generally EVIDENCE

JUDICIAL NOTICE –*Cont'd* Commission of Industrial Relations, 48-817

Compacts, juvenile, courts take judicial notice of, 43-1011, 43-1103

Evidence rules, 27-201

- Foreign law, See JUDICIAL NOTICE OF FOREIGN LAW ACT, UNIFORM; 25-12,101
- Interstate Commission on Educational Opportunity for Military Children, judicial notice of contents, 79-2201
- Liquor control commission seal, 53-114
- Rules and regulations of the state, when, 84-906.05

Statutory and common law of other jurisdictions, See JUDICIAL NOTICE OF FOREIGN LAW ACT, UNIFORM; 25-12,101

Tax Equalization and Review Commission, 77-5016 Use authorized, 27-201

JUDICIAL NOTICE OF FOREIGN LAW ACT, UNIFORM

See generally EVIDENCE Act, Applicability, 25-12,101, 25-12,105 How cited, 25-12,107 Court, information of, 25-12,102 Determination, reviewable, 25-12,103 Evidence of laws, 25-12,104 Foreign country's law, treatment, 25-12,105 Intent, 25-12,106

JUDICIAL QUALIFICATIONS, COMMISSION ON

See generally STATE GOVERNMENT Budget, 24-725 Claims against, settlement, public access requirements, 84-713 Complaints and requests, 24-720, 24-721

Confidential proceedings, 24-726 Disability proceedings, 24-709.01 **Contracts, See STATE GOVERNMENT** Courts, See COURTS Created, 24-715 to 24-721 Disciplinary action against judge, Article V, section 30, Constitution of Nebraska Grounds. 24-722 Supreme Court, 24-723.01, 24-723.02 Procedure, 24-721 Reprimand, public, 24-721 Disgualification of judge without loss of salary, when, 24-723.01 Electronic postmark, use authorized, 86-644 **Employees**, 24-724 Established, Article V, section 28, Constitution of Nebraska Expenses, 24-718 Forced retirement of judge, when, Article V, section 30 Investigations of judges, Article V, section 30, Constitution of Nebraska Majority vote, required, Article V, section 29, Constitution of Nebraska Meetings, 24-719 Members of commission, disgualification, 24-728 Officers, 24-717 Report, annual, 24-719 Supreme Court, Powers and duties, 24-723, 24-723.01 Rules. 24-727 **Terms**, 24-716

JUDICIAL RESOURCES COMMISSION

See generally STATE GOVERNMENT Claims against, settlement, public access requirements, 84-713 Created, 24-1201 Electronic postmark, use authorized, 86-644 Expenses, 24-1203 Hearing, 24-1205 Judicial vacancy, determination, 24-1204

JUDICIAL RESOURCES COMMISSION –Cont'd

Judicial vacancy, determination -Cont'd Use of videoconferencing or telephone conference, when, 24-1204 Meetings, open, See OPEN MEETINGS ACT; 84-1407 Membership, 24-1201 Quorum, 24-1201 Report to Legislature, 24-1206 Electronic, requirements, 50-114.03 Term, 24-1202 Vacancy on commission, 24-1202

JUNK

See generally SOLID WASTE Accumulation on nonagricultural property, prohibited, 81-1523 to 81-1525 Junkyards, Agreements with federal authorities, 39-2611 Costs of screening, 39-2606 Definitions, 39-2602 Expenditure of funds, limitations, 39-2601.01 Injunction and other relief, 39-2609 Intent, 39-2601 Location near Highway Beautification Control System, 39-2603 Permit requirements, 39-2603 to 39-2605 Exemption for counties with comprehensive development plan, 39-2603 Removal, when, 39-2608 Rules and regulations, 39-2607 Sections, how construed, 39-2610 Violation, penalty, 39-2612 Litter, See LITTER

JURIES

See generally LEGAL PROCEDURE Admonishment by court, 25-1110, 29-2022 Alternate jurors, 29-2004 Applicability of law, 25-1106 Bribery, penalty, 28-920 Challenge juror competency, 25-1609, 25-1636 Challenge juror for cause, 29-2006, 29-2007 Communications, 25-1109, 25-1110, 29-2022 Compensation of juror, duties of employer, 25-1640 Contempt, 25-1611, 25-1612 Contributory negligence, 25-21,185 Coroner's jury, 23-1801, 23-1804, 23-1805 County court jury trials, 25-2705 Criminal cases, procedures applicable, 25-1632.01, 29-2004 to 29-2010, 29-2011 Deliberation, 25-1109, 29-2022 Civil actions, time requirements, 25-1125 Discharge, reasons, 25-1117, 25-1118, 29-2019, 29-2023 District court law applicable to county courts, exception, 25-2705 Evidence, inadmissible, 27-103 Fees. Claims of jurors, county warrant, 23-131 Payment for services and mileage of juror, 23-1801, 33-138 Waiver of payment authorized, 23-1801, 33-138 Sheriff's fee, summoning or calling a jury, 33-117 Frivolous actions, costs of jury, 25-1711 Grand juries, See GRAND JURIES Infractions, no right to jury trial, 29-437 Instructions. Allocation of negligence, 25-21,185.09 During deliberation, 25-1116 Evidence rules, See EVIDENCE RULES. NEBRASKA Exceptions, how made, 25-1114 Failure to comply with writing requirement, 25-1115 Modification, 25-1112

JURIES –Cont'd Instructions -Cont'd Obscenity, 28-814 Order of trial, 25-1107 Criminal cases, 29-2016 Reading to jury, 25-1113 Request by party, 25-1111, 25-1112 Writing required, 25-1111, 25-1114, 25-1115 Issues of fact, tried by jury, 25-1104, 25-1105 Judicial notice, duties of jury, 27-201 Jurors, Additional, 25-1634 to 25-1634.03 Alternate, 29-2004 Challenge, 25-1609, 25-1636, 29-2006, 29-2007 Employers of jurors, acts prohibited, 25-1640 Examination by judge, 25-1631.03 Excused persons, 25-1601, 25-1631.03 Exempt persons, 55-173 Failure to appear, 25-1611 Fees for service and mileage, 33-138 Waiver of payment authorized, 33-138 Warrant for payment, 23-131 Felons, disgualified from service, 29-112 to 29-113 Impartiality, Article I, section 11, Constitution of Nebraska Limitations on service, 25-1639 Names to be confidential, 25-1635 Notes, permitted to take, Civil cases, 25-1107.01 Criminal cases, 29-2011 Number, Article I, section 6, Constitution of Nebraska, 25-1156, 25-2705 Oath or affirmation, 29-2009, 29-2010 Postponement of service, 25-1634.01 Qualification form, 25-1629 to 25-1629.04, 25-1643 Qualifications, 25-1601 to 25-1602

Selection, 25-1603, 25-1627 to 25-1629.04, 25-1641 to 25-1643 Solicitation of, 25-1612, 25-1630 Summons, 25-1606, 25-1607, 25-1629.04 Tampering with, 28-917 to 28-919 Testimony of, 27-606 Jury commissioner, 25-1625 to 25-1626.02 Key numbers, 25-1627 to 25-1628 Lists, 25-1627 to 25-1629 Confidentiality, 25-1635 New trial. when authorized. 25-1142, 29-2101 to 29-2103 Oath or affirmation by jurors, 29-2009, 29-2010 Obscenity cases, trial by jury, 28-814 Officials, neglect of duties, 25-1611 One-step qualifying and summoning system, 25-1629.04 **Packing**, 25-1612 Peremptory challenges, 29-2005, 29-2008 Polling, 25-1124, 29-2024 Quashing, procedure, 25-1637 Replevied property, failure to prosecute action, impanel jury, 25-10,102 Right to, Article I, sections 6 and 11, Constitution of Nebraska, 25-2705 Infractions, 29-437 Obscenity cases, 28-814 Selection, 25-1603, 25-1627 to 25-1629.04, 25-1641 to 25-1643 Additional jurors, 25-1634 to 25-1634.03 Advance jury selection, 25-1631, 29-2004 Criminal cases, 29-2004 Drawing of names, 25-1632 to 25-1633 Failure to comply with law, 25-1637 Intent, 25-1601.03 Sequestration, Civil trials, 25-1109, 25-1110 Criminal trials, 29-2022 Small claims court, trial without jury, 25-2805 Jury demand, timeframe, 25-2805

JURIES –Cont'd Special legislation for, prohibited, Article III, section 18, Constitution of Nebraska Summary jury trials, 25-1154 to 25-1157 Summons, 25-1606, 25-1607, 25-1629.04 Tampering, 25-1630, 28-919 Testimony of jurors, 27-606 Verdict, Concurrence, number required, 25-1125 Criminal cases, 29-2024 to 29-2027 Damages, amount, 25-1119 Five-sixths verdicts, Article I, section 6, Constitution of Nebraska, 25-1125 Form. 25-1123 General verdict, 25-1122 Replevied property, damages, 25-10.103 Special verdict, 25-1120 to 25-1122 Viewing of property or a place, 25-1108.29-2017 Waiver authorized, 25-1126 JURISDICTION See generally LEGAL PROCEDURE Arbitration agreements, 25-2618 Chambers, judges, Article V, section 23, Constitution of Nebraska Child custody, 25-2740, See also CHILD CUSTODY JURISDICTION AND ENFORCEMENT ACT, UNIFORM; 43-1226 Choice of forum, See CHOICE OF FORUM ACT, MODEL UNIFORM; 25-413 Cities. First class, 16-901, 16-902 Metropolitan class, 14-418 Primary class, 15-201.01, 15-311 Second class, 17-114 Suburban zoning, 17-1001 to 17-1004 Villages, suburban zoning, 17-1001 to 17-1004 **Consumer rental purchase** agreements, 69-2119

County court, 24-517, 29-201, 30-2211 County zoning, 23-114 Court of Appeals, 24-1106, 25-1911 Court-martial, 55-417 to 55-419 Declaratory judgments, 25-21,149 District court, Article V, section 9, Constitution of Nebraska, 24-302 25-1901, 25-1911 Divorce and separation, 25-2739, 25-2740, 42-351 Domestic relations matters, 25-2739. 25-2740 Estate tax, 77-2112 Federal jurisdiction, cession or retrocession, 84-168 Forcible entry and detainer, 25-21.219 Garnishment, exceeding jurisdiction of county court, 25-2707 Guardianship, adult, See ADULT **GUARDIANSHIP AND PROTECTIVE** PROCEEDINGS JURISDICTION ACT, NEBRASKA UNIFORM; 30-3901 Impeachment, 24-101 Indian children, 43-1504 Inheritance tax, 77-2027 Insurance company, solvency proceedings, 44-4804 Judges chambers, Article V, section 23, Constitution of Nebraska Jurisdictional amount, 24-517 County court, 24-517 Garnishment, 25-2707 Small Claims Court. 25-2802 Juvenile court. Article V. section 27. Constitution of Nebraska, 43-246.01, 43-247, 43-2,113 Landlords and tenants. 76-1409. 76-1456 Law enforcement officers. Arrest powers, 29-215 Interstate fresh pursuit, 29-417.01 Long-arm statute, 25-536 National parks and monuments, 72-607 Niobrara Council, zoning, 72-2012 Objection to. Defenses, 25-516.01

JURISDICTION –Cont'd **Objection to** –Cont'd Foreign support orders, 43-1734 Replevin actions, 25-10,104 Personal jurisdiction, Amusement device licensees, 77-3002 Check-cashing services licensees, 45-928 Commodity Code violations, 8-1733 Consumer Protection Act, violations, 59-1616 Family Support Act, Uniform Interstate, 42-705 to 42-709, 42-727 Foreign insurers, 44-135, 44-1805 Foreign limited partnerships, 67-286 General rules, 25-535 to 25-539 Installment loan licensees, 45-1012 Insurance consultants, 44-2620 Insurance holding company, 44-2130 Investment adviser representatives, 8-1112 Investment advisers, 8-1112 Law enforcement officers, interstate fresh pursuit, 29-417.01 Limited partnership, foreign, 67-286 Long-arm statute, 25-536 Mobile Home Landlord and Tenant Act actions, 76-1456, 76-1480 Mortgage bankers and loan originators, 45-753 Nonadmitted insurers, 44-5507 Oil and gas explorers, 57-1001 Polygraph examiners, 81-1930 Private postsecondary career school, 85-1651 Real estate licensees, 81-885.17 Real estate subdivision registration, 81-885.35 Reinsurance intermediary, 44-5603.02 Securities dealers, 8-1112 Seller-assisted marketing plans, 59-1750 Tax, deficiencies, 77-27,133 Tobacco products licensees, 77-4009

Unauthorized insurers, 44-1805, 44-2004, 44-2011 Unemployment benefits, 48-655.01 Pesticide Act, 2-2647, 2-2648 Private postsecondary career school, 85-1651 Probate matters, 30-2211 Receiver, appointment, 25-1081 Small claims court, jurisdictional amount, 25-2802 Special appearance to object, Not used after January 1, 2003 Replevin actions, 25-10,104 State as party to action, 25-21,201 to 25-21,218, 81-8,214 State Lottery Act, violations, 9-821 Statutes, action to enjoin enforcement, 25-21,165 to 25-21.167 Support orders, 42-351, 42-705 to 42-709, 42-711 Supreme Court, Article V, section 2, Constitution of Nebraska, 24-204 25-1911 Trusts and trustees, 24-517, 30-3814 Unlawful restraint of trade, 59-819 Venue, See VENUE JUSTICE, DEPARTMENT OF See ATTORNEY GENERAL JUSTICE SYSTEM See generally GOVERNMENT Community corrections, See COMMUNITY CORRECTIONS ACT; 47-619 Correctional facilities, See CORRECTIONAL FACILITIES AND INMATES Jails, See JAILS Correctional system, legislative oversight of improvements, special committee, 50-434 Courts, See COURTS Crimes and offenses, See CRIMES AND OFFENSES Department of Justice, See ATTORNEY GENERAL Drug court programs, See COURTS

JUSTICE SYSTEM –Cont'd **Inmates**, See CORRECTIONAL FACILITIES AND INMATES **Juveniles**, See JUVENILE JUSTICE SYSTEM Law, See LAW Law enforcement, See LAW ENFORCEMENT Legal procedure, See LEGAL PROCEDURE **Military**, See MILITARY Pardons, See PARDONS Parole and probation, See PAROLE AND PROBATION Sentence and punishment, See SENTENCE AND PUNISHMENT Sex offenders, See SEX OFFENDERS Victims, See VICTIMS JUSTIFICATION DEFENSE See generally LEGAL PROCEDURE **Caretaker**, 28-1413 Civil actions, defense available, when, 28-1416 Criminal actions, affirmative defense, 28-1416 Definitions, 28-1406 Force, authorized when, 28-1407, 28-1408 Law enforcement, 28-1412 Mistake of law, 28-1414 Property, 28-1411, 28-1415 Protection of others, 28-1410 Self-protection, 28-1409 JUVENILE CODE, NEBRASKA See generally JUVENILE JUSTICE

See generally JUVENILE JUSTICE SYSTEM Adjudication hearing, Requirements, 43-278 Appeals, 43-2,106, 43-2,106.01 Arraignment, In county or district court, when, 29-1816 Waiver in writing, accepted when,

requirements, 29-4206 Arrest.

Juvenile absconding from commitment to Office of

Juvenile Services, 43-410, 43-411 Procedure, 29-401 Pursuant to warrant, 43-270 Temporary custody without warrant, 43-248 to 43-250 Association or institution. placement, when, 43-297, 43-903 Child abuse, See also CHILD ABUSE Abuse and neglect proceeding, Appointment of counsel, when, 43-279.01 Rights of parties, 43-279.01 Child abuse and neglect, investigation and treatment teams, 28-728 to 28-731 Child advocacy centers, 28-728 to 28-730 Civil citation pilot program, 43-248.02, 43-248.03 Code. How cited, 43-2,129 How construed, 43-246, 43-299, 43-2.128 Complaint, criminal, 43-274 to 43-276 Conferences, 43-247.03 Confidentiality of records, 43-2,108 Conviction. How treated, 43-280 Sealing of records, when, procedure, 43-2,108.01 to 43-2.108.05 Costs of care, treatment, or detention, 43-290, 43-290.01, 43-2.101 Counsel, right to, 43-248.01, 43-272, 43-273 Court, 43-2,111 to 43-2,127, See also JUVENILE COURTS Court appointed special advocate volunteer, appointment, 43-272.02, See also COURT APPOINTED SPECIAL ADVOCATE ACT; 43-3701 Custody, Escape from, Entice, 28-912.01

JUVENILE CODE. NEBRASKA – Cont'd Custody –Cont'd, Escape from –*Cont'd* Interstate Compact for Juveniles, 43-1011 Expenses, how paid, 43-1005 Immediate custody, when, 43-266 Limitations, 43-255 to 43-257 Observation and treatment, 43-2,100 Preadjudication procedures, 43-253 to 43-258 Requirements, 43-250, 43-251.01 Temporary custody without warrant, 43-248 to 43-250 Release, when, 43-253 Voluntary relinquishment, 43-284.01 Definitions, 43-245 Detention. Community-based detention programs, See COUNTY JUVENILE SERVICES PLAN ACT, NEBRASKA; 43-3501 Costs, payment, 43-290.01 Custody, this heading Facilities, this heading Factors, 43-260, 43-260.01 Homes, 43-2,110 Illegal, 43-257 Juvenile intake probation officers, 29-2260.01, 43-260 Postadjudication, See JUVENILE JUSTICE SYSTEM Preadjudication, 43-253 to 43-259 Standardized juvenile detention screening instrument, use, 43-253, 43-260, 43-260.01 Disposition of adjudicated juvenile, 43-247.02, 43-283 to 43-290 Commitment to Office of Juvenile Services, limitations, 43-247.02, 43-286 Juvenile in need of assistance or special supervision. Disposition options, 43-247.02, 43-284, 43-285, 43-286, 43-903 Removal from home, restrictions, 43-284

Juvenile violator or juvenile in need of special supervision, disposition options, 43-247.02, 43-286 Mental health placement, this heading Motor vehicle operator's permit or license, Ignition interlock permit, not eligible for, 43-287, 60-498.01 Impoundment, when, 43-287 Operating during, handled in juvenile court, 60-4.108 Placement with or commitment to Department of Health and Human Services, limitations, 43-247.02, 43-286 Probation. this heading Rehabilitative services, court order, use, 43-2,106.03 **Evaluations**, Costs, 43-290.01 Mental evaluation, required, when, 43-250, 43-258 Physical evaluation, required, when, 43-258 Placement restrictions, 43-251.01, 43-281 Post adjudication of jurisdiction, 43-281 Preadjudication, 43-258 Facilities, See also JUVENILE JUSTICE SYSTEM Associations receiving juveniles, 43-296 Authorized, 83-108.04 Death or serious injury to juvenile in detention facility, investigation by Inspector General, 43-4318 Requirements, temporary custody, 43-250, 43-251.01 Standards for juvenile detention facilities and staff secure juvenile facilities, 83-4,124 to 83-4,134 Supervision, 43-296 Fingerprinting, 43-252 Foster care, See FOSTER CARE Guardian ad litem. Appointment, 43-265, 43-272

JUVENILE CODE. NEBRASKA – Cont'd Guardian ad litem -Cont'd Compensation, 43-272.01 Duties, 43-272.01 Fees, 43-273 Standards, 43-272 Guardians, See GUARDIANS Hearings, Adjudication hearings, 43-277 to 43-280 Custody, probable cause hearing, 43-256 Detention review hearing, 43-271 Disposition, 43-283 Findings, 43-279 Limitations, time, 43-256, 43-271, 43-277 to 43-280 Probable cause hearing, 43-256 Rehabilitative services, court order, use, 43-2,106.03 Rights of parties, 43-279 Sealing of records, 43-2,108.04 Telephonic or videoconference hearing, when, 43-278 Transfer to juvenile court, 29-1816 Independent living transition proposal, 43-285, 43-1311.03 Eligibility for continued assistance, conditions, See YOUNG ADULT BRIDGE TO INDEPENDENCE ACT; 43-4501 Jurisdiction, 43-246.01, 43-247, 43-295, 43-2, 106, 43-2, 106.02 Juvenile intake probation officers, 29-2260.01, 43-260 Juvenile justice system, See JUVENILE JUSTICE SYSTEM Mediation, 43-247.03, 43-274 to 43-276, 43-286 Juvenile offenses and disputes, 25-2911 Medical care, 43-289 Mental evaluation. Evaluations, this heading Mental health placement, Hearing, requirements, 43-277.01 Placement plan and report, 43-285 Records, confidential, 43-2,108 Restrictions, 43-251, 43-251.01 Temporary, procedure, 43-254.01

Treatment options, 43-284 Notice. Parent or guardian, 43-265 Procedure, 43-268 Petition, 43-261, 43-274 to 43-276 Physical evaluation, Evaluations, this heading Placement. Association or institution, adoption authority, 43-297 Change in, procedure, 43-297.01 Department duties, 43-292.03 Detention, this heading Escape, entice, 28-912.01 Family unification, reasonable efforts, requirements, 43-283.01 Foster care placement, 43-285, See also FOSTER CARE REVIEW ACT Initial placement by court, 43-297.01 Juvenile in need of assistance, 43-285, 43-297, 43-903 Mental health placement, this heading Office of Probation Administration, duties. 43-297.01 Placement plan, 43-285 Independent living transition proposal, 43-1311.03 Eligibility for continued assistance, conditions, See YOUNG ADULT BRIDGE TO INDEPENDENCE ACT; 43-4501 Postadjudication, Juvenile in need of assistance or special supervision, 43-284 Removal from home, duties, 43-903, 43-1311, 43-1312, See also FOSTER CARE REVIEW ACT Juvenile violator or in need special supervision, 43-286, See also JUVENILE JUSTICE SYSTEM Preadjudication, 43-251, 43-254, 43-260.01 Restrictions, 43-251, 43-251.01, 43-254 Violations, 43-257 Placement with Department of Health and Human Services, 43-284

Postdispositional procedures, Appeals, 43-2,106, 43-2,106.01 Sealing of records, when, procedure, 43-2,108.01 to 43-2.108.05 Preadjudication, Procedures, 43-253 to 43-273 Prosecutor, powers and duties, 43-274 to 43-276 Pretrial diversion programs, 43-260.02 to 43-260.07 Director of Juvenile Diversion Programs, duties, 43-260.07, 81-1427 Prefiling and diversion programming, funding of, 29-3921, 79-2104 Probation. See also PAROLE AND PROBATION Disposition, 43-286 Educational requirements, 29-2270 to 29-2273 Probation officers, duties, 29-2258, 29-2260.01. 43-286.01 Violation, administrative sanctions or revocation, 43-286, 43-286.01 Prosecutor, preadjudication powers and duties, 43-274 to . 43-276 Records, Confidentiality, 43-2,108 Sealing of, County court, powers, 25-2701 When, procedure, 43-2,108.01 to 43-2.108.05 **Referral to community-based** provider, when, 43-251.02, 43-276 Rehabilitative services, court order, use, 43-2,106.03 Release. Age, 43-289 Conditions, 43-253, 43-288 Required, when, 43-255 Religious preference, effect on placement, 43-298 Reports, required, 43-285, 43-296 Restraining orders, 43-2,107

JUVENILE CODE. NEBRASKA – Cont'd

Restraints on juvenile, when allowed, 43-251.03 Rights of parties, 43-279, 43-279.01 School records as evidence, 43-272.01 Service of process, Failure to appear, 43-269 Notice in lieu of summons, 43-262 Procedure, 43-268 Summons, 43-263 to 43-265 Subpoena, 43-267, 43-268 Failure to appear, 43-269 Termination of parental rights, See TERMINATION OF PARENTAL RIGHTS Transfer of action, 29-1816, 43-282 Visitors, county board of, 43-2,109 Voluntary relinguishment, effect, 43-284.01 Warrants, issuance, 43-270 Youth rehabilitation and treatment centers, See HEALTH AND HUMAN SERVICES, OFFICE OF JUVENILE SERVICES ACT; 43-401 JUVENILE COURTS See generally COURTS Automation expenses, payment, 24-227.01, 33-107.03 Child support referees, appointment, 43-1608 to 43-1613 Clerk of separate juvenile court, Clerk of district court serve as ex officio, 43-2,122 Issuance of writs and orders, authorized, 25-2204 Mail notice of judgment, 25-1301.01 Powers and duties, 25-2214 Praecipe, filing requirements, 25-2204 Records, duties, 25-2204 to 25-2214 Trial docket, how kept, 25-2211, 25-2211.01 Commissions, judicial, Nominating, 24-801 to 24-812.01, See also JUDICIAL NOMINATING COMMISSIONS Qualifications, 24-715 to 24-721, See also JUDICIAL QUALIFICATIONS, COMMISSION ON

JUVENILE COURTS -Cont'd Commissions, judicial -Cont'd Resources, 24-1201 to 24-1206, See also JUDICIAL RESOURCES COMMISSION Costs and fees, See COURT COSTS County court sitting as a juvenile court, jurisdiction, appeals, 43-2,106 to 43-2,106.02 Court appointed special advocate volunteers, See COURT APPOINTED SPECIAL ADVOCATE ACT; 43-3701 Duties and procedure, See HEALTH AND HUMAN SERVICES, OFFICE OF JUVENILE SERVICES ACT; 43-401; JUVENILE CODE, NEBRASKA; 43-245 Election, 43-2,112 Electronic postmark, use authorized, 86-644 Fees and costs, See COURT COSTS Holiday closings, 25-2221 Judges of separate juvenile court, Alternate, 43-2,125 Appointment, 43-2,114 Correctional facilities, visitation of by judges allowed, 83-186 County court judge, service, 43-2,125 Disciplinary actions, Article V, sections 30 and 31, Constitution of Nebraska District court judge, service, 43-2.125 Eligibility, other offices, 24-741 Employees, 43-2,123 Marriage ceremony, authorized to perform, 42-108 Nomination, procedure, 43-2,117 Number, 43-2,119 Oath, Article XV, section 1, Constitution of Nebraska Powers. 24-734 Probation officers, 43-2,123.01 Not considered law enforcement officers, 81-1401 Qualifications, 43-2,118 Residence, Article V, section 20, Constitution of Nebraska Retention in office, 43-2,115

Procedure, Article V, section 21. Constitution of Nebraska, 24-813 to 24-818 Retired, assignment by Supreme Court, 24-729 to 24-733 Retirement. Effect, 24-714 Retirement system, See JUDGES **RETIREMENT ACT; 24-701** Salary, Article V, section 27, Constitution of Nebraska, 24-301.01, 43-2,120 Effective, when, 24-201.03, 43-2,121 Restrictions, Article III, section 19, Constitution of Nebraska Serve in county court, when, 43-2,125 Term. Commencement, 24-819, 43-2,116 End, 24-819 Vacancy in office, Article V, section 21, Constitution of Nebraska Judgments, power to set aside, vacate, or modify, County court sitting as juvenile court, 25-2009, 25-2720.01 Procedure, 25-2001 to 25-2008 Separate juvenile court, 43-2,106.02 Judicial districts, Article V, section 27. Constitution of Nebraska Judicial hearing officers, Appointment by Supreme Court, 24-230 Powers, 24-230 Qualifications, 24-230 Rights of parties, 24-230 Jurisdiction, Adoptions, when, 43-102, 43-246.01, 43-247 County court sitting as juvenile court, 43-2,106 Guardianship of minor, when, 30-2608, 43-246.01, 43-247, 43-1312.01 In chambers, Article V, section 23, Constitution of Nebraska Indian children, 43-246.01, 43-247 Juveniles, 43-246.01, 43-247, 43-295, 43-2,113

JUVENILE COURTS -Cont'd Jurisdiction -Cont'd Paternity or custody determinations, when, 25-2740, 43-246.01, 43-247 Juvenile justice system, See JUVENILE JUSTICE SYSTEM Nonjudicial days, 25-2221 Orders, sections applicable, 43-2.113 Probation officers, appointments prohibited, 43-2,123.01 Records, electronic access, report **required**, 84-1205.03 Reports. Judicial statistics, 24-1006, 24-1007 Juveniles in justice system, 24-1007 Separate juvenile courts, Abolition, 43-2,127 Authorized, Article V, section 27, Constitution of Nebraska Establishment, 43-2,111 to 43-2,113 Powers and duties, 43-2,113 Uniform practice. Article V. section 19. Constitution of Nebraska Witnesses, fees and mileage, 29-1901 JUVENILE JUSTICE SYSTEM See generally JUSTICE SYSTEM Age of majority, defined for

Nebraska Juvenile Code, 43-245

Children's Behavioral Health Task Force, 43-4001 to 43-4003

Coalition, Nebraska Coalition for Juvenile Justice, 43-2411 to 43-2413, See also JUVENILE SERVICES ACT

Code, See JUVENILE CODE, NEBRASKA; 43-245

Community-based detention programs, See COUNTY JUVENILE SERVICES PLAN ACT, NEBRASKA; 43-3501

Compact, Interstate Compact for Juveniles, 43-1005, 43-1011 Court appointed special advocate volunteers, See COURT APPOINTED SPECIAL ADVOCATE ACT: 43-3701 **Courts**, See JUVENILE COURTS Custody of children, See CHILD CUSTODY Department, See HEALTH AND HUMAN SERVICES, OFFICE OF JUVENILE SERVICES ACT; 43-401 Detention. Commitments, restrictions, 43-250 to 43-254 Death or serious injury to juvenile, investigation by Inspector General, 43-4318 Denied parole, annual parole hearing, 83-1,110.04 Inspector General, access to detention facilities' records, 43-4324 Nonsecure detention programs, See COUNTY JUVENILE SERVICES PLAN ACT, NEBRASKA; 43-3501 Secure youth confinement facility, Department of Correctional Services, has control of, 83-905 Youth rehabilitation and treatment centers, See HEALTH AND HUMAN SERVICES, OFFICE OF JUVENILE SERVICES ACT; 43-401 Enforcement, Procedures, this heading Grievance process for families involved, 81-603 Human trafficking issues, training, 81-1431 Juvenile courts, See JUVENILE COURTS Procedure, See JUVENILE CODE, NEBRASKA; 43-245 Juvenile services, Community supervision and parole by Office of Parole Administration, 43-4102 Counties, duties, See COUNTY JUVENILE SERVICES PLAN ACT, **NEBRASKA**; 43-3501 Grants for funding, See JUVENILE SERVICES ACT; 43-2401

JUVENILE JUSTICE SYSTEM –Cont'd Juvenile services -Cont'd State aid, See JUVENILE SERVICES ACT; 43-2401 Youth rehabilitation and treatment centers. See HEALTH AND HUMAN SERVICES. OFFICE OF JUVENILE SERVICES ACT; 43-401 Community and Family Reentry Process, See 43-425 **Parole and probation**, juvenile, See PAROLE AND PROBATION Prefiling and diversion programming, funding of, 29-3921, 79-2104, See also PRETRIAL DIVERSION Procedures. Adjudication and commitment, See JUVENILE CODE, NEBRASKA: 43-245 Arrest, 29-401, 43-248 to 43-250, 43-270, 43-411 Criminal actions against juveniles, Class IA felony, maximum sentence, 28-105.02 Court jurisdiction, 29-1816 Denied parole, annual parole hearing, 83-1,110.04 Grievance process for families involved, 81-603 Standardized juvenile detention screening instrument, use, 43-253, 43-260, 43-260.01 Youth rehabilitation and treatment center, absconding from, See HEALTH AND HUMAN SERVICES, OFFICE OF JUVENILE SERVICES ACT: 43-401 Secure youth confinement facility, 83-905, See also CORRECTIONAL FACILITIES AND INMATES Services. Delivery, Nebraska Juvenile Service Delivery Project, 43-4101, 43-4102 Grants and aid for funding, See JUVENILE SERVICES ACT; 43-2401 Warrants, 43-270

JUVENILE SERVICES ACT See generally JUVENILE JUSTICE SYSTEM Act, how cited, 43-2401 Coalition, Nebraska Coalition for Juvenile Justice, Coordinator, 43-2413 Created, 43-2411 Powers and duties, 43-2404, 43-2405, 43-2409, 43-2412 Commission. Director of the Community-based Juvenile Services Aid Program, duties. 43-2404.01 Nebraska Commission on Law **Enforcement and Criminal** Justice, duties, 43-2406 **Commission Grant Program**, Application, requirements, 43-2405 Award recommendations by coalition, 43-2404 Grants. Criteria, 43-2406 Use, 43-2404, 43-2408 Limitation, 43-2409 Performance review, 43-2409 Requirements, 43-2405 **Community-based Juvenile** Services Aid Program, Created, 43-2404.02 Distribution process, 43-2404.02 Match requirements, 43-2404.02 Reports, 43-2404.02 Use, 43-2404.02 Definitions, 43-2402 Intent, 43-2403, 43-2404.03 Juvenile services plan required for grants or aid, contents, 43-2404.01, 43-2404.02, 43-3504 Monitor and evaluate plans and programs, 43-2404.01, 43-2404.02

Youth Rehabilitation and

Treatment Centers, See HEALTH

AND HUMAN SERVICES, OFFICE OF

JUVENILE SERVICES ACT; 43-401

ĸ

KEARNEY STATE COLLEGE, UNIVERSITY OF NEBRASKA AT KEARNEY

See UNIVERSITY OF NEBRASKA

KELSEY SMITH ACT

See generally TELECOMMUNICATIONS Act, how cited, 86-801 Definitions, 86-802 Information to law enforcement, 86-805, 86-806 Nebraska State Patrol, duties, 86-805, 86-806 Wireless carrier, Limitation on liability, 86-804 Provide call location information, 86-803, 86-807 Provide contact information, 86-805

KENO

See COUNTY AND CITY LOTTERY ACT, NEBRASKA; 9-601

KEROSENE

See OIL AND GAS

KIDNAPPING

See ABDUCTION

KIDNEYS

See RENAL DISEASES

KINDERGARTEN

See generally ELEMENTARY AND SECONDARY EDUCATION Admission age and requirements, 79-214 Before-and-after-school programs, 79-1104 Birth certificate or other proof required, 43-2007 Kindergarten, required, 79-728 Minimum hours, 79-212 Physical examination and visual evaluation required, 79-214, 79-220

Prekindergarten programs, 79-1104, See also EARLY CHILDHOOD EDUCATION

KING, MARTIN LUTHER

See HOLIDAYS

K-12 EDUCATION

See ELEMENTARY AND SECONDARY EDUCATION

L

LABOR, DEPARTMENT OF See generally STATE GOVERNMENT Actions between agencies, costs, 25-1808, 25-1809 Business hours, 81-113 **Collection agency, contracts** authorized, 45-623 Commissioner of Labor, Appointment, 81-102 Bond or insurance, 81-111 Compensation, 48-605, 81-103, 81-117 to 81-117.02 Restrictions on office holding or employment, 81-108 Term, 81-109 Compensation of employees, 81-117 to 81-117.02 Contested cases, 84-917 to 84-919, See also ADMINISTRATIVE PROCEDURE ACT Contracts, requirements, See STATE GOVERNMENT Created. 81-101 Deputies, appointment, 81-107 Duties, See also LABOR AND EMPLOYMENT Amusement Ride Act, Nebraska, 48-1801 Boiler Inspection Act, 48-719 Contractor Registration Act, 48-2101 Employee Classification Act, 48-2901 Employment Security Law, 48-601 Farm Labor Contractors Act, 48-1701 Human trafficking prevention posters, 81-1430

LABOR. DEPARTMENT OF -Cont'd Duties -Cont'd Non-English-Speaking Workers Protection Act, 48-2207 Professional Employer Organization Registration Act, 48-2701 Public benefit recipients, verification of lawful presence, report, 4-113 Safety Code for Building Construction, Nebraska, 48-413 Tax information, use in enforcement, 77-2711, 77-27.119 Wage and Hour Act, 48-1201 Wage Payment and Collection Act, Nebraska, 48-1228 Workers' Compensation Act, Nebraska, 48-101 Eminent domain, See EMINENT DOMAIN Displaced persons, See RELOCATION ASSISTANCE ACT; 76-1214 **Employees,** See STATE OFFICERS AND **EMPLOYEES Employment service**, 48-662 Funds, Expenditure, procedure, 81-104 Petty cash fund, 81-104.01 Receipts, treatment, 81-118 Investigatory powers, 81-119 Legal actions and proceedings, interagency, costs, 25-1808, 25-1809 Mailing requirements, Central mailing room, 81-164 to 81-171 Electronic postmark, 86-644 Meatpacking industry worker rights **coordinator**, 48-2213 Meetings, open, See OPEN MEETINGS ACT; 84-1407 Merit system, Division of Safety, 81-402 Mileage, reimbursement, 81-1176 Nepotism, prohibited, 49-1499.07 **Oath**, 81-110 Payments by electronic payment authorized, 81-118.01 **Powers.** 81-401 Administrative, 81-1311

Public records. Access, 84-712 to 84-712.09, See also PUBLIC RECORDS Settled claims, requirements, 84-713 Purchase of goods and services, payment for, See PROMPT PAYMENT ACT: 81-2401 Receipts, treatment, 81-118 Records, Public records, this heading **Recycling program**, See STATE GOVERNMENT RECYCLING MANAGEMENT ACT: 81-1183 Reports to the Legislature, electronic, requirements, 50-114.03 Requisitions, procedure, 81-159 Rulemaking, See ADMINISTRATIVE PROCEDURE ACT: 84-901: NEGOTIATED RULEMAKING ACT; 84-921 Rules and regulations, 81-112 Seal, 81-114 Securities, requirements for safekeeping, 81-120 Statistics, compilation and use, 77-373.01 Subpoena power, civil investigations, 81-119 Surplus property sale, procedure, 81-161.04 Volunteers, payments authorized, 81-1182.01 LABOR AND EMPLOYMENT See generally BUSINESS AND COMMERCE Accidents, reports, 48-421 Adoptive parent, leave of absence authorized. 48-234 Age discrimination, See AGE DISCRIMINATION IN EMPLOYMENT ACT: 48-1001 Agricultural, Detasseling, children, requirements, 48-302.03, 48-302.04 Farm labor contractors, See FARM LABOR CONTRACTORS ACT; 48-1701 Migrant workers, this heading

ABOR AND EMPLOYMENT –Cont'd Agricultural –Cont'd

Workers' compensation insurance required, when, 48-106

Alcohol use, 48-1901 to 48-1910, See also DRUG AND ALCOHOL TESTING

Aliens,

Illegal, employment of, tax benefits, none granted and recoup any given, 77-3,112

Public benefits, verification of lawful presence required when, 4-108 to 4-112

Anabolic steroids, acts prohibited, 48-233

Arbitration, See ARBITRATION AND MEDIATION

Assumption of risk, when, 48-423 Bone marrow donations, leaves of absence encouraged, 71-4820

Boycotts, 48-901 to 48-912, See also BOYCOTTS

Children,

Child employed by parent, not an employee, 48-1202

Dangerous, unhealthy, or immoral employment, prohibited, 48-313

Detasseling employment, conditions, exemption, 48-302.03, 48-302.04

Educational opportunities, Department of Labor to study, 81-403

Employment certificate, required, 48-301 to 48-309, 79-203, 79-204 Exemptions, 48-302.01 to 48-302.03

Enforcement, 48-312

Labor trafficking of a minor, penalties, 28-830, 28-831

Performing arts working permits, 48-310.01, 48-310.02

Regulation of minimum wages and conditions of employment, Article XV, section 8, Constitution of Nebraska

Special permits, 48-310 to 48-310.02 Violations, penalties, 48-311 Working hours, 48-310 Closed shop, prohibited, Article XV. sections 13 to 15, Constitution of Nebraska, 48-217 to 48-219 **Collective bargaining**, See COLLECTIVE BARGAINING Commission of Industrial Relations, Article XV, section 9, Constitution of Nebraska, 48-803, See also INDUSTRIAL RELATIONS ACT **Consultation Program, Workplace** Safety, 48-446 **Contractors**, See CONTRACTORS Employee classification, duties, See EMPLOYEE CLASSIFICATION ACT; 48-2901 County roads, wages fixed by county board, 39-1409 Crimes and offenses, See CRIMES AND OFFENSES **Department of Labor,** See LABOR, DEPARTMENT OF Disabled persons, 48-1501 to 48-1506. See also SHELTERED WORKSHOPS Discrimination prohibited, See also DISCRIMINATION Education, See EQUAL OPPORTUNITY IN EDUCATION ACT, NEBRASKA; 79 2.114 Fair employment practices required, Age discrimination prohibited, See AGE DISCRIMINATION IN EMPLOYMENT ACT; 48-1001 Discriminatory wage practices based on sex, prohibited, 48-1219 to 48-1227 Equal opportunity required, See FAIR EMPLOYMENT PRACTICE ACT, NEBRASKA; 48-1101 Persons with disabilities, rights, 20-126 to 20-131 Meatpacking industry workers bill of rights, 48-2213 Postsecondary education, See

EQUAL OPPORTUNITY IN POSTSECONDARY EDUCATION ACT, NEBRASKA; 85-9,166

LABOR AND EMPLOYMENT -Cont'd **Discrimination prohibited** –Cont'd Public employment, public education, or public contracting, Article I, section 30, Constitution of Nebraska Dressing rooms, duty to provide, 48-402 Driving record check, National **Driver Register,** 60-483.01 Drug and alcohol testing, 48-1901 to 48-1910, See also DRUG AND ALCOHOL TESTING Economic development, See ECONOMIC DEVELOPMENT Elections. Election workers, employment protection, 32-241, 32-1517 Employers, offenses, 32-1537 Time allowed for voting, 32-922 Electric plants, safety regulation, 48-417 Emery wheels and grindstones, requirements, 48-405 to 48-408 Employees. Benefit plans, 48-2001, 48-2002 Information, disclosure or use, 13-1617 Driving record, check by employer, 60-483.01 Labor trafficking, penalties, 28-830, 28-831 Migrant workers, this heading Public employees, this heading Teleworkers, this heading Wages, this heading Employers, Duties, See NEW HIRE REPORTING ACT; 48-2301 Employee wages, tax withholding, 77-2753 to 77-2758 Job reference for employee, employer immunity, when, 48-201 Prohibited use of social security numbers, 48-237 Veterans preference, 48-238 Employment agencies, 48-501.01 to 48-524. See also EMPLOYMENT AGENCIES

Employment and training programs, Bridge programs, 79-1189 to 79-1196, See also EDUCATION County general assistance, 68-151 to 68-155 Employment and training services, See 48-1616 Grants, business may apply for, 81-1201.21, 81-1202 to 81-1210 Training program reimbursement, See TELEWORKER JOB CREATION ACT: 48-3001 **Employment security law, See** EMPLOYMENT SECURITY LAW; 48-601 Equal Opportunity Commission, created, 48-1116 Farm labor, Agricultural, this heading Fire escapes, requirements, 48-420 Genetic testing, restrictions, 48-236 Health care, See HEALTH CARE PLANS Holidays, See HOLIDAYS Immigrants, Migrant workers, this heading Industrial hygienists, See CERTIFIED INDUSTRIAL HYGIENIST TITLE PROTECTION ACT; 71-8001 Injury or death, compensation for, See WORKERS' COMPENSATION ACT, NEBRASKA; 48-101 Jury service, effect, 25-1640 Labor negotiations, See INDUSTRIAL **RELATIONS ACT; 48-801** Labor organizations, Agent for service of process, 25-530.08 Alien holding office in, 4-106 Closed shop prohibited, Article XV, sections 13 to 15, Constitution of Nebraska, 48-217 Designation for lawsuit, 25-313 Life insurance for members, requirements, 44-1604, 44-1607, 44-1607.01 Nonmember reimburse for services, when. 48-838 Laborer's service letter, 48-209 to 48-211

ABOR AND EMPLOYMENT –Cont'd Language barrier, See NON-ENGLISH-SPEAKING WORKERS PROTECTION ACT: 48-2207 Leave of absence, Adoptive parent, 48-234 Bone marrow donation, 71-4820 Family military leave, See FAMILY MILITARY LEAVE ACT; 55-501 Military leave of absence, 55-160 to 55-166 Lie detector, use when, 81-1932, 81-1933 Liens, See LIENS Lunch hour requirements, applicability, 48-212, 48-213 Machinery, safety devices required, 48-409 to 48-411 Meatpacking industry, Meatpacking industry worker rights coordinator, 48-2213 Workers bill of rights, 48-2213 Mediation, See ARBITRATION AND MEDIATION Medical examinations. Condition of employment, restrictions, 48-220 to 48-223 Genetic testing restrictions, 48-236 Metropolitan transit authority, labor contracts, collective bargaining, 14-1825 Migrant workers, Commission on Latino-Americans, See LATINO-AMERICANS. COMMISSION ON; 81-8,263 Employment protections, Farm labor contractors, See FARM LABOR CONTRACTORS ACT; 48-1701 Non-English-speaking employees, See NON-ENGLISH-SPEAKING WORKERS PROTECTION ACT: 48-2207 Wage training rate, limitations, 48-1203.01 Meatpacking industry workers bill of rights, 48-2213 Notary public, unauthorized practice of law by, prohibited, 64-105.03

Transport of, federal motor carrier regulations adopted, 75-363 Military supplies, discrimination prohibited, 48-215, 48-216 Minimum wage, 48-1203, See also WAGES AND WAGE EARNERS Minors. Children, this heading National Driver Register, check of employee, 60-483.01 Non-English-speaking employees, Employment protections, See NON-ENGLISH-SPEAKING WORKERS PROTECTION ACT; 48-2207 Farm labor contractor, duties, See FARM LABOR CONTRACTORS ACT; 48-1701 Notary public, unauthorized practice of law by, prohibited, 64-105.03 Nontestamentary transfers in contract, 30-2715 **Occupations, See PROFESSIONS AND OCCUPATIONS** Peer review, See PEER REVIEW Picketing, regulation, 28-1317 to 28-1320.03, See also PICKETING Professions, See PROFESSIONS AND OCCUPATIONS Public employees, County government, See COUNTY OFFICERS AND EMPLOYEES Industrial relations, See INDUSTRIAL **RELATIONS ACT; 48-801** State employees, See STATE EMPLOYEES COLLECTIVE BARGAINING ACT; 81-1369 Job application materials, not public records, when, 84-712.05 Municipal employees, See CIVIL SERVICE ACT; 19-1825 Public employees, discrimination or affirmative action prohibited, Article I. section 30. Constitution of Nebraska Settled claims against, requirements, 84-713 State government, Collective bargaining, See INDUSTRIAL RELATIONS ACT; 48-801; STATE EMPLOYEES

LABOR AND EMPLOYMENT -Cont'd **Public employees** –*Cont'd* COLLECTIVE BARGAINING ACT; 81-1369 Displaced, 73-303 Employees, See STATE OFFICERS AND EMPLOYEES Personnel service, See PERSONNEL SERVICE, STATE Work eligibility status verification required, 4-114 Public works contracts, fair labor standards, 73-102 to 73-104 Restrooms, duty to provide, 48-401 Right to work law, closed shop prohibited, Article XV, sections 13 to 15, Constitution of Nebraska, 48-217 to 48-219 Safety, Codes, 48-412 to 48-416 Committee, requirements, 48-443 to 48-445 Failure to establish, penalty, 48-444 Devices, required, 48-405 to 48-411 Experts, See CERTIFIED INDUSTRIAL HYGIENIST TITLE PROTECTION ACT: 71-8001 Program, Workplace Safety Consultation Program, 48-446 Sanitation, duty of employer, 48-404 Secondary boycotts, 48-901 to 48-912, See also BOYCOTTS Sheltered workshops, 48-1501 to 48-1506, See also SHELTERED WORKSHOPS Smoking in a place of employment prohibited, See CLEAN INDOOR AIR ACT, NEBRASKA; 71-5716 Spouse or parent of military member, employment leave, See FAMILY MILITARY LEAVE ACT; 55-501 State contracts for personal services, 73-301 to 73-307, See also STATE GOVERNMENT Suits against governmental bodies, sex discrimination, 48-1227.01

Teleworkers, job training reimbursement, See TELEWORKER JOB CREATION ACT: 48-3001 **Unemployment benefits**, See EMPLOYMENT SECURITY LAW; 48-60 Unions, membership, Article XV, sections 13 to 15, Constitution of Nebraska, 48-217 Ventilation requirements, 48-403 Veterans, employment preference, 48-225 to 48-231, 48-238 Violations, safety regulations, 48-422 to 48-424 Vocational education, See VOCATIONAL EDUCATION Vocational rehabilitation, See VOCATIONAL REHABILITATION Volunteer emergency responders and air patrol, job protection, See VOLUNTEER EMERGENCY RESPONDERS JOB PROTECTION ACT; 35-1401 Voting, time off for, 32-922 Wages, See WAGES AND WAGE EARNERS Whistle blowers, See WHISTLE **BLOWERS** Women, regulation of conditions of employment, Article XV, section 8. Constitution of Nebraska Work experience for public assistance recipients, See SUBSIDIZED EMPLOYMENT PILOT PROGRAM; 48-3101 Workers' compensation, Benefits and insurance requirements, See WORKERS' COMPENSATION ACT, NEBRASKA; 48-101 Compensation court, See WORKERS' COMPENSATION COURT, NEBRASKA Insurance coverage provided by association, 44-3,151 to 44-3.156

Workplace Safety Consultation Program, 48-446

LABOR UNIONS

See LABOR AND EMPLOYMENT

LABORATORIES

See generally HEALTH CARE FACILITIES Accreditation, Forensic DNA laboratories. requirements, 71-6833 Human genetic testing, requirements, 71-6832 Criminalistic laboratory within Nebraska State Patrol. 81-2010 Department of Health and Human Services, Division of Public Health, Environmental Laboratory, 71-2619 to 71-2622, See also HEALTH AND HUMAN SERVICES, DEPARTMENT OF Drinking water analysis, laboratory certification required, 71-5306 Genetic testing, See GENETIC TESTING Laboratory services performed by Department of Agriculture, 81-2,293 Metabolic diseases, contracting laboratory, requirements, 71-523 Soil and plant analysis, requirements, See SOIL AND PLANT ANALYSIS LABORATORY ACT. NEBRASKA; 2-3101 Weights and measures testing laboratory, authorized, 89-188

AKES

See generally WATER Artificial pond injurious to health, 28-1303 Boats, regulation, See BOAT ACT, STATE; 37-1201 Diversion of water, 46-801 to 46-807 Meandered lakes, ownership of, 37-333 Pollution, See ENVIRONMENTAL PROTECTION Public lands, taking water from, 72-313 Wharves, Dock board, powers, 13-1407, 13-1414 Village ordinances, 17-207

LAND REUTILIZATION ACT See generally TAXATION

Act, how cited, 77-3213 Authorities, Land Reutilization, Created, 77-3201 Duties, 77-3206, 77-3206.01 Seal. 77-3205 Bids, failure to receive, effect, 77-3211 Commissions, Land Reutilization, 77-3203, 77-3204 Conveyances, 77-3205 Funds and expenses, 77-3207 to 77-3209 Inventory, perpetual, 77-3208 Notice of sale to adjacent owners, 77-3206.01 Prohibited acts, penalty, 77-3210 Taxing authorities, proceeds from land sales, 77-3202 Title. Power to convey, 77-3205 Subject to, 77-3212 Transfer to land bank, authorized, 77-3206.02 LAND SURVEYORS REGULATION ACT See generally PROFESSIONS AND OCCUPATIONS

Act, how cited, 81-8,108.01 Board of Examiners for Land Surveyors, State, 81-8,110 Expenses, 81-8,110.11 Liability, 81-8,110.04, 81-8,110.05 Meetings, 81-8,110.04, 81-8,110.05 Membership, 81-8,110.01 to 81-8,110.03 Officers, 81-8,110.06, 81-8,110.07 Records, 81-8,110.06, 81-8,110.07 Records, 81-8,110.14, 81-8,113 Seal, 81-8,110.12 Vacancies, 81-8,110.01 Certificate, issuance, 81-8,110.13 Code of practice, 81-8,111

LAND SURVEYORS REGULATION ACT –Cont'd Construction project, violation of safety practice, liability, 25-21,187 Continuing education, 81-8,119.01, 81-8,119.02 Contracts with state, See CONSULTANTS' COMPETITIVE NEGOTIATION ACT, NEBRASKA; 81-1701 County surveyors, See COUNTY SURVEYORS **Definitions**, 81-8,109 Filing of survey, 81-8,122 to 81-8.122.02 Fund, Land Surveyor Examiner's, 81-8.110.07 **Global positioning**, See PLANE COORDINATE SYSTEM ACT, **NEBRASKA**; 76-2501 Land office records, 84-404 to 84-406 Landmarks, preservation, 34-201, 34-202 Mapping, Geographic Information Systems, 86-569 to 86-573 Plane coordinate system, See PLANE COORDINATE SYSTEM ACT. NEBRASKA; 76-2501 Real estate, See REAL ESTATE Record repository of surveys, 84-412 to 84-415 Roster of surveyors, 81-8,113 Rules and regulations, 81-8,110.08, 81-8.111 State Surveyor, See STATE SURVEYOR Surveyors. Disciplinary action, 81-8,123 to 81-8,125 Examination, 81-8,115 Fee, 81-8,118 Exemption from sections, 81-8,126 Fees, 81-8,118, 81-8,120 Nonresidents, 81-8,120 Prohibited acts, 81-8,108, 81-8,127 Registration, Application, 81-8,114 Eligibility, 81-8,117

Fees, 81-8,110.13, 81-8,118 Intent, 81-8,108 Issuance of certificate, 81-8,110.13 Renewal, 81-8,119.01, 81-8,119.02 Required, 81-8,108 Rights and privileges, 81-8,121 Roster, 81-8,113 Seal, 81-8,121 Use of title, restrictions, 81-8,127 Violations, penalty, 81-8,127 LANDFILLS See generally SOLID WASTE Closure, Regulation, 81-1528 State aid to political subdivisions, 81-15,177 to 81-15,179 Deed, notation required, 76-2,119 NIFA funds, use for solid waste management projects, See INVESTMENT FINANCE AUTHORITY ACT, NEBRASKA; 58-201 Permits required, 81-1516 **Requirements**, See INTEGRATED SOLID WASTE MANAGEMENT ACT; 13-2001 Site approval procedure, 13-1701 to 13-1714, See also SOLID WASTE Solid waste management plan, comprehensive, 81-15,166 Waste reduction and recycling incentive, See WASTE REDUCTION AND RECYCLING INCENTIVE ACT; 81-15,158.01 LANDING FIELDS See AIRPORTS LANDLORD AND TENANT ACT, UNIFORM RESIDENTIAL See generally HOUSING Abandonment, effect, 76-1432 Access to premises by landlord, 76-1423 Abuse of right, 76-1438 Act, Applicability of law, 76-1403, 76-

1407. 76-1448. 76-1449

How cited, 76-1401

LANDLORD AND TENANT ACT. **UNIFORM RESIDENTIAL** –Cont'd Act –Cont'd How construed, 76-1402, 76-1404 Agent for landlord, 76-1417 Appeal, 76-1447 Effect on writ of restitution. 25-2730 Common areas, landlord duties, 76-1419 Courts, enforcement, 76-1409 Damages, duty to mitigate, 76-1405 Definitions. 76-1410 **Deposits.** 76-1416 Distraint, abolished, 76-1434 **Exceptions**, 76-1408 Fire or casualty, 76-1429 Good faith, 76-1411 Habitability, 76-1419 Violations, remedies, 76-1425 to 76-1427 Holdover tenant, 76-1437 **Injunction**, 76-1438 Jurisdiction, 76-1407, 76-1409 Lease provisions. 76-1414, 76-1415 Liability. limitation. 76-1420 Liens, prohibited when, 76-1434 Maintenance, Landlord, duties, 76-1419, 76-1425 Tenant, duties, 76-1421, 76-1431 Manager, disclose identity, 76-1417 Mobile homes, See MOBILE HOME LANDLORD AND TENANT ACT; 76-1450 Notice, 76-1413 Occupancy, rules and regulations, 76-1422 Operative date, 76-1448, 76-1449 Ouster, 76-1430 Owner, disclose identity, 76-1417 Personal property abandoned by tenant, disposition of, See PERSONAL PROPERTY LANDLORD AND TENANT ACT, DISPOSITION OF; 69-2301 **Possession**, 76-1418 Action for, procedure, 76-1440 to 76-1447 Defense to action, 76-1428 Failure to give, 76-1426 Recovery, when, 76-1436

Remedies. 76-1405. 76-1416. 76-1425 to 76-1438 Rent. Amount and terms, 76-1414 Nonpayment, actions for recovery, 76-1428 Termination of agreement, when, 76-1431, 76-1433 Prepaid, 76-1416 Security interest, 52-1701 to 52-1708 **Retaliation**, prohibited, 76-1439 Rules and regulations, 76-1422 Security deposits, 76-1416 Service of process, 76-1417, 76-1442, 76-1442.01 Settlement. 76-1406 Tenants, Abandoned personal property, See PERSONAL PROPERTY LANDLORD AND TENANT ACT, DISPOSITION OF; 69-2301 Duties, 76-1421, 76-1424, 76-1431, 76-1432 Termination, 76-1435, 76-1437 Waiver of landlord's right, 76-1433 Unconscionability, 76-1412 Use of premises, landlord rules, 76-1422 Utilities, failure to supply, 76-1427, 76-1430 LANDLORDS See LEASES AND RENTAL AGREEMENTS LANDSCAPE ARCHITECTS See generally PROFESSIONS AND **OCCUPATIONS** Contracts with state, See CONSULTANTS' COMPETITIVE NEGOTIATION ACT, NEBRASKA; 81-1701 Licensure, See PROFESSIONAL LANDSCAPE ARCHITECTS ACT; 81-8,183.01 LAND-USE PLANNING See ZONING AND PLANNING LARCENY

826

See THEFT

ATINO-AMERICANS, COMMISSION ON

See generally STATE GOVERNMENT Claims against, settlement, public access requirements, 84-713 Compensation, 81-8,267 Director, 81-8,268 to 81-8,270 Electronic postmark, use authorized, 86-644 **Established**, 81-8,262 **Functions**, 81-8,265 Fund, Commission on Latino-Americans Cash, 81-8,271.01 Meetings, 81-8,266 Members, appointment, 81-8,263 Officers, 81-8,264 **Personnel**, 81-8,270 Powers, 81-8,271

.AW

See generally GOVERNMENT Attorney General, failure to compel implementation, 84-731, 84-732 Attorneys, See ATTORNEYS Bill of Rights, See BILL OF RIGHTS **Commission on Uniform State** Laws, 49-901 to 49-905 Common law, See COMMON LAW **Compacts**, See COMPACTS Constitutions, Nebraska, See CONSTITUTION OF NEBRASKA United States, See CONSTITUTION OF THE UNITED STATES County attorney or employee, private practice, 23-1206 to 23-1206.02 Crimes and offenses, See CRIMES AND OFFENSES Criminal code, See CRIMINAL CODE, NEBRASKA; 28-101 Governor, failure to execute, 84-731.84-732 Initiatives, See INITIATIVE AND REFERENDUM Justice system, See JUSTICE SYSTEM Legislature, See LEGISLATURE Named statutory acts. See ACTS. NAMES OF

Popular or common names for, See POPULAR NAMES Questions of law and fact, See QUESTIONS OF LAW AND FACT **Referendums,** See INITIATIVE AND REFERENDUM Revisor of Statutes, See REVISOR OF STATUTES; 49-701 **Session laws**, See STATUTES Signature requirements, See SIGNATURES Sovereign immunity, See SOVEREIGN IMMUNITY Special legislation, prohibited, Article III, section 18, Constitution of Nebraska **Statutes**. See STATUTES Unauthorized practice of, 7-101, 7-111 Veto, See VETO LAW ENFORCEMENT See generally JUSTICE SYSTEM Correctional facilities. See CORRECTIONAL FACILITIES AND INMATES Jails, See JAILS Courts, See COURTS Crimes and offenses, See CRIMES AND OFFENSES Criminal procedure, See CRIMINAL PROCEDURE Criminal records, See CRIMINAL RECORDS Custodial interrogation statement of suspect, electronic recordation required, when, use, 29-4501 to 29-4508, See also CRIMINAL PROCEDURE **DNA testing**, See GENETIC TESTING **Escape**, See ESCAPE Human trafficking issues, training, 81-1431 Informants, See INFORMANTS Juveniles, See JUVENILE JUSTICE SYSTEM Laboratories, Forensic DNA, requirements, 71-6833

AW ENFORCEMENT -Cont'd Laboratories -Cont'd Laboratory testing performed by Department of Agriculture, 81-2,293 Lie detectors, See POLYGRAPHS Military, See MILITARY Missing persons, See MISSING PERSONS Natural resources districts, 2-32,101 Peace officers, See PEACE OFFICERS Training, See LAW ENFORCEMENT TRAINING Polygraphs, See POLYGRAPHS Pursuit, See PURSUIT Racial profiling, prohibited, 20-501 to 20-506, See also RACIAL PROFILING Radar. See RADAR Sex offenders, See SEX OFFENDERS Terrorist acts, response, 81-830, See also HOMELAND SECURITY, OFFICE OF Training, See LAW ENFORCEMENT TRAINING Vehicles. Emergency vehicles, 60-610, 60-6.114 Following emergency vehicles, limitation, 60-6,183 Lights, requirements, 60-6,229 to 60-6,233 Sirens, requirements, 60-6,285 AW ENFORCEMENT AND **CRIMINAL JUSTICE, NEBRASKA** COMMISSION ON See generally STATE GOVERNMENT **Chairperson**, 81-1419 Claims against, settlement, public access requirements, 84-713 Definitions, 81-1415 **Director of Juvenile Diversion** Programs, Appointment, 81-1427 Duties, 81-1427 Discrimination-based offenses, duties. 28-114 **Division, Community Corrections,** Created, 47-622, 81-1425

Duties, 47-624, 47-624,01 Electronic postmark, use authorized, 86-644 Established, 81-1416 Executive director, 81-1424 Duties, 47-627, 81-1425 Expenses, reimbursement, 81-1421 Funds, **Community Corrections Uniform** Data Analysis Cash Fund, 47-632 Crime Victim and Witness Assistance Fund, 81-1844 Crimes Against Children Fund, 81-1429.01 Human Trafficking Victim Assistance Fund, 81-1429.02 Law Enforcement Improvement Fund, 81-1428, 81-1429 Nebraska Crime Victim Fund, 33-157 Violence Prevention Cash Fund, 81-1451 Grant Program, County Justice Reinvestment. 81-1426.01 Human trafficking task force, Department of Labor, posters, 81-1430 Duties, 81-1430, 81-1431 Members, terms, 81-1430 Report, 81-1430 Training regarding human trafficking issues, 81-1431 Human trafficking victim assistance, 81-1429.02 Information, furnish to **commission.** 81-1426 Juvenile services, informationsharing process with other executive departments, 43-4102 Law enforcement, See LAW ENFORCEMENT Membership, 81-1417 to 81-1422 Office of Violence Prevention, Advisory council, 81-1447 to 81-1450 Director, 81-1447, 81-1450 Duties. 81-1450 Established. 81-1447

AW ENFORCEMENT AND **CRIMINAL JUSTICE, NEBRASKA COMMISSION ON** –Cont'd **Office of Violence Prevention** -Cont'd Fund, Violence Prevention Cash, 81-1451 **Policy Research Office,** Governor's, cooperation with, 84-141 Powers and duties, 81-1423 Community Corrections Act, 47-619 County Juvenile Services Plan Act, Nebraska, 43-3504 Crime Victim's Reparations Act, Nebraska, 81-1801 Criminal records, 81-1423 Law enforcement training, 81-1415 to 81-1426.01 Office of Violence Prevention, administer and supervise, 81-1450 Security, Privacy, and **Dissemination of Criminal** History Information Act, 29-3501 Trial manuals, publication, 23-1218 Training, individual training academies authorized, 81-1402.01

AW ENFORCEMENT OFFICERS See PEACE OFFICERS

AW ENFORCEMENT TRAINING See generally LAW ENFORCEMENT Administrative fine, 81-1403 **Commission on Law Enforcement** and Criminal Justice, Nebraska, 81-1415 to 81-1426.01 **Council, Nebraska Police** Standards Advisory, Created, 81-1406 Duties, 81-1403, 81-1406 Meetings, 81-1406 Members, 81-1407 to 81-1409 Definitions, 81-1401 Funds, Law Enforcement Improvement Fund, 81-1428, 81-1429

Law Enforcement Training Center Cash Fund, Nebraska, 81-1413.01 Law Enforcement Training Center Fund, Nebraska, 81-1414.04, 81-1414.05 Registries, Continuing education, 81-1412.08 Handgun qualification, 81-1412.02 Training, Applicant, conviction set aside, effect. 29-2264 Certificate or diploma. Issuance, 81-1403 Revocation or suspension, Grounds, 81-1403 Law enforcement agency, duties. 81-1403 When required, 81-1414 Continuing education, Central registry, 81-1414.08 Certified reports, 81-1414.08 Failure to complete, effect, fine, 81-1414.09 Requirements, 81-1414.07 Suspended, when, 81-1414.10 Handgun training, 81-1412 to 81-1412.02 Requirements, 81-1414 Sheriff candidate, 23-1701.01 Waiver, when, 81-1414 Training academies, Admission requirements, 81-1410, 81-1411 Individual training academies authorized. 81-1402.01 Nebraska Law Enforcement Training Center, Admission, Criteria, 81-1410 Waiver, when, 81-1411 Created, 81-1402 Director, duties, 81-1404 Employees, eligible for employment by other agencies, 81-1405 Facilities, costs, 81-1414.03 to 81-1414.06 Purposes, 81-1402 Tuition, fees, expenses, 81-1413

EAD ABATEMENT PROFESSIONALS

See generally PROFESSIONS AND OCCUPATIONS

Licensure, See RESIDENTIAL LEAD-BASED PAINT PROFESSIONS PRACTICE ACT; 71-6318

EAD POISONING See DISEASES AND INJURIES

EARNING COMMUNITIES

See generally ELEMENTARY AND SECONDARY EDUCATION

Absenteeism, excessive, Funding to reduce, 79-2104 Plan to reduce, 79-2121 Report, 79-2104.02

Attendance areas, 79-2110 Attendance outside, procedure, 79-2110

Boundaries of certain school districts, requirements, 79-2107 Budget requirements, See BUDGET

ACT, NEBRASKA; 13-501 Certification, 79-2102

Certification of students qualifying for free or reduced-price lunches, 79-2120

Core services and technology infrastructure funding, distribution, 79-1241.03, See also EDUCATIONAL SERVICE UNITS ACT

Council, learning community coordinating,

Achievement subcouncils, membership, duties, 79-2117 Advisory committee, duties, 79-2104.01, 79-2104.03 Facilitator, 79-2102.01 Funds, use, 79-2115 Meetings, 79-2102.01 Members, Appointed, 32-546.01 Elected, 32-546.01 Election districts, redistricting, 32-553 Subcouncil districts, redistricting, 32-555.01

Vacancies, how filled, 32-546.01, 32-567 Expenses, reimbursement, 32-546.01 Insurance coverage authorized. 79-2119 Multiple office holding, when allowed, 32-604 Nonvoting members, 32-546.01 Terms, 32-546.01 Vacancies, how filled, 32-546.01, 32-567 Officers, 79-2102.01 Powers and duties, 79-2104, 79-2115, 79-2117 Public hearings, may hold, 79-2104 Defined, 79-2101 Diversity plan, Contents, approval, report, 79-2118 Integration and diversity plan, 79-2104 Limitations, 79-2110 Open enrollment students, Disability, transportation services, 79-2110.01 Treatment, 79-2110.01 Socioeconomic, 79-2110, 79-2120 Elementary learning centers, Achievement subcouncil, duties, 79-2113, 79-2117 Audit. 79-2115 Employees, terms and conditions of employment, 79-2116 Establishment, 79-2113 Executive director and staff, 79-2112 Location, 79-2113 Report required, 79-2114 Services and programs, 79-2114 Tax levy for certain costs, 79-2111 School district repayment, waiver, 79-2111 Establishment. By reorganization of school districts, See LEARNING COMMUNITY **REORGANIZATION ACT; 79-4,117** Certification, 79-2102 When authorized, 79-2102 Fiscal year, 79-2101

EARNING COMMUNITIES -Cont'd Focus programs, focus schools, and magnet schools, Authorized, requirements, 79-769 Collaborative, joint entity formation required, 79-769 Focus school and program, Capital project tax levy, 79-2104, 79-2111 Funding allowance, Calculation, 79-1007.05 Eligibility, 79-769 Juvenile justice system prefiling and diversion programming, funding of, 79-2104 Pilot projects, 79-2104, 79-2115 Purchasing, sales tax exemption, 77-2704.15 Reports, Financial, annual, 79-528 Failure to file, effect, 79-529 Statistical summary, annual, 79-528 Students, Attendance reports, 79-201, 79-527, 79-2104.02 Dropouts, 79-527 Enrollment, 79-528 School board, duties, 79-2110 School building, maximum capacity, 79-2110 Taxation and funding, See SCHOOL FINANCE Training grants for persons in highpoverty areas, 81-1201.21, 81-1202 to 81-1210 Transportation. Certification by department, 79-2120 Free, when, 79-611, 79-2110.01 Open enrollment students with disability, 79-2110.01, See also SCHOOL TRANSPORTATION EARNING COMMUNITY **REORGANIZATION ACT** See generally ELEMENTARY AND

SECONDARY EDUCATION Act, how cited, 79-4,117 Approved plan, procedure, 79-4,126 County clerk, filings required, 79-4,128

Definitions. 79-4.118 Disapproved plan, effect, 79-4,125 Indebtedness, 79-4,127 Methods authorized, 79-4,120 Plan of reorganization, contents, 79-4.123 Plan required, 79-4,119 Plan review, 79-4,121 Public hearing, 79-4,122 Reorganized school districts, school board appointments, 79-4,129 State committee, Considerations, 79-4,121 Duties, 79-4,125 Notifications, 79-4,124 LEASES AND RENTAL AGREEMENTS See generally CONTRACTS Agricultural land, Buffer strip rental agreement, 2-5109 Railroad land, See AGRICULTURAL SUPPLIERS LEASE PROTECTION ACT; 2-5501 Rental information. 81-2.164 School land, See SCHOOL FINANCE State, 72-1301 to 72-1305 Validation, 72-101 Airport property, lessee subject to taxation, when, 3-227, 3-504, 3-511, 3-613, 3-621, 3-707 Boat livery, 37-1241.07, 37-1251,

37-1252 Clandestine drug labs, effect, 71-2435, See also DRUGS AND MEDICINE

Commercial Code, Uniform, lease vs security interest, UCC 1-203, See also COMMERCIAL CODE, UNIFORM

Consumer products, Assistive devices, See ASSISTIVE TECHNOLOGY REGULATION ACT; 69-2601

Rental purchase, See CONSUMER RENTAL PURCHASE AGREEMENT ACT; 69-2101

EASES AND RENTAL AGREEMENTS -Cont'd Employee leasing company, treatment of employees under tax incentive acts, 77-27,187.01,77-4103.01,77-5404 Hospital authority, power to release rents from pledge, 23-35,109 Indemnification, rental agreements, prohibited provisions, 76-1415, 76-1477 Landlords and tenants. Carbon monoxide alarms. requirements, See CARBON MONOXIDE SAFETY ACT; 76-601 Mobile homes, See MOBILE HOME LANDLORD AND TENANT ACT; 76-1450 Residential property generally, See LANDLORD AND TENANT ACT, UNIFORM RESIDENTIAL; 76-1401 Smoke detectors, requirements, 81-5,144 Tenant's abandoned property. disposition, See PERSONAL PROPERTY LANDLORD AND TENANT ACT, DISPOSITION OF; 69-2301 Manufacturing machinery and equipment, lease or rental, sales and use tax exemption, 77-2704.22 Mineral leases, 57-201 to 57-209, See also MINES AND MINERALS Minor, power to contract or lease, when. 43-2101 Mobile home or manufactured home, ownership interest, when, 60-169 Motor vehicles. Financing of motor vehicle, waiver of payments upon loss or destruction of vehicle. See **GUARANTEED ASSET PROTECTION** WAIVER ACT; 45-1101 Rented and leased. Collection of sales tax, 77-2703 Registration fee, 60-3,143 Trucks, leased, joint and several liability, 25-21,239

Movies, requirements, 36-211, 36-212, See also STATUTE OF FRAUDS Offstreet parking facilities, See PARKING AND PARKING LOTS Oil or gas leases, 57-201 to 57-224, See also OIL AND GAS Personal property, Assistive devices, See ASSISTIVE TECHNOLOGY REGULATION ACT; 69-2601 County board, power to lease equipment, 23-3114 *Motor vehicles, this heading* Rental purchase, See CONSUMER RENTAL PURCHASE AGREEMENT ACT: 69-2101 Tenant's, disposition by landlord, See PERSONAL PROPERTY LANDLORD AND TENANT ACT. DISPOSITION OF; 69-2301 Uniform Commercial Code, Article 2A, UCC, See also COMMERCIAL CODE, UNIFORM Public property, Acquiring under lease-purchase agreement, taxation status, 77-202, 77-2704.15 Leased, taxation status, 77-202.11 Railroad land, See AGRICULTURAL SUPPLIERS LEASE PROTECTION ACT; 2-5501 Real property, Agreement in writing required, 36-103 to 36-107, See also STATUTE OF FRAUDS Homeowner protection against unconscionable practices, See FORECLOSURE PROTECTION ACT, **NEBRASKA**; 76-2701 Landlords and tenants, this heading Time-share agreement, See TIME-SHARE ACT, NEBRASKA; 76-1701 Rental information and statistics. publication, 81-2,164 Rents. Hospital authority, power to release from pledge, 23-35,109 Security interest in rents, this heading Safety deposit boxes, 8-501

EASES AND RENTAL **AGREEMENTS** –Cont'd Sales and use tax, See SALES AND USE TAX Saline lands, leased by Board of Educational Lands and Funds, 72-501 to 72-504 School boards, rental or lease of buildings, 79-10,103 to 79-10,107 School lands, lease of, See SCHOOL FINANCE Security interest in rents, Applicability of sections, 52-1708, 76-276 Assignment instrument, 52-1702 Collection of rents, 52-1706 Definitions, 52-1701 Enforcement by assignee, 52-1705 Lease terms, conditions and restrictions, 52-1706 Perfection, 52-1704 Priority, 52-1707 Receiver, appointment, 52-1705 Validity, 52-1703 State. Bidding requirements for building leases, 81-1108.16, 81-1108.55 Department of Administrative Services, custodian of property, 81-1108.17 Lease of railroad property, 81-2801 Personal property, 81-1118.03 Requirements, 81-1108.16, 81-1108.22 Stone Office Building, rental rate, 81-1139.01 Statutes of fraud, See STATUTE OF FRAUDS Tax incentives, transfer by lease, when, 77-4108, 77-5410 Tenants. Landlords and tenants, this heading Uniform Commercial Code, See COMMERCIAL CODE, UNIFORM Water, induced ground water recharge, public water supplier, lease required, 46-236 EGAL AID

See generally LEGAL PROCEDURE

Attorneys, incentive for public service practice, See LEGAL EDUCATION FOR PUBLIC SERVICE AND RURAL PRACTICE LOAN **REPAYMENT ASSISTANCE ACT; 7-201 Civil Legal Services Program**, Commission on Public Advocacy, duties, 25-3007 Created, 25-3007 Definitions, 25-3006 Fund, Civil Legal Services, Created, 25-3009 How funded, 25-3010, 25-319.01, 30-3839 Grants, 25-3007 Recipients, requirements, 25-3008 Intent, 25-3005 County aid, See COUNTY REVENUE ASSISTANCE ACT; 29-3919 For poor persons, See INDIGENT PERSONS Fund, Legal Aid and Services, Commission on Public Advocacy, duties, 25-3003 Created, 25-3002 Definitions, 25-3001 How funded, 25-319.01, 30-3839 Service provider, receipt of funds, audit, 25-3004 Use, 25-3002 Public defenders, See PUBLIC DEFENDERS LEGAL EDUCATION FOR PUBLIC SERVICE AND RURAL PRACTICE LOAN REPAYMENT ASSISTANCE ACT See generally POSTSECONDARY EDUCATION Act. how cited. 7-201 **Board, Legal Education for Public** Service and Rural Practice Loan Repayment Assistance, Chairperson, 7-205 Duties, 7-206, 7-210 Meetings, 7-205 Members, 7-204 Commission on Public Advocacy, duties. Donations, 7-208

LEGAL EDUCATION FOR PUBLIC SERVICE AND RURAL PRACTICE LOAN REPAYMENT ASSISTANCE ACT --Cont'd

Commission on Public Advocacy, duties –*Cont'd* Identify designated legal profession

shortage areas, 7-210 Repayment assistance, 7-206, 7-207

Definitions, 7-203

Fund, Legal Education for Public Service and Rural Practice Loan Repayment Assistance, 7-209

Intent, 7-202

Program, legal education for public legal service and rural practice loan repayment assistance, 7-206

EGAL NEWSPAPER

See LEGAL NOTICES

EGAL NOTICES

See generally CIVIL PROCEDURE Contract rate authorized, 33-142 Newspaper, legal, 25-523 Presumption of, 25-1277 Proof of, 25-1274 to 25-1277 Publication rates, 33-141 Substitute notice authorized, 33-143

EGAL PROCEDURE

See generally JUSTICE SYSTEM Acknowledgments, See ACKNOWLEDGMENTS Notary public, See NOTARY PUBLIC Actions, See ACTIONS Frivolous, See FRIVOLOUS ACTIONS AND PLEADINGS Affirmations, See OATHS AND **AFFIRMATIONS** Agencies, See ADMINISTRATIVE PROCEDURE ACT; 84-901 Appeals and reviews, See APPEALS AND REVIEWS Appearances, See APPEARANCES Arbitration, See ARBITRATION AND MEDIATION Attorneys, See ATTORNEYS

Attorney's fees, See ATTORNEY'S FEES, STATUTORY AUTHORIZATION Civil procedure, See CIVIL PROCEDURE Contempt, See CONTEMPT Continuance, See CONTINUANCE Court costs, See COURT COSTS Criminal procedure, See CRIMINAL PROCEDURE Damages, See also DAMAGES Joint and several liability, See JOINT AND SEVERAL LIABILITY Personal injuries, See PERSONAL **INJURIES** Property, See PROPERTY DAMAGE Remedies, this heading Defenses, See also CRIMES AND OFFENSES Assumption of risk, See ASSUMPTION OF RISK Contributory negligence, See CONTRIBUTORY NEGLIGENCE Immunity, See IMMUNITY Insanity, See INSANITY Justification, See JUSTIFICATION DEFENSE Self-defense, See SELF-DEFENSE Statutes of limitation, See STATUTES OF LIMITATION **Demurrer**, See DEMURRER **Discovery**, See DISCOVERY Debtor examination, See DEBTOR **EXAMINATION** Depositions, See DEPOSITIONS Interrogatories, See **INTERROGATORIES** Search and seizure. See SEARCH AND SEIZURE Endorsements, See ENDORSEMENTS Evidence, See EVIDENCE Judicial notice, See JUDICIAL NOTICE Objections and exceptions, See **OBJECTIONS AND EXCEPTIONS** Presumptions, See PRESUMPTIONS Questions of law and fact, See QUESTIONS OF LAW AND FACT **Exceptions and objections**, See **OBJECTIONS AND EXCEPTIONS** Execution of judgment, See EXECUTION OF JUDGMENT

EGAL PROCEDURE -Cont'd Garnishment, See GARNISHMENT Guardian ad litem, See GUARDIAN AD LITEM Guest statutes, repealed, See GUEST STATUTES Immunity, See IMMUNITY In forma pauperis, See IN FORMA PAUPERIS Joint and several liability, See JOINT AND SEVERAL LIABILITY Judgments, See JUDGMENTS Confession of. See CONFESSION OF JUDGMENT Declaratory judgments, See DECLARATORY JUDGMENTS Execution of, See EXECUTION OF JUDGMENT Foreign judgments, See JUDGMENTS Offer of, See OFFER OF JUDGMENT Summary judgments, See SUMMARY JUDGMENTS Juries, See JURIES Grand juries, See GRAND JURIES Jurisdiction, See JURISDICTION Legal aid, See LEGAL AID Mediation, See ARBITRATION AND MEDIATION Next friend, See NEXT FRIEND Oaths and affirmations, See OATHS AND AFFIRMATIONS **Objections and exceptions**, See **OBJECTIONS AND EXCEPTIONS** Orders. Contempt, See CONTEMPT Injunction, See INJUNCTION Protection orders, See PROTECTION ORDERS Stays, See STAYS Subpoena, See SUBPOENA Summons, See SUMMONS Warrants, See WARRANTS Parties. See PARTIES Joinder, See JOINDER OF PARTIES Pleadings, See also PLEADINGS Answer, See ANSWER Court records, complete record requirements, 25-1319 to 25-1322, 43-3340 Demurrer, See DEMURRER

Frivolous. See FRIVOLOUS ACTIONS AND PLEADINGS Motions, See MOTIONS Petitions, See PETITIONS Praecipe, See PRAECIPE Reply, See REPLY Setoff, counterclaim, and crossclaim, See SETOFF, COUNTERCLAIM, AND CROSS-CLAIM Power of attorney, See POWER OF ATTORNEY Protection orders, See PROTECTION ORDERS Provisional remedies, Attachment. See ATTACHMENT Garnishment, See GARNISHMENT Receivers. See RECEIVERS Replevin, See REPLEVIN Remedies, Damages, See DAMAGES Injunction, See INJUNCTION Mandamus, See MANDAMUS Restitution, See RESTITUTION **Remonstrance.** See REMONSTRANCE Sentence and punishment, See SENTENCE AND PUNISHMENT Service of process, See SERVICE OF PROCESS Constructive service, See CONSTRUCTIVE SERVICE Summons, See SUMMONS Signatures, See SIGNATURES Special prosecutors, See SPECIAL PROSECUTORS State agencies, See ADMINISTRATIVE PROCEDURE ACT; 84-901 Summary proceedings, See SUMMARY PROCEEDINGS Trial. See TRIAL Warrants, See WARRANTS Witnesses, See WITNESSES Fees. See WITNESS FEES LEGAL SEPARATION See generally MARRIAGE

Attorney for minor children, appointment, 42-358 Children, Custody, See CHILD CUSTODY

EGAL SEPARATION -Cont'd Children -Cont'd Support, See CHILD SUPPORT Complaint, 42-352, 42-353 Contempt proceedings, 42-370 Costs, payment, 42-367 Decree. Application to set aside, 42-372.03 Hearing prior to entry, when, 42-361.01 Incorporate financial arrangements, 42-364.17 Definitions. 42-347 Findings, 42-361.01 Hearings, 42-356 When required, 42-361.01 Jurisdiction, 25-2740, 42-348, 42-351 Orders. Final pending appeal, contents, 42-351 Minor children, 42-381 Rights of parents, 42-381 Support, 42-367, 42-368 Temporary and ex parte, 42-357, 42-367 Pension rights, See SPOUSAL PENSION RIGHTS ACT; 42-1101 **Reconciliation**, 42-360, 42-801 to 42-823, See also CONCILIATION COURT LAW Residence requirements, 42-349, 42-350 Service of process, 42-355 Social security numbers recorded to aid support enforcement, 43-3340 Support, 42-367, 42-368 LEGISLATIVE AUDITOR See generally STATE OFFICERS AND **EMPLOYEES** Appointment. 50-401.01 Duties, See LEGISLATIVE PERFORMANCE AUDIT ACT; 50-1201

Legislature, See LEGISLATURE Office of Legislative Audit, 50-421 Office staff, 50-421 LEGISLATIVE PERFORMANCE AUDIT ACT See generally STATE GOVERNMENT Act, how cited, 50-1201 Confidentiality, 50-1210, 50-1213, 50-1214, 77-2711, 77-27,119 Definitions, 50-1203 Hearing, 50-1211 Intent, 50-1202 Legislative auditor and office of Legislative Audit, See also LEGISLATIVE AUDITOR Duties. 50-1204 Performance audits, this heading Legislative Performance Audit Committee. Committee report and hearing, 50-1211 Duties, 50-1204, 50-1205, 50-1211 Established, 50-1204 Privilege, 50-1213 Reports from Auditor of Public Accounts, when, 84-304, 84-31 Review of reports and materials, 50-1211 Subpoena power, 50-1205 Performance audits, Access to records, 50-1213, 77-2711, 77-27,119 Agency, Notification of, 50-1208 Response to report, 50-1210 Written implementation plan, duties, 50-1212 Audit not reviewable by court, 50-1213 Audit plan, 50-1208 Confidentiality, 50-1213 Criteria, 50-1207 How conducted, 50-1208 Obstruct or mislead, penalty, 50-1215 Preaudit inquiry, 50-1206 Public hearing, when, 50-1211 Reports. Committee report, 50-1211 Office findings and recommendations, 50-1210 Scope statement, 50-1208 Standards, 50-1204, 50-1205.01

EGISLATIVE PERFORMANCE AUDIT ACT -Cont'd State employee providing information, how treated, 50-1214 Tax incentive performance audits, 50-1209 Tax returns and information, available, when, 77-2711 Violations, penalty, Confidentiality, 50-1213 Obstruction of audit or preaudit, 50-1215 Retaliatory personnel action, 50-1214 Tax returns and information, 77-2711, 77-27, 119 EGISLATIVE RESEARCH See generally STATE OFFICERS AND **EMPLOYEES** Director. Appointment, 50-401.01 Duties. 50-416 Legislature, See LEGISLATURE Office of Legislative Research, 50-416 Office staff, 50-416 **EGISLATURE** See generally STATE GOVERNMENT Appeal from exercise of powers, 50-406

Apportionment, Article III, section 5, Constitution of Nebraska Redistricting, effect, Article III, section 7, Constitution of

Nebraska Appropriations, See also APPROPRIATIONS

Cash Reserve Fund, 84-612, 84-613, See also CASH RESERVE FUND

Duty to make, Article III, section 22, Constitution of Nebraska, 50-128

Requirements, statutory, 49-804 to 49-805.01

Restrictions. Article III. sections 22 and 25, Constitution of Nebraska Attorney General, Duty to defend, 84-209, 84-210 Render legal opinions, 84-205 Auditor of Public Accounts, report to Legislature when requested, 84-304 Bills. Legislation, this heading Budget, preparation, 81-125 to 81-126 Checks, cashing, 84-615 Clerk, Assistant, 50-115 Clerk of the Legislature Cash Fund, 50-114.05 Powers and duties, 50-114 to 50-114.05 Committee votes on bills, recorded, Article III, section 11, Constitution of Nebraska Committees. Committee on Building Maintenance, 81-185, 81-186 Committee on Justice Reinvestment Oversight, 50-434 Education Committee, Statewide vision for education. report, 50-426, 50-427 Study postsecondary education affordability, report, 50-428 Study uses of State Lottery Act proceeds dedicated to education, report, 50-425 Health and Human Services Committee, report of department's implementation of recommendations for child welfare system, 50-424 Legislative Performance Audit Committee, 50-1204, See also LEGISLATIVE PERFORMANCE AUDIT ACT Legislature's Planning Committee, Duties, 50-1403 Established, 50-1402 Intent. 50-1401 Powers, 50-1404

EGISLATURE -Cont'd **Committees** –Cont'd Powers, 50-406, 50-407 State-Tribal Relations Committee. 50-445 Confirmation of appointments, Board of Trustees of the Nebraska State Colleges, Article VII, section 13, Constitution of Nebraska Executive officers, Article IV, sections 1 and 10, Constitution of Nebraska Tax Commissioner, Article IV, section 28, Constitution of Nebraska Conflict of interest, Article III, section 16, Constitution of Nebraska. See also POLITICAL ACCOUNTABILITY AND DISCLOSURE ACT, NEBRASKA Constitutional amendments, Federal. Legislative application to Congress for convention to propose amendments, Article V, Constitution of the United States Senators and Representatives, Legislature to provide for elections of. Article I. section 4. Constitution of the United States State, Article XVI, section 1, Constitution of Nebraska, 49-201 to 49-238 Contempt. 50-105 to 50-110. 50-407 Council, Legislative, 50-401, 50-401.01 **Council of State Governments.** declaration, 81-824 Deaf or hard of hearing persons, right to interpreter, 20-150 to 20-159, See also INTERPRETERS **Director of Administrative** Services, records open to legislative inspection, 81-1107.04 Disrespect, Article III, section 10, Constitution of Nebraska

Districts, legislative, 50-1153, 50-1154 Apportionment, Article III, section 5, Constitution of Nebraska Redistricting, effect, Article III, section 7, Constitution of Nebraska Division heads, appointment, 50-401.01 Domestic violence, legislative requests for federal protection against, Article IV, section 4, Constitution of the United States Dual office holding, prohibitions, 32-604 Elections. Executive officers, returns and contests, procedure, Article IV, section 4, Constitution of Nebraska, 32-1039, 32-1105 to 32-1107, 32-1111 to 32-1116 Members of the Legislature, Article III, section 7, Constitution of Nebraska, 32-508 Contests. 32-1101 to 32-1117 Presidential electors, designate manner of appointment, Article II. section 1. Constitution of the **United States** Electronic postmark, use authorized, 86-644 Emergency powers, 84-162 to 84-167 Civil defense emergencies, resolutions, 13-703, 72-701.03, 84-1112 Employees. Compensation, 50-112 Legislative, See STATE OFFICERS AND **EMPLOYEES** Executive Board of the Legislative Council. Legislative Council, this heading Executive offices, creation, vote required, Article IV, section 27, Constitution of Nebraska Expenses of members, Article III, section 7, Constitution of Nebraska, 50-201 to 50-203, 50-415

EGISLATURE -Cont'd Fax machines, installation authorized, 49-14,101.01, 50-401.05 Fiscal Analyst, Legislative, Appointment, 50-401.01 Powers and duties, 50-418 to 50-420, 77-27, 159, 77-4601 to 77-4603 Flag, display, 50-116 Funds. Clerk of the Legislature Cash Fund, 50-114.05 Legislative Council Retirement Study Fund, 50-438 Nebraska Legislative Shared Information System Cash Fund, 50-437 Governor, messages to Legislative **Council**, 50-411 Hearing-impaired persons, right to interpreter. Deaf or hard of hearing persons. this heading Hearings, 50-404 to 50-408 Impeachments, Article III, section 17, Constitution of Nebraska, See also IMPEACHMENT Intergenerational Poverty Task Force, 50-429 to 50-433 Journals, publication and distribution, Article III, section 11, Constitution of Nebraska, 49-501 to 49-509.01, 85-176, 85-177 Legal actions or proceedings, costs, 25-1808, 25-1809 Legislation. Attorney General, duties, 84-215 to 84-217, 84-731, 84-732 Authorized, Article III, section 30, Constitution of Nebraska Effective date, Article III, section 27, Constitution of Nebraska Emergency clause, Article III, section 27, Constitution of Nebraska Governor, failure to execute, 84-732 One-subject rule, Article III, sections 14 and 22, Constitution of

Nebraska

section 15, Constitution of Nebraska Requirements, style and passage, Article III, sections 13, 14, and 22. Constitution of Nebraska. 49-804 to 49-805.01 Restrictions, Article I, section 16, Constitution of Nebraska Secretary of State, duties, 84-502 to 84-505 Special, prohibited, Article III, section 18, Constitution of Nebraska Statute enacted by initiative, Legislative changes, requirements, Article III, section 2, Constitution of Nebraska Legislative Auditor, See also LEGISLATIVE AUDITOR Appointment, 50-401.01 Legislative Council, 50-401 Committees, authorized, 50-404 Contracts for professional services, 50-401.01 Cooperation from state agencies and local governments, 50-409 Duties. 50-401.01. 50-402 Executive Board, 50-401.01 Expenses, per diem, 50-203 Expenses of members, Article III. section 7, Constitution of Nebraska, 50-201 to 50-203, 50-415 Governor, messages, 50-411 Meetings, 50-410 Offices, 50-402 Powers, 50-401.01, 50-406 Appeal, 50-406 Recommendations, 50-414 Reports, 50-413 Subpoenas, 50-406, 50-407 Testimony, failure of witness to provide, 50-407 Legislative Performance Audit **Committee.** 50-1204 Library reference facilities, access, 50-412

Presentment to Governor, Article IV

EGISLATURE -Cont'd Mailing requirements, Central mailing room, 81-164 to 81-171 Electronic postmark, 86-644 Members. Appointment to other office during term, prohibited, Article III, section 9, Constitution of Nebraska Arrest, privilege against, Article III, section 15, Constitution of Nebraska Attorney General, duty to defend, 84-209, 84-210 Central mailing room, use of, when, 81-165 Compensation, Article III, section 7, Constitution of Nebraska, 50-123.01, 50-201 to 50-203, 50-415 Restrictions, Article III, section 19, Constitution of Nebraska Conflict of interest, Article III, section 16, Constitution of Nebraska Duties, 49-1493 to 49-14,104, See also POLITICAL ACCOUNTABILITY AND DISCLOSURE ACT, NEBRASKA Correctional facilities, visitation of by members allowed, 83-186 Credentials, 50-101, 50-102 Defined, Article XVII, section 1, Constitution of Nebraska Disgualification, Article III, sections 8 and 9. Constitution of Nebraska Election of, Article III, section 7, Constitution of Nebraska, 32-508 Electronic postmark, not authorized, 86-644 Expenses, per diem, 50-203 Expulsion, Article III, section 10, Constitution of Nebraska Impeachment, Article III, section 17, Constitution of Nebraska, See also IMPEACHMENT

Number, Article III, section 6. Constitution of Nebraska, 50-1153 Oath, Article XV, section 1, Constitution of Nebraska Administration by members, 50-103. 50-406 Support of the Constitution of the United States required, Article VI. Constitution of the United States Office space, 72-2213 Privileges, Article III, sections 15 and 26, Constitution of Nebraska, 50-104, 50-404 Qualifications, Article III, section 8, Constitution of Nebraska Resignation, how made, 32-562 Restriction on holding office, Article III, section 9, Constitution of Nebraska Speech, protection, Article III, section 26, Constitution of Nebraska, 50-104, 50-404 State telecommunications system. authorized uses, procedure, 81-1120.27 Telephone calls. Long-distance, personal, when authorized, 81-1120.27 Records. Audit, 50-401.01, 84-712.05 Release, 84-712.05 Terms. Length, Article III, section 7, Constitution of Nebraska Term limits. Article III. section 12. Constitution of Nebraska When commenced, Article III, section 10, Constitution of Nebraska Start of second half, 32-122 Vacancy in office, 32-560 to 32-566 Nepotism, internal policies prohibiting encouraged, 49-1499.07 Officers, 50-111 to 50-113 Ombudsman or Public Counsel, 81-8,240 to 81-8,254, See also OMBUDSMAN

EGISLATURE -Cont'd Per diem, 50-203 Performance audits, See LEGISLATIVE PERFORMANCE AUDIT ACT; 50-1201 Postsecondary education role and mission, legislative changes, conditions, 85-966.01 Presiding officer, Duties, 50-113 Lieutenant Governor, Article III, section 10. Constitution of Nebraska Private papers, preservation, 84-1215 Proceedings, proof of, 25-1290 Program evaluation, See LEGISLATIVE PERFORMANCE AUDIT ACT: 50-1201 Public access, Article III, section 11, Constitution of Nebraska Public assistance records, access to, 68-313.01 Public institutions, testimony, 83-115 Punishment, grounds, Article III, section 10, Constitution of Nebraska Quo warranto actions, may direct institution of, 25-21,123 Records. Audit records and work papers, confidentiality, 84-712.05 Electronic access, report required, 84-1205.03 Public, access, 84-712 to 84-712.09 Public disclosure, exemption, 84-712.05 Settled claims, public access requirements, 84-713 Where kept, 84-505 Reports. Biennial from state officers, 84-702 From public entity, electronic format, 50-114.03 Research, Director of, See also LEGISLATIVE RESEARCH Appointment, 50-401.01 **Retirement Systems Committee,** Nebraska, 50-416.01, 50-417

Review of boards and commissions, Government, Military and Veterans Affairs Committee, powers and duties, 50-1302 to 50-1304 Intent, 50-1301 Report, 50-1302 Revisor of Statutes, See also **REVISOR OF STATUTES** Appointment, 50-401.01 Rules and regulations of executive departments, powers and duties of Legislature, 84-901.01, 84-907.06, 84-907.07, 84-907.10 Salary, Article III, section 7, Constitution of Nebraska, 50-123.01 Restrictions. Article III. section 19. Constitution of Nebraska Separation of powers, Article II, section 1, Constitution of Nebraska Sergeant at arms, 50-116 Session laws, publication and distribution. Article III. section 27. Constitution of Nebraska, 49-501 to 49-509.01, 85-176, 85-177 Sessions. Annual, Article III, sections 6 and 10. Constitution of Nebraska Duration, Article III, section 10. Constitution of Nebraska Held at state capital, 72-701 Procedure, Article III, section 10, Constitution of Nebraska Public access. Article III. section 11. Constitution of Nebraska Special, Article III, section 29, and Article IV, section 8, Constitution of Nebraska, 50-125, 50-126 Special sessions, Article III, section 29, and Article IV, section 8, Constitution of Nebraska, 50-125, 50-126 Speech, protection, Article III, section 26, Constitution of Nebraska, 50-104, 50-404 Attorney General, duty to defend, 84-209.84-210

EGISLATURE -Cont'd State Treasurer, records, inspection by Legislature, 84-605 States of the United States, new, legislative consent for formation of, when, Article IV, section 3, Constitution of the United States **Statutes**, See STATUTES Studies, authorized, 50-405 Subpoenas, 50-406, 50-407 Tax rate. Establish, 77-2715.01 Tax Rate Review Committee, 77-2715.01 Telephones. Calls, personal long-distance, authorized, when, 81-1120.27 Installation authorized, 49-14,101.01, 50-401.05 Records, audits, 81-1120.27, 84-712.05 Testimony, failure of witness to provide, 50-407 Unicameral, established, Article III, section 1, Constitution of Nebraska **Voting,** Article III, section 11, Constitution of Nebraska Witness fees, 50-408 EMON LAW See generally MOTOR VEHICLES Applicability of sections, 60-2708, 60-2709 Arbitration, informal dispute settlement procedure, 60-2705 Attorney's fees, when, 60-2707 Conform to express warranties, failure of vehicle, effect, 60-2702 Definitions. 60-2701 Dispute settlement procedure, informal, 60-2705 Duty to repair, when, 60-2702 Express warranties, Failure of vehicle to conform, duty to repair. 60-2702 Terms, how computed, 60-2704

Informal dispute settlement procedure, 60-2705 Manufacturer, duties, 60-2703, 60-2705 Motor Vehicles, Director of, duties, 60-2705 Presumption, 60-2704 Refund purchase price, when, 60-2703, 60-2705 Replace vehicle, when, 60-2703, 60-2705 Report to manufacturer, consumer, 60-2702 Sections. Applicability, 60-2708, 60-2709 How construed, 60-2708 Statute of limitation, 60-2706 Warranties, express, Failure of vehicle to conform, duty to repair, 60-2702 Terms, how computed, 60-2704 LETTERS OF CREDIT, Article 5, UCC See also COMMERCIAL CODE, UNIFORM LIABILITY LIMITATIONS See IMMUNITY LIBEL See DEFAMATION LIBRARIES See generally PUBLIC BUILDINGS Acquisition of land, 51-210 Audit by Auditor of Public Accounts, when, 84-304 Cities, authority to establish, All cities, 51-201 to 51-219 Public libraries, this heading Cities of the first class, 16-251 City of the metropolitan class, 14-102 City of the primary class, 15-230 City of the second class, 17-967 to 17-969 Commission, Nebraska Library, Clearinghouse, Nebraska Publications, 51-411 to 51-418 Director, 51-403 to 51-404

IBRARIES –Cont'd **Commission, Nebraska Library** -Cont'd Expenses, 51-402 Fund, Nebraska Library Commission Cash, 51-410.01 Funds, disbursement, 51-410 Loan, books, 51-406 Membership, 51-401 Powers and duties, 51-403 Reports, 51-407 Services, access to, 51-405, 51-408 Community colleges, bonds for information technology, See PUBLIC FACILITIES CONSTRUCTION AND FINANCE ACT: 72-2301 Counties, authority to establish, 51-201 to 51-220 Public libraries, this heading Public library federations, this heading, 51-801 to 51-811 **Discrimination prohibited**, 51-211 **Donations**, 51-215 Educational service units, Bonds for information technology, See PUBLIC FACILITIES CONSTRUCTION AND FINANCE ACT; 72-2301 Eminent domain, 51-210 Employee benefits, joint procurement, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 **Expenditures**, Additional authorized, See LOCAL GOVERNMENT MISCELLANEOUS EXPENDITURE ACT: 13-2201 Fines, collection, 51-214 Funds, disbursements, 51-209 Insurance, joint procurement, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Joint agreements, authorized, See INTERLOCAL COOPERATION ACT; 13-801; JOINT PUBLIC AGENCY ACT; 13-2501 Law libraries, County law library, 51-220

County law library, 51-220 Publications furnished to, College of Law, 85-176, 85-177

Court decisions. 24-209 Nebraska Administrative Code, 84-906.03 Nebraska Workers' Compensation Court rules, 48-163 Session laws and journals, 49-502.49-506 Statutes, 49-617 State Library and librarian, this heading Legislature, access to library facilities, 50-412 Municipal. establishment, 51-201 to 51-219 Public libraries, this heading Museum property, See MUSEUM PROPERTY ACT; 51-701 Private libraries, use by public, 51-219 Property. Acquisition, 51-210, 51-809 Exempt from execution and taxation, when, 51-218, 51-809 Sale and conveyance, 51-216 Remonstrance, 51-216 Public buildings, See PUBLIC BUILDINGS Public libraries. Bonds, 51-209, See also BONDS Bonds for information technology, See PUBLIC FACILITIES CONSTRUCTION AND FINANCE ACT; 72-2301 Elections required, 51-201, 51-201.03, 51-201.04 Establishment, 51-201 Governing body, duty, 51-211 Intent, 51-201.02 Library board, powers and duties, 51-202 to 51-219 Library fund, 51-201 Merger, 51-201, 51-201.04 to 51-201.06 Petition to establish, 51-201.03 Sinking fund, 51-209 Taxes. Authorized, 51-201 Disbursed, 51-209 Limitations, 77-3442 to 77-3446 Use and purpose, 51-212

IBRARIES –Cont'd **Public libraries** –Cont'd Use by school districts, 51-217 Withdrawal of municipal library, 51-201.07 Public library federations, Affiliation with federation, 51-807 Withdrawal of affiliation, 51-810 Board of federation, powers and duties, 51-805 Annual report, 51-808 Definitions, 51-802 Dissolution of federation, 51-811 Fund, public library federation, 51-806 Intent, 51-801 Intercounty public library federation, 51-804 Intracounty public library federation, 51-803 Property of, Exempt from execution and taxation, when, 51-809 Title to, how vested, 51-809 Tax levy, restrictions, 51-806 Remonstrance, conveyance of property, 51-216 **Report**, 51-213 Safety committee, when required, 48-443 to 48-445 Sanitary and improvement districts, authority to contract for access, 31-727, 31-740 School district, use of public library, 51-217 School libraries. Bonds for information technology, See PUBLIC FACILITIES CONSTRUCTION AND FINANCE ACT; 72-2301 Funds to establish and maintain, 79-1045 Services, defined, 51-201.01, 51-802 State Library and librarian, 51-101 to 51-109 Audit by Auditor of Public Accounts, 84-304 Court reports, distribution, 24-209 Deputies, 84-801 to 84-807

Nebraska Administrative Code, 84-906 03 Session laws and journals, 49-506 to 49-509 Statutes, distribution, 49-617 Workers' compensation, court rules, 48-163 Taxes, Authorized, 51-201, 51-806 Disbursement, 51-209 Townships, 51-201 to 51-219 Villages, Authority to establish, 17-967 to 17-969, 51-201 to 51-219 Public libraries, this heading Workplace Safety Consultation Program, inspectors, liability, 48-446 LICENSE SUSPENSION ACT See generally CHILD SUPPORT Act. How cited, 43-3301 How construed, 43-3325 Administrative review, procedure, 43-3316 Appeal, 43-3317 Compliance, written confirmation of, 43-3320, 43-3321 Definitions, 43-3303 to 43-3313 Department, information agreements authorized, 43-3324 Fee for reinstatement of license, 43-3321, 43-3322 Intent, 43-3302 Judicial review. 43-3315 License, reinstatement or renewal, 43-3321 Licensing authorities, certification to, 43-3318 **Reports to Legislature**, 43-3326 Rules and regulations, 43-3323 Support, delinquent or past-due, notice, 43-3314 Support order, application to **modify**, **effect**, 43-3319

LICENSED PRACTICAL NURSE-CERTIFIED PRACTICE ACT

LICENSED PRACTICAL NURSE-**CERTIFIED PRACTICE ACT** -Cont'd See generally PROFESSIONS AND OCCUPATIONS Act. Applicability, 38-1614 How cited, 38-1601 Purposes, 38-1602 Activities authorized, 38-1613, 38-1621 Board of Nursing, 38-167, See also CREDENTIALING ACT. UNIFORM Definitions, 38-1603 to 38-1612 Fees, 38-1619 Licensure, See also CREDENTIALING ACT, UNIFORM; 38-101 Continuing competency activities, 38-1617 Expiration, restoration, 38-1618 Renewal, 38-1616, 38-1617 Requirements, 38-1615 Term, 38-1616 Title, use of, 38-1620 Training courses, Approval of course, 38-1623 Disciplinary actions authorized, 38-1624 Reinstatement of approval, 38-1625 Revoked or suspended, 38-1624 Curriculum, established, 38-1622 Denial of approval, 38-1624 Prerequisite competencies, 38-1622 LICENSED PRACTICAL NURSES See NURSES LIE DETECTORS See POLYGRAPHS **IENS** See generally MONEY Agister's liens, 52-2201, 54-201 to 54-209 Agricultural liens,

Financing statement, continuation statement required, when, 52-2201

Central filing system, 52-1301 to 52-1322, See also SECURED TRANSACTIONS Chemicals supplied, 52-1101 to 52-1104 Electricity used, 52-1201 to 52-1205 Fertilizer supplied, 52-1101 to 52-1104 Grain, Thresher's liens, 52-501 to 52-504 Warehouse liens, priority, 88-547.01 Labor supplied, application of agricultural chemicals, 52-1101 to 52-1104 Livestock. Animals, this heading Petroleum products input lien, 52-901 to 52-904 Production input liens, supplierlender relationship, 52-1401 to 52-1411 Seed supplied, 52-1201 to 52-1205 Soil conditioners, 52-1101 to 52-1104 Uniform Commercial Code, applicable to agricultural liens, UCC 9-102, UCC 9-317, See also COMMERCIAL CODE, UNIFORM Airports and related property, charges, 3-146, 3-215 Aliens and foreign corporations, real estate liens, 76-411 Animals. Financing statement, continuation statement required, when, 52-2201 Agister's liens, 54-201 to 54-209 Criminal acts, cost of care, 28-1011 Horseshoer, 52-201 to 52-204 Livestock, Feed and care, 54-201 to 54-209 Seizure, expense reimbursement, 54-905 Stud service, 52-1501 to 52-1506 Production input liens, supplierlender relationship, 52-1401 to 52-1411 Trespassing, damages for, 54-402 to 54-407

LIENS –Cont'd Animals –*Cont'd* Veterinarian's liens, 52-701, 52-702 Artisan's liens, 52-201 to 52-204, 52-2201 Attorney's liens, 7-108 Extinguishment of defense cost lien, when, 29-4605, See also WRONGFUL CONVICTION AND IMPRISONMENT ACT, NEBRASKA CLAIMS FOR Boats, 37-1282, 37-1290 Cemetery lots and vaults, exempt from, 12-517, 12-605 Central filing system for farm products, 52-1301 to 52-1322, See also SECURED TRANSACTIONS Checks or instruments, failure to endorse, 25-21,188.01 Cities, See CITIES OF THE FIRST CLASS; CITIES OF THE METROPOLITAN CLASS; CITIES OF THE PRIMARY CLASS; CITIES OF THE SECOND CLASS; VILLAGES Clock repairer's liens, 52-301 to 52-304 Clothes, lien for services or storage, 52-801 to 52-806 Common-law liens, nonconsensual, Defined, 52-1901 Filing of, penalty, 28-935 Filing officer, duty to refuse, 52-1903 Recorded lien, service upon owner required, 52-1906 Strike from record, when, 52-1904 Submission for filing or recording, liability, 52-1907 Attorney's fees and costs, 52-1907 Void and unenforceable, 52-1905 Condominium associations, 76-874, 76-875 Construction liens. Generally, See CONSTRUCTION LIEN ACT, NEBRASKA; 52-125 Public buildings, 52-118 to 52-118.02 Recording with register of deeds, 23-1512, 23-1514, 23-1517, 23-1517.02

Contractors, failure to pay claim, 52-123, 52-124 Corporations, dissolution, occupation tax, 21-312, 21-323, 21-325 **Counties**, See COUNTIES Credit unions, 21-1784 Dry cleaners, liens for services, 52-801 to 52-806 Employment Security Law, default, 48-657, 48-660.01 Energy conservation loans, 66-1009 Equipment, construction or repair of, 52-201 to 52-204, 52-2201 Estate property, treatment, 30-2494, 30-2496, 30-24,121 Farm Homestead Protection Act, 76-1905, 76-1911 Filing requirements, UCC 9-501 to UCC 9-505, See also COMMERCIAL CODE, UNIFORM Financing statements, UCC 9-502 to UCC 9-515. See also COMMERCIAL CODE, UNIFORM Under Chapter 52 filed prior to November 1, 2003, continuation statement required, 52-2201 Fire equipment, treatment, 35-105 Foreclosure. As a secured transaction, Article 9, UCC, See also COMMERCIAL CODE, UNIFORM As mortgage foreclosure, See FORECLOSURE Of tax liens. See FORECLOSURE Fraudulent transfers, effect on, See FRAUDULENT TRANSFER ACT, UNIFORM; 36-701 Homeowners' association, 52-2001 Homestead exemption, Denied, 77-3517 Inoperative, when, 40-103 Horseshoer, 52-201 to 52-204, 52-2201 Hospital services, 52-401 Installment loan, 45-351, 45-1017 Insurers, liquidation, effect, 44-4828, 44-4829, See also INSURERS SUPERVISION,

LIENS –Cont'd REHABILITATION, AND LIQUIDATION ACT, NEBRASKA Irrigation, Assessments, 46-140, 46-271, 46-2.102 Change in boundary, effect, 46-173 Construction bonds, taxes for payment of, 46-151 Contract for use of water, 46-268 Federal aid, payment of, 46-1,148 Stock assessments, 46-271 Jeweler's liens. 52-301 to 52-304 Judgment liens, See JUDGMENT LIENS Landlord liens, 76-1434 Lead abatement project. enforcement of violations, 71-6331 Lien indexes, register of deeds, computer records, 23-1517.02 Liquor law violation, lien on property, when, 53-198 Livestock, Animals, this heading Master lien list. 52-1601 to 52-1605 Medical services, 52-401 Mobile homes, security interest, priorities, 52-1801 Mortgages, See MORTGAGES Mosquito control costs, 71-2918 Motor vehicles. Construction or repair, 52-201 to 52-204, 52-2201 Electronic title and lien system, Implementation, 60-164 Printed certificate of title, when issued, 60-165.01 Notation on title, 60-164 Towing or storage charges, 60-6,165, 60-2410 Motorboats, 37-1282, 37-1290 Municipal, See CITIES OF THE FIRST CLASS; CITIES OF THE METROPOLITAN CLASS; CITIES OF THE PRIMARY CLASS; CITIES OF THE SECOND CLASS; VILLAGES Museum Property Act, 51-707 Natural resources districts, 2-3226.05 Nursing services, 52-401

Oil and gas, Agricultural product input, 52-901 to 52-904 Financing statement, continuation statement required, when, 52-2201 Labor and material for drilling or operating, See OIL AND GAS LIEN ACT: 57-801 Oil field equipment, 57-301 to 57-304 Taxes, 57-702, 57-710 Partition actions, 25-2172, 25-2173, 25-2193 Partnership, transferable interest, 67-430 Personal property, services performed on, 52-601.01 to 52-605 Physician services, 52-401, 52-402 Public building construction, 52-118 to 52-118.02 Public power districts, revenue bonds and warrants. 70-633 Quiet title, action to determine, 25-21,112 to 25-21,116 Railroad construction, 52-115 to 52-117 **Real estate**, See also REAL ESTATE Conveyances, curative acts, 76-266 to 76-268, 76-274, 76-275, 76-275.06, See also CURATIVE ACTS Rents, security interest in, 52-1701 to 52-1708, See also LEASES AND RENTAL AGREEMENTS Sanitary and improvement districts. 31-740 Secured transactions, Article 9, UCC, See also COMMERCIAL CODE. UNIFORM Silversmith's liens, 52-301 to 52-304 Tax liens, See TAX LIENS Registration, See TAX LIEN **REGISTRATION AND** ENFORCEMENT ACT, UNIFORM STATE: 77-3901 Tax sales, lien of purchaser, 77-1818

IENS –Cont'd Time-share program, 76-1721, 76-1739 to 76-1741, See also TIME-SHARE ACT. NEBRASKA Unemployment compensation, default, 48-657, 48-660.01 Veterinarian's liens, 52-701, 52-702, 52-2201 Villages, See VILLAGES Warehouse lien, UCC 7-209, UCC 7-210, See also COMMERCIAL CODE, UNIFORM Watch repairer's liens, 52-301 to 52-304 Water, Right transfer or program participation, rights of lienholder. 46-739.01 Water Sustainability Fund project, 2-1511 Workers' compensation, Attorney's fees, 48-108 Compensation claims, 48-150 LIEUTENANT GOVERNOR See generally STATE OFFICERS AND **EMPLOYEES** Act as presiding officer of Legislature, when, Article III, section 10, Constitution of Nebraska Compensation, Article IV, section 25, Constitution of Nebraska, 84-721, 84-723 Restrictions, Article III, section 19, Constitution of Nebraska Conflict of interest. Article III. section 16, Constitution of Nebraska Dual office holding, prohibited, 32-604 Duties, Article IV, section 16, Constitution of Nebraska Election. Candidate selection by Governor, 32-619, 32-619.01 Contest, Article IV, section 4, Constitution of Nebraska, 32-1102 State funds, limitation, 84-733

When, 32-506 Electronic postmark, use authorized, 86-644 Established, Article IV, section 1, Constitution of Nebraska Legal action to establish official status, 84-718 to 84-720 Meetings, open, See OPEN MEETINGS ACT; 84-1407 Oath, Article XV, section 1, Constitution of Nebraska Public records. Access. 84-712 to 84-712.09. See also PUBLIC RECORDS Settled claims, requirements, 84-713 Purchase of goods and services, payment for, See PROMPT PAYMENT ACT; 81-2401 Qualifications. Article IV. section 2. Constitution of Nebraska Records, Public records, this heading **Recycling program**, See STATE GOVERNMENT RECYCLING MANAGEMENT ACT; 81-1183 Rulemaking, See ADMINISTRATIVE PROCEDURE ACT; 84-901 Term. commenced when. Article XVII, section 5, Constitution of Nebraska Vacancy in office, Article IV, section 11, Constitution of Nebraska LIFE. SICKNESS AND ACCIDENT **INSURANCE POLICY** READABILITY ACT, NEBRASKA See generally INSURANCE Act, how cited, 44-3401 Applicability of law, 44-3408 Definitions, 44-3403 Flesch readability score, 44-3406 Intent, 44-3402 Policies. Approval, 44-3407 Requirements, 44-3405 Subject to, 44-3404

LIFE AND HEALTH INSURANCE **GUARANTY ASSOCIATION ACT,** NEBRASKA See generally INSURANCE Accounts, 44-2705 Act. Applicability, 44-2719.02 How cited, 44-2720 How construed, 44-2704 Advertisement, prohibitions, 44-2719.01 Assessments. 44-2708 Foreign, treatment, 44-2719 Protest or appeal, 44-2708 Association, Created, 44-2705 Members, 44-2706 Powers and duties, 44-2707, 44-2711 Records, 44-2713 Certificate of contribution, **treatment**, 44-2716 Coverages authorized, 44-2703 Definitions. 44-2702 Director of Insurance, powers and duties, 44-2710, 44-2711 Examination, 44-2714 Insolvency or impairment, Deputy, appointment, 44-2712 Detection and prevention, 44-2711 Effect, procedure, 44-2713 Stay, granted when, 44-2718 Intent, 44-2701 Judgments, set aside when, 44-2718 Liability exemption, 44-2717 Plan of operation, requirements, 44-2709 **Receiver**, 44-2713 Refund sums, treatment, 44-2716 **Report**, 44-2714 Tax exemption, 44-2715 Tax liability, offset against, 44-2716 Venue, action against, 44-2707 IFE INSURANCE

See generally INSURANCE Actuarial opinions, Annual submission, 44-8905, See also STANDARD VALUATION ACT

Confidentiality, 44-425 Definitions, 44-420 Required, 44-421, 44-422 Requirements, 44-424 Rules and regulations, 44-427 Supporting memorandum, 44-425 Transition period, authorized, 44-423 Agents and brokers, Insurance producers, this heading **Annuities,** See ANNUITY CONTRACTS Applicant restrictions, 44-704, 44-705 Assets, considerations, 44-408 Banks, interest in policy authorized, 8-141 Beneficiaries, designation, 44-503.01 Consumer rights regarding personal information obtained by insurer, See PRIVACY OF INSURANCE CONSUMER **INFORMATION ACT; 44-901** Corporations, notice to company, 44-373 Credit life insurance, 44-1701 to 44-1713 Death, simultaneous, effect on distribution of proceeds, See SIMULTANEOUS DEATH ACT, UNIFORM; 30-121 **Default,** See NONFORFEITURE LAW FOR LIFE INSURANCE, STANDARD; 44-407 **Discrimination**, See UNFAIR DISCRIMINATION AGAINST SUBJECTS OF ABUSE IN INSURANCE ACT; 44-7401 Employees, Group insurance, this heading Individual policies, 44-1607.01 Fraudulent statements, effects, 44-703 Funding agreements, authorized, 44-708 Group insurance, Assignment, 44-1619 Coverage authorized, 44-1615 Family members, coverage, 44-1614 Individual policies, restrictions on issuance, 44-1607.01

IFE INSURANCE –Cont'd Group insurance -Cont'd Individual policy, conversion privilege, 44-1607, 44-1613 Participation, 44-1617 Policy, Association or trust policy, requirements, 44-1606.01 Contents, 44-1606.03, 44-1607 Credit union or trust policy, requirements, 44-1606.02 Creditor policy, requirements, 44-1603 Employer policy, requirements, 44-1602 Issuance, 44-1601 Labor union or employee organization, requirements, 44-1604, 44-1605, 44-1606 State Insurance Program, Nebraska, 84-1601 to 84-1615 Withholding, 44-1608 to 44-1611, 44-1616 Guaranty association, See LIFE AND HEALTH INSURANCE GUARANTY ASSOCIATION ACT, NEBRASKA; 44-2701 Individual policies for employees, requirements, 44-1607.01 Insurance producers, licensing of, See INSURANCE PRODUCERS LICENSING ACT; 44-4047 Insurers, Business transactions, reporting requirements, See DISCLOSURE OF MATERIAL INSURANCE TRANSACTIONS ACT: 44-6301 Capital requirements, See INSURERS AND HEALTH ORGANIZATIONS RISK-BASED CAPITAL ACT; 44-6001 Funding agreements, authorized, 44-708 Synthetic guaranteed investment contracts, authorized, 44-708.01 Interest on proceeds, Payment when, 44-3,143 Violation, unfair practice, 44-1540 Liabilities, considerations, 44-408

Liquidation of insurer, See INSURERS SUPERVISION, REHABILITATION, AND LIQUIDATION ACT, NEBRASKA; 44-4801 Loans, Interest rates, 44-502.01 to 44-502.04 Value, how computed, 44-405 Minors. Benefits, acceptance, 44-706.01 Competency, 44-705 Rights of applicant, 44-706 Rights of minor. 44-706.01 Transfers to, See TRANSFERS TO MINORS ACT, NEBRASKA UNIFORM; 43-2701 Mortality tables, Tables are found in the Cumulative Supplement Appendix Use, 44-8907 Nonforfeiture benefits, applicability of law. 44-406 Nontestamentary transfers, 30-2715 Policy. Banks, interest authorized, 8-141 Form, approval required, 44-511, 44-512 Nontestamentary transfers, 30-2715 Pledge as security, 44-370 Provisions. Prohibited, 44-503, 44-510 Required, 44-502, 44-510 Readability, See LIFE, SICKNESS AND ACCIDENT INSURANCE POLICY READABILITY ACT, NEBRASKA; 44-3401 Right of return, notice, 44-502.05 Sale, authorized, 44-370 Signature requirements, 44-701 Uniform standards, See INTERSTATE **INSURANCE PRODUCT REGULATION COMPACT; 44-7801** Premiums. Computation, 44-415 Nonpayment, effect on annuity, 44-372 Privacy rights of consumer regarding personal information obtained by insurer, See

LIFE INSURANCE –Cont'd PRIVACY OF INSURANCE CONSUMER INFORMATION ACT; 44-901 Proceeds. Exempt from claims, when, 44-371, 44-1089 Installment payments, 44-370 Payment of interest, Required when, 44-3,143 Violation, unfair practice, 44-1540 **Product regulation**, See INTERSTATE INSURANCE PRODUCT REGULATION COMPACT: 44-7801 Public employees, Assignment of rights, 44-1619 Coverage authorized, 44-1615 Participation, 44-1617 Political subdivisions, See POLITICAL SUBDIVISIONS SELF-FUNDING BENEFITS ACT; 13-1601 State Insurance Program, Nebraska, 84-1601 to 84-1615 Withholding, 44-1608 to 44-1611, 44-1616 Readability, See LIFE, SICKNESS AND ACCIDENT INSURANCE POLICY READABILITY ACT, NEBRASKA; 44-3401 Reserves, 44-402.01 to 44-408 Contingency, 44-707 Valuation, See STANDARD VALUATION ACT; 44-8901 Separate accounts, investments, 44-5107 Surrender of policy, See NONFORFEITURE LAW FOR LIFE **INSURANCE, STANDARD: 44-407** Synthetic guaranteed investment contracts, authorized, 44-708.01 Taxation, Legislature may exempt from. Article VIII. section 2. Constitution of Nebraska Trustee, designation, 44-503.01 Viatical settlements, See VIATICAL SETTLEMENTS ACT; 44-1101 IFESPAN RESPITE SERVICES PROGRAM. NEBRASKA See generally SOCIAL SERVICES

Definitions. 68-1521 Department, duties, 68-1526, 68-1527 Funds, use of, 68-1528 Intent, 68-1520 Program, Administration. 68-1523 Established, 68-1522 Requirements, 68-1522, 68-1524 Respite services, requirements, 68-1525 Rules and regulations, 68-1526 LIME See FERTILIZERS LIMITATION OF ACTIONS See STATUTES OF LIMITATION LIMITED COOPERATIVE ASSOCIATION ACT, NEBRASKA See generally BUSINESS ENTITIES Act. How cited. 21-2901 To amend or repeal, 21-2902 Actions. Derivative action, 21-2998 to 21-29.101 Direct action, 21-2997 Limitations of, 21-2981.03, 21-2992 Prohibited distribution, 21-2981.03 Amendment, Articles of incorporation, Approval, 21-29,113, 21-29,114 Authority, 21-29,110, 21-29,112 Notice, 21-29,111 Articles of organization, amendment or restatement, 21-29,116 Emergency bylaws, procedure, 21-29.115 Assets, disposition of, Exemption from Securities Act, 21-29,132, 21-29,133 Notice and action, 21-29,130 Requirements, 21-29,129 Secretary of State, powers, 21-29,134 Vote, 21-29,131 Change in form of business entity, Definitions, 21-29,117

LIMITED COOPERATIVE ASSOCIATION ACT, NEBRASKA -Cont'd Change in form of business entity -Cont'd Merger or consolidation, Approval or abandonment, 21-29,124 Effect, 21-29,127 Filings, effective date, 21-29,126 Plan, 21-29, 122, 21-29, 123 With subsidiary, 21-29,125 Contributions, allocations, and distributions, Allocation of profits and losses, 21-2980 Contribution agreements, 21-2979 Distributions. Authorized, 21-2981 Limit, 21-2981.02 Prohibited distribution, liability, 21-2981.03 Redemption or repurchase, how treated, 21-2981.01 Forms of. 21-2978 Valuation, 21-2978 Definitions, 21-2903, 21-2949, 21-29,117 Directors and officers, Board of directors, 21-2953 Association, best interests, 21-2973 Committees, 21-2969 Compensation, 21-2962 Conflict of interest, 21-2971 Election, 21-2956 Information, access rights, 21-2972 Liability, 21-2970 Prohibited distribution, 21-2981.03 Liability limitation, 21-2954 Meetings, 21-2963, 21-2965 Qualifications, 21-2955 Removal, 21-2959 Resignation, 21-2958 Standards of conduct, 21-2970 Suspension, 21-2960 Terms. 21-2957 Vacancy, 21-2961

Voting, 21-2968 Officers, Appointment, 21-2974 Removal, 21-2975 Resignation, 21-2975 Dissolution of association, Administrative dissolution, 21-2994 Reinstatement, 21-2995, 21-2996 Articles of dissolution, 21-2988 Claims against, 21-2991, 21-2992 Court proceeding, 21-2993 Judicial dissolution, 21-2985 Required, when, 21-2984 Voluntary, 21-2986, 21-2987 Winding up of activities, 21-2989, 21-2990 Filing and reports. Biennial report, 21-2923 Certificate of good standing or authorization, 21-2922 Correcting filed record, 21-2920 Electronic transmission and filing, 84-511 Filing fees, 21-2924 Liability for false information, 21-2921 Pursuant to judicial order, 21-2918 Signator, 21-2917 Foreign cooperatives, Activities not constituting transacting business, 21-29,104 Certificate of authority, 21-29,103, 21-29,105 Cancellation, 21-29,108 Revocation, 21-29,107 Governing law, 21-29,102 Name, noncomplying, 21-29,106 Violations, action by Attorney General, 21-29,109 Formation. Articles of organization, 21-2926 Bylaws, 21-2928 Distinct entity, 21-2904 Lawful purpose, 21-2904 Organization, 21-2927 Organizers, 21-2925 Perpetual duration, 21-2904 Use of terms, 21-2909 Indemnification, 21-2976

IMITED COOPERATIVE ASSOCIATION ACT, NEBRASKA -Cont'd Marketing contracts, Authority, 21-2949 Duration, 21-2951 Effect. 21-2950 Remedies for breach or anticipatory repudiation, 21-2952 Termination, 21-2951 Members. Becoming a member, 21-2930 Classes, 21-2944 Dissociation, 21-2982, 21-2983 Districts and delegates, 21-2944 Dual capacity, 21-2912 Investor members, voting power, 21-2939, 21-2942 Meetings, Action without, 21-2940 Annual, 21-2934 Notice, 21-2936, 21-2937 Quorum, 21-2938 Special, 21-2935 Member interest, 21-2945 to 21-2947 Security interest, 21-2948 Patron members, 21-2929 Voting power, 21-2939, 21-2941 Record inspection rights, 21-2933 Rights of, 21-29,110 Transactions with members, 21-2911 Voting, manner of, 21-2943 Name, 21-2906 Foreign association, registration, 21-2908 Reservation of, 21-2907 Powers, 21-2905 Required records, 21-2910 Secretary of State, powers, 21-29.134 Service of process, designated office and agent, 21-2913 to 21-2916 Statute of limitation, action on prohibited distribution, 21-2981.03

LIMITED COOPERATIVE ASSOCIATIONS

See generally BUSINESS ENTITIES Organization, See LIMITED COOPERATIVE ASSOCIATION ACT, NEBRASKA; 21-2901

LIMITED LIABILITY COMPANIES See generally BUSINESS ENTITIES Financial data protection, See FINANCIAL DATA PROTECTION AND CONSUMER NOTIFICATION OF DATA SECURITY BREACH ACT OF 2006; 87-801 Organization, See LIMITED LIABILITY COMPANY ACT, NEBRASKA UNIFORM; 21-101 LIMITED LIABILITY COMPANY ACT. **NEBRASKA UNIFORM** See generally BUSINESS ENTITIES (a) General and miscellaneous provisions, Act. Application of, 21-196, 21-197 **Electronic Signatures in Global** and National Commerce Act, relation to. 21-195 How cited, 21-101 Uniformity of application and construction, 21-194 Company, Name, Requirements, 21-108 Reservation of, 21-109 Operating agreement, Effect, 21-111, 21-112 Preformation agreement, 21-111 Scope, function, limitations, 21-110 Perpetual duration, 21-104 Powers, 21-105 Purpose, 21-104 Service of process, office and agent, 21-113 to 21-116 Taxation. Classification for tax purposes, 21-104 Income tax, 77-2734.01, 77-2761 Liability for tax, 21-129

LIMITED LIABILITY COMPANY ACT. NEBRASKA UNIFORM -Cont'd (a) General and miscellaneous provisions –Cont'd Definitions, 21-102 Knowledge, notice, 21-103 Governing law, 21-106, 21-107 (b) Formation and filings, Certificate of organization, Amendment or restatement, 21-118 Notice requirements, 21-193 Contents, 21-117 Effective date, 21-117 Filing requirements, 21-117 Notice requirements, 21-193 Filings with Secretary of State, Biennial report, 21-125 Certificate of existence or authorization, 21-124 Correcting filed record, 21-122 Effective time and date, 21-121 Electronic transmission, 84-511 Liability for inaccurate, 21-123 Pursuant to judicial order, 21-120 Signatory authority, 21-119 Statement of authority, 21-127 Statement of denial, 21-128 (c) Relations of members and managers to persons dealing with company, Liability of members and managers, 21-129 No agency power of member as member, 21-126 Statement of authority, contents, amendment, cancellation, 21-127 Statement of denial, 21-128 (d) Relation of members to each other and to company, Becoming a member, 21-130 Contribution. Form, 21-131 Liability for, 21-132 Distributions, 21-133, 21-134 Liability for improper, 21-135 Indemnification and insurance, 21-137

Management of company, 21-136

Right to information, 21-139 Standards of conduct, 21-138 (e) Transferable interests and rights of transferees and creditors. Charging order, 21-142 Power of personal representative of deceased member, 21-143 Transferable interest, Nature of, 21-140 Transfer, 21-141 (f) Member's dissociation, Effect, 21-146 Events causing, 21-145 Power to dissociate, 21-144 Wrongful dissociation, 21-144 (g) Dissolution and winding up, Administrative dissolution, 21-151 Reinstatement, 21-152 Rejection, appeal, 21-153 Claims against dissolved company, 21-149, 21-150 Events causing, 21-147 Notice of dissolution, 21-150 Winding up. 21-148 Distribution of assets, 21-154 (h) Foreign limited liability companies. Action to enjoin, when, 21-163 Activities not constituting transacting business, 21-157 Certificate of authority, Application, 21-156 Cancellation, 21-161 Filing, 21-158 Lack of, effect, 21-162 Revocation, 21-160 Governing law, 21-155 Name, noncomplying, 21-159 (i) Actions by members, Derivative action, 21-165 Complaint, 21-167 Proceeds and expenses, 21-169 Proper plaintiff, 21-166 Special litigation committee, 21-168 Direct action, 21-164 (i) Merger, conversion, and domestication. Conversion, 21-175

IMITED LIABILITY COMPANY ACT. **NEBRASKA UNIFORM** –Cont'd (i) Merger, conversion, and domestication –Cont'd, Conversion -Cont'd Effect, 21-178 Filings, effective date, 21-177 Plan of conversion, 21-175, 21-176 Definitions, 21-170 Domestication, 21-179 Effect, 21-182 Filings, effective date, 21-181 Plan of domestication, 21-179, 21-180 Merger, 21-171 Effect, 21-174 Filings, effective date, 21-173 Plan of merger, 21-171, 21-172 Notice requirements, 21-193 Restrictions on approval, 21-183 Sections not exclusive, 21-184 (k) Professional services, Applicability to attorneys at law, 21-191 Certificate of registration, Application, 21-186 Annual, 21-187 Display, 21-186 Expiration, 21-187 Suspension or revocation, 21-188 Fee. 21-186 Limitation, 21-190 Professional regulatory body, authority and duty, 21-189 Requirements, 21-185 Secretary of State, duties, 21-186 (I) Fees, 21-192 (m) Notice, publication required, filing, 21-193 IMITED LIABILITY PARTNERSHIPS See generally PARTNERSHIPS

Organization, See PARTNERSHIP ACT OF 1998, UNIFORM; 67-401

IMITED PARTNERSHIP ACT, NEBRASKA UNIFORM

See generally PARTNERSHIPS Act, How cited, 67-296

How construed, 67-295 Agent, 67-236 Agreement, 67-237.01 Applicability of law, 67-294 Assets, distribution, 67-262, 67-263 Assignment of partnership interest. 67-237.01, 67-271 to 67-275 Assignee, right of action, 67-288 Business, restrictions, 67-238 Certificate. Amendments, 67-241 Cancellation, 67-242 Contents, 67-240 Delivery, 67-248 Effect, 67-247 Execution, 67-243, 67-244 Filing, 67-240, 67-244, 67-245 Liability for acts or omissions, 67-246 Restated, 67-241, 67-248.01 Consolidation or merger, effect, 67-248.02 Contributions, Form. 67-259 Liability, 67-260 Conversion, Articles of conversion, 67-298 Effect, 67-299, 67-2,100 Plan, contents, 67-297 Definitions, 67-233 Derivative actions, 67-288 to 67-291 Dissolution, 67-276 to 67-279 Distributions, 67-263, 67-279 Unlawful, liability, 67-270 Executor, powers, 67-275 Fees, 67-293 Filings, electronic transmission and filing, 84-511 Foreign limited partnerships, Agent, 67-283 Applicability of sections, 67-286.01 Choice of law, 67-280 Enforcement, 67-287 Name, 67-283 Registration, 67-281, 67-282 Amendments, 67-284 Cancellation, 67-285 Failure, effect, 67-286 Formation, 67-240, 67-241 Fund, Corporation Cash, 84-510

LIMITED PARTNERSHIP ACT. NEBRASKA UNIFORM -Cont'd General partners, Admission of additional, 67-254 Classes or groups, 67-258 Conflict of interest, 67-239 Contributions, 67-257 Liability, 67-246, 67-256, 67-257 Rights and powers, 67-253, 67-256, 67-257 Termination, when, 67-255 Voting rights, 67-258 Withdrawal, 67-264 Indemnification authorized, 67-239.01 Judgments, liability, 67-273 Legal representative, powers, 67-275 Limited partners. Admission of additional, 67-237.01, 67-249, 67-274 Classes or groups, 67-250 Conflict of interest, 67-239 Liability, 67-246, 67-251, 67-252 Rights, 67-253, 67-288 Voting rights, 67-250 Withdrawal, 67-265 Losses, allocation, 67-261 Merger or consolidation, effect, 67-248.02 Name, 67-234, 67-235 Office, 67-236 Profits, allocation, 67-261 Property, interest in, 67-271 **Records**, 67-253 Service of process, agent, 67-236, 67-283 Successor in interest, 67-275 Withdrawal of partner, Distributions, 67-263, 67-266 to 67-270 General partner, 67-264 Liability, 67-270 Limited partner, 67-265

LINDSAY ANN BURKE ACT See generally ELEMENTARY AND SECONDARY EDUCATION Act, how cited, 79-2,138

Dating violence, Education to prevent, 79-2,142 Model policy for schools, 79-2,141 Victims, findings, 79-2,139 **Definitions**, 79-2,140 Remedy not exclusive, 79-2,141 School districts, duties, 79-2,141, 79-2,142 LIQUOR See generally SALE OF GOODS Alcoholism, See ALCOHOLISM Beer distribution, See BEER Board, See GRAPE AND WINERY BOARD, NEBRASKA; 53-301 **Commission, See LIQUOR CONTROL** COMMISSION, NEBRASKA Drunk driving, See DRUNK DRIVING Fairs, state, district, or county, sale of liquor, when, 2-219 Minors, Intoxicated, causing injury or property damage, liability of social host, alcohol procurer, retail seller. See MINOR ALCOHOLIC LIQUOR LIABILITY ACT; 53-401 Restrictions, See LIQUOR CONTROL ACT, NEBRASKA; 53-101 Prohibition, federal, repeal, Amendment XXI, sections 1 to 3, Constitution of the United States Regulation, See also LIQUOR CONTROL ACT, NEBRASKA; 53-101 Discrimination by licensees prohibited, 20-113 Fire safety investigations, 81-502 License Suspension Act applicable, See LICENSE SUSPENSION ACT; 43-3301 Pickle card operator, liquor licensee eligibility, 9-329.03 State lottery tickets, sales by certain licensees, 9-823 Tobacco products, sale by vending machine on licensed premises, 28-1429.02 Students. Alcohol education required, 79-712

IQUOR –Cont'd Students -Cont'd Possession, sale, or use, grounds for discipline, 79-267 Voter registration, penalty for bringing liquor into registration site, 32-1505 Wine, Industry promotion, See GRAPE AND WINERY BOARD, NEBRASKA; 53-301 Regulation, See LIQUOR CONTROL ACT, NEBRASKA; 53-101 Winery, promotion payments required, 53-304 LIQUOR CONTROL ACT, NEBRASKA See generally LIQUOR Act. Applicability, 53-160.02, 53-168.06. 53-175, 53-1,120 Copies, commission provide, 53-117.05, 53-117.06 How cited, 53-101 How construed, 53-101.05 Alcoholism, See ALCOHOLISM Appeal, 53-1,116 Armed forces, sale of alcoholic liquor to. Credit for tax paid, 53-164.01 Tax exemption, 53-160.01 Attorney General, duties, 53-115, 53-199 Beer, Craft brewery, 53-123.14, 53-129, 53-131 Distribution, 53-201 to 53-223, See also BEER Flavored malt beverage, included, 53-103.03 Hard cider, included, 53-103.03 Keg sales, requirements, 53-167.01 to 53-167.03 Manufacturers and shippers, file required notice, 53-130.01 Sampling, 53-123.03 Wholesaler, delivery outside territory, penalty, 53-123.09 Bond or insurance. Commissioners and employees, 53-109

License, bond required, 53-130 Nuisance, owner bond, 53-199 Taxes, bonding requirements, 53-164.01 Brewpub, called a craft brewery, 53-103.12, 53-123.14 Candy containing alcohol, **requirements**, 53-194.04 Cigar shops, Application, Fee, 53-124.01 Requirements, 53-131 Defined, 53-103.08 Exempt from county resolution or city ordinance prohibiting smoking, 53-1,120.01 Exempt from Nebraska Clean Indoor Air Act, 71-5730 Fees, 53-124.01 Findings, 53-136 Intent, 53-136 Prohibited acts of licensee, 53-137 Sign, required, 53-137 Waiver of employees, 53-137 Cities. Local governing bodies, this heading Club, retail liquor license, conditions, 53-139 **Commission,** See LIQUOR CONTROL COMMISSION, NEBRASKA Common carriers, transportation of liquor, requirements, 53-123.15, 53-162, 53-192, 53-194.03 Community college culinary education program, catering license, conditions, 53-124.15 Consumption of alcoholic liquor, Highways, prohibited, 60-6,211.08 Passenger of limousine or bus exception, 53-186.01, 60-6.211.08 Intoxicated person, protective custody, when, 53-1,121 Public drunkenness, decriminalization, 53-1,119 No effect on other alcohol-related offenses, 53-1,120

LIQUOR CONTROL ACT, NEBRASKA –Cont'd Consumption of alcoholic liquor -Cont'd Public property and places, license of property or place required, exception, 53-186, 53-186.01 Violation, penalties, 53-186.01, 53-190 Counties. Local governing bodies, this heading Credit, acts prohibited, 53-168 Culinary education program, community college, catering license, conditions, 53-124.15 Definitions, 53-103 to 53-103.46 Direct sales shipping licenses, manufacturer or retail, 53-123.15 Fees, 53-124, 53-124.01 Disciplinary actions, Appeal, 53-1,116 Cash in lieu of license suspension, 53-1.104 Commission, powers, 53-117 to 53-117.08 Grounds, 53-116.01, 53-116.02, 53-117.08, 53-123.15, 53-168.05, 53-173, 53-176, 53-1,101, 53-1,104 Hearings, 53-116.01, 53-117.07, 53-117.08, 53-1,115 License, suspension, cancellation, or revocation, 53-1,104 Local governing bodies, powers, Article XV. section 19. Constitution of Nebraska Mandatory, when, 53-117.07, 53-176 Drunk driving, See DRUNK DRIVING Enforcement, Arrests, authority, 53-1,110 Complaint, indictment, information, 53-1,105 to 53-1,107 Driver's license, encoded information, authorized use, 60-4.111.01 Intoxicated person, protective custody, 53-1,121

Law enforcement officers. Nebraska State Patrol, agreement with for patrol officers, 53-117 Peace officers, duties, 53-197 Report violations of liquor laws to commission, 53-134, 53-197 Search warrants, 53-1,108 to 53-1,113 Violations, By minor, Compliance checks, participation by minors, when, 53-1,122 Parental notification, 53-180.05 Penalties, 53-180.05, 53-181 Prosecution of, 53-1,105 to 53-1,107 Fees. Collection by commission, 53-117 Copies of rules and statutes, fee authorized, 53-117.05 Disposition, 53-138.01 Employee and management training and certification, 53-117.03 License. Annual, 53-124.01 Catering, annual, 53-124.12 Disposition, 53-138.01 Entertainment district, 53-123.17 Farm winery, 53-123.12 New licenses, 53-130 Retail, craft brewery, and microdistillery, 53-131 Special designated, 53-124.11 Limited bottling endorsement, 53-134.01 Winery, payments required, 53-304 Fire safety inspection, 53-119.01 Fund, Nebraska Liquor Control **Commission Rule and** Regulation Cash Fund, 53-117.06 Growlers, sale of beer with, restrictions, 53-134.01 Hard cider. Defined, 53-103.44 Farm winery may manufacture and sell, 53-123.11 Treated as beer, 53-103.03

LIQUOR CONTROL ACT, NEBRASKA -Cont'd Hearings, Appeal, 53-1,116 Applications for license, 53-131, 53-131.01, 53-133 Complaints by municipal residents against licensee, 53-134.04 Costs, 53-1,115 Disciplinary actions, this heading Rehearings, 53-1,115 Hours of sale, 53-179 Importation of alcoholic liquor, Direct sales, shipping licenses, manufacturer or retail, 53-123.15 Nonbeverage user's license, 53-123.07 Restrictions, 53-123.15, 53-162, 53-192, 53-194.03 Shipping licenses, 53-123.15 Tax imposed, 53-162 Violation, penalties, 53-194.03, 53-1.100 Incompetents, prohibited acts relating to, 53-180, 53-180.05 Inspection of retail licensee premises, 53-116.01, 53-117 Fire safety, 53-119.01 Intent, 53-101.01, 53-101.02, 53-136 Intoxicated person, Consumption of alcoholic liquor, this heading Label. Brand name, false branding, penalty, 53-1,103 Candy or confections, 53-194.04 Generic or private, permitted, 53-168 Misbranding, 53-1,103 Original package, sales requirements, 53-172 Private, sales restrictions, 53-168 Requirements, 53-172 Transportation restrictions, 53-162, 53-192 Violations, penalty, 53-1,103 Licensees, Agent or employee, responsible for acts of, 53-1,102 Audit of records and books, 53-117

Bankruptcy, effect on license, 53-149 Credits or other inducements, receiving prohibited, 53-168 Criminal history record check, 53-131.01 Death, effect on license, 53-149 Spouse, survivorship, rights of, 53-149 Employee and management training and certification, 53-117.03 Exclusive contract with manufacturer or wholesaler. void, 53-185 Nonbeverage, distribution for beverage purposes, penalty, 53-187 Prohibited interest of manufacturer or wholesaler. effect. 53-170 Record, proof of age of purchaser, 53-180.06 Sale to minor, defenses, 53-180.07 Signs, warning, required, 53-148.01 53-180.04 Licenses. General provisions, Applicability to premises, 53-129 Sale of premises, temporary operating permit, 53-149 Applicants. Corporations, conditions, 53-126 Persons ineligible, 53-125 Creditor process, exempt from, 53-149 Disciplinary actions, this heading Display, 53-148 Eligibility for, 53-125, 53-126 Encumbrance, prohibited, 53-149 Forfeiture or revocation, when, 53-116.02 Issuance, conditions, 53-130, 53-130.01 Multiple licensure restriction, exception, 53-171 Nonprofit corporation, license required, 53-138.03 Renewal, 53-130, 53-135, 53-135.01 Required, when, 53-138.03, 53-186, 53-186.01

LIQUOR CONTROL ACT, NEBRASKA –Cont'd Licenses –Cont'd. General provisions -Cont'd Revocation or forfeiture, when, 53-116.02 Term. 53-149 Transfer, prohibited, 53-149 Issuance by the commission, 53-122 Types and classifications, 53-123, 53-124 Airline, 53-123.05 Boat, 53-123.06 Catering, annual, 53-124.12, 53-124.13 Craft brewery, 53-123.14, 53-131 Entertainment district, 53-123.17 Farm winery, 53-123.10 to 53-123.13 Manufacturer's, 53-123.01 Microdistillery, 53-123.16, 53-131 Nonbeverage user's, 53-123.07 Others, 53-124.14 Pedal-pub vehicle, 53-138 Railroad, 53-123.05 Retail, 53-123.04, 53-124.14, 53-131 Classes A, B, C, D, I, 53-124 Classes under prior law, treatment, 53-124.02 Shipping licenses, Manufacturer direct sales, 53-123.15 Manufacturers, 53-123.15 Retail direct sales, 53-123.15 Vintage wines, 53-123.15 Special designated, 53-124.11, 53-124.13 Wholesale, Alcoholic liquor, 53-123.02 Beer, 53-123.03 Winery, farm, 53-123.10 to 53-123.13 Limited bottling endorsement, 53-134.01 Local governing bodies, Liquor licenses, Retail, bottle club, and craft brewery, powers, Article XV,

section 19. Constitution of Nebraska Retail, craft brewery, microdistillery, entertainment district, powers, 53-116.02, 53-123.17, 53-124.11, 53-124.13, 53-129, 53-134, 53-134.02 to 53-134.04 Municipalities, Complaints of residents, hearing, 53-134.04 Nuisance. Abatement action, 53-199 Declaration when, 53-190 Regulation of alcoholic liquor, Authority, 53-116 Regulation of sale of alcoholic liquor Authority, 53-134 to 53-134.03 Hours of sale, 53-179 Minor, prohibited acts, 53-180.02 Penalty for drinking or intoxication, prohibited, 53-1,119 Location, Premises, violation of act, treatment, 53-198, 53-199 Retail sales, restrictions, 53-177 to 53-178.01 Manufacturer of alcoholic liquor, Commission, power to regulate, 53-116 Interest in retailer or wholesaler, prohibited, 53-169 Interest in retailer or wholesaler, prohibited, exception, 53-169.01 Manufacturer's shipping license, 53-123.15 Fees, 53-124, 53-124.01 Microdistillery, 53-123.16 Record and report requirements, 53-165 Standards, commission establish, 53-117 Microbrewery, called a craft brewery, 53-103.12, 53-123.14 Military, sales to, Armed forces, sale of alcoholic *liquor to*, this heading Minors. Age, proof and identification, 53-180.06

LIQUOR CONTROL ACT, NEBRASKA -Cont'd Minors –Cont'd Alcohol overdose, actions authorized, 53-180.05, 53-181 Compliance checks, participation by minors, when, 53-1,122 False identification, penalty, 53-180.05 Intoxicated, causing injury or property damage, liability of social host, alcohol procurer, retail seller. See MINOR ALCOHOLIC LIQUOR LIABILITY ACT; 53-401 Law enforcement agency, duties, 53-180.05 Misrepresenting age, unlawful, 53-180.01 Parent or guardian, duties, 53-180.03 Penalties, 53-180.05, 53-181 Prohibited acts, 53-180.02 Penalties, 53-180.05, 53-181 Prohibited acts relating to, 53-180, 53-180.05 Sale by, 53-168.06, 53-180.01 Warning notice, posting, retail sales, 53-180.04 Municipalities, Local governing bodies, this heading Nuisance, Abatement action, 53-199 Declaration, effect, 53-198, 53-199 Lien on property, when, 53-198 Premises violating law declared common nuisances, 53-190 Occupation tax, Catering license, 53-124.12 Entertainment district licensee, 53-123.17 License fee, added to, when, 53-124 Limitation. 53-132 Off-sale or on-sale, County, unincorporated areas, licenses authorized, 53-124.14 Packaging requirements, 53-172, 53-184 Pedal-pub vehicles, authorized, 53-138

Powdered alcohol, acts prohibited, 53-173 Property seized, disposition, 53-194.03, 53-1,111, 53-1,113 Prosecution of act violations, Enforcement, this heading Regulation and control of alcoholic liquor, 53-116 Reports, amounts, rounding to nearest dollar authorized, 53-163 Restaurant, retail liquor license, conditions. 53-139 Rules and regulations, Adopt, 53-117, 53-118 Copies, commission provide, 53-117.05, 53-117.06 Violation, effect, 53-116.01, 53-117.08 Sales of alcoholic liquor, Candy containing, requirements, 53-194.04 Credit sales, restrictions, 53-183 Direct consumer sales. Manufacturer or retail direct sales shipping license required, 53-123.15 Shipment by common carrier only, 53-123.15 Incompetents, prohibited acts relating to, 53-180, 53-180.05 Kegs, 53-167.01 to 53-167.03 License requirements, violation, penalty, 53-1,100 Liquor by the drink, Counties, unincorporated areas, licenses authorized, 53-124,14 Location restrictions, 53-177 to 53-178.01 Minors. Prohibited acts relating to, 53-180, 53-180.05 Proof of age, 53-180.06 Motor vehicle, person in, restrictions, 53-178.01 Nonprofit corporation, license required, 53-138.03 Original containers, only, 53-184 Powdered alcohol, restrictions, 53-173

LIQUOR CONTROL ACT, NEBRASKA -Cont'd Sales of alcoholic liquor -Cont'd Private label, restrictions, 53-168 Retailers, tasting cards allowed, 53-183 Sunday restrictions, 53-179 Time of day and hours, allowed, 53-179 To unauthorized person forbidden, 53-176 Wine, this heading Sign, warning, required, Cigar shops, 53-137 Keg purchaser, 53-180.04 Minor, 53-180.04 Pregnant woman, 53-148.01 Subpoenas, 53-117.01, 53-117.02 Taxation of alcoholic liquor, Amount, rounding to nearest dollar authorized, 53-163 Bond, 53-164.01 Credit for tax paid, manufacturers and wholesalers. Alcoholic liquor, sales to armed forces, 53-164.01 Beer, 53-161 Direct sales, 53-162 Evasion of liquor tax, penalty, 53-164.02 Exemptions. Armed forces, sales to, 53-160.01, 53-164.01 Exports, 53-160 Near beer, 53-160.02, 53-161 Nonbeverage preparations, 53-160 Sacramental wine, 53-160 Manufacturers and wholesalers, payment, duties, 53-164.01, 53-192 Occupation tax, this heading Rate, 53-160 Received by transport, 53-162 Tax credit, beer-related crops, use in manufacturing, 53-160.03 Violations, penalties, 53-164.01, 53-164.02 Training, employee and management, certification, 53-117.03

Transportation of alcoholic liquor. Importation, restrictions, 53-194.03 Open container, unlawful, 60-6,211.08 Exceptions, 53-123.04, 53-123.11 Requirements, 53-162, 53-192, 53-194.03 Shipping license, when required, 53-123.15 Villages, Local governing bodies, this heading Violations, 53-1,100 to 53-1,104 Effect on. Bingo or lottery license, 9-226, 9-322, 9-418, 9-620 Liquor license, 53-116.01, 53-116.02, 53-117.08, 53-1,104 General penalty, 53-1,100 Premises owner, knowing of violations, effect, 53-1,101 Prosecution and enforcement, Enforcement, this heading Sale of premises, false information, 53-149 Wholesaler of alcoholic liquor, Commission, power to regulate, 53-116 Interest in retailer, prohibited, exception, 53-169, 53-169.01 Primary American source of supply, 53-192.01 Record and report requirements, 53-165 Sampling, 53-123.02, 53-123.03 Wine, Farm wineries, 53-123.10 to 53-123.13, 53-171 Promotion of, See GRAPE AND WINERY BOARD, NEBRASKA; 53-30 Removal of unsealed bottle. conditions, 53-123.04, 53-123.11 Sampling, 53-123.02, 53-123.04 Tasting cards allowed, 53-183 Vintage wine dealer's shipping license, 53-123.15 Fees, 53-124, 53-124.01 Wineries, promotional payments required, 53-304

LIQUOR CONTROL COMMISSION, **NEBRASKA** See generally STATE GOVERNMENT Appeal of order or decision, 53-1,116 Attorney general, assistant, Duties, 53-115 Salary, how paid, 53-115 Branch offices, authorized, 53-114 Claims against, settlement, public access requirements, 84-713 **Contracts.** See STATE GOVERNMENT **Creation.** 53-105 Defined, 53-103.10 Duties, See LIQUOR CONTROL ACT, NEBRASKA; 53-101 Electronic postmark, use authorized, 86-644 Employees. Appointment, 53-108, 53-110 Bond or insurance, 53-109 Employment by licensee authorized, restrictions, 53-110 Expenses, 53-113 Hiring, 53-108, 53-110 Mileage, 53-113 Qualifications, 53-110 **Executive director**, Appointment, 53-107 Bond or insurance, 53-109 Expenses, 53-113 Mileage, 53-113 Qualifications, 53-110 Salary, 53-112 **Expenses**, 53-113 Final order or decision. Administrative Procedure Act, applicability, 53-1,116 Appeal, 53-1,116 Fund, Nebraska Liquor Control **Commission Rule and** Regulation Cash, 53-117.06 Gifts and gratuities, acceptance prohibited, 53-111 Hearings, 53-116.01, 53-117.07, 53-133 Costs, 53-1,115 Rehearing, 53-1,115 Service on parties, 53-1,115 Meetings, 53-114

Members. 53-106 Expenses, 53-113 Mileage, 53-113 Qualifications, 53-110 Removal, 53-106 Salaries, 53-112 Notice of applications, duties, 53-124.12, 53-130, 53-131 **Offices**, 53-114 Powers, functions, and duties, Fees. Collection, 53-117, 53-124.11 Disposition, 53-138.01 Inspections, 53-116.01 Keg sales, duties, 53-167.02, 53-167.03 Licenses, Disciplinary actions, 53-116 to 53-116.02, 53-117.07, 53-117.08, 53-123.09, 53-168.05, 53-176, 53-1,104, 53-1.115 Issuance, 53-130, 53-132 Manufacturing standards, establish, 53-117 Regulate alcoholic liquor, 53-116 Reports and tax, rounding of amounts to nearest dollar, 53-163 Revocation of retail license, when, 53-116 to 53-116.02, 53-117.07, 53-117.08 Rules and regulations, 53-117, 53-117.05, 53-117.06, 53-118, 53-131 Taxes, collect, 53-117, 53-160 Quorum. 53-107 Records, certified copy as evidence, 53-114 Rules and regulations, Cigar shops, 53-131 Fund, Nebraska Liguor Control Commission Rule and Regulation Cash, 53-117.06 Provide copies, 53-117.05 Fee, disposition, 53-117.05, 53-117.06 Salaries. 53-112 Seal. 53-114 Subpoenas, 53-117.01, 53-117.02

LIQUOR LICENSES

See LIQUOR CONTROL ACT, NEBRASKA; 53-101

LIS PENDENS

See generally CIVIL PROCEDURE Notice of pendency of civil action, procedure, 25-531 to 25-533

_ITTER

See generally SOLID WASTE Cities of the first class, ordinances authorized, 16-230, 18-1752 to 18-1752.02 Cities of the metropolitan class, ordinances authorized. 14-102. 18-1752 to 18-1752.02 Cities of the primary class, refuse removal, 15-268.01, 15-268.02, 18-1752 to 18-1752.02 Cities of the second class, ordinances authorized. 17-123.01, 17-563 Defined, 16-230, 17-563, 28-523 Fire hazard, abatement, penalty, 81-520 Highways, depositing of rubbish prohibited, 39-310, 39-311 Junk, See also JUNK Junk, accumulation on nonagricultural property, prohibited, 81-1523 to 81-1525 Landowners, duty to remove rubbish from watercourses and drainage ditches, 31-224 Littering, penalty, 28-523 Railroad company, duty to remove, 74-595 **Recycling**, See RECYCLING **Reduction**, See LITTER REDUCTION AND RECYCLING ACT, NEBRASKA; 81-1534

Tax statements, special assessments for litter removal, 77-1701

Tenants, duty to remove rubbish from watercourses and drainage ditches, 31-224 Villages, ordinances authorized, 17-123.01, 17-563 Waters of the state, dumping of litter, penalty, 37-555

LITTER REDUCTION AND RECYCLING ACT, NEBRASKA

See generally SOLID WASTE Act. how cited, 81-1534 Definitions, 81-1536 to 81-1548.04 Enforcement, 81-1556 Fees, litter, 81-1559 to 81-1560.04 Funds. Litter Fee Collection Fund, 81-1561 Nebraska Litter Reduction and Recycling Fund, 81-1558 Grants, 81-1561 to 81-1563, 81-1565 Recipient, restriction, 4-108 to 4-112 Intent, 81-1535 Licenses, 81-1559, 81-1560.01 Litter problem, grant funds, progress report, 81-1553.01 Local regulation, 81-1555 Penalty, failure to obtain license, 81-1559, 81-1560.01 Posting requirements, 81-1557 **Receptacles**, 81-1550 to 81-1552 Reports, 81-1504.01, 81-1563 Rules and regulations, 81-1549 Termination of act, 81-1566 Unemployed persons, litter removal by, 81-1554 Violations, penalty, 81-1559, 81-1560.01 LIVESTOCK See generally AGRICULTURE Agister's lien, 54-201 to 54-209, 54-2201 Animals. See ANIMALS Associations. Organizations, this heading Brand Committee, Nebraska, See LIVESTOCK BRAND ACT; 54-170 Branding, See LIVESTOCK BRAND ACT; 54-170 Carcass, Acts prohibited, 28-1304 to 28-1305 Disposal, 54-742 to 54-753 Facilities, registration, when, 54-744.01

IVESTOCK -Cont'd Carcass -Cont'd Enforcement, department powers, 54-703, 54-705 Hydrolyzed whole poultry processing, regulation, 54-1906. See also MEAT AND POULTRY INSPECTION LAW, NEBRASKA Manner of disposition, 54-744, 54-744.01 Cattle. Brands, See LIVESTOCK BRAND ACT; 54-170 Dairy cattle, See DAIRIES AND DAIRY PRODUCTS Importing into state, See ANIMAL IMPORTATION ACT; 54-784.01 Prohibited acts relating to, 54-912, See also LIVESTOCK ANIMAL WELFARE ACT Tax for predatory animal control program, 23-361 Certification programs, Deer program authorized, 54-2319. See also DOMESTICATED CERVINE ANIMAL ACT Livestock generally, 54-797 to 54-7,103, See also LIVESTOCK CERTIFICATION PROGRAMS Chickens. Poultry, this heading Cruelty to livestock, 54-903, See also LIVESTOCK ANIMAL WELFARE ACT Dairy cattle, See DAIRIES AND DAIRY PRODUCTS Dead animals, liquefied remains, prohibited acts, 28-1304.01 Deer, commercial production, See DOMESTICATED CERVINE ANIMAL ACT; 54-2302 Diseases. Anthrax, See ANTHRAX CONTROL ACT: 54-764 Avian, See POULTRY DISEASE CONTROL ACT, NEBRASKA; 2-3001 Bovine trichomoniasis. Department, duties, 54-742

Report, notification, and affidavit required, 54-742 Bovine tuberculosis, See BOVINE TUBERCULOSIS ACT; 54-706.01 Brucellosis. Cattle, See BOVINE BRUCELLOSIS ACT, NEBRASKA; 54-1367 Swine, See SWINE BRUCELLOSIS ACT, NEBRASKA; 54-1348 Disposal of carcass, 54-742 to 54-753 Duty to report diseases, 54-742 Hogs, this heading Import control, See ANIMAL IMPORTATION ACT; 54-784.01 Importation restrictions, 54-796 Livestock disease reporting system, 54-742 Meat, sale prohibited, 28-1307 Movement from county, permit required, when, 54-746 Pathogenic microorganisms, sale and distribution, 71-1801 to 71-1805 Poultry, See POULTRY DISEASE CONTROL ACT, NEBRASKA; 2-3001 Prevention, department, powers and duties, 54-701 to 54-705 Rabies, See RABIES Scrapie, See SCRAPIE CONTROL AND ERADICATION ACT; 54-2701 Violation, penalty, 54-750 to 54-752 Driving off livestock of another, 54-302 Eggs, Poultry, this heading **Elk,** See DOMESTICATED CERVINE ANIMAL ACT; 54-2302 Embargo violation, penalty, 54-753.05 Estrays. Distraint procedure, 54-403 to 54-407 Feral swine, destruction authorized, 37-524.01, 54-416 Fund, estray, 54-1,118, 54-415 Liability of owner, 54-304, 54-401 Lien, 54-402 Male animal running at large, liability of owner, 54-304

_IVESTOCK –Cont'd Estrays –Cont'd Person taking up, report required, 54-415 Sale, procedure, 54-415 Violations, 54-415 Exotic animals, auctions or exchange venue, See EXOTIC ANIMAL AUCTION OR EXCHANGE VENUE ACT; 54-7,105 Farm products lien, See SECURED TRANSACTIONS Farms, See AGRICULTURAL LANDS Feed. Commercial, See COMMERCIAL FEED ACT: 54-847 Hydrolyzed whole poultry processing, regulation, 54-1906, See also MEAT AND POULTRY INSPECTION LAW, NEBRASKA Livestock forage vehicles, restrictions and exceptions, 60-6,290, 60-6,305 Municipal inspection and weighing powers, 16-224, 17-554 Sales and use tax exemption, 77-2704.41 Feedlots, Livestock waste, See LIVESTOCK WASTE MANAGEMENT ACT; 54-2416 Registered, 54-1,120 to 54-1,122, See also LIVESTOCK BRAND ACT Fences. See FENCES Funds. Estray fund, 54-1,118 Nebraska Brand Inspection and Theft Prevention Fund, 54-197 Garbage, feeding to livestock, prohibited, 54-753.01, 54-753.04 **Grasshoppers**, See RANGELAND GRASSHOPPER CONTROL ACT, NEBRASKA: 2-1066 Health, protection of, department powers, 54-701 to 54-796 Herd laws. Cattle drover, duties and liability, 54-305 to 54-308 Definitions, 54-301

Hides, removal by other than owner, prohibited, 54-309 Injuring person by driving livestock off highway, 54-306 Male animal running at large, liability of owner, 54-304 Mixed animals, failure to separate, 54-308 Proof of ownership, 54-303 Rewards, 54-310 Violation, penalty, 54-302, 54-306 Hides, removal by other than owner prohibited, 54-309 Hogs, Brucellosis, See SWINE BRUCELLOSIS ACT, NEBRASKA; 54-1348 Feral swine, destruction, when, 37-524.01, 54-416 Hunting wild pigs prohibited, 37-524.01 Pathogen-free swine, 54-1601 to 54-1605 Pseudorabies, See PSEUDORABIES CONTROL AND ERADICATION ACT: 54-2235 SPF swine, 54-1601 to 54-1605 Horses, Equine activities, liability, claims, signs, and contracts, 25-21,249 to 25-21,253 Horse thieves, rewards, 29-415 Horseracing, See HORSERACING Prohibited acts relating to, 54-911, See also LIVESTOCK ANIMAL WELFARE ACT Identification, voluntary national uniform system, 54-702 Disclosure restrictions, 54-702.01 Immunizations, Anthrax, 54-771 to 54-773 Brucellosis, 54-1375 Pseudorabies, 54-2289 Importation, Animals, See ANIMAL IMPORTATION ACT: 54-784.01 Grazing livestock, brand requirements, 54-1,106 Insurance, companies may be formed to provide, 44-201

IVESTOCK –Cont'd Licensing and regulation, local, See ANIMALS Liens. See also LIENS Agister's lien, livestock feed and care, 54-201 to 54-209, 54-2201 Farm products lien, 52-1301 to 52-1322, See also SECURED TRANSACTIONS Livestock friendly county designation, See LIVESTOCK GROWTH ACT: 54-2801 Livestock operations or facilities, County zoning, Assessment matrix for zoning decisions, 81-2,294 Powers and duties, 23-114.01, 54-2420. 54-2437 Regulation of, See LIVESTOCK WASTE MANAGEMENT ACT; 54-2416 Marketing, See AGRICULTURAL PRODUCTS MARKETING ACT, NEBRASKA; 2-3801 Commodities, See COMMODITY CODE; 8-1701 Markets. Auctions, See LIVESTOCK AUCTION MARKET ACT; 54-1156 Competitive, See COMPETITIVE LIVESTOCK MARKETS ACT; 54-2601 Open market designation, 54-1,119, See also LIVESTOCK BRAND ACT Meat and poultry inspection, Inspection, See MEAT AND POULTRY INSPECTION LAW, NEBRASKA; 54-1901 Storage, handling, and sale requirements, See PURE FOOD ACT, NEBRASKA; 81-2,239 Motor vehicle collision with livestock, civil action, rules applicable, 25-21,274 Organizations, Dairymen's Association, Nebraska, 2-2804 Livestock Feeders and Breeders Association, Nebraska, 2-2806 Poultry Improvement Association, Nebraska, 2-2810

Packers, prohibited acts, See COMPETITIVE LIVESTOCK MARKETS ACT: 54-2601 Poultry, Auction and sale requirements, 69-1001 to 69-1008 Department of Agriculture, powers, 2-3407 Disease control, See POULTRY DISEASE CONTROL ACT. NEBRASKA; 2-3001 Eggs, See GRADED EGG ACT, NEBRASKA; 2-3501 Hydrolyzed whole poultry processing, regulation, 54-1906, See also MEAT AND POULTRY INSPECTION LAW, NEBRASKA Importation, requirements, See ANIMAL IMPORTATION ACT; 54-784.01 Industry development, See POULTRY AND EGG RESOURCES ACT, NEBRASKA; 2-3401 Inspection, state, See MEAT AND POULTRY INSPECTION LAW, **NEBRASKA**; 54-1901 Storage, handling, and sale requirements, See PURE FOOD ACT, NEBRASKA; 81-2,239 Predator, destruction by farmer or rancher, 37-559 Premises, voluntary registration system, 54-702 Production, Career in, incentives, See **BEGINNING FARMER TAX CREDIT** ACT; 77-5201 County zoning, powers and duties, 23-114.01 Expansion and development, See LIVESTOCK GROWTH ACT; 54-2801 Investment incentive, See NEBRASKA ADVANTAGE RURAL DEVELOPMENT ACT; 77-27,187 **Prohibited acts,** See LIVESTOCK ANIMAL WELFARE ACT; 54-901 Property tax exemption, 77-202 Quarantine of animals, Aquaculture facilities, 37-470

-IVESTOCK -Cont'd Quarantine of animals -Cont'd Bees, contagious disease, 81-2,170 Cervine animals, 54-2314 Importation into state, 54-793 to 54-796 Pseudorabies, 54-2276 Swine brucellosis, 54-1352, 54-1353 Railroads. Fencing requirements, 74-601 to 74-604 Injured animals, duties, 74-605 Shipping requirements, 54-7,104 Ranches, See AGRICULTURAL LANDS Research animals, release, liability, 25-21.236 Sale of. Dealers, See LIVESTOCK DEALER LICENSING ACT, NEBRASKA; 54-1701 Livestock brands, See LIVESTOCK BRAND ACT; 54-170 Markets, this heading Slaughter livestock, See LIVESTOCK SELLERS PROTECTIVE ACT. NEBRASKA; 54-1801 Sales and use tax exemptions, Feed, water, medicine, chemicals, 77-2704.41 Semen and insemination services, 77-2704.23 Service of stud, 52-1501 to 52-1506 Sheep and goats, Estrays, property damage liability, 54-401 Scrapie, See SCRAPIE CONTROL AND ERADICATION ACT; 54-2701 Tax for predatory animal control program, 23-361 Swine, Hogs, this heading Taxation, Property tax exempt, 77-202 Property taxes, Article VIII, section 1, Constitution of Nebraska Sales and use tax exemptions, 77-2704.23, 77-2704.41 Transport, By vehicle, spillage of waste prohibited, 60-6,304

Public roads, failure to use livestock lanes, 39-1810 Shipment requirements, 54-7,104 Turkeys. Poultry, this heading Veterinarians, See VETERINARIANS Waste disposal, regulation of, See LIVESTOCK WASTE MANAGEMENT ACT: 54-2416 Watering, At private tank, prohibited, when, 28-1308 Ground water, domestic use preference, 46-613 Wells or pitfalls, Safety hazard, landowner duties, 54-311 Violation, penalty, 54-315 LIVESTOCK ANIMAL WELFARE ACT See generally ANIMALS Act. Applicability, 54-907 How cited, 54-901 Conviction. Prohibited from possessing livestock animal, 54-909 Reimbursement of expenses, Court order, 54-905 Lien, 54-905 Definitions, 54-902, 54-908 Prohibited acts. Abandonment or cruel neglect of livestock animal, 54-903 Enforcement, 54-906 Indecency with livestock animal, 54-904 Liability, 54-906 Mistreatment of livestock animal, 54-903 Relating to bovine, 54-912 Relating to equine, 54-911 Seizure of livestock animal, Custody agreement, 54-906 Disposition and costs hearing, 54-913 Appeal, 54-913 Euthanasia, 54-913 Law enforcement officer, powers, immunity, 54-906

IVESTOCK ANIMAL WELFARE ACT -Cont'd

Seizure of livestock animal –Cont'd When, 54-906, 54-909

Suspected criminal activity, Duty of animal health care professional to report, 54-910 Duty of certain officials to report, 54-908

Reporting, immunity, 54-908, 54-910 Violations, penalties, 54-903, 54-904, 54-908, 54-909, 54-911, 54-912

IVESTOCK AUCTION MARKET ACT

See generally LIVESTOCK Act, how cited, 54-1156 Appeal, 54-1170 Brand inspections, 54-1,129 to 54-1,131, 54-1160.01 Complaints, procedure, 54-1169 Definitions, 54-1158 Disciplinary actions, 54-1169 Exemptions, 54-1159 Fees, 54-1165, 54-1180 Use, 54-1173 Fund, Livestock Auction Market, 54-1172, 54-1173 Hearing, when, 54-1162, 54-1163, 54-1169 Injunctions, 54-1171 Inspection of livestock, 54-1180 Intent, 54-1157 License, 54-1161 Posting, 54-1166 Termination or transfer, 54-1166 **Records**, 54-1168 Sale, treatment of livestock, 54-1182 **Sanitation**, 54-1178 Veterinarians, designated, Agreement for services, contents, 54-1181 Livestock sold, duties, 54-1182 Violations, penalties, 54-1171, 54-1181.01

IVESTOCK BRAND ACT See generally LIVESTOCK Act, how cited, 54-170 Brand inspection area. Brand inspection requirements, 54-1,110 Designation, 54-1,109 Sale or trade of cattle, requirements, 54-1,111, 54-1.113 Slaughter of cattle within, Brand inspection requirements, 54-1,114 Slaughter and hide records, 54-1.112 Brand inspection service area, brand inspections, 54-1,108 Brand inspections, Brand clearance, 54-1,107, 54-1,111, 54-1,122, 54-1,122.02 Certificate of inspection, 54-1,110 to 54-1,119, 54-1,122, 54-1,122.02, 54-1,125 Fees. Inspection fees, 54-1,108 Surcharge, 54-1,108 Interminaling of livestock, effect, 54-1.117 Livestock auction market, elect to provide, 54-1,129 to 54-1,131 Open market, requirements, 54-1,119 Reinspection, when, 54-1,108 Required, when, 54-1,108, 54-1,110 Registered dairy, 54-1,122.01, 54-1,122.02 Registered feedlot, 54-1,120 Brands. Brand publication, 54-193 Brands allowed, 54-198 Electronic device or other nonvisual method, 54-199 In-herd identification, 54-198 Out-of-state brand permit, use authorized, when, 54-1,128 Reserved brands, use, 54-1,103 Use or obliteration to aid theft, penalty, 54-1,124 Cattle industry, promotional materials and assessments, 54-195 Committee, Nebraska Brand, Bond or insurance, 54-191

LIVESTOCK BRAND ACT –Cont'd Committee, Nebraska Brand -Cont'd Brand recorder, 54-192 Created, 54-191 Director, 54-192 Documents, signature and seal requirements, 54-194 Duties, 54-192 to 54-196 Employees, 54-192 Dairy, registered, Application, 54-1,122.01 Cattle shipped or received, requirements, 54-1,122.02 Fees, 54-1,122.01, 54-1,122.02 Inspections, 54-1,122.01, 54-1.122.02 Records, 54-1,122.01 Requirements, 54-1,122.01 Definitions, 54-171 to 54-190 Enforcement, Nebraska Brand Committee, 54-192 Peace officer, powers, 54-1,127 Feedlot, registered, Application, 54-1,120 Cattle received, requirements, 54-1,122 Cattle shipped, requirements, 54-1.121 Fees, 54-1,120 Inspections, 54-1,120 Requirements, 54-1,120 Fees, 54-1,100 to 54-1,102, 54-1,108, 54-1,120, 54-1,122.01, 54-1.128 Funds, Estray fund, 54-1,118 Nebraska Brand Inspection and Theft Prevention Fund, 54-197 Livestock, Brought into state, brand notification required, 54-1,106 Carcass, sale or trade of. requirements, 54-1,113 Ownership, Estray fund, 54-1,118 Questions of ownership, procedure, 54-1,118 Satisfactory evidence of, 54-1,116 Purchase of, use of out-of-state brand permit, when, 54-1,128

Sale of. Evidence of ownership required, 54-1,116 False documents, penalty, 54-1,125 Prohibited sale, penalty, 54-1,123 Transportation permit, requirements, 54-1,115 Open market, designation, brand inspection requirements, 54-1,119 **Recorded brand**, Application, 54-199 Co-recording, when, 54-199 Distinction requirements, visual brands, 54-1,105 Evidentiary effect, 54-1,107 Expiration, 54-1,102 Fees, 54-199, 54-1,100, 54-1,102 Issuance, 54-199 Nebraska Brand Committee brand, use, 54-1,104 Owner, copies of record, 54-1,101 Reinstatement, 54-1,102 Renewal, 54-1,102 Requirements, 54-198, 54-199 Transfer, 54-1,100 Unrecordable due to lien or security interest, 54-1,100 Use, 54-1,102 Rules and regulations, 54-196, 54-199 Violations, Arresting peace officer, powers, 54-1,127 False documents, penalty, 54-1,125 General penalty, 54-1,126 Prohibited brand, penalty, 54-1,124 Prohibited herd, 54-198 Prohibited sale, penalty, 54-1,123 LIVESTOCK CERTIFICATION PROGRAMS See generally LIVESTOCK Application, 54-798 **Costs**, 54-798 Deer program authorized, 54-2319,

See also DOMESTICATED CERVINE ANIMAL ACT

LIVESTOCK CERTIFICATION PROGRAMS -Cont'd

Department of Agriculture, Duties, 54-797 Liability, immunity, 54-7,101 Powers, 54-7,103 Information, disclosure, when, 54-7,102 Registries, Creation, 54-797 Producer listed, benefits, 54-799 Removal from, procedure, 54-7,100 Voluntary programs, 54-797

LIVESTOCK DEALER LICENSING ACT, NEBRASKA

See generally PROFESSIONS AND OCCUPATIONS **Act, how cited, 54-1702** Appeal, 54-1706, 54-1707 Bond, 54-1704 Definitions, 54-1703 Facility, standards, 54-1710 Fee, 54-1704 Hearing, 54-1706, 54-1707 Inspections, contracts authorized, 54-1708 Intent, 54-1701 License, 54-1704 **Records**, 54-1709 Rules and regulations, 54-1708 State Veterinarian, powers, 54-1705 Veterinarians, agreements for services, 54-1708 Violations, penalties, 54-1711

LIVESTOCK DEALERS

See generally PROFESSIONS AND OCCUPATIONS Licensing, See LIVESTOCK DEALER LICENSING ACT, NEBRASKA; 54-1701

LIVESTOCK FEEDERS AND BREEDERS ASSOCIATION, NEBRASKA

See AGRICULTURAL ORGANIZATIONS

LIVESTOCK GROWTH ACT

See generally LIVESTOCK Act, how cited, 54-2801 Designation, livestock friendly county, 54-2802 Fund, Livestock Growth Act Cash, 54-2804 Grants, 54-2803 Intent, 54-2801 Resource data base, 54-2802 Rules and regulations, 54-2805

LIVESTOCK SELLERS PROTECTIVE ACT, NEBRASKA

See generally LIVESTOCK Act, how cited, 54-1801 Acts prohibited, 54-1803, 54-1809 Agreements, reciprocal, 54-1806 Definitions, 54-1802 Enforcement, 54-1805 Payment, 54-1809 Records, 54-1807 Slaughter livestock, purchaser, requirements, 54-1804, 54-1807 54-1810 Violations, penalty, 54-1808, 54-1811

LIVESTOCK WASTE MANAGEMENT ACT See generally LIVESTOCK Act.

How cited, 54-2416 How construed, 54-2420 Acts prohibited, 54-2432, 81-1506 Animal feeding operation, Inspections, Exemptions, 54-2422 Fee, 54-2423 Request for required, 54-2423 Search warrant, 81-1511 Livestock waste control facility, required, when, 54-2430, 54-2432 Permits. Application for permit or major modification. this heading Construction and operating permit, 54-2417, 54-2418, 54-2432 National Pollutant Discharge Elimination System permit, 54-2417. 54-2418 Required when, 54-2432, 54-2435

LIVESTOCK WASTE MANAGEMENT ACT –Cont'd **Animal feeding operation** –*Cont'd* Unpermitted operation, operating requirements, 54-2424 Water pollution potential, this heading Application for permit or major modification, Applicability of Engineers and Architects Regulation Act, 54-2429 Approvals required, 54-2429 Contents, 54-2426, 54-2438 Discharge violations, 54-2431 Engineering evaluation, when, 54-2429 Fees. 54-2428 Notice requirements, 54-2427 Nutrient management plan, 54-2426, 54-2435, 54-2438 Procedure, 54-2425 Rejection, grounds, 54-2431 Required, when, 54-2432, 54-2435 Revoke or suspend, when, 54-2431 Bad actor provisions, 54-2431 Cold water class A streams, 54-2419 Definitions, 54-2417 Department, Administer programs, 54-2418 Contracts authorized, 54-2433 Enforcement, intent, 54-2434 Report, 54-2428 Disciplinary actions, 54-2431 Federal program, National **Pollutant Discharge** Elimination System permit, 54-2418 Fees. Annual per head, 54-2428 Application, 54-2428 Inspection, 54-2423 Late fees, 54-2423 Operating permit, reinstatement, 54-2436 Fund. Livestock Waste Management Cash, 54-2428 Hearings, administrative, 81-1507 Major modification approval, 54-2418, 54-2438

Public participation, when, 54-2425, 54-2427 Rules and regulations, Adopt and promulgate, 54-2435, 81-1505 Priority, 54-2435 Variances from Environmental Protection Act, conditions, procedure, 81-1513 State program, Construction and operating permit, 54-2418 Exemptions, 54-2422 Required, when, 54-2432 Operating permit, reinstatement, conditions, 54-2436 Violations, Discharge violations, 54-2431 Penalty, 81-1507 to 81-1508.02 Water pollution potential, Acts prohibited, 54-2432 Cold water class A streams, Designation, 54-2421 Permit restrictions, 54-2419 Dam, holding pond, or lagoon. approvals required, 54-2429 Surface water runoff, requirements, 54-2430 Zoning by county, Authority, 54-2420 Conditional use permit or special exception, granted, when, 54-2437 LIVING WILLS See generally HEALTH CARE Power of attorney, See POWER OF ATTORNEY FOR HEALTH CARE; 30-3401 Rights, See RIGHTS OF THE TERMINALLY ILL ACT; 20-401 LOANS See generally FINANCIAL TRANSACTIONS Agricultural loans, lender-

production input supplier

1411, 52-2201

relationship, 52-1401 to 52-

OANS -Cont'd Charge agreements, revolving, 45-204 to 45-209 Closing, banks, location, 8-157 **Collection agency, See COLLECTION** AGENCY ACT; 45-601 Collection procedures, Consumer credit, 45-1,105 to 45-1,110, 45-1,112 to 45-1,115 Installment loans, See INSTALLMENT LOAN ACT, NEBRASKA; 45-1001 Violations, penalty, 8-829 Conditions, unlawful, penalty, 8-829 Confession of judgment, penalty, 8-829 **Conservation**, See CONSERVATION CORPORATION ACT; 2-4201 Consumer credit default procedures, 45-1,105 to 45-1,110 Credit agreements, actions and defenses, 45-1,112 to 45-1,115 Debt management, 69-1201 to 69-1217, See also DEBTORS AND CREDITORS Excessive charges, penalty, 8-829 Excessive loans, penalty, 8-142, 8-147 Finance authority, See INVESTMENT FINANCE AUTHORITY ACT, NEBRASKA; 58-201 Financial institutions, See FINANCIAL INSTITUTIONS Forced sale, disposition of proceeds, 45-1,111 Illegal loans, penalty, 8-143.01, 8-829 Installment loans, See INSTALLMENT LOAN ACT, NEBRASKA; 45-1001 Installment sales, See INSTALLMENT SALES ACT, NEBRASKA; 45-334 Interest, See INTEREST Lien, 45-351, 45-1017 Loan brokers, Acts prohibited, 45-191, 45-191.03 Agreements, loan brokerage, 45-191.01 Requirements, 45-191.04 Right to cancel, 45-191.04

Violation. Effect, 45-191.05, 45-191.07 Penalty, 45-191.03 Waiver, prohibited, 45-191.05 Appeal, 45-191.09 Burden of proof, 45-191.11 Cease and desist orders, 45-191.09 Consumer protection, See CONSUMER PROTECTION ACT; 59-1601 Definitions, 45-190 Director, powers, 45-191.08, 45-191.09 Disclosure statement, 45-191.01 Enforcement, 45-191.08, 45-191.09 Fees, 45-191.02 Filings required, 45-191.02 Violation, penalty, 45-191.03 Fine, 45-191.09 Injunction, 45-191.09 Intent, 45-189 Investigations, 45-191.08 Persons exempt from sections, 45-191.10 Rules and regulations, 45-191.06 Violations, penalty, 45-191.03 Waiver prohibited, 45-191.05 Money, See MONEY Mortgages, See MORTGAGES **NIFA, See INVESTMENT FINANCE** AUTHORITY ACT, NEBRASKA; 58-201 Personal loans by financial institutions, 8-815 to 8-829 Preauthorized loans, See INSTALLMENT LOAN ACT, NEBRASKA 45-1001 Procurement, unlawful, penalty, 8-829 Real estate, enforcement and servicing, law applicable, 8-2801 Reverse-mortgage loan, 45-1068, See also INSTALLMENT LOAN ACT. NEBRASKA Revolving charge agreements, 45-204 to 45-209 **Sales,** See INSTALLMENT SALES ACT, NEBRASKA; 45-334

OANS –Cont'd Student loans, See FINANCIAL AID FOR POSTSECONDARY EDUCATION STUDENTS Usury, 45-105 to 45-113 Veterans, minority, effect, 80-701

OBBYING PRACTICES

OCAL GOVERNMENT MISCELLANEOUS EXPENDITURE ACT

See generally POLITICAL SUBDIVISIONS Act, how cited, 13-2201 Continuing education expenses, 13-2203 Definitions, 13-2202 Employees, Business expenses, 13-2203 Honorarium, 13-2203 Expenditures authorized, 13-2203 Governing body, powers, 13-2203 Limitations, exception, 13-2204 Reimbursement authorized, 13-2203 Spouse, payment when, 13-2204

LOCAL HOSPITAL DISTRICT ACT, NEBRASKA

See generally POLITICAL SUBDIVISIONS Act, how cited, 23-3528 Annexation, election, 23-3539, 23-3541 Audit by Auditor of Public Accounts, when, 84-304 Board of directors. Duties. 23-3549 Election, 32-550 Meetings, 23-3535, 23-3536 Membership, 23-3534 Officers, 23-3535, 23-3551 Bonds, 23-3538 Boundaries, modification, 23-3531, 23-3532, 23-3539 to 23-3541 Dissolution, 23-3544 to 23-3546 Districts, authorized, 23-3529 Elections, 23-3532 to 23-3534, 23-3552. 32-550 Equipment, purchase, 23-3548

Funds, requirements, 77-2369 to 77-2385, See also PUBLIC FUNDS Membership dues, 23-3550 Petition. Contents, 23-3530 Hearing, 23-3531 **Powers**, 23-3547 Property, purchase, 23-3548 Rates, 23-3549 Records, 23-3551 Rules and regulations, 23-3536 Tax levy, 23-3552 Withdrawal of land. Assessments, 23-3542, 23-3543 Election, 23-3540, 23-3541 LOCAL HOSPITAL DISTRICTS See generally POLITICAL SUBDIVISIONS **Organization**, See LOCAL HOSPITAL DISTRICT ACT, NEBRASKA; 23-3528 LOCAL OPTION MUNICIPAL ECONOMIC DEVELOPMENT ACT See generally ECONOMIC DEVELOPMENT Act. How cited, 18-2701 How construed, 18-2738 Appropriations, restrictions, 18-2717, 18-2723 Audits. 18-2721 Bonds, Covenants, 18-2729 Economic development fund, required for proceeds, 18-2718 Enforcement of security interest, See GOVERNMENTAL UNIT SECURITY INTEREST ACT, **NEBRASKA**; 10-1101 Form. 18-2726 Investment in bonds authorized, 18-2735 Issuance. Authorized, 18-2724 Conditions, 18-2734 Prior approved programs, 18-2737 Liability,

City obligation, 18-2724 Governing body members, 18-2725

OCAL OPTION MUNICIPAL ECONOMIC DEVELOPMENT **ACT** –Cont'd Bonds –Cont'd Negotiability, 18-2727 Proceeds, use, 18-2718 Refunding bonds, Interest, how treated, 18-2731 Issuance authorized, 18-2730 Proceeds, use, 18-2732 Terms and conditions, 18-2733 Sale, 18-2727 Signatures, 18-2726, 18-2728 Supplemental powers, 18-2738 Tax exempt, 18-2736 Terms, 18-2726 Budget, 18-2716 Committee, advisory, 18-2715 Definitions, 18-2703 to 18-2709 Disclosure of business information, penalty, 18-2715 Election, 18-2713 Continuation, 18-2718, 18-2722 **Exemptions**, 18-2723 Fund, economic development, Bond proceeds, deposit, 18-2718 Establishment required, 18-2718 Termination of program, 18-2718 Grants, housing, 18-2710.01 Hearing, 18-2712, 18-2737 Housing, low-income or moderateincome persons, 18-2710.01 Intent, 18-2702 Land purchase, requirements, 18-2711 Loan fund program, requirements, 18-2711, 18-2719, 18-2720 Loans, housing, 18-2710.01 Local sources of revenue, treatment. 18-2717 Plan, preparation, 18-2710 Program, Establishment, amendment, and repeal, 18-2714 Expenditures, 18-2716 Termination, effect, 18-2718 Qualifying business, Movie and television production, additional duties. 18-2739 Requirements, 18-2709

Resolution, adoption, 18-2712

LOCAL OPTION REVENUE ACT See generally TAXATION Access to state sales tax return and collection information, conditions, 77-2711, 77-27,144 Act, how cited, 77-27,148 Bonds, issuance, 77-27,142 Claims, applicability of law, 77-27,145 **Enforcement, Tax Commissioner** powers and duties, 77-2711 Sales and use tax, Authorized, 77-27,142, 77-27,142.05 Collection and distribution, 77-27,144 Election. Ballot question, contents, 77-27,142.01, 77-27,142.02 Procedure, 77-27,142 to 77-27.142.04 Required, when, 77-27,142, 77-27,142.01 Proceeds. Disposition, 77-27,146 Use, 77-27,142 Refunds, delayed deductions, 77-27,144 Statutes applicable, 77-27,147 Tax Commissioner, duties, 77-2711, 77-27, 143, 77-27, 144 State data bases, required, 77-27.143 Tax situs, sourcing rules, 77-2703.01 to 77-2703.04, 77-27,147 Termination of tax. Increase terminates, when, 77-27,142 Procedure, 77-27,143

LOCAL OPTION TAX CONTROL ACT See generally TAXATION Act, how cited, 77-3401 Applicability of law, 77-3408, 77-3411 Budget limitation, petition procedure, 77-3402 Election, Ballot, 77-3406

OCAL OPTION TAX CONTROL ACT -Cont'd **Election** –*Cont'd* Effect, 77-3404 Multiple limitations, effect, 77-3409 Notice, 77-3406 When held, 77-3405 Petition. Contents, 77-3405 Violation, penalty, 77-3407 Termination of budget limitation, 77-3410 to 77-3411 OCAL PUBLIC HEALTH DEPARTMENTS See generally POLITICAL SUBDIVISIONS Agreements, 71-1628 Aid, County Public Health Aid **Program**, 71-1628.08 Audit by Auditor of Public Accounts, when, 84-304 Authorized, 71-1627 Clandestine drug labs, duties, 71-2432 to 71-2435 Communicable diseases, See also DISEASES AND INJURIES Chlamydia or gonorrhea, prescription of antibiotics to patient and partner, restrictions, 71-503.02, 71-503.03 Reports confidential, 71-503.01 Contracts authorized, 71-1628.04 Core public health functions, Elements, 71-1628.04 State, employ technical experts, 71-1628.06 County board, powers and duties, 71-1628, 71-1628.01, 71-1629, 71-1630 Creation, effect on existing health **agencies**, 71-1635 Definitions, 71-1626 Dental preventive services, dental hygienist authorized to perform, 38-1130 **Employees**, 71-1627 Funds, disbursements, 71-1634 Health director, 71-1627 Powers and duties. 71-1632 Retirement plan report, 71-1631.02

Immunization information. exchange of, 71-539 to 71-544, See also IMMUNIZATIONS Intent. 71-1626.01 Jurisdiction, 71-1635 Local boards of health, Duties, 71-1630, 71-1631 Types, membership, terms, Board of health, 71-1630 City-county board of health, 71-1630 District board of health. 71-1630 Minority health, satellite office. duties, 71-1628.07 **Records**, 71-1633 Reports. Annual, contents, 71-1628.05 Confidentiality, 71-503.01 Retirement plan, Authorized, 71-1631 Reports required, 71-1631.02 Satellite office of minority health, duties, 71-1628.07 School district. 71-1636 **Tax levy**, 71-1629 to 71-1629.02 Termination, 71-1628.01 Violations, penalty, 71-1631.01

LOCKSMITHS

See generally PROFESSIONS AND OCCUPATIONS Acts prohibited, 28-1315, 28-1316 Registration, requirements, 28-1402 to 28-1405

LODGING TAX See generally TAXATION County, authority to impose, See VISITORS DEVELOPMENT ACT, NEBRASKA; 81-3701 Hotels, See HOTELS Tourism, See TOURISM

LONG-ARM STATUTE

See SERVICE OF PROCESS LONG-TERM CARE INSURANCE ACT See generally HEALTH CARE PLANS Act, how cited, 44-4501 Applicability of law, 44-4503

ONG-TERM CARE INSURANCE ACT –Cont'd Applicants, rights, 44-4515 Certificate, Policy or certificate, this heading Compliance with act, required, 44-4517 Definitions, 44-4504 to 44-4510 **Disclosure requirements**, 44-4512 Foreign insurers, Product regulation, See INTERSTATE INSURANCE PRODUCT **REGULATION COMPACT: 44-7801** Restrictions, 44-4511 Insurance producer, license and training required, 44-4521 Insurer, duties, records, 44-4521 Intent. 44-4502 Loss-ratio standards, 44-4514 Policy or certificate, Nonforfeiture benefit option, required, 44-4517.02 Outline of coverage, 44-4516 Rescind, when, restrictions, 44-4517.01 Restrictions, 44-4513, 44-4517, 44-4517.01 Product regulation, See INTERSTATE INSURANCE PRODUCT REGULATION COMPACT; 44-7801 Rules and regulations, 44-4512, 44-4514, 44-4518, 44-4519 Standards, establish minimum, 44-4518 Violations, administrative penalty, 44-4520 ONG-TERM CARE OMBUDSMAN ACT See generally SENIOR CITIZENS Abuse, referral required, 81-2255 Act, how cited, 81-2237 Acts prohibited. 81-2264 Certification as advocate, 81-2253 Treatment as representative of office. 81-2262 Complaints, procedure, 81-2254, 81-2260 Confidentiality, 81-2258, 81-2260 Definitions, 81-2238 to 81-2248

Department of Health and Human Services, duties, 81-2261 Exploitation, referral required, 81-2255 Interference, prohibited, 81-2264 Investigations, procedure, 81-2254, 81-2260 Liability, immunity, 81-2263 Neglect, referral required, 81-2255 Notice, posting by long-term care facility, 81-2256 Office, created, 81-2249 Patient, access to, 81-2259 Programs, Local programs, Designation, 81-2252 Treatment, 81-2262 State program, contents, 81-2250 Records. Confidentiality, 81-2258, 81-2260 Governmental, access, 81-2257 Medical and personal, access, 81-2258 Resident, access to, 81-2259 Retaliation, prohibited, 81-2264 Rules and regulations, 81-2251 Staff training requirements, 81-2253 State long-term care ombudsman, Appointment, 81-2249 Qualifications, 81-2251 LONG-TERM CARE SAVINGS PLAN ACT See generally HEALTH CARE PLANS Act, how cited, 77-6101 Definitions, 77-6102 Nebraska long-term care savings plan, Contributions deductible for income tax purposes, 77-2716 Created, 77-6103 Participation agreement, 77-6103 Nebraska long-term care savings plan trust, 77-6104 Qualified individual, Withdrawals authorized, 77-6105 Withdrawals treated as income, 77-2716

State investment officer, duties, 77-6104

Nebraska Statutes 2015 General Index ONG-TERM CARE SAVINGS PLAN Fingerprinting of applicants, when, 9-1,104 ACT –Cont'd State Treasurer, duties, 77-6104 Funds, **Compulsive Gamblers Assistance** Fund, 9-1006 Education Innovation Fund, 9-812 See GAMBLING Termination date. 9-812 OTTERY ACT, STATE Lottery Investigation Petty Cash Fund, 9-811.01 See generally GAMBLING Lottery proceeds, Article III, section Act, How cited, 9-801 Constitution of Nebraska, 9-How construed, 9-841 812 Acts prohibited, 9-814 Nebraska Education Improvement Advertising on problem gambling, Fund, 9-812 requirements, 9-831 State Lottery Operation Cash Fund, Agreements with other lotteries, 9-9-812 805 State Lottery Operation Trust Fund, Appeals, 9-821 9-812 State Lottery Prize Trust Fund, 9-812 Audits. 9-809 Authorized, Article III, section 24, Hearings, 9-819 Constitution of Nebraska Notices, 9-820 Background investigation, 9-1,104 Information, duty to provide, 9-838 Child support debt, setoff against Intent, 9-802, 9-806, 9-841 prize, 9-810, 77-27,160 to 77-Investigations, 9-811.01, 9-817 27.173 Investigators and security Confidentiality, 9-808 personnel, 9-808 Conflict of interest, 9-816 Jurisdiction of court, 9-821, 9-839 Contempt, 9-817 Liability, termination when, 9-810 Contractor, lottery, Lottery games, conditions, 9-823 Multijurisdiction agreements, 9-805 Bond, 9-836 Notices, orders, and decisions, Campaign contributions, prohibited, 9-834, 9-835, 49-1476 to 49how sent, 9-820 Occupation tax, exemption, 9-811 1476.02 Performance, 9-837 Personal history report, 9-1,104 Criminal history record information Personal property, sale by division check, 9-1,104 authorized. 9-836.01 Preemption. 9-841 Definitions, 9-803 **Department of Revenue, Lottery** Prizes. **Division**, 9-804 Child support debt, setoff, 9-810, Audit. 9-809 77-27,160 to 77-27,173 Bond or insurance, 9-807 Income tax liability, nonresident, Director, 9-804 77-2733 Percentage of sales, 9-812 Powers, 9-817 Reports, 9-809, 9-840 Setoff against debts to state, 9-810, Staffing, 9-807, 9-808 77-27,160 to 77-27,173 Enforcement, 9-817, 9-818, 9-838 Tax withholding, authority, 77-2753 Unclaimed, disposition, 9-812 Use of driver's license encoded information, when, 60-4,111.01 Proceeds, use, Article III, section 24, Facilities inspection, 9-1,104 Constitution of Nebraska Fines, 9-832

OTTERY ACT. STATE -Cont'd Procurements, Conditions, 9-835, 9-836 How made, 9-833 to 9-837 Records and books, requirements, 9-822 **Reports**, 9-809, 9-840 Retailer, lottery game, 9-813, 9-814 Bond, 9-830 Contract. Fees, 9-828 Fines. 9-832 Refusal to award, 9-832 Required, 9-824 to 9-826 Termination, 9-827, 9-832 Terms, 9-828 Rules and regulations, 9-819, 9-823 Sale. Contract, required, 9-824 to 9-826 Personal property, authorized, 9-836.01 Restrictions, 9-810, 9-829 Security personnel, 9-808 Setoff against debts to state, 9-810, 77-27,160 to 77-27,173 Spousal support debt, setoff against prize, 9-810, 77-27,160 to 77-27,173 Study, 9-840 Subpoena, 9-817 Tax Commissioner, powers and duties, 9-805, 9-809, 9-813 **Tax exempt**, 9-811, 77-2704.38 Tax withholding, authority, 77-2753 Tickets, Age and other restrictions on sale, 9-810. 9-829 Contract to sell, required, 9-824 to 9-826 Occupation tax, exemption, 9-811 Sales and use tax, exemption, 77-2704.38 Vendors, requirements, 9-834 Venue, 9-839 Violations, penalties, 9-814 OTTERY AND RAFFLE ACT, **NEBRASKA** See generally GAMBLING Act, how cited, 9-401

Administrative fine, 9-418, 9-418.02 Administrative procedure, 9-421 Age restrictions, 9-430 **Appeal**, 9-421 Applicability of law, 9-1,103 Authorized. Article III. section 24. Constitution of Nebraska Civil action, 9-435 to 9-437 Civil procedure, 9-437 Contraband, seizure, 9-432 **Definitions**, 9-403 to 9-417.02 Department of Revenue, Powers and duties, 9-418 Proceedings, 9-421 Tax Commissioner, powers, 9-432 **Division, Charitable Gaming, 9-**1,101 Enforcement, 9-434, 9-435 Use of driver's license encoded information, when, 60-4,111.01 Fees, 9-424, 9-425, 9-426 Floating objects, race, 9-426.01 Hearing, 9-420 Injunction, 9-436 Intent. 9-402 License. Applicants, qualifications, 9-423 Application, 9-424 Denial, 9-418.01 Denial, grounds, 9-418 Fees, 9-424, 9-425 Refusal to comply, effect, 9-1,104 Renewal, 9-425 Suspension and revocation, 9-419 Temporary, 9-425 Liquor Control Act, Nebraska, violations, ground for license denial, 9-418 Minors, participation prohibited, exception, 9-426.01 Penalties, 9-422, 9-434, 9-435 Permit, Application, 9-424 Denial, 9-418.01 Denial, grounds, 9-418 Fee, 9-426 Required, 9-426 Political subdivisions, powers, 9-433

LOTTERY AND RAFFLE ACT. NEBRASKA – Cont'd Proceeds. Requirements, 9-428 Restrictions, 9-422, 9-427 Use. 9-427 Rules and regulations, 9-418, 9-420 Standing to sue, 9-435 **Taxation**, 9-429 Local, 9-433 Ticket, requirements, 9-431 Venue, 9-434 Violations, 9-1,104, 9-422, 9-434, 9-435 OW-INCOME HOME ENERGY CONSERVATION ACT See generally ENERGY Act. How cited, 66-1012 Termination, 66-1019.01 Definitions, 66-1014 Department of Revenue, duties, 66-1015, 66-1019 Eligible entities, Powers and duties, 66-1015 to 66-1017 Report, 66-1018 Fund, Energy Conservation Improvement, 66-1015 Intent, 66-1013 Program of eligible energy conservation grants, Certification of improvement, 66-1016 Contract to administer, 66-1017 Cost share, 66-1016 Eligible entity establish and administer, 66-1016 Rules and regulations, 66-1019 OW-INCOME PERSONS See INDIGENT PERSONS **.OW-LEVEL RADIOACTIVE WASTE** DISPOSAL ACT

See generally RADIOACTIVE MATERIALS Acceptance, when, 81-15,105.01 Act,

Applicability, 81-15,105

How cited. 81-1578 Administration, 81-1598 Appeal, 81-15, 107, 81-15, 112 Assistance, technical, 81-15,101.01 Class C low-level radioactive waste, storage or disposal, 81-15.101.04 Committees, local monitoring, 81-15,101.01 Compact, Central Interstate Low-Level Radioactive Waste, withdrawal from, 71-3522 Compact commission, Nebraska representatives, 81-1599.02 Construction contracts, conditions, 81-15,102 Contributions by state to compact budget, 81-15,113 Definitions, 81-1581 to 81-1597 Department of Environmental Quality, powers and duties, 81-1598, 81-1599 Design and planning requirements. 81-15.101.02 Disposal site, acquisition or acceptance, 81-15,102 Emergency orders, 81-15,108 **Emergency training and** equipment, 81-15,102.03 Enforcement, 81-15,116 Environmental impact analysis, 81-15,107 Fees and surcharges, 81-15,102 to 81-15,104, 81-15,113.01 Financial requirements, 81-15,103 Fines, procedure, 81-15, 112, 81-15.114 Funds. Community Improvements Cash Fund, 81-15,113.01 Local Monitoring Committee Cash Fund, 81-15,101.01 Local Site Selection Cash Fund, 81-15,101.01 Low-Level Radioactive Waste Cash Fund, 81-15,104 Radiation Custodial Care Fund, 81-15.103 Radiation Site Closure and Reclamation Fund, 81-15,103

OW-LEVEL RADIOACTIVE WASTE DISPOSAL ACT –Cont'd Generator of waste, failure to **comply, effect**, 81-15,113.02 Hearings. Civil penalty, 81-15,112 Emergency order, 81-15,108 License, Application, 81-15,107 Revocation, 81-15,106 Loss of real property value, 81-15,102.01 Study, distribution of funds, 81-15,113.01 Injunction, 81-15,109, 81-15,115 Intent, 81-1579 to 81-1580 Liability, 81-15, 101.01, 81-15, 112.01 License, 81-15,110 Application, 81-15,101 Acceptance, 81-1599.01 Procedure, 81-1599.01, 81-15,107 Denial and revocation. 81-15.106 Issuance, 81-15,101.02, 81-15,106 Review, 81-15,101, 81-15,106 Term. 81-15.106 Transfer, 81-15,101 Local regulations, superseded, 81-15.105 Management contracts, 81-15,102 Mixed waste, requirements, 81-15.101.05 Notice. Onsite geologic activity, 81-15,102 Site selection, 81-15,101.01 Nuclear reactor, decommissioned, storage or disposal of waste, 81-15,101.03 Rate-review agency, designation, 81-15,104.01 Real estate, guaranty values, 81-15,102.01 Remedial cleanup costs, 81-15,102, 81-15,102.01 Rules and regulations, 81-15,100, 81-15,103 Security requirements, 81-15,103 Tax incentives, low-level radioactive waste facility or employees, ineligible, 77-3,112

Testing of agricultural products and water, authorized, 81-15,102.02 Title, transfer, 81-15,102 Violations, Civil penalty, 81-15,112, 81-15,114 Criminal penalty, 81-15,111 Injunction, 81-15,109, 81-15,115 Waste, Acceptance, when, 81-15,105.01 Disposal requirements, 81-15,100

Μ

MACBRIDE PRINCIPLES See PUBLIC FUNDS MAIL AND MAILBOXES Ballot for early voting, replacement by mail, 32-949.01 Carriers, lights on vehicles, 60-6.232 Violation, penalty, 60-6,234 Contact lenses, See MAIL ORDER CONTACT LENS ACT; 69-301 Date of filing by mail, determination of, 49-1201 to 49-1203 Electronic postmark, use by state agencies, 86-644 Location of mailboxes, 39-1010 to 39-1012 Mail order, Installment sales, 45-340 Sales tax, direct mail sourcing, 77-2703.03 Unsolicited, treatment, 69-2201 Prescription drugs, See MAIL SERVICE PHARMACY LICENSURE ACT: 71-2406 Presumption of mailing, 49-1201 Registered or certified, use as evidence, 49-1202 Special election by mail, political subdivisions, 32-952 to 32-960, See also ELECTION ACT State. Central mail, 81-1118 Mailing room, 81-164 to 81-168 Electronic postmark, 86-644

MAIL AND MAILBOXES -Cont'd State -Cont'd Mailing requirements, central mailing room, 81-164 to 81-171 Print shop, 81-1118 Summons. Certified mail service, 25-505.01 Return by mail, 25-2234 Victims or potential victims of crime, address confidentiality, See ADDRESS CONFIDENTIALITY ACT: 42-1201 Voter registration, mail-in, 32-311.01, 32-318.01, 32-320 MAIL ORDER CONTACT LENS ACT See generally SALE OF GOODS Act, how cited, 69-301 Contact lens prescription, Expiration, 69-303 Requirements, 69-303 Definitions. 69-302 Enforcement, 69-306 Fee, disposition, 69-305 **Iniunction**. 69-306 Ophthalmic provider, Fee, 69-305 Mail order service, requirements, 69-303 Registration required, 69-304 Optometrist or physician, duties, 69-303 Rules and regulations, 69-307 MAIL SERVICE PHARMACY LICENSURE ACT See generally SALE OF GOODS Act, how cited, 71-2406 Attorney General, duties, 71-2408 **Disciplinary actions**, 71-2408 Enforcement, 71-2408 Fees, 71-2407 License, requirements, 71-2407 Rules and regulations, 38-2899, 71-2409 MAJOR OIL PIPELINE SITING ACT

See generally OIL AND GAS Act, Findings, 57-1403

How cited, 57-1401 Purposes, 57-1402 Commission, Enforcement, 75-118 Jurisdiction, 75-109.01 Powers and duties, 57-1406 to 57-1408, 57-1410 to 57-1412 Definitions, 57-1404 Documents or records, not withheld from public, 57-1413 Fund, Public Service Commission Pipeline Regulation, 57-1411 Major oil pipeline, Appeal, 57-1409 Application, Amended application, 57-1408 Procedure, 75-110.01 Requirements, 57-1405 Approval or denial. Considerations, 57-1407 Order, findings, 57-1408 Change to route, pipeline carrier, duties, 57-1405 Commission expenses, assess against pipeline carrier, delinquency, collection, 57-1406 Construction of, pipeline carrier, duties, 57-1405 Notice requirements, 57-1405 Public hearing and meetings, 57-1407 Fees, exemptions, 75-128 Rules and regulations, 57-1410 MALICIOUS PROSECUTION See generally ACTIONS Abatement of action, 25-1402 Complaint filed by other than prosecuting attorney, indemnification bond required, 29-404 Political subdivisions, immune to such actions, 13-910 State, immune to such actions, 81-8,219 Statute of limitation, For actions accruing before

7/13/2000, 25-208 For actions accruing on or after 7/13/2000, 25-212

MALPRACTICE

See generally ACTIONS

Insurance,

Availability, See HOSPITAL-MEDICAL LIABILITY ACT, NEBRASKA; 44-2801

Hospitals and physicians, See HOSPITAL AND PHYSICIANS MUTUAL INSURANCE ASSOCIATION ACT, NEBRASKA; 44-2901

Professional, See PROFESSIONAL ASSOCIATION MUTUAL INSURANCE COMPANY ACT, NEBRASKA; 44-3101

Medical malpractice,

Alternative method for determining claims, See HOSPITAL-MEDICAL LIABILITY ACT, NEBRASKA; 44-2801 Health carrier, duty to investigate

health professional, 44-7007 Judgment, settlement, or award, reporting requirements, 38-1,127, 38-1,137

Statutes of limitation, 44-2828, 81-8.227

Unanticipated outcome of medical care, certain statements and conduct inadmissible, 27-1201

Psychologists, confidentiality, exceptions, 38-3131 Statute of limitation, 25-208

MAMMOGRAPHY

See CANCER

MANAGED CARE See health care plans

MANAGED CARE EMERGENCY SERVICES ACT

See generally HEALTH CARE PLANS Act, Applicability of, 44-6828 How cited, 44-6825 Purpose of, 44-6826 Cease and desist order, 44-6831, 44-6832 Definitions, 44-6827 Health carrier, emergency services, requirements, 44-6829 Rules and regulations, 44-6833 Violation, Notice and hearing, 44-6830 Penalty, 44-6831, 44-6832

MANAGED CARE PLAN NETWORK ADEQUACY ACT See generally HEALTH CARE PLANS Act. Applicability, 44-7104 How cited, 44-7101 Cease and desist order, 44-7111 Closed plans, requirements, 44-7108 Definitions, 44-7103 Health carriers. Closed plans, requirements, 44-7108 Intermediaries, contract requirements, 44-7107 Managed care plan, requirements, 44-7106

Participating providers, contract requirements, 44-7106 Intent, 44-7102

Intermediaries, 44-7107 Network adequacy, 44-7105 Participating providers, 44-7106 Rules and regulations, 44-7112

Violations,

Notice and hearing, 44-7109 Penalty, 44-7110, 44-7111

MANAGING GENERAL AGENTS ACT

See generally INSURANCE Act. How cited, 44-4901 How construed, 44-4908 Action for damages, 44-4908 Acts of agent, how treated, 44-4907 Acts prohibited, 44-4905 Bond required, 44-4904 Compliance with act, when, 44-4910 Contract requirements, 44-4904 Definitions, 44-4902 Examination authority, 44-4907 Insurer duties, 44-4906 License requirements, 44-4903 Rules and regulations, 44-4909 Violations, penalty, 44-4908

MANDAMUS See generally ACTIONS Action by private person, 25-2168, 25-2169 Adequate remedy, effect, 25-2157 Affidavit, 25-2160 Alternative writ, 25-2158 Action by private person, costs, 25-2169 Answer, 25-2162 Costs and attorney's fees, 25-2169 Granted, 25-2165 Motion, 25-2160 Pleadings, 25-2164 Trial, 25-2164 When allowed, 25-2159 **Answer**, 25-2164 Alternative writ, 25-2162 Peremptory writ, failure to answer, 25-2163 Attorney's fees and costs, 25-2165, 25-2169 Costs and attorney's fees, 25-2165, 25-2169 Damages, recovery of, 25-2165, 25-2166 Endorsement, 25-2161 Fine, imposition, 25-2167 Intervention, 25-2160 Irrigation, delivery of water, 25-2159, 25-2160 Issued, when, 25-2156 to 25-2160 Judgment for plaintiff, 25-2165 Peremptory writ, 25-2158, 25-2159 Allowed, when, 25-2159 Answer, 25-2162 to 25-2164 Costs and attorney's fees, 25-2165, 25-2169 Granted, 25-2165 Issued, when, 25-2163, 25-2165 Motion, affidavit required, 25-2160 Pleadings, 25-2164 Public officials, 25-2167 Trial, 25-2164 Pleadings, 25-2164 Private persons, right to bring action, 25-2168, 25-2169 Public officer or body, fine, 25-2167 Supreme Court, original jurisdiction, 24-204

Trademark Registration Act, 87-142 Trial, 25-2164 Writ, alternative and peremptory, Answer, 25-2162 to 25-2164 Authorized pleadings, 25-2164 Issuance, 25-2156 to 25-2160 Service, 25-2161 MANDATE OPT-OUT AND **INSURANCE COVERAGE** CLARIFICATION ACT See generally HEALTH CARE PLANS Act, Findings, 44-8402 How cited, 44-8401 How construed, 44-8404 Elective abortion coverage in health plans, optional rider, 44-8403 Qualified health insurance plan through health insurance exchange, abortion coverage, **restriction**, 44-8403 MANICURISTS See COSMETOLOGY, ELECTROLOGY, ESTHETICS, NAIL TECHNOLOGY, AND BODY ART PRACTICE ACT; 38-1001 MANSLAUGHTER See generally CRIMES AND OFFENSES Child, Crime against, Child Protection Division, duties, 84-205 Death, review, 71-3409 Unborn child, 28-393 Coroner's jury, verdict, effect, 23-1810 Criminal offense, 28-305 **Defined**, 28-305 Driver's license, revocation, when, 60-498, 60-4, 182 to 60-4, 185 Homicide, 28-302 to 28-306, See also HOMICIDE Indictment requirements, 29-1512 Motor vehicle, operation, revocation of driver's license, when. 60-498 Murder, 28-303, 28-304

Penalty, 28-305

MANSLAUGHTER –Cont'd Sentencing, Conviction by confession, 29-2027 Generally, See SENTENCE AND PUNISHMENT Unborn child, 28-393 Vehicle used, abstract of conviction or order of probation, transmittal, 60-497.02 Venue, 29-1306 Verdict. Coroner's jury, effect, 23-1810 Jury, ascertain degree, 29-2027 MANUFACTURED HOMES See generally HOUSING Bankruptcy plan, deemed real property, 76-2901 **Building Construction Act,** applicability, 71-6407 Cabin trailers, See CABIN TRAILERS Certificate of title, Documentation required, 60-149 Required, when, 60-137 Housing, See HOUSING Landlord and tenant law, See MOBILE HOME LANDLORD AND **TENANT ACT; 76-1450** Liens, notation on title, 60-164 Mobile homes, See MOBILE HOMES AND MOBILE HOME PARKS Sales of, motor vehicle dealer's license required, 60-1403.01, See also MOTOR VEHICLE INDUSTRY REGULATION ACT Standards. Manufactured homes and recreational vehicles, See MANUFACTURED HOMES AND RECREATIONAL VEHICLES, UNIFORM STANDARD CODE FOR; 71-4601 Mobile home parks, See MOBILE HOME PARKS, UNIFORM STANDARD CODE FOR; 71-4621 Modular housing units, See MODULAR HOUSING UNITS ACT. NEBRASKA UNIFORM STANDARDS FOR; 71-1555

Taxation of. 77-103. 77-1738. 77-1739, See also REAL PROPERTY TAX Trailers, See TRAILERS Zoning and planning, Cities of the first class, 19-902 Cities of the metropolitan class, 14-402 Cities of the primary class, 15-902 Cities of the second class, 19-902 Counties, 23-114 Villages, 19-902 MANUFACTURED HOMES AND **RECREATIONAL VEHICLES,** UNIFORM STANDARD CODE FOR See generally HOUSING Act, how cited, 71-4601 Appeal, 71-4609 Cabin trailers, See CABIN TRAILERS Commission, powers and duties, 71-4610, 71-4611 Defects. Correction, 71-4620 Effect on sale, 71-4606 Notification, 71-4616 to 71-4618 Definitions, 71-4603 Denial of seal, 71-4609 Enforcement, 71-4612 Failure to conform, 71-4616 to 71-4618 Fees, 71-4604.01, 71-4609 Fund, Public Service Commission Housing and Recreational Vehicle Cash. 71-4604.01 Inspections, 71-4610 Intent, 71-4602 Manufacturer, duties, 71-4613, 71-4614, 71-4619 Plans, 71-4604.01 **Public Service Commission**, jurisdiction, 75-109.01, See also PUBLIC SERVICE COMMISSION **Reciprocity**, 71-4606 Recreational vehicles, See RECREATION Rules and regulations, 71-4604, 71-4605, 71-4609, 71-4619, 71-4620.01

MANUFACTURED HOMES AND **RECREATIONAL VEHICLES, UNIFORM STANDARD CODE FOR** –Cont'd Safety hazards, Correction, 71-4620 Notification, 71-4616 to 71-4618 Sale, restrictions, 71-4606 Seals, 71-4604.01, 71-4609 **Standards**, 71-4604 Compliance, 71-4605, 71-4620 Exception, 71-4606 Seals, 71-4604.01 Trade secrets, confidentiality, 71-4615 Trailers, See TRAILERS Violations, penalties, 71-4608, 71-4612.75-156

MARIJUANA

See generally DRUGS AND MEDICINE Controlled substances act, See CONTROLLED SUBSTANCES ACT, UNIFORM: 28-401 **Defined**, 28-401 Drug paraphernalia, 28-439 to 28-444 Drug schedules, controlled substances, 28-405 Industrial hemp, pilot program, not considered marijuana, 28-401 Minors, violations involving, 28-416 Schools, provide health education, 79-712 Taxation of, See MARIJUANA AND CONTROLLED SUBSTANCES TAX; 77-4301 Violations, 28-416

MARIJUANA AND CONTROLLED SUBSTANCES TAX

See generally TAXATION Confidentiality of information, 77-4315 Definitions, 77-4301 **Enforcement.** 77-4316 Evidence, burden of proof, 77-4314 Fund. Marijuana and Controlled Substances Tax Administration Cash, 77-4310.03 Hearing, 77-4312 Injunction, 77-4312, 77-4313 Jeopardy determinations, 77-3906, 77-4311, 77-4312 Penalty, Collection, 77-4309, 77-4310 Validity, presumption, 77-4314 Waiver, 77-4310.02 Property, seizure, disposition, 77-4312 Report, 77-4315, 77-4316 Rules and regulations, 77-4307 Sections, how construed, 77-4308 Stamps or labels, required, 77-4304.77-4306 Statute of limitation, 77-4309 Subpoena, 77-4316 Tax. Collection, 77-4310 Deficiency, 77-4312 Jeopardy determinations, 77-3906, 77-4311, 77-4312 Notice of tax due, 77-4311 Overpayment of tax, 77-4310.02 Payment, required when, 77-4302, 77-4305 Proceeds, distribution, 77-4310.01 Rates, 77-4303 Redetermination, 77-4312 Validity, presumption, 77-4314 Tax Commissioner, powers and duties, 77-4304, 77-4307, 77-4310, 77-4312, 77-4316 Violations, penalty, 77-4309 Waiver, 77-4310.02

MARKETABLE TITLE See CONVEYANCES

MARRIAGE

See generally HUMAN AFFAIRS Abandonment, 28-705 Abstract of marriage, defined, 71-601.01 Abuse. See ABUSE Affirmance, complaint for, 42-376

MARRIAGE –Cont'd Age requirements, 42-102 Alienation of affections, action barred, 25-21,188 Annulment, 42-373 to 42-378, See also ANNULMENT Antenuptial agreement, See PREMARITAL AGREEMENT ACT, UNIFORM; 42-1001 Assault, domestic, 28-323 **Bigamy**, 28-701 Indian marriages, 42-406 Ceremony, Requirements, 42-109 Who may perform, 42-108, 42-114 Certificate, 42-110 Certified copies, 71-612 Evidence of marriage, 42-116 Religious society, transmit to county clerk, 42-115 Standard form, 71-602 Violations, 42-113 Children, Custody, See CHILD CUSTODY Support, See CHILD SUPPORT Civil contract, considered as, 42-101 Community property, 42-603, 42-617 to 42-620, See also COMMUNITY PROPERTY Conciliation court, 42-801 to 42-823, See also CONCILIATION COURT LAW Consent, required, 42-101 Counselors, certified marriage and family therapists. See MENTAL HEALTH PRACTICE ACT: 38-2101 Criminal conversation, action barred, 25-21,188 Debts, obligation of spouse, 42-201, 42-206 **Dissolution of marriage**, 42-347 to 42-381, See also DIVORCE Divorce, 42-347 to 42-381, See also DIVORCE Domestic abuse. See ABUSE Domestic assault, See ASSAULT AND BATTERY Eligibility, 42-102, 42-103

Same-sex not valid or recognized, Article I, section 29, Constitution of Nebraska Evidence rules, husband-wife privilege, 27-505 Pandering exception, 28-803 Fees, county clerk, 33-110 Foreign marriages, validity, 42-117 Government officers and employees, spousal retirement and pension rights, See RETIREMENT AND PENSIONS Homestead, convevance restrictions, 40-104 Incest, 28-703 Incestuous marriage, void, 28-702 Indians, treatment, 42-402 to 42-408 Jurisdiction, want of, marriage not void. 42-114 Legal separation, 42-347 to 42-381, See also LEGAL SEPARATION Licenses. 42-104 Fees, 33-110 Issuance, 42-106, 42-107 Minors, consent required, 42-105 Social security numbers recorded to aid support enforcement, 43-3340 Marriage and family therapists, certified, See MENTAL HEALTH PRACTICE ACT: 38-2101 Medical assistance, spousal impoverishment, 68-921 to 68-925. See also MEDICAL ASSISTANCE ACT Minors, consent required, 42-105 Nontestamentary transfer in marital property agreement, 30-2715 Pension rights, See SPOUSAL PENSION RIGHTS ACT; 42-1101 Premarital agreements, See PREMARITAL AGREEMENT ACT, UNIFORM: 42-1001 Property, treatment of wife's property, 42-201 to 42-205 Protection orders, See PROTECTION ORDERS Reconciliation, 42-801 to 42-823, See also CONCILIATION COURT LAW Records, 42-106, 42-112, 42-113

MARRIAGE -Cont'd **Records** –Cont'd Evidence of marriage, 42-116 Fees. 33-110 Return of proceedings, 42-108, 42-112 Violation, penalty, 42-113 Religious societies, validity, 42-115 Separation, legal, 42-347 to 42-381, See also LEGAL SEPARATION Sexual assault, See SEXUAL ASSAULT Social security numbers recorded to aid support enforcement, 43-3340 Spousal impoverishment, medical assistance, 68-921 to 68-925, See also MEDICAL ASSISTANCE ACT Spousal support, See SPOUSAL SUPPORT Statistics, government, 71-614, See also VITAL STATISTICS ACT Therapists, certified marriage and family, See MENTAL HEALTH PRACTICE ACT; 38-2101 Validity. Age requirements, 42-102 Eligibility, 42-102, 42-103 Foreign marriage, 42-117 Incestuous marriage, void, 28-702 Minister, requirements, 42-114 Minors, consent required, 42-105 Same-sex not valid or recognized, Article I, section 29, Constitution of Nebraska Validation, 42-376 Void. Annulment, 42-373 to 42-378, See also ANNULMENT When, 42-103 Voidable, when, 42-118 Witnesses, 42-109 Woman's property, marriage, effect, 42-201 to 42-207 MASSAGE THERAPISTS See generally PROFESSIONS AND

OCCUPATIONS Licensure, See MASSAGE THERAPY PRACTICE ACT; 38-1701 MASSAGE THERAPY PRACTICE ACT See generally PROFESSIONS AND OCCUPATIONS Act, how cited, 38-1701 Board of Massage Therapy, 38-167, See also CREDENTIALING ACT, UNIFORM Definitions, 38-1702 to 38-1707 Fees, 38-1713 Licensure, See also CREDENTIALING ACT, UNIFORM; 38-101 Not required, when, 38-1708 Qualifications, 38-1710 Reciprocity, 38-1712 Required, when, 38-1709 Temporary license, requirements, 38-1711 Peer review authorized, See PEER REVIEW Rules and regulations, 38-1715 Unprofessional conduct, 38-1714 MASTER TEACHER PROGRAM ACT See generally ELEMENTARY AND SECONDARY EDUCATION **Act, how cited,** 79-8,124 **Definitions**, 79-8,126 Fund, Master Teacher Program, 79-8.129 Master Teacher Program, created, purpose, 79-8,125 Master teacher status, 79-8,128 Registration award, 79-8,130 Rules and regulations, 79-8,131

MATERNAL AND CHILD HEALTH

Salary bonus, when, 79-8,127

See generally WOMEN'S HEALTH Birth defects, See BIRTH DEFECTS Child abuse, See CHILD ABUSE Deaths, investigation and review, See CHILD AND MATERNAL DEATH REVIEW ACT; 71-3404 Food programs,

CSF or Commodity Supplemental Food Program, 71-2225 to 71-2230

MATERNAL AND CHILD HEALTH -Cont'd Food programs –Cont'd WIC or Special Supplemental Nutrition Program for Women, Infants, and Children, Benefits illegally obtained or used, penalty, 71-2228, 71-2229 Definitions, 71-2225 Department powers, 71-2227 Eligibility, exclusion of certain assets and income, 68-1201 Enforcement, 71-2230 State program, 71-2226 Fund, Maternal and Child Health and Public Health Work, 71-2201 to 71-2204 Funds, use and reports, 71-2205 to 71-2208 Health screening tests for newborns or infants, Congenital heart disease, See NEWBORN CRITICAL CONGENITAL HEART DISEASE SCREENING ACT: 71-553 Hearing loss, See INFANT HEARING ACT; 71-4734 Metabolic diseases, 71-519 to 71-524, See also DISEASES AND **INJURIES** Nursing mother, Jury duty, may be excused, 25-1601 Right to breast-feed child, 20-170 **Pregnancy, See PREGNANCY** Social services, See SOCIAL SERVICES MEAT AND POULTRY INSPECTION LAW, NEBRASKA See generally FOOD Acts prohibited, 54-1909

Appeal, 54-1905

Bribery, 54-1913

1307

Definitions, 54-1902

Cooperation with federal government, 54-1915

Director of Agriculture, powers and duties, 54-1908, 54-1914

Diseased meat, sale prohibited, 28-

Fee. 54-1904 Hearing, 54-1905 Hydrolyzed whole poultry processing, regulation, 54-1906 **Inspection**, 54-1910 Intent, 54-1903 Investigations, 54-1914 Law, how cited, 54-1901 License, 54-1904 Penalty, 54-1913, 54-1914 **Records**, 54-1907 Rules and regulations, 54-1906 Seizure of product, procedure, 54-1911, 54-1912 Storage, handling, and sale regulations, See PURE FOOD ACT, NEBRASKA; 81-2,239 Subpoena, 54-1914

MECHANICAL AMUSEMENT DEVICE TAX ACT See generally TAXATION Act, how cited, 77-3011 Administration of act, 77-3006 Decal. 77-3007 Definitions, 77-3001 Enforcement, 77-3010 Fees, 77-3002, 77-3003 License requirements, 77-3002, 77-3003 Local taxes, not restricted, 77-3008 Occupation tax, 77-3004, 77-3005, 77-3007 Rules and regulations, 77-3006 Service of process, 77-3002 Statute of limitation. 77-3010 Tax Commissioner, administer act, 77-3006 Violations, penalty, 77-3009

MECHANICS' LIENS

See CONSTRUCTION LIEN ACT, NEBRASKA; 52-125

MEDIA

See NEWS MEDIA

MEDIATION

See ARBITRATION AND MEDIATION

MEDIATION ACT, UNIFORM

See generally ARBITRATION AND MEDIATION Act. Application to existing agreements or referrals, 25-2942 How cited, 25-2930 Relationship to certain federal acts, 25-2940 Scope, 25-2932 Uniform application and construction, 25-2941 Confidentiality, 25-2937 Conflict of interest, mediator disclosure of, 25-2938 Definitions, 25-2931 Participation in mediation, 25-2939 Privilege against disclosure, 25-2933 Exceptions, 25-2935 Waiver or preclusion, 25-2934 Prohibited mediator reports, 25-2936

MEDICAID See MEDICAL ASSISTANCE ACT; 68-901

MEDICAID PRESCRIPTION DRUG ACT

See MEDICAL ASSISTANCE ACT

MEDICAL ASSISTANCE ACT

See generally SOCIAL SERVICES Act, How cited, 68-901 Purpose, 68-902

Transition provisions, 68-909 Autism Treatment Program, See

AUTISM TREATMENT PROGRAM ACT; 68-962

Cancer patients, breast and cervical, treatment coverage, when, 68-915

Children,

Coverage, when, 68-915 Medical necessity for services and treatment guidelines, See CHILDREN'S HEALTH AND TREATMENT ACT; 68-2001

Unborn child, prenatal care for health of, 68-972 Claims, False, See FALSE MEDICAID CLAIMS ACT; 68-934 Forms, requirements, See STANDARDIZED HEALTH CLAIM FORM ACT; 44-524 Coordination of benefits, 68-926 to 68-933 Failure, unfair practice, 44-1540 Council, Medicaid Reform, 68-909, 68-948 Definitions. 68-907 Department, powers and duties, 68-908, 68-909, 68-949, 68-967, 68-974, 68-975, 76-3421 Disabled persons, coverage, when, 68-915 **Division of Public Health is** Nebraska's certification and survey agency, 81-604.02, 81-604.03 Eligibility, Persons eligible, 68-915 Reservation of assets by spouse, 68-923 Transferor or spouse in a transfer on death deed, effect, 76-3421 Unborn child, prenatal care for health of, 68-915, 68-972 Eligibility for medicaid and CHIP, 68-969 Federal provisions, Accepted, 68-906 State medicaid plan, Amendment for multisystemic therapy, 68-975 Amendment for pediatric feeding disorders. 68-967 Amendment or waiver for Nebraska Regional Poison Center, 68-971 Amendment or waiver for Nursing Facility Quality Assurance Assessment Act, 68-1927 Waivers for care management units. 81-2229 Health insurers, acts prohibited, 44-3,148, 44-3,150

MEDICAL ASSISTANCE ACT -Cont'd Home health care, Home health aides, 71-6601 to 71-6615. See also HOME HEALTH CARE Use of medicaid waiver funds, 81-2268 Hospitals, public awareness duties, 68-913 Institutionalized person, reservation of assets by spouse, 68-921 to 68-925 Intent. 68-904 Intermediate care facilities for persons with developmental disabilities, increase medicaid payments to, See ICF/DD REIMBURSEMENT PROTECTION ACT; 68-1801 Long-term care, Long-Term Care Partnership Program, 68-1095.01 Tax incentive, See LONG-TERM CARE SAVINGS PLAN ACT: 77-6101 Medicaid Prescription Drug Act, Act. How cited, 68-950 Purpose, 68-951 Committee, pharmaceutical and therapeutics, 68-953 Definitions. 68-952 Department, duties, 68-956 Preferred drug list, 68-953, 68-954 Prescription of drug not on list, conditions, 68-955 Medical assistance program, Administration of, See SOCIAL SERVICES Applicant, recipient, or responsible party. Failure to cooperate, effect, 68-917 Liability for repayment, when, 68-919.68-920 Application, 68-914 Assignment of rights, when, 68-916, 68-918 Denial, appeal, 68-914 Assets, designation, 68-923, 68-924

Behavioral health services. Contracts and agreements for, requirements, 71-831 Included in services, 68-908 Eligibility, 68-915 Entitlement of spouse, 68-921 to 68-925 Established, 68-903 Health insurance premium assistance payment program, 68-974 Inmates of public institutions, suspension of payments, 47-706 Intent, 68-949 Limits on goods and services, 68-912 Long-term care services and support, procure managed care for, 81-3137 Mandated and optional coverage, state plan amendment or waiver, 68-911 Multisystemic therapy, 68-975 Payments, source of funds, 68-910 Pediatric feeding disorders, treatment, 68-967 Public awareness, 68-913 Public policy, 68-905 Recovery audit contractors, 68-974 Reports, 68-908, 68-909, 68-949 Service providers, Improper payments, reimbursement or recovery, 68-973, 68-974 Reimbursement for services, 68-908 Nebraska Regional Poison Center, Findings, 68-970 Funding for medical assistance program recipients, 68-971 Nursing facilities and skilled nursing facilities, pay quality assurance assessment to increase medicaid payments to, See NURSING FACILITY QUALITY ASSURANCE ASSESSMENT ACT; 68-1901

MEDICAL ASSISTANCE ACT -Cont'd Physicians, coordinated care, See MEDICAL HOME PILOT PROGRAM ACT: 68-957 Preadmission screening, 81-2268 to 81-2271 **Recovery audit contractors**, 68-974 School Health Center Advisory **Council**, 68-968 Schools, public awareness duties, 68-913 Social security number, use regarding eligibility for assistance, 71-604.05 Spouse, reservation of assets, 68-921 to 68-925 Statute of limitation, 29-110 Telehealth. medicaid reimbursement, when, 71-8506, See also TELEHEALTH ACT, NEBRASKA Violations. False medicaid claims, 68-936 to 68-939, See also FALSE MEDICAID CLAIMS ACT Medicaid, coordination of benefits, 68-929, 68-930 Program violations, 71-2097 to 71-20,101 MEDICAL HARDSHIP DRIVING PERMITS See generally MOTOR VEHICLES **Appeal**, 60-4,130.02 **Application**, 60-4,130.02 Authorized, when, Point system, violations, 60-4,183, 60-4,186 Revocation, 60-476.01, 60-4,107 Suspension, 60-476.02, 60-4,107 Commercial motor vehicle, Cannot be driven under medical hardship permit, 60-4,183, 60-4,186 Use prohibited, 60-4,107, 60-4.130.01 Driver's license, defined as, 60-474 Fee, 60-4,115 Issuance. Application, 60-4,130.02

Procedure, 60-4,130.01, 60-4,130.02 Motor vehicle operators' licenses and permits, See MOTOR VEHICLE OPERATOR'S LICENSE ACT; 60-462 Operator's license, defined as, 60-474 Revocation, 60-4,130.01 Traffic regulations, See RULES OF

THE ROAD, NEBRASKA; 60-601 Violations, penalty, 60-4,130.01

MEDICAL HOME PILOT PROGRAM ACT

See generally HEALTH CARE Act, How cited, 68-957 Termination, 68-957 Council, Medical Home Advisory, 68-961 Definitions, 68-958 Division, duties, 68-959 Medical home, duties, 68-960 Pilot program, designation, 68-959

MEDICAL INSURANCE

See HEALTH CARE PLANS

MEDICAL NUTRITION THERAPISTS

- See generally PROFESSIONS AND OCCUPATIONS
- Licensure, See MEDICAL NUTRITION THERAPY PRACTICE ACT; 38-1801

Peer review authorized, See PEER REVIEW

MEDICAL NUTRITION THERAPY PRACTICE ACT

See generally PROFESSIONS AND OCCUPATIONS

Act, See also MEDICAL NUTRITION THERAPISTS How cited, 38-1801

How construed, 38-1816

Activities not subject to act, 38-1812

Board of Medical Nutrition Therapy, 38-167, See also CREDENTIALING ACT, UNIFORM Members, qualifications, 38-1811 Definitions, 38-1803 to 38-1810

MEDICAL NUTRITION THERAPY

PRACTICE ACT –Cont'd Fees, 38-1815 Intent, 38-1802 Licensure, See also CREDENTIALING ACT, UNIFORM; 38-101 Qualifications, 38-1813 Reciprocity, 38-1814 When required, 38-1812

MEDICAL RADIOGRAPHERS

See generally PROFESSIONS AND OCCUPATIONS Licensure, See MEDICAL

RADIOGRAPHY PRACTICE ACT; 38-1901

MEDICAL RADIOGRAPHY PRACTICE

See generally PROFESSIONS AND OCCUPATIONS

Act, how cited, 38-1901 Board of Medical Radiography, 38-167, See also CREDENTIALING ACT, UNIFORM

Members, qualifications, 38-1914 **Computed tomography**,

Limited computed tomography radiographer, practice restricted to computed tomography, 38-1917.01

Nuclear medicine supervised student, restrictions not applicable, 38-1917.02

Nuclear medicine technologist, perform without license, conditions, 38-1917.01

Definitions, 38-1902 to 38-1913

Dental hygienists and dental assistants, exempt from act, 38-1920

Educational programs, 38-1918 Fees, 38-1919

Licensure, See also CREDENTIALING ACT, UNIFORM; 38-101 Examinations, 38-1918

Limited computed tomography radiographer, 38-1917.01 Limited radiographer, 38-1916 Medical radiographer, 38-1915 Temporary limited computed tomography radiographer, 38-1917.02 Temporary medical radiographer,

38-1917

Peer review authorized, See PEER REVIEW Students, 38-1917

MEDICAL RECORDS

See generally HEALTH CARE Classification. 81-667 Confidentiality, when, 71-552, 71-3401 to 71-3403, 81-668, 81-670 Peer review committee records, See HEALTH CARE QUALITY **IMPROVEMENT ACT; 71-7904** Costs of retrieval. 81-668 Definitions, 71-8402, 81-664 Department, duties, 81-665, 81-670 Immunity for release or receipt, 71-552.81-672 Immunization information, exchange of, 71-539 to 71-544, See also IMMUNIZATIONS Intent, 71-8401, 81-663 Liability for furnishing, morbidity or mortality study, 71-3401 to 71-3403 Patient access to, Charges, Allowed, 71-8404 Exemptions, 71-8405 Correctional facility inmate, 83-178 Procedure, 71-8402, 71-8403 Workers' compensation records exempt. 71-8407 Peer review committee records, confidentiality, See HEALTH CARE QUALITY IMPROVEMENT ACT; 71-7904 Power of attorney for health care, includes records. 30-3409 Provider, immunity for release, 71-8406, 81-672 Public access, when, 81-668 Public health agencies, release to, when, 81-671 Public health threat, detection and monitoring, syndromic

surveillance program, 71-552

MEDICAL RECORDS -Cont'd **Registries**, See also REGISTRIES Release to, 81-671 Researcher. Application for approval, 81-666 Duties, 81-670 Qualifications. 81-666 Rules and regulations, 81-665, 81-675 Sales tax exemption for copies of medical records provided to patient, 77-2704.59 Studies to reduce morbidity or mortality, use in, 71-3401 to 71-3403 Use, restriction, 81-669 Violations, penalty, 81-674 Visitation privileges designated, 71-20.120 MEDICARE SUPPLEMENT **INSURANCE MINIMUM** STANDARDS ACT See generally HEALTH CARE PLANS Act. Applicability, 44-3603 How cited, 44-3601 Advertisements, review or approval required, 44-3608.01 Definitions, 44-3602 **Disclosure**, 44-3607 Loss ratios, director prescribe, 44-3606 Outline of coverage, 44-3607 Policyholder benefits, 44-3606 Preexisting conditions, 44-3604 Return of policy or certificate, refund, 44-3608 Rules and regulations, 44-3604, 44-3606, 44-3607, 44-3609 Standards, establish, 44-3604 Violations, 44-3610 MEDICATION AIDE ACT See generally PROFESSIONS AND **OCCUPATIONS** Act.

Applicability, 71-6720 How cited, 71-6718 **Definitions,** 71-6721

Injunction. authorized. 71-6740 Intent, 71-6719, 71-6720 Medication, administration, requirements. Records, 71-6724 Requirements, 71-6722, 71-6723 Medication aide. Complaints, investigation, 71-6737 Criminal conviction, reports required, 71-6726, 71-6738 Disciplinary actions, 71-6730, 71-6731 Appeal, 71-6732 Failure to meet standards, effects, 71-6730 Licensee Assistance Program, eligible for, 71-6742 Minimum competencies, 71-6725, 71-6729 Prohibited act, exceptions, 71-6739 Records, confidentiality, 71-6737 Registration, Fees, 71-6728, 71-6734 Nurses ineligible, 71-6726 Qualifications, 71-6726 Reapplication, 71-6733 Renewal, 71-6728 Requirements, 71-6726 Registry, Medication Aide, 71-6727 Reports, 71-6736 to 71-6738 Violations. Facilities, effect, 71-6735 Penalty, 71-6741 **MEDICATION AIDES**

See generally PROFESSIONS AND OCCUPATIONS Requirements, See MEDICATION AIDE ACT; 71-6718

MEDICINE

See DRUGS AND MEDICINE

MEDICINE AND SURGERY

PRACTICE ACT See generally PROFESSIONS AND OCCUPATIONS Act, See also OSTEOPATHIC

PHYSICIANS; PHYSICIANS AND SURGEONS; PSYCHIATRISTS

MEDICINE AND SURGERY **PRACTICE ACT** –Cont'd Act –Cont'd How cited, 38-2001 Acupuncturists, Informed consent of client required, 30-2059 Licensure, Exemptions, 38-2057 Required, when, 38-2058 Requirements, 30-2060 Standard of care, 30-2058 Anatomic pathology service, unprofessional conduct, 38-2062 Board of Medicine and Surgery, 38-167, See also CREDENTIALING ACT. UNIFORM Members, gualifications, 38-2023 Definitions, 38-2002 to 38-2022 Fees, 38-2061 Licensure requirements and procedure, See CREDENTIALING ACT, UNIFORM; 38-101 Medicine and surgery physicians, Disciplinary action, additional arounds, 38-2037 Licensure. Examination, 38-2035 Foreign school graduates, treatment, 38-2026 Reciprocity, requirements, 38-2028 Reentry license, qualifications, 38-2026.01 Requirements, 38-2026 Waiver, when, 38-2027 Physician locum tenens, issuance authorized, 38-2036 Scope of practice, 38-2024 Persons excepted, 38-2025 Osteopathic physicians, Disciplinary action, additional grounds, 38-2037 Licensure, Reciprocity, requirements, 38-2034 Requirements, 38-2031, 38-2032 Scope, 38-2033 Physician locum tenens, issuance authorized, 38-2036 Scope of practice, 38-2029

Persons excepted, 38-2030 Physician assistants, Committee, Physician Assistant, 38-2056 Disciplinary action, additional grounds, 38-2037 Drugs and devices, restrictions on prescribing, 38-2055, 71-503.02 Education, 85-179.01 to 85-179.03 Impersonation, penalty, 38-2052 Intent, 38-2024 Licensure, 38-2049 Negligence, physician liable, 38-2053 Not engaged in unauthorized practice of medicine, 38-2053 Services authorized, limitations, 38-2047, 38-2055 Trainee, 38-2048 Supervising physician, Agreement with physician assistant, 38-2050 Requirements, 38-2050 Supervision requirements, 38-2047, 38-2050 Temporary license, 38-2049 Temporary educational or visiting faculty permit, 38-2038 to 38-2045 MEETINGS See PUBLIC MEETINGS MEMBERSHIP CAMPGROUND ACT

See generally RECREATION Act, how cited, 76-2101 Acts prohibited, 76-2104, 76-2117 Advertisement restrictions, 76-2117 Applicability of other law, 76-2120 Attorney's fees and court costs, 76-2113 Civil penalty, 76-2119 Contracts. Bond, 76-2116 Cancellation, 76-2112 Contents, 76-2111 Delivery, 76-2111 Registration required, 76-2103 Application, 76-2105 Disciplinary actions, 76-2108

MEMBERSHIP CAMPGROUND ACT -Cont'd Contracts -Cont'd. Registration required –*Cont'd* Effective, when, 76-2107 Exemptions, 76-2106 Renewal, 76-2105 Requirements, 76-2116 Definitions, 76-2102 Disciplinary actions, 76-2108, 76-2115 Disclosure statement, 76-2110, 76-2117 Fees, 76-2109, 76-2115 Hearings, 76-2108 **Injunctions**, 76-2118 Purchaser remedies, 76-2113 Rules and regulations, 76-2121 Salesperson, registration, Application, 76-2115 Disciplinary actions, 76-2115 Fees, 76-2115 Required, 76-2114 Violation, penalty, 76-2114, 76-2119 MENTAL HEALTH See generally HEALTH CARE Commitment, See MENTAL HEALTH COMMITMENT ACT, NEBRASKA; 71-901 **Committee, State Advisory Committee on Mental Health** Services, 71-814 **Complaints, Public Counsel** jurisdiction, 81-8,240 to 81-8,254 Correctional facilities services. See CORRECTIONAL HEALTH CARE SERVICES ACT, NEBRASKA; 83-4,153 Deputy public counsel for **institutions**, 81-8,244 First aid training programs, See MENTAL HEALTH FIRST AID TRAINING ACT. NEBRASKA: 71-3001 Health insurance, See HEALTH CARE PLANS Mental illness, See also MENTAL **ILLNESS** Voluntary treatment, 71-918, See also MENTAL HEALTH COMMITMENT ACT, NEBRASKA

Psychologists, See PSYCHOLOGISTS MENTAL HEALTH COMMITMENT ACT, NEBRASKA See generally MENTAL HEALTH Act. How cited, 71-901 Purpose, 71-902 Appeal, 71-930, 71-949, 71-963 Definitions, 71-903 to 71-914 Psychologists, 38-3111 Firearm-related disabilities, Mental health board hearing, 71-963 Petition to remove, 71-963 Involuntary custody and treatment, Commitment warrant, 71-927 to 71-929 Counsel, appointment, 71-945 to 71-947 Public defender, for indigents, 23-3402.29-3915 Rights of counsel, 71-949 Custody, Pending treatment order, 71-926 Preadjudication, 71-922 Discharge or release, By facility administrator, 71-936 Conditions, hearing, 71-938 Notice to mental health board, 71-937, 71-938 Pending treatment order, 71-926 Review hearing, 71-935 When required, 71-935 Emergency protective custody, Certificate of mental health professional, 71-920

Evaluation, 71-919

71-919 When, 71-919

another state.

Mentally ill and dangerous person or dangerous sex offender,

Escape of subject, return to or from

Demand return, procedure, 71-942

Governor, powers, 71-940, 71-942 Notification required, 71-939

Practitioners, See MENTAL HEALTH

Psychiatrists, See PHYSICIANS AND

PRACTICE ACT; 38-2101

SURGEONS

MENTAL HEALTH COMMITMENT ACT, NEBRASKA - Cont'd Involuntary custody and treatment -Cont'd. Escape of subject, return to or from another state -Cont'd Peace officer, powers, 71-939 Warrants, 71-939 to 71-941 Writ of habeas corpus, hearing, 71-941 Fees and costs. Appointed counsel, 71-947 Independent evaluation, 71-948 Professional examination, 71-947 Stenographic reporter, 71-957 Transportation of subject, 71-928 Warrant, execution, 71-929 Habeas corpus, 71-941, 71-959 Petition, summons, arrest warrant, 71-921 to 71-923 Proceedings, Attorney's fees and costs, 71-947 Commencement, 71-922 Discovery, 71-949 Hearings, Appearance, 71-952 Closed to public, 71-951 Continuances, 71-950 Determination, 71-925 Evidence, 71-952 to 71-956 Of record, 71-957 Orders authorized, 71-925 Rules of evidence, 71-955 Witnesses, 71-952 to 71-954 Subpoenas, 71-917 Summons, 71-923 Where conducted, 71-951 Recommitment, when, 71-938 Records, confidentiality, 71-961, 71-962 Release from commitment, 71-937, 71-938 Rights of subject, Circumvention prohibited, 30-2627 Confrontation rights applicable, 71-954 Deprivation, penalty, 71-962 Due process rights, 71-943 to 71-960 Explanation of, 71-924

Habeas corpus. 71-941, 71-959 In custody or receiving treatment, 71-959 Medical treatment, 71-958 Release, 71-937, 71-938 Waiver, when, 71-960 Treatment order, 71-930, 71-931 Appeal, 71-930 Change from outpatient to inpatient, 71-933, 71-934 Outpatient provider, duties, 71-933 Reports, 71-932 Treatment plan. Change, 71-935 Contents, 71-931 Hearing, 71-934 Review hearing, 71-935 Outpatient treatment provider, duties, 71-933 Supervision, 71-932 to 71-934 Violations, penalty, 71-962 Law enforcement officers, powers, Emergency protective custody, 71-919 Subject escape, 71-939 Mental health boards, Clerk of the district court, duties, 71-917 Formation, 71-915 Forms, 71-916 Members, qualifications, 71-915 Notice of release of subject, 71-937 Training, 71-916 Mental health professional, emergency protective custody, powers, 71-919 Minors, applicability of act, 71-912 Prescription medication, payment, when, 83-380.01 Sex offender, dangerous, Assaults committed by, penalties, 28-309, 28-929 to 28-934 Emergency protective custody, 71-919 Veterans, treatment, 80-601 to 80-606 Voluntary treatment, Admission, 71-918 Unconditional discharge, 71-918

MENTAL HEALTH FIRST AID **TRAINING ACT, NEBRASKA** See generally HEALTH CARE Act. Findings, 71-3002 How cited, 71-3001 Definitions, 71-3003 Funding intent, 71-3007 Mental health first aid training program, Duties. Behavioral health regions, 71-3005.71-3006 Division of Behavioral Health, 71-3004, 71-3005 Grants to implement programs, 71-3006 Report, 71-3005 MENTAL HEALTH PRACTICE ACT See generally PROFESSIONS AND **OCCUPATIONS** Act, See also MENTAL HEALTH PRACTITIONERS How cited. 38-2101 Board of Mental Health Practice, 38-167, See also CREDENTIALING ACT. UNIFORM Members, gualifications, 38-2120 Confidentiality, 38-2136 Definitions, 38-2103 to 38-2119 **Disciplinary actions, additional** grounds, 38-2139 Duty to warn, violent behavior, 38-2137 Limitation on liability, 38-2137 Ethics, adoption of code, 38-2138 Intent, 38-2102 Licensure and certification requirements and procedure, See CREDENTIALING ACT. UNIFORM; 38-101 Marriage and family therapists, Certificate, Act, how construed, 38-2134 Qualifications, 38-2133 Licensure, Mental health practitioners. licensure, this heading

Master social workers, Certificate. Act, how construed, 38-2131 Intent, 38-2126 Provisional, 38-2129 Qualifications, 38-2128 Required, exemptions, 38-2127 Licensure, Mental health practitioners, licensure, this heading Mental health practitioners, licensure. Examination, 38-2122 Exemptions, 38-2121 Provisional license, 38-2123 Qualifications, 38-2122 Independent mental health practitioner, 38-2124 Required, when, 38-2121 Professional counselors, Certificate, qualifications, 38-2132 Licensure. Mental health practitioners. licensure, this heading Professional counselor-client privilege, 27-504 Reciprocity, 38-2125, 38-2130 Social workers. Certificate. Act, how construed, 38-2131 Intent, 38-2126 Qualifications, 38-2128 Required, exemptions, 38-2127 Licensure. Mental health practitioners. licensure, this heading Titles, use of, 38-2116 Unprofessional conduct, duty to report, 38-2138 MENTAL HEALTH PRACTITIONERS See generally PROFESSIONS AND **OCCUPATIONS** Abuse, duty to report,

Child, 28-711, See also CHILD PROTECTION AND FAMILY SAFETY ACT Vulnerable adult, 28-372

Insurance, reimbursement for services, 44-513

MENTAL HEALTH PRACTITIONERS –Cont'd

Licensure, See MENTAL HEALTH PRACTICE ACT; 38-2101

Peer review authorized, See PEER REVIEW

Professional counselor-client privilege, 27-504

Psychiatrists, See PHYSICIANS AND SURGEONS

Psychologists, See PSYCHOLOGY PRACTICE ACT; 38-3101

Student loans, See FINANCIAL AID FOR POSTSECONDARY EDUCATION STUDENTS

MENTAL ILLNESS

See generally HEALTH CARE Abuse, Penalty, 83-356

Person in custody of department, sexual abuse, penalty, 28-322.04

Protection from, See ADULT PROTECTIVE SERVICES ACT; 28-348

Behavioral health services, See also BEHAVIORAL HEALTH SERVICES ACT, NEBRASKA; 71-801

Children's Behavioral Health Task Force, 43-4001 to 43-4003

First aid training, See MENTAL HEALTH FIRST AID TRAINING ACT; 71-3001

Practice incentives, See RURAL BEHAVIORAL HEALTH TRAINING AND PLACEMENT PROGRAM ACT; 71-5680

Telehealth services for children, 71-8509 to 71-8512

Commitment,

Civil, See MENTAL HEALTH COMMITMENT ACT, NEBRASKA; 71-901

Incompetent to stand trial, 29-1823 Juveniles, mental health placement, 43-251, See also JUVENILE CODE, NEBRASKA Committee. State Advisorv **Committee on Mental Health** Services, 71-814 Community-based services, Services, this heading Compact on Mental Health. Interstate. 83-801 to 83-806 **Complaints, Public Counsel** jurisdiction, 81-8,240 to 81-8,254 Crimes and offenses, Abuse, penalty, 83-356 Accused, mental incompetency, effect, 29-1822, 29-1823 Insanity defense, 29-2203 Commitment procedure, 29-3701 to 29-3706 Person in custody of department, sexual abuse, penalty, 28-322.04 Defense of insanity, 29-2203 Deputy public counsel for **institutions**, 81-8,244 **Disabled persons,** See DISABLED PERSONS Divorce actions, spouse mentally ill, effect, 42-362 **Employment and rehabilitation**, 48-1501 to 48-1506, See also SHELTERED WORKSHOPS Employment discrimination, prohibited, See FAIR EMPLOYMENT PRACTICE ACT, NEBRASKA; 48-1101 Facilities. For mental health services, licensure of. See HEALTH CARE FACILITY LICENSURE ACT: 71-401 Institutions, administration, Article IV, section 19, Constitution of Nebraska State hospitals for the mentally ill or regional centers, this heading Transportation costs of subject, 71-929 First aid training programs, See MENTAL HEALTH FIRST AID TRAINING ACT; 71-3001 Guardian ad litem, See GUARDIAN AD LITEM Guardians, See GUARDIANS

MENTAL ILLNESS -Cont'd Handguns, acquisition restrictions, 69-2409.01, See also HANDGUNS Insanity, See INSANITY Insurance, Coverage denial, limitations, 44-782 Mental health conditions, required coverage, 44-791 to 44-795 Juvenile court, jurisdiction, 43-246.01, 43-247 Liberty, not to be restricted, exception, 83-357 Liquor, prohibited acts relating to a mentally incompetent person, penalty, 53-180, 53-180.05 Mental Health, Interstate Compact on, 83-801 to 83-806 Mental health boards, 71-915, See also MENTAL HEALTH COMMITMENT ACT, NEBRASKA Mistreatment of person, penalty, 83-356 Personality disorder, voluntary treatment, 71-918, See also MENTAL HEALTH COMMITMENT ACT. NEBRASKA Prostitutes, treatment, See PROSTITUTION INTERVENTION AND TREATMENT ACT, NEBRASKA; 71-2301 Psychiatric services, administration, 83-305.01, 83-305.02 Real estate, mortgage or conveyance, 42-501 to 42-503 Records, access to by protection and advocacy system, conditions, 20-161 to 20-166 Research regarding treatment and causation, 83-112 Restraint of individuals, when allowed, 83-357 Services. Facilities, this heading Housing, rental assistance, 58-706, See also AFFORDABLE HOUSING ACT. NEBRASKA Individuals with co-occurring intellectual disability and mental illness, access to appropriate services, report, 81-3134

Sheltered workshops, 48-1501 to 48-1506, See also SHELTERED WORKSHOPS State hospitals for the mentally ill or regional centers, Abuse investigations, 83-113 Administration, 83-108 Admissions, 83-109, 83-324, 83-338 Appropriations, 83-111 Chief executive officer, appointment, 83-126 Claims, statute of limitation, 83-153 to 83-156 Cost of patient care, Ability to pay, 83-368 to 83-374 Amount, 83-365 to 83-367 Attendant, special, 83-354 Behavioral health services, 71-809 Counties, payment when, 83-349 to 83-351, 83-376, 83-380 Death of patient, effect, 83-378 Definitions, 83-363 Estate, claim against, 83-378 Failure to pay, 83-375, 83-376 Fraudulent transfers, 83-379 Guardians, 83-377 Liability of patient and relatives, 83-364 to 83-367 Medication, prescription, 83-380.01 Nonresidents, 83-355 Rules and regulations, 83-371 Special care, private payment, 83-354 State, payment, 83-348, 83-376 Voluntary payments, 83-378 Discharge, Involuntary patient, 71-936 Notice to mental health board, 71-937, 71-938 Voluntary patient, 71-918, 83-340 Equal treatment, 83-354 Forms, department duties, 83-336 Fund, Emergency Revolving, 83-130 Gifts or bequests, trustee of property, 83-313 Location, 83-305 Names, 83-107.01, 83-305 Patients. Correspondence, 83-314

MENTAL ILLNESS –Cont'd State hospitals for the mentally ill or regional centers -Cont'd, Patients -Cont'd Funds. Claims, statutes of limitation, 83-153 to 83-156 Investment, 83-133 Records, 83-109 Rehabilitation model for services provided, 83-305.04 Stewards, duties, 83-139 Supplies, 83-139 Transfers, 83-109, 83-305.03 Treatment, 83-354 Voluntary treatment, mental illness or personality disorder, 71-918. See also MENTAL HEALTH COMMITMENT ACT. NEBRASKA MENTAL RETARDATION See INTELLECTUAL DISABILITY METROPOLITAN UTILITIES DISTRICT See generally UTILITIES Accounts, Audit, 14-2115, 14-2137 Public access, 14-2137 Separate accounting, 14-2115 Acts prohibited, 14-2115, 14-2149 Agreements authorized, 14-2125 Appeal, 14-2151 Assessment, 18-405 Payments, 18-406 Audits, Auditor of Public Accounts, may initiate, 14-2115 Expenses, 14-2147 Records, access, 14-2146 Reports, filing, 14-2147 Required, 14-2137, 14-2145 Authorized, 18-401 Bidding, 14-2121 Billing requirements, 14-2133 **Bonds**, See BONDS Budget requirements, See BUDGET ACT, NEBRASKA; 13-501 Child support, duty to supply information, 43-512.06

Civil actions, bond not required, 14-2151 Conflict of interest, 14-2108 Contractor rights to payment. See CONSTRUCTION PROMPT PAY ACT, NEBRASKA; 45-1201 Contracts, 14-2108, 14-2121 Contract for construction or delivery service, contractor duties, 48-2911, 48-2912, See also EMPLOYEE CLASSIFICATION ACT Creation, 14-2101, 18-401 to 18-404 Petition, 18-407 Protest, 18-404 Debt authorized, 14-2141 Directors. Annexation, effect, 14-2102 Compensation, 14-2104 Election, 14-2102, 14-2103, 14-2152, 32-540 Health care benefits, eligibility, 14-2104 Meetings, 14-2105, 14-2106 Officers. 14-2106 Vacancies, 14-2104 Elections, procedure, 14-2152 Eminent domain, 14-2116, 19-701 to 19-710, 66-1861 Limitation, 13-2802 Energy conservation, 14-2154 Entry, private premises, 14-2148 Extension of service, 14-2122, 18-410 Costs, 18-405 **Facilities**, 14-2113 Tampering, 14-2149 Financing, See MUNICIPAL COOPERATIVE FINANCING ACT; 18-2401 Fire hydrants, duty to provide and maintain, 14-2126 Franchise, 14-1203, 14-2120, 14-2152 Election, 14-2152 Funds, Allocation, 14-2138, 14-2139 Deposit, 77-2341 to 77-2349, See also PUBLIC FUNDS Depository requirements, See PUBLIC FUNDS

METROPOLITAN UTILITIES **DISTRICT** –Cont'd **Funds** –*Cont'd* Investment, 14-2144 Management, 14-2141 Sources, 14-2143, 14-2150 Garbage fees, collection, 14-2134 to 14-2136 Gas plants. Extension of service, 18-405 to 18-411 Facilities, 14-2113 Interstate or intrastate pipeline authorized, 14-2125 Mains and pipes, extension, 14-2122 Private supply, 14-2119 Rates, 14-2114, 14-2123 Rules and regulations, 14-2114, 14-2123, 14-2124 Service area, 14-2122 Supplies, agreements authorized, 14-2125 Gross revenue, distribution, 14-2138, 14-2139 Home rule charter, effect, 18-411 Investigatory powers, 14-2107 Liability, city exempt from, 14-814 Manager, appointment, 14-2109 Municipal county, how treated, 13-2802 Municipalities, Collection of charges, 14-2129, 14-2134 to 14-2136 Contracts authorized, 14-2128 to 14-2132 No charge, 14-2127 Payments to, 14-2138 Sales to, 14-2128, 14-2132 Natural resources districts, purchase of water, 14-2130 Negotiated rates, requirements, 18-418 Parking, offstreet, 14-2155 to 14-2157 **Penalty**, 14-2149 **Personnel**, 14-2109 Insurance benefits, 14-2111 Interference with, 14-2149 Removal. 14-2110 Retirement benefits, 14-2111

Reports required, 14-2111 Pipes, tampering, 14-2149 Powers, 14-815, 14-2112, 14-2115 Private property, access, 14-2148 Private supply, regulation, 14-2119 Property, surplus, disposition, 14-2150 Public grounds, use and repair, 14-2118 Public use of water, duty to provide, 14-2127 Purchasing card programs, 13-610, 81-118.02 Rates. Board powers, 14-2114, 14-2123 Discount or delay linkage between water and gas service prohibited, 14-2115 Operate utilities separately, 14-2115 Private supply, 14-2119 Regulation, 18-418, 70-407 to 70-409 Records, inspection and access, 14-2115, 14-2137, 14-2146 Recycling fees, collection, 14-2134 to 14-2136 Repair, duties, 14-2118 Right-of-way, Electrical service to waterworks plant, 18-413 Pole lines, 70-301 to 70-304 Rules and regulations, 14-2114, 14-2123, 14-2124, 14-2127, 14-2148, 14-2149 Sale of gas-burning equipment or appliances, restricted, 14-2153 Schools, no charge, 14-2127 Service, tampering, 14-2149 Service area, 14-2117, 14-2122 Sewerage and drainage fees, Applicability of sections, 14-2136 Collection, 14-2129 Contracts authorized, 14-2134 Nonpayment, effect, 14-2135 Social security, membership in federal system, 68-631 Streets, use and repair, 14-2118 Tax levy, 14-2143 Termination, 14-2152, 14-2157 **Utilities**, See UTILITIES

METROPOLITAN UTILITIES **DISTRICT** –Cont'd Violations, penalty, 14-2149 Warrants, 18-408 Water. Applicability of sections, 14-2132 Contracts authorized, 14-2128, 14-2130 Extension of service, 18-405 to 18-411 Facilities, 14-2113 Fees. collection. 14-2129 Fire hydrants, duty to provide and maintain, 14-2126 Fund, 14-2143 Private supply, 14-2119 Public use, duty to provide, 14-2127 Rates, 14-2114, 14-2123, 14-2131 Discount to obtain natural gas service prohibited, 14-2115 Rules and regulations, 14-2114, 14-2123. 14-2124 Sale, 14-2128 Service conditioned on natural gas service, prohibited, 14-2115 Weatherization program, 14-2154

MIDWIFERY PRACTICE ACT, CERTIFIED NURSE

See generally PROFESSIONS AND OCCUPATIONS Act. How cited, 38-601 How construed. 38-618 Clinical privileges, 71-2048.01 **Definitions.** 38-603 to 38-610 **Exempt acts.** 38-612 Intent, 38-602 Licensure, See also CREDENTIALING ACT, UNIFORM; 38-101 Renewal, 38-616 Requirements, 38-615 Licensure under. See ADVANCED PRACTICE REGISTERED NURSE PRACTICE ACT; 38-201 Temporary license, requirements, 38-615 Use of title, 38-617 Practice agreement, 38-613, 38-614 Rules and regulations, 38-613

Scope of practice, 38-611, 38-612

MIDWIVES

- See generally PROFESSIONS AND OCCUPATIONS
- Controlled substances, See CONTROLLED SUBSTANCES ACT, UNIFORM; 28-401 Licensure, See MIDWIFERY PRACTICE
- ACT, CERTIFIED NURSE; 38-601 Malpractice, See MALPRACTICE Peer review authorized, See PEER REVIEW

MIGRANT WORKERS

See LABOR AND EMPLOYMENT

MILITARY

- See generally GOVERNMENT Acknowledgments before commissioned officers, valid, 76-227 Adjutant general, See ADJUTANT GENERAL Adoption, military personnel, residency, 43-102.01 Armories, Cities, establish, 14-113, 14-520, 15-201, 16-201, 17-503, 18-1001 to 18-1006 State armories. Care and custody of military property, 55-112 Equipment, 55-132, 55-133 Site acquisition, 18-1001 to 18-1006 Authorized. Article XIV. section 1. Constitution of Nebraska Subordinate to civil power, Article I, section 17, Constitution of Nebraska Burial grounds for soldiers, 12-104, 12-105 Child custody or visitation proceeding, military parent involved, See DEPLOYED PARENTS CUSTODY AND VISITATION ACT. UNIFORM: 43-4601 Children of military personnel,
- Attendance at schools, 79-216

MILITARY –Cont'd Children of military personnel -Cont'd Compact, See INTERSTATE COMPACT ON EDUCATIONAL OPPORTUNITY FOR MILITARY CHILDREN; 79-2201 Higher education assistance, See FINANCIAL AID FOR POSTSECONDARY EDUCATION STUDENTS **Code**, See MILITARY CODE Court-martial. National Guard officer, effect, 55-143 Procedure, See MILITARY JUSTICE, NEBRASKA CODE OF; 55-401 **Department**, See MILITARY DEPARTMENT Discharges, recording and certificates, no fees charged, 33-110 Education, financial assistance, See FINANCIAL AID FOR POSTSECONDARY EDUCATION STUDENTS Elections, Elective officer, military service causes no vacancy in office, 32-561 Recruitment offices, provide voter registration applications, 32-320 Registered voters, privileges on election day, 32-923 Registration identification documents, 32-318.01 Residence, 32-116 Residing and voting outside the state or country, 32-939, 32-939.02, 32-940 Right to vote, Article VI, section 3, Constitution of Nebraska Elective officer, military service, effect, 32-561 **Emergency Management Agency,** Nebraska, See EMERGENCY MANAGEMENT AGENCY, NEBRASKA Family military leave, See FAMILY MILITARY LEAVE ACT; 55-501

Firefighters, Exempt from militia duty, when, 35-101, 55-106 National Guard service, not exempt, 55-174 Governor, Commander in chief of military, Article IV, section 14, Constitution of Nebraska Commander in chief of militia. 55-115 Emergency proclamation, 81-829.40 Grand jury indictments, not required, when, Article I, section 10, Constitution of Nebraska Housing, rights and limitations, Article I, section 18, Constitution of Nebraska Hunting, fishing, or fur-harvesting permits, resident permit, when, 37-419 Income tax, military service, effect, 77-27,123 Insurance for members of the military, rules and regulations to protect from unfair practices, 44-1534.01 Judge Advocate, See STATE JUDGE ADVOCATE Liquor, taxation of sales to armed forces, 53-160.01, 53-164.01 Membership, Legislature determines, Article XIV, section 1, Constitution of Nebraska Military Department, See MILITARY DEPARTMENT Military installation, notified of potential zoning or platting change of municipality or county, when, 14-407, 15-1103, 19-923, 23-114.06 Motor vehicles. Commercial motor vehicle license not required, when, 60-4,131.01 Military emergency vehicles, Designation, 55-133, 60-610 Lights, 60-6,230, 60-6,231 Military member's operator's license, period valid, 60-4,121

MILITARY –Cont'd National Guard, See NATIONAL GUARD, NEBRASKA Paramilitary activities, prohibited, 28-1480 to 28-1482 Pensions of military personnel, exempt from execution, 25-1559 Property, Defense site, former, redevelopment project, conditions, 18-2123.01, See also COMMUNITY DEVELOPMENT Ι Δ\// Military medal in unpaid safekeeping repository, unclaimed, duties, 69-1307.06, 69-1307.07 Sale authorized, Nebraska Army National Guard complex, 90-267 State-owned, method of sale, 72-815 Regulations, See MILITARY CODE; 55-101 State Guard, See STATE GUARD ACT; 55-201 Supplies, discrimination in hiring by manufacturer of prohibited, 48-215, 48-216 Terrorist acts, response, 81-830, See also HOMELAND SECURITY. OFFICE OF Training, applied toward credential under Uniform Credentialing Act, 38-1,141 Universities and colleges, statesupported, tuition credit for reservists, 80-901 to 80-903 Veterans, See VETERANS Workers' compensation benefits. 48-115, 55-159 See generally MILITARY Adjutant General, 55-121 to 55-133, See also ADJUTANT GENERAL Armories, 55-132, 55-133 Acquisition of property, 18-1001 to 18-1006 Care and custody of public property, 55-112 Authorized, Article XIV, section 1,

MILITARY CODE

Constitution of Nebraska

Restrictions, Article I, section 17. Constitution of Nebraska Ceremonies, conduct, 55-122.01 Civil Air Patrol. Contracts and funding, 55-181 Job protection, See VOLUNTEER EMERGENCY RESPONDERS JOB PROTECTION ACT; 35-1401 Code, Contents, 55-102 How cited, 55-101 Code of justice, See MILITARY JUSTICE, NEBRASKA CODE OF; 55-401 Court-martial, See MILITARY JUSTICE, NEBRASKA CODE OF; 55-401 Definitions. 55-104 Department, Military, 55-120 Draft, 55-118 Fund, Military Department Cash, 55-131 Governor, commander in chief, duties, Article IV, section 14, Constitution of Nebraska, 55-115 Housing. Article I. section 18. Constitution of Nebraska Insurrection, proclamation, 55-116 Intent, 55-103 Interfering with the military, penalty, 55-142 Justice, code of, See MILITARY JUSTICE, NEBRASKA CODE OF; 55-401 Militia. 55-105, 55-106 Actions against member, procedure, 55-169 to 55-172 Active service. Compensation, 55-157 Health insurance reimbursement, 55-157 Arrest, exemption, 55-167 Compensation, 55-157 Payment, 55-158 Enlistment, 55-154 Governor, commander in chief, 55-115 Liability, immunity, 55-168 Rules and regulations, 55-119 Service of process, 55-167 Workers' compensation, 55-159

MILITARY CODE –Cont'd National Guard, See NATIONAL GUARD, NEBRASKA Officeholder, political, service in military, effect, 32-561 Property and fiscal officer, 55-127 Public employees, military leave of absence, 55-160 to 55-166 Rights of officer or employee, 55-161 Reserves who are public employees, military leave of absence, 55-160 to 55-166 Reservists, tuition credit, 80-901 to 80-903 Rifle ranges, 55-132 Service. active. Called to, 55-117 Effect on elected official, 32-561 Public employees, military leave of absence, 55-160 to 55-166 State Guard, See STATE GUARD ACT; 55-201 Violations, penalty, 55-142 Voting, elector in military or naval service. Article VI. section 3. Constitution of Nebraska, 32-116 MILITARY DEPARTMENT See generally STATE GOVERNMENT Actions between agencies, costs, 25-1808. 25-1809 Adjutant General, 55-120 to 55-133, See also ADJUTANT GENERAL Agency, Nebraska Emergency Management, 81-829.31, See also EMERGENCY MANAGEMENT AGENCY. NEBRASKA Business hours, 81-113 Civil defense, See EMERGENCY MANAGEMENT **Collection agency, contracts** authorized, 45-623 Compensation, 81-117 to 81-117.02 Contested cases, 84-917 to 84-919, See also ADMINISTRATIVE PROCEDURE ACT

Contracts, See also STATE GOVERNMENT Civil Air Patrol, 55-181 Created, 55-120 Deputies, appointment, 81-107 Duties, See MILITARY CODE; 55-101 Eminent domain, See EMINENT DOMAIN Displaced persons, See RELOCATION ASSISTANCE ACT; 76-1214 **Employees.** See STATE OFFICERS AND **EMPLOYEES** Funds. Expenditure, procedure, 81-104 Military Department Cash Fund, 55-131 Petty cash fund, 81-104.01 Receipts, treatment, 81-118 Legal actions and proceedings, interagency, costs, 25-1808, 25-1809 Mailing requirements, Central mailing room, 81-164 to 81-171 Electronic postmark, 86-644 Meetings, open, See OPEN MEETINGS ACT; 84-1407 Mileage, reimbursement, 81-1176 Military Code, See MILITARY CODE **Military Department Joint Operations Center project**, Fund, Joint Operations Center Capital Construction, 90-270 Funding, 90-268, 90-269 Military Justice Code, See MILITARY JUSTICE, NEBRASKA CODE OF Nepotism, prohibited, 49-1499.07 Oath. 81-110 Payments by electronic payment authorized, 81-118.01 Powers. administrative. 81-1311 Property, sale authorized, Nebraska Army National Guard **complex**, 90-267 Proceeds, disposition, 90-268 Public records. Access. 84-712 to 84-712.09. See also PUBLIC RECORDS Settled claims, requirements, 84-713 Purchase of goods and services, payment for, See PROMPT PAYMENT ACT; 81-2401

MILITARY DEPARTMENT -Cont'd Radiological instruments, repair, replacement, and calibration of, 71-3529 to 71-3536 Receipts, treatment, 81-118 Records. Public records, this heading Vital records, free, when, 71-612, See also VITAL STATISTICS ACT **Recycling program**, See STATE GOVERNMENT RECYCLING MANAGEMENT ACT: 81-1183 Reports to the Legislature, electronic, requirements, 50-114.03 Requisitions, procedure, 81-159 Rules and regulations, 81-112 Seal. 81-114 Securities, requirements for safekeeping, 81-120 Surplus property sale, procedure, 81-161.04 Vehicles, special lights authorized, 60-6,229 to 60-6.234 Volunteers, payment authorized, 81-1182.01 MILITARY JUSTICE. NEBRASKA CODE OF See generally MILITARY Abandoned property, 55-468 Absent without leave, 55-458 Accessory after the fact, 55-450 Alcohol, consumption on duty, 55-471 Appeal, 55-443 to 55-445 **Applicability of code**, 55-403, 55-406 Apprehension of persons, 55-409, 55-410 Arrest, 55-411, 55-412 Resist, 55-467 Assault on superior officer, 55-462 Attempt, 55-452 Code of justice, how cited, 55-401 Conduct unbecoming an officer and a gentleman, 55-477 **Confinement, where,** 55-413, 55-432 **Conspiracy**. 55-453 Contempt toward officials, 55-460

Counsel, appointment, when, 55-423. 55-444 Court of Military Review, 55-441 to 55-445 Court-martial, Convened, by whom, 55-420 Counsel. 55-423 Court reporters, 55-424 Defined, 55-417 Error of law, effect, 55-434 Interpreters, 55-424, See also **INTERPRETERS** Judge, 55-422, 55-425 Jurisdiction, 55-417 to 55-419 Manual for Courts-Martial, United States. 55-415 Members, 55-421, 55-425 Procedures, 55-426 Record. Action on, 55-435, 55-439, 55-440 Reconsideration, 55-437 Reference, 55-436 Rehearing, 55-438 Cruelty, 55-465 Definitions. 55-402 **Deserters**, 55-404 Apprehension, 55-410 Desertion, 55-457 Solicitation, 55-454 Discharge from service, fraudulent, 55-404 Disobeying superior officer, 55-462 **Disorderly conduct**, 55-480 Disrespect toward superior officer, 55-461 Driving offenses. 55-470 Drugs, consumption on duty, 55-471 Enlistment, fraudulent or unlawful, 55-455. 55-456 Escape, 55-467, See also ESCAPE Forgery, 55-479 Insubordination. 55-463. 55-464 Jurisdiction, court-martial, 55-417 to 55-419 Lesser offenses, 55-451 Malingering, 55-473 Military property, 55-469 Military regulations, generally, See MILITARY CODE; 55-101

MILITARY JUSTICE. NEBRASKA **CODE OF** –*Cont'd* Military Review, Court of, 55-441 to 55-445 Missing the movement of vessel or unit, 55-459 Mutiny, 55-466 Solicitation, 55-454 New trial, petition for, 55-447 Offenses, 55-448 to 55-454 Officer, dismissal by Governor, procedure, 55-405 Perjury, 55-476 Principal, defined, 55-448 Prisoners, records, 55-414 Property, acts prohibited, 55-468, 55-469, 55-478 Punishment. Court-martial, 55-418 Limitations, 55-429, 55-430 Nonjudicial, 55-416 **Reports**, 55-414 Riot or breach of peace, 55-474 Sedition. 55-466 Solicitation, 55-454 Sentence, Approval by Governor, 55-446 Effective when, 55-431 Reduction in grade, 55-433 Restoration of rights, privileges, and property, 55-449 Sentinel, misbehavior of, 55-472 Separation, fraudulent or unlawful, 55-455, 55-456 Solicitation, 55-454 Speech, acts prohibited, 55-475 Staff Judge Advocates, 55-408 State Judge Advocate, 55-407, 55-408 Statute of limitation, 55-427 Witnesses, failure to appear, 55-428

MILK

See DAIRIES AND DAIRY PRODUCTS

MILK ACT, NEBRASKA

See generally FOOD Act, how cited, 2-3965 Activities regulated, 2-3967 Appeals, 2-3965 Dairy products, Classification of raw milk, 2-3979 Containers, 2-3991 Cream for buttermaking, pasteurization, 2-3990 Flavor and odor, 2-3980 Milk for manufacturing purposes, Facilities producing, requirements applicable, 2-3982.01 Standards and quality tests, 2-3981 to 2-3991 Definitions, 2-3966 Department of Agriculture, administer act, 2-3970 **Director of Agriculture**, Access to records, 2-3992 Duties, 2-3975 Enforcement, 2-3972 Facilities. Drugs, separate storage, 2-3985 Inspection, 2-3992 Milk for manufacturing purposes, requirements applicable, 2-3982.01 Requirements, 2-3983, 2-3984 Water supply, requirements, 2-3989 Federal provisions, Adopted by reference, 2-3965 Copies, filed, 2-3965 Fees, 2-3971 Field representatives, powers and qualifications, 2-3977 Fund, Pure Milk Cash, 2-3976 **Injunction**, 2-3974 Inspection, 2-3992 Label restrictions, 2-3968 Packaging requirements, 2-3991 Permits, Field representative permit, 2-3977 Grade A milk producer permit, 2-3968 Manufacturing grade producer permit, 2-3968 Pickup tankers, 2-3981 Public policy, 2-3978 Quality tests, 2-3981 Rules and regulations, 2-3973, 2-3975 Sale, conditions, 2-3969

MILK ACT, NEBRASKA – Cont'd Sanitation,

Animals, requirements, 2-3985 Milk plant, 2-3987 Milking, requirements, 2-3985 Utensils, 2-3988 Storage, Drugs, 2-3921 Milk, temperature, 2-3922 Surveys of milksheds, 2-3975 Tanks, requirements, 2-3922 Violation, penalty, 2-3974

MILLDAMS

See generally BUSINESS ENTITIES Damages from stagnant or overflow water, 56-115, See also WATER Eminent domain. use for site acquisition, 56-101, 56-127, See also EMINENT DOMAIN Mill owner, recovery for property damages, 56-126 Repairs. Damage to adjoining owner, recovery, 56-125 Right of entry, 56-124 Site acquisition, 56-101 By an individual, 56-101 By municipal corporation, 56-127

MINES AND MINERALS

See generally NATURAL RESOURCES Aid for development, 57-101, 57-104 to 57-107 Coal. Municipal regulation, Cities of the first class, 16-224 Cities of the metropolitan class, 14-114 Cities of the second class and villages, 17-554 Ownership interest, right to partition, 25-2170, 25-2170.01 Railroads, weighing requirements, 74-548 to 74-550 Contracts, sales, UCC 2-107, See also COMMERCIAL CODE, UNIFORM **Geologists**, See GEOLOGISTS **REGULATION ACT; 81-3501**

Geothermal resources. 66-1101 to 66-1106, See also GEOTHERMAL RESOURCES Leases. Cancel, procedure, 57-206, 57-207 Contingencies, 57-208 Discharge, procedure, 57-206, 57-207 Filing, effect, 57-208 Forfeiture, surrender, required, 57-201 to 57-205, 57-209 State land, authorized, Article III, section 20. Constitution of Nebraska Mineral exploration holes, rules and regulations, 81-1505.02 Mineral interests, Right to partition, 25-2170, 25-2170.01 Severed. Abandonment, 57-229 to 57-231 Taxation, 57-235 to 57-239 Termination, 57-228 Treatment, 57-227 Motor fuels, quarrying use, exempt from taxes, claim for refund, 66-726, See also MOTOR FUEL TAXES Oil and gas, See OIL AND GAS Public lands, 72-301 to 72-314 Alienation of mineral rights, prohibited. Article III. section 20, Constitution of Nebraska Saline lands, Lease, 72-501 to 72-504 Sale of, 72-208, 72-223 School lands, mineral rights, treatment, 72-223 Secured transactions, perfection, UCC 9-301, See also COMMERCIAL CODE, UNIFORM Taxation. Fractional interests, 57-234 Minerals, sales and use tax exemption, 77-2704.04 Minerals included in definition of real property, 77-103 Severed interest, 57-235 to 57-239 Uranium mining, See also URANIUM Methods prohibited, 81-1531.02

MINES AND MINERALS – Cont'd

Uranium mining –*Cont'd* Taxation, severance, 57-1201 to 57-1214

MINIBIKES

See ALL-TERRAIN AND UTILITY-TYPE VEHICLES AND MINIBIKES

MINIMUM WAGE See wages and wage earners

MINITRUCKS

See MOTOR VEHICLES

MINOR ALCOHOLIC LIQUOR LIABILITY ACT See generally LIQUOR Act, how cited, 53-401 Cause of action, Authorized, 53-404 Defense, 53-405 Limitation, 53-406 Damages, 53-407 Definitions. 53-403 Joint and several liability, 53-409 Minor, intoxicated, causing injury or property damage, liability of social host, alcohol procurer, retail seller, 53-404 Right of contribution. 53-409 Settlement and release, effect, 53-409 Statute of limitation, 53-408

MINORITIES

See CIVIL RIGHTS

MINORS

See CHILDREN AND MINORS

MISCELLANEOUS CLAIMS ACT, STATE

See generally STATE GOVERNMENT Act, how cited, 81-8,294 Approval, procedure, 81-8,300 Award, effect, 81-8,301 Board, State Claims, powers, 81-8,296, 81-8,297, 81-8,299 Claims, 81-8,300 Definitions, 81-8,295 Filing requirements, 81-8,297 Investigations, 81-8,298 Legal counsel, 81-8,297 Notice of hearing, 81-8,298 Report, 81-8,300 Rules and regulations, 81-8,297 Statute of limitation, 25-8,300.01 Tolling of, when, 25-213

MISCHIEF, CRIMINAL

See generally CRIMES AND OFFENSES Criminal offense, 28-519

MISDEMEANORS

See CRIMES AND OFFENSES

MISSING CHILDREN

IDENTIFICATION ACT See generally CHILDREN AND MINORS Act, how cited, 43-2001 Birth certificate. Flag. Removal, 43-2009 Requirements, 43-2008 When required, 43-2005 Inquiry and request, 43-2006 Definitions, 43-2003 Exempt schools, duties, 43-2007 Home schools, duties, 43-2007 Intent. 43-2002 Law enforcement agency, local, duty, 43-2010 Liability, 43-2011 Notification, 43-2004 Rules and regulations, 43-2012 Schools. Duties, 43-2007 Records, flag, Removal, 43-2009 Requirements, 43-2008

MISSING PERSONS

See generally LAW ENFORCEMENT Children, See MISSING CHILDREN IDENTIFICATION ACT; 43-2001 Definitions, 29-212 DNA testing, See DNA IDENTIFICATION INFORMATION ACT; 29-4101

MISSING PERSONS – Cont'd Law enforcement agency, duties, 29-213, 29-214 Location information from wireless communications devices, See KELSEY SMITH ACT; 86-801 Minors, how treated, 29-214 **Missing Persons Information** Clearinghouse, 29-213 to 29-214.01 MIXED MARTIAL ARTS See ATHLETICS MOBILE HOME LANDLORD AND **TENANT ACT** See generally HOUSING Abandoned mobile home, removal, 60-1901 to 60-1911, 76-14,109 Access to premises, 76-1496 Violations, 76-14, 105 Act, how cited, 76-1450 Acts prohibited, 76-1495 Applicability of law, 76-1452, 76-14.111 Cabin trailers, See CABIN TRAILERS Contracts, assessments, 76-14,110 Damages, duty to mitigate, 76-1453 Death of tenant, effect, 76-14,108 Definitions, 76-1457 to 76-1471 Deposit, 76-1483 to 76-1487, 76-1489 Enforcement, 76-14,103 Good faith, 76-1472 Habitability, 76-1492 to 76-1494, 76-14,101,76-14,102 Improvements, duty of tenant, 76-1476 Intent, 76-1451 Jurisdiction, 76-1456 Landlords, Access to premises, 76-1496 Acts prohibited, 76-1495 Disclose identity, 76-1479, 76-1480 Noncompliance, 76-1498 to 76-14.100 Powers and duties, 76-1492 Rules and regulations, 76-1494 Successor, rights and obligations, 76-1488

Termination of interest in park, deposits, 76-1487 Violations by tenant, landlord rights, 76-14,101, 76-14,102 Lease Execution and delivery, 76-1481 Provisions prohibited, 76-1477, 76-1478 Terms and conditions, 76-1475, 76-1478 Unconscionability, 76-1473 Liability, when landlord relieved of, 76-14.107 Manager, disclose identity, 76-1479, 76-1480 Notice, 76-1474 Ouster, 76-14,100 Owner, disclose identity, 76-1479, 76-1480 Possession of premises, Action authorized, 76-14, 104, 76-14.106 Delivery, 76-1491 Failure by landlord to deliver, 76-1499 Public housing, treatment, 76-1455 Remedies, 76-1453, 76-1498 to 76-14.106 Rent increase, notice, 76-1490 Retaliatory conduct prohibited, 76-14.106 Rules and regulations, 76-1494 Service of process, 76-1456, 76-1479 Settlement of claim, 76-1454 Subletting, 76-1497 Successor to landlord, duties, 76-1488 Tenant. Death, effect, 76-14,108 Duties, 76-1476, 76-1493 Noncompliance, 76-14,101, 76-14.102 Subletting, 76-1497 Violations by landlord, tenant rights, 76-1498 to 76-14.100 Termination of tenancy, action authorized, 76-14,104, 76-14,105 **Trailers.** See TRAILERS Unconscionability, 76-1473

MOBILE HOME LANDLORD AND TENANT ACT –Cont'd

Utilities, Charges, explanation, 76-1482 Failure by landlord to supply, 76-14,100

MOBILE HOME PARKS, UNIFORM STANDARD CODE FOR

See generally MOBILE HOMES AND MOBILE HOME PARKS Act, how cited, 71-4634 Cabin trailers, See CABIN TRAILERS Definitions, 71-4621 Disciplinary action, 71-4631 Enforcement, 71-4633 License, required, 71-4622 to 71-4624 Local control. 71-4630 Permit, construction, 71-4625, 71-4626 **Records**, 71-4627 Rules and regulations, 71-4629 Sanitary facilities, 71-4625, 71-4626 Trailers. See TRAILERS Violation, penalties, 71-4631, 71-4632

MOBILE HOMES AND MOBILE HOME PARKS

See generally HOUSING Abandoned mobile home, removal, 60-1901 to 60-1911, 76-14,109 Bankruptcy plan, deemed real property, 76-2901 **Building Construction Act,** applicability, 71-6407 Cabin trailers, See CABIN TRAILERS Certificate of title, Documentation required, 60-149 Required, when, 60-137 Codes. Standards, this heading Definition, 77-3701 Secured transactions, UCC 9-102, See also COMMERCIAL CODE, UNIFORM Fire safety inspections, 71-4635 Housing, See HOUSING

Landlord and tenant law, See MOBILE HOME LANDLORD AND TENANT ACT; 76-1450 Landowner, permit required, 77-3707 Liens, 52-1801 Notation on title, 60-164 Mobile home parks, standards, See MOBILE HOME PARKS, UNIFORM STANDARD CODE FOR; 71-4621 Movement on highway, permit required, 77-3708 Permit requirements, 77-3707, 77-3708 Reports to county assessor, 77-3706 Sales of, dealer's license required, See MOTOR VEHICLE INDUSTRY **REGULATION ACT; 60-1401** Security interests, Financing statements, manufactured-home, UCC 9-515, See also COMMERCIAL CODE, UNIFORM Priorities. 52-1801 Smoke detectors, requirements, 81-5,142 to 81-5,144 Standards. Building Construction Act, applicability, 71-6407 Manufactured homes, See MANUFACTURED HOMES AND RECREATIONAL VEHICLES, UNIFORM STANDARD CODE FOR; 71-4601 Mobile home parks, See MOBILE HOME PARKS, UNIFORM STANDARD CODE FOR; 71-4621 Modular housing units, See MODULAR HOUSING UNITS ACT, NEBRASKA UNIFORM STANDARDS FOR: 71-1555 Taxation of, 77-103, 77-1738, 77-1739, See also REAL PROPERTY TAX Violation of permit requirements, penalty, 77-3709 Zoning and planning, Cities of the first class, 19-902, 77-3710

MOBILE HOMES AND MOBILE HOME PARKS –Cont'd

Zoning and planning –*Cont'd* Cities of the metropolitan class, 14-402, 77-3710 Cities of the primary class, 15-902, 77-3710 Cities of the second class, 19-902, 77-3710 Counties, 23-114 Villages, 19-902, 77-3710

MODEL ACT REGARDING USE OF CREDIT INFORMATION IN PERSONAL INSURANCE

See generally INSURANCE Act,

Applicability, 44-7703, 44-7712 How cited, 44-7701 Purpose, 44-7702

Adverse action, notice requirements, 44-7708 Consumer reporting agency, prohibited acts, 44-7711 Credit information.

Incorrect, insurer duties, 44-7706 Insurer,

Disclosures of use required, 44-7707

Prohibited acts, 44-7705 Definitions, 44-7704 Insurance producer,

indemnification by insurer, when, 44-7710

Insurer, prohibited acts, 44-7705 Scoring models or processes, filing, 44-7709

MODULAR HOUSING UNITS ACT, NEBRASKA UNIFORM STANDARDS FOR

See generally HOUSING Act, Administration by Public Service Commission, 71-1564 How cited, 71-1555 Approval of unit, 71-1559 Codes, reciprocity, when, 71-1561 Compliance assurance program, 71-1559

Construction and installation of public utilities, 71-1558 Dealers, acts prohibited, 71-1560 Definitions, 71-1557 Fees, 71-1559, 71-1564 Fund, Public Service Commission Housing and Recreational Vehicle Cash, 71-1559 Inspections, 71-1556, 71-1559, 71-1566 Agreements authorized, 71-1561 Intent, 71-1556 Local regulation, treatment, 71-1562 **Public Service Commission,** jurisdiction, 75-109.01, See also PUBLIC SERVICE COMMISSION Reciprocity, 71-1561 Rules and regulations, 71-1564, 71-1568.01 Seals, Denial or suspension of issuance, appeal, 71-1567 Required, 71-1559 Smoke detectors, requirements, 81-5,142 to 81-5,144 Standards, 71-1558 Violations, Civil penalty, 71-1563, 75-156 Criminal penalty, 71-1563 MONEY See generally BUSINESS AND COMMERCE Attachment, subject to, 25-1004 **Banking,** See BANKS AND BANKING Bankruptcy, See BANKRUPTCY Exemptions, See EXEMPTIONS FROM EXECUTION AND BANKRUPTCY Bonds, See BONDS Checks, See CHECKS Commercial paper, See COMMERCIAL PAPER **Consumer credit**, See CONSUMER CREDIT

Counterfeiting, indictment requirements, 29-1505, 29-1509 Credit cards, See CREDIT CARDS Credit insurance, See CONSUMER CREDIT

913

MONEY – Cont'd Credit reports, See CONSUMER CREDIT Creditors, See DEBTORS AND CREDITORS Currency, Denominations, 58-101, 58-102 Legal tender, restriction upon power of states, Article I, section 10, Constitution of the United States **Debtors,** See DEBTORS AND CREDITORS Examination. See DEBTOR **EXAMINATION Deferred compensation**, See DEFERRED COMPENSATION **Defined,** UCC 1-201, See also COMMERCIAL CODE, UNIFORM Denominations, 58-101, 58-102 Electronic funds transfers, See ELECTRONIC FUND TRANSFERS Electronic transactions. requirements, 86-611, See also ELECTRONIC TRANSACTIONS ACT, UNIFORM: 86-612 **Escrow**, See ESCROW Fees, See FEES Fiduciaries, See FIDUCIARIES Financial institutions, See FINANCIAL INSTITUTIONS Banks. See BANKS AND BANKING Credit unions, See CREDIT UNIONS Holding companies, See HOLDING COMPANIES Safety deposit boxes, See SAFETY DEPOSIT BOXES Savings and loans, See SAVINGS AND LOAN ASSOCIATIONS Trust companies, See TRUST COMPANIES Financial transaction devices, See FINANCIAL TRANSACTION DEVICES Automatic teller machines. See FINANCIAL TRANSACTION DEVICES Credit cards, See CREDIT CARDS Financial transactions, See FINANCIAL TRANSACTIONS Financing statements, See FINANCING STATEMENTS

Funds transfers, See FUNDS TRANSFERS Indemnification, See INDEMNIFICATION Interest, See INTEREST **Investments,** See INVESTMENTS Letters of credit, Article 5, UCC, See also COMMERCIAL CODE, UNIFORM Liens, See LIENS Judgment, See JUDGMENT LIENS Tax liens, See TAX LIENS Loans. See LOANS Installment, See INSTALLMENT LOAN ACT, NEBRASKA; 45-1001 Mortgages, See MORTGAGES Negotiable instruments, Article 3, UCC, See also COMMERCIAL CODE. UNIFORM Public funds. See PUBLIC FUNDS Safety deposit boxes, See SAFETY DEPOSIT BOXES Sales. Legal tender, payment demands, UCC 2-511. See also COMMERCIAL CODE. UNIFORM Payment of price, UCC 2-304, See also COMMERCIAL CODE, UNIFORM Secured transactions. See SECURED TRANSACTIONS Securities, See SECURITIES Signatures, digital and electronic, requirements, 86-611, See also ELECTRONIC TRANSACTIONS ACT, UNIFORM: 86-612 Taxation, As intangible property, 77-105 Definition of money, 77-106 Transmitters, licensure, See MONEY TRANSMITTERS ACT, NEBRASKA; 8-2701 Wire transfers, Article 4A, UCC, See also COMMERCIAL CODE, UNIFORM MONEY TRANSMITTERS ACT, **NEBRASKA** See generally MONEY Act, how cited, 8-2701 Appeal, license application denial, 8-2733 Definitions, 8-2702 to 8-2723

MONEY TRANSMITTERS ACT. **NEBRASKA** –Cont'd Department and director, Enforcement. Cease and desist order, 8-2743 Violations, orders authorized, 8-2744 Fees collected, disposition, 8-2747 Powers and duties, Acquisition of control of licensee, 8-2736 Disciplinary actions, 8-2741, 8-2742 Nationwide Mortgage Licensing System and Registry, supervisory information sharing, 8-2731 Rules and regulations, 8-2746 License. Applicant, Onsite investigation, 8-2733 Qualifications, requirements, 8-2726 Surety bond or other security, duration, 8-2727 Application, Fees, 8-2732 Form, contents, 8-2729 Cancellation, 8-2741 Expiration, 8-2741 Grandfather license of prior act before renewal, 8-2748 Not transferable or assignable, 8-2725 Renewal. Application and fees, 8-2734 Report, contents, 8-2734 Surrender, 8-2741 Suspension or revocation, grounds, 8-2741 Licensee, Acquisition of control of licensee, notice to director, 8-2736 Authorized delegate, Contract, contents, 8-2739 Duties, 8-2740 Suspension or revocation, 8-2742 Disciplinary actions against, 8-2741 Investments required, waiver, 8-2728

Nationwide Mortgage Licensing System and Registry, licensure and registration required, 8-2730 Notice or report to director required. when, 8-2735 Onsite examination, fees, 8-2737 Records required, 8-2738 Licensure, Not required, when, 8-2724 Required, when, 8-2725 Rules and regulations, 8-2746 Violations. Orders authorized, 8-2744 Penalties, 8-2745 MONOPOLIES AND UNFAIR TRADE See generally TRADE PRACTICES Abstractors, 76-551, See also ABSTRACTERS ACT Actions, Civil individual, 59-821, 59-828 Criminal, limitation, 59-830 Overcharge or undercharge, treatment, 59-821.01 State, duties, 59-823, 59-828 Antitrust matters, Attorney General, duties, 59-804, 59-811 59-828, 59-1614, 84-211 to 84-214 Appeal, 59-823 Attorney's fees, 59-821 Charitable gift annuity, how construed, 59-1803 **Cigarette sales,** See CIGARETTE SALES ACT, UNFAIR; 59-1501 Civil penalties, 59-1614 Collective bargaining, See COLLECTIVE BARGAINING Company officers, personal **liability**, 59-816 **Consumer protection**, See CONSUMER PROTECTION ACT: 59-1601 **Corporations,** See SHAREHOLDERS PROTECTION ACT; 21-2431 Costs, recovery, disposition, 59-831 County attorney, duties, 59-828 Damages, 59-821

MONOPOLIES AND UNFAIR TRADE -Cont'd Deceptive trade practices, Automatic dialing, See AUTOMATIC DIALING-ANNOUNCING DEVICES ACT: 86-236 Prohibited acts, See DECEPTIVE TRADE PRACTICES ACT, UNIFORM; 87-301 **Definition of person**, 59-822 **Discrimination**, See DISCRIMINATION Employment, See also LABOR AND **EMPLOYMENT** Restrictions, 59-814 Enforcement, 59-804, 59-811, 59-828 Equity securities insider trading, unfair transactions, 44-3,108 Federal law, how construed, 59-829. 59-830 Health care facilities, cooperative agreements, See HEALTH CARE FACILITY-PROVIDER COOPERATION ACT; 71-7701 Holding company, Limitation on formation, 59-806 Unfair trade practice, insurance, 44-2143 Inducements, receipt prohibited, 59-818, 59-819 Injunction, 59-810, 59-814, 59-819 Insurance. Advertising, See UNAUTHORIZED INSURERS FALSE ADVERTISING PROCESS ACT; 44-1801 Claims settlement, See UNFAIR INSURANCE CLAIMS SETTLEMENT PRACTICES ACT: 44-1536 Merger, acquisition, or divestiture, prohibited, when, 44-2127, See also INSURANCE HOLDING COMPANY SYSTEM ACT Rebates, prohibited, 44-361 to 44-361.02, 44-367, 44-503 Title insurance, Agents, See TITLE INSURANCE AGENT ACT; 44-19,106 Requirements, See TITLE INSURERS ACT; 44-1978

Unfair practices, See UNFAIR INSURANCE TRADE PRACTICES ACT; 44-1521 Investigations, 59-804, 59-807 Joinder of parties, 59-812 Jurisdiction of court, 59-819 Labor, secondary boycott an unlawful combination, 48-901 to 48-912 Liability, 59-808, 59-816 Loan brokers, 45-191.01 Mineral rights in public lands, monopolization prohibited, 72-301 to 72-314 Monopolies, unjust discrimination prohibited, 59-501 to 59-508, 59-1405, 75-127, 75-301 Monopoly, penalty, 59-802 Motor carriers, See MOTOR CARRIERS Motor vehicle industry, See MOTOR VEHICLE INDUSTRY REGULATION ACT: 60-1401 Musical compositions, performing rights, license and tax, 59-1401 to 59-1406 Ouster, 59-809 to 59-813 Perjury, 59-826, 59-827 Person, defined, 59-822 Pricing. Illegal overcharge or undercharge case, treatment, 59-821.01 Requirements, 59-501 to 59-508 Underselling prohibited, 59-805 Property, forfeiture, 59-803 Public power districts, nondiscriminatory rates required, 70-655 Real estate sales, 76-2425, 81-885.24, See also REAL ESTATE BROKERS AND SALESPERSONS Records, open to inspection, 59-807 Restraint of trade, Conspiracy, Acts prohibited, 59-1603, 59-1604 Findings, effect, 59-1621 Penalty, 59-801, 59-805 Self-incrimination privilege, 59-824 Seller-assisted marketing plans, See Seller-Assisted Marketing PLAN ACT; 59-1701

MONOPOLIES AND UNFAIR TRADE -Cont'd Solid waste management, exemptions for political subdivisions, 13-2027 Subpoena power, 59-820, 59-824, 59-825 **Telephones and** telecommunications, deregulation, See TELECOMMUNICATIONS **REGULATION ACT, NEBRASKA; 86-101** Termination of business in state, involuntary, 59-809 to 59-813 Title insurer, unfair, Agent, See TITLE INSURANCE AGENT ACT; 44-19,106 Insurance requirements, See TITLE INSURERS ACT; 44-1978 Trade practices, See TRADE PRACTICES Uniform Commercial Code, See COMMERCIAL CODE, UNIFORM Violations, penalty, 59-802, 59-808, 59-815, 59-1614 MONUMENTS AND MEMORIALS See generally PUBLIC BUILDINGS Amos, George, State Trooper, trust funds established, 81-2011 to 81-2013

Cities of the metropolitan class, landmark heritage preservation commissions, 14-2001 to 14-2004

Counties, powers and duties, 23-351 to 23-355 Criminal jurisdiction, concurrent, 72-607 Defacing, 82-111, 82-126 Museums, See MUSEUMS State Capitol, See also STATE CAPITOL Environs, See STATE CAPITOL ENVIRONS ACT, NEBRASKA; 90-301

Treatment, 72-723 Veterans, 80-201 to 80-205 Visitation, 82-126

MOPEDS

See generally MOTOR VEHICLES

Acts prohibited. 60-6.313 Applicability of laws, 60-501, 60-6,309, 60-6,311 Certificate of title, not required, 60-6.309 Defined. 60-637 Helmet requirements. 60-6.278 to 60-6,282 Motor vehicle operator's license required, 60-6,309, 60-6,310 Motor Vehicle Safety **Responsibility Act, not** applicable, 60-6.309 Proof of financial responsibility, exemption, 60-501 Registration, not required, 60-338, 60-339 Restrictions on operation, 60-6,312

Traffic infraction, general penalty, 60-689

MORTALITY TABLES, Tables are found in the Cumulative Supplement Appendix

MORTGAGE BANKERS

See generally PROFESSIONS AND OCCUPATIONS

Requirements, *See* RESIDENTIAL MORTGAGE LICENSING ACT; 45-701

MORTGAGE LOAN ORIGINATORS

See generally PROFESSIONS AND OCCUPATIONS

Installment Ioan provisions, 45-1007, 45-1025, 45-1033, See also INSTALLMENT LOAN ACT, NEBRASKA

Licensure requirements, See RESIDENTIAL MORTGAGE LICENSING ACT; 45-701

MORTGAGES

See generally FINANCIAL TRANSACTIONS Escrow, See ESCROW Foreclosure, See FORECLOSURE

MORTGAGES –Cont'd Homeowner protection against unconscionable practices, See FORECLOSURE PROTECTION ACT, **NEBRASKA**; 76-2701 Housing, See HOUSING Interest, 45-101.02 to 45-102, See also INTEREST Mortgage bankers, requirements, See RESIDENTIAL MORTGAGE LICENSING ACT; 45-701 Mortgage loan originators, requirements, 8-702, See also ACT; 45-701 Railroads, See RAILROADS Real property. Assignment, effect, 76-256 Construction loans, 76-239.01 to 76-239.06 Curative acts, 76-258 to 76-275.07 Deed, act as, when, 76-251 Enforcement and servicing, law applicable, 8-2801 Escrow account, 45-101.05 to 45-101.07, See also ESCROW Future advances, 76-238.01 Installment loan licensee. requirements, 45-1024 Interest and costs, 45-101.02 to 45-102 Nontestamentary transfers, 30-2715 Payment, effect, 76-253, 76-254 Possession and title, 76-276 Property held adversely, 76-109 Public corporations, requirements, 76-1101 to 76-1104 Recording of instrument, See also DEEDS Master form instrument, use, 76-2,125 Release, 76-252 Reverse-mortgage loan, 45-1068 MOTELS See HOTELS

MOTIONS

See generally PLEADINGS

RESIDENTIAL MORTGAGE LICENSING

Affidavit, used for verification of motion, 25-1244 Appeal to Supreme Court, Dismissal, 25-1914 Execution upon reversal, procedure, 25-1926 Termination, 25-1912 Arbitration, Application, 25-2617 Award, vacation or modification, 25-2613 Hearing, postpone, 25-2606 Arrest of judgment, motion in, 29-2104 to 29-2106 Attachment, Motion to discharge, 25-1004, 25-1040 to 25-1042 Security, additional, 25-1039 Several attachments on same property, reference, 25-1037 Certification of law to federal courts. 24-220 Civil actions to which state is a party, priority, 25-21.208 Civil procedure, 25-908 to 25-910 Contents, notice, 25-910 Consolidation of actions, 25-703 Constructive service, 25-517.02 Continuance, 25-1148 Costs. Assessed. Against losing party, 25-1715 For frivolous action, 25-824 Checks and instruments, wrongful refusal to endorse, 25-21.188.01 Paid as court directs, 25-1707 Security. Additional ordered, when, 25-1709 Judgment against surety, 25-1705 Court, Appeals from county court, procedure, 25-2729 Juvenile court, this heading Criminal procedure, Accused. Committed or held to bail, 29-1811 Less than eighteen years of age, jurisdiction to juvenile court, 29-1816

MOTIONS –Cont'd Criminal procedure –Cont'd Arrest of judgment, motion in, 29-2104 to 29-2106 Fine or cost, motion to discharge person confined for, 29-2412 Indictment, exception, 29-1807 Insanity, Acquittal, motion for separate evaluation as to propensities, 29-3701 Examination of defendant. pleading, 29-2203 Records, annual examination, 29-3703 New trial, motion for, how and when made, 29-2101 to 29-2103 Postconviction relief, 29-3001, 29-3002 Probation, motion to revoke, when, 29-2266, 29-2267 Quash, 29-1807 to 29-1813 Recognizance forfeited, motion for default, 29-1108 Shoplifting, retention of property, 28-511.01 Suppression. Search and seizure, 29-822 to 29-826 Statement of defendant, 29-115 to 29-118 Tests by defense of evidence of prosecuting authority, 29-1913 Time to go to trial, periods excluded from time, 29-1207 Venue, changed, 29-1301 Witness, motion to compel witness to testify, 29-2011.02, 29-2011.03 **Definition of motion**, 25-908 Directed verdict, Motion for, 25-1315.01 Order sustaining motion for directed verdict or new trial, appealable, 25-1315.03 When filed, treatment, 25-1315.02 Dismissal, actions involving public petition and participation, 25-21,245

Evidence. Eyewitnesses identifying defendants, names of, 29-1922 Motion to strike necessary to maintain error, 27-103 Privilege, identity of informer in a criminal matter, 27-510 Hearing of motions, time, 25-1149 Injunctions. Not granted, when, 25-1071 Security, additional, 25-1073 Temporary, 25-1064 Insanity, Acquittal, motion for separate evaluation as to dangerous propensities, 29-3701 Examination of defendant pleading insanity, 29-2203 Records, annual review of, 29-3703 Instructions to jury, motion of court, 25-1114 Judgment, Set aside, termination of appeal to Supreme Court, 25-1912 When filed, treatment, 25-1329 Jury, Disclosing names of jurors, 25-1635 Panel guashed, 25-1637 Juvenile court, Counsel, right to, 43-272 In custody, motion to release, 43-259 Jurisdiction to juvenile court, 29-1816 Probation, revoke, 43-286 Waiver of jurisdiction from district or county court to juvenile court, 29-1816 Witness in other state, motion to take testimony, 43-1736 Mandamus, 25-2160 Mortgage foreclosure, confirmation of sale. 25-1531 New trial, Civil trial, 25-1144 When filed, treatment, 25-1144.01 When required for appellate review. 25-1912.01 Criminal trial, 29-2103 Notice, 25-910, 25-913

MOTIONS –Cont'd Objects, several included in motion, 25-909 Papers, motion to strike, 25-913 Pleading, motion to strike, 25-913 Privilege, identity of informer in a criminal matter, 27-510 Probation, motion to revoke, 29-2266, 29-2267 Process or order, special process server, 25-2203 Quash. motion to. Defects waived, when, 29-1812 Indictment held defective, effect on accused, 29-1811 Motion authorized, 29-1807, 29-1808 When made, 29-1812 Real estate, judgment, attachment, 25-1582 Recognizance forfeited, motion for default, 29-1108 Reference by court to referee, 25-1130 Restraining order, temporary, 25-1064 Revivor of action on death of party, 25-1407 to 25-1417 Search and seizure, motion to suppress, 29-822 Service, substitute and constructive. 25-517.02 Service or delivery, 25-534 Several objects, 25-909 Sheriff. Amercement by motion, 25-1545, 25-1549 Fees, service of process, 33-117 State, civil actions, priority of trial, 25-21,208 Statement of defendant, Motion to produce and to furnish names of evewitnesses, 29-1922 Motion to suppress, 29-115 to 29-118 Strike, motion to, Error, in order to maintain, motion necessary, 27-103 Papers. 25-913 Pleadings, 25-913

Substitute service, 25-517.02 Summary judgment, 25-1330 to 25-1336 Actions involving public petition and participation, 25-21,246 Summary jury trial, 25-1155 Suppress, motion to, Issues of fact, 29-823 Search and seizure, 29-822 to 29-826 Statement of defendant, 29-115 to 29-118 Third-party action, motion to file, when needed, 25-331 Vacation of award, 25-2613 Venue, change of, 25-403.01, 25-21,206 Verdict. Directed verdict, this heading Set aside, termination of appeal to Supreme Court, 25-1912 Verification of motion, affidavit used, 25-1244 Wiretap, motion to suppress, 86-293 Witness, Called by judge, 27-614 Excluded by judge, 27-615 Expert witness, appointment, 27-706 Motion to compel witness to testify, 29-2011.02. 29-2011.03 Workers' Compensation Court, Nebraska, Bill of exceptions, motion for additional time, 48-182 Dismiss, motion to, 48-177 Documents, motion to produce, 48-163 Powers, 48-162.03 Writing required for notice, 25-910 MOTOR CARRIERS See generally COMMON CARRIERS Applicability of law, 75-303 **Buses,** See BUSES Certificate. Application, 75-310 Bond requirements, 75-307

Contract carrier, 75-309, 75-309.01

MOTOR CARRIERS –Cont'd Certificate -Cont'd Death or incompetency, effect, 75-321 Disciplinary actions, 75-315, 75-316 Exemptions, 75-303 Qualifications, 75-311 Required, 75-309 Terms, 75-313, 75-314 Classes of carriers, 75-304 **Common carriers**, See COMMON CARRIERS Community aging services, transportation of clients, 75-303.01 to 75-303.03 Vulnerable adults, restrictions, 81-6,120 Complaints, 75-131, 75-132 **Consolidation of motor carriers.** 75-318 to 75-320 **Contracts for motor carrier** transportation, exculpatory provisions prohibited, 75-391 Definitions, 75-302, 75-323 Delivery service, duty to classify employees, See EMPLOYEE CLASSIFICATION ACT; 48-2901 **Division of Motor Carrier Services.** 75-368, 75-385, 75-386, 75-389 Drivers, commercial drivers' licenses, 60-4,131 to 60-4,172, See also MOTOR VEHICLE **OPERATOR'S LICENSE ACT** Exempt motor carriers, 75-303 Fees, 75-305, 75-306 Fleet vehicles, interjurisdiction commerce, registration requirements, 60-3, 192 to 60-3,206, See also MOTOR VEHICLE REGISTRATION ACT Fuel tax, See INTERNATIONAL FUEL TAX AGREEMENT ACT; 66-1401 Hazardous materials. Commercial drivers' licenses, hazardous materials endorsement, 60-4,147.02 to 60-4,147.06 Federal shipment regulations adopted, 75-362 to 75-364

Railroad crossing, stop required, when, 60-6,173 Shipment of radioactive materials, fees, 71-3523 to 71-3528, See also RADIOACTIVE MATERIALS Historical vehicles, transport passengers, when, 60-3,131 Household goods, movers, requirements, 75-304.02 Insurance requirements, 75-304. 75-307 Intent. 75-301 Interjurisdiction commerce, fleet vehicles, 60-3, 192 to 60-3, 206, See also MOTOR VEHICLE REGISTRATION ACT Interstate carriers, unified carrier registration plan and agreement, 75-392 to 75-399 Joint-arrangements, authorized, 75-308.01 Lessor, workers' compensation, election, 48-115 License plates, 75-306 Licenses, commercial motor vehicles, 60-4,131 to 60-4,172, See also MOTOR VEHICLE OPERATOR'S LICENSE ACT Livestock, shipment requirements, 54-7,104 Out-of-service order violation, Civil penalty, 75-369.03 Disgualification, 60-4,168.01 Operation, effect, 60-4,141.01 Prohibited, 75-363 Permit. Application, 75-310 Contract carrier, 75-309, 75-309.01 Death or incompetency, effect, 75-321 Disciplinary actions, 75-315, 75-316 Exemptions, 75-303 Household goods, movers, 75-304.02 Qualifications, 75-311 Required, 75-309 Terms, 75-313, 75-314

Public Service Commission, jurisdiction, 75-109, 75-109.01, 75-301, See also PUBLIC SERVICE COMMISSION Rates. Contract carriers, 75-304.01 Publication, 75-308 Regulation of, 75-119, 75-121 Review by motor carrier, 75-308.01 Unjust discrimination and practices prohibited, 75-126 Receivership, 75-322 Registration, International Registration Plan Act; 60-3,192, See MOTOR VEHICLE REGISTRATION ACT Interstate, 75-392 to 75-398 Unified carrier registration plan, 75-392 to 75-399 Intrastate, See MOTOR VEHICLE **REGISTRATION ACT; 60-301** Report, annual, and fee, 75-116 Route, deviation, when, 75-314 Rules and regulations, Adoption of federal provisions, 75-362 to 75-365 Enforcement. Audit or compliance review, 75-369.01 Inspection powers, 75-115, 75-366 Insurance, bond, certificate, and permit requirements, 75-370 Powers, 75-366 Hearings, appeal, 75-369.07 Safety rating, 75-369.02 Safety regulations, distribution, 75-369 Transportation network companies, 75-304, 75-332 Violations, penalties, 75-367, 75-369.03 to 75-369.07 Sale of motor carrier, procedure, 75-318 to 75-320 Securities, issuance, 75-148 to 75-151 Shipment, personal property, rights, 75-152 to 75-154 Statute of limitation, 25-226

MOTOR CARRIERS –Cont'd

Stock. Consolidation or increase, 75-146 Sale or transfer, procedure, 75-320 Taxation, See MOTOR VEHICLES Transfer of motor carrier, procedure, 75-318 to 75-320 Transportation, See TRANSPORTATION Transportation network companies. Certain services, specific authorization required, 75-342 Definitions, 75-323 Drivers. Disclosures to, 75-332 Requirements, 75-326 Duties, 75-325, 75-332 Fees, 75-305, 75-306 Fund, Transportation Network Company Regulation Cash, 75-331 Inspections, 75-329 Insurance, 75-333 to 75-341 Lienholders, disclosure to, 75-332 Noncompete agreement, prohibited, 75-330 Permit, 75-309, 75-324 Personal vehicles, use, requirements, 75-328 Rates, 75-327 Report, 75-343 Rules and regulations, 75-304, 75-332 **Trucks**, See TRUCKS Vehicle registration requirements, See MOTOR VEHICLE **REGISTRATION ACT: 60-301** Violations. Civil penalty, 75-156 to 75-158, 75-369.03 to 75-369.07 Criminal penalty, 75-117, 75-155, 75-367 Penalty, 75-309.01, 75-371 Weighing stations, See WEIGHING STATIONS Workers' compensation, applicability, 48-115, 48-115.02 MOTOR CLUB SERVICES ACT See generally MOTOR VEHICLES

Act, how cited, 44-3701

MOTOR CLUB SERVICES ACT -Cont'd Action authorized, 44-3711 Administrative procedures, 44-3720 Applicability of law, 44-3718 Certificate of authority, 44-3712, 44-3713 Revocation or suspension, 44-3714 Contract, contents, 44-3715 Definitions, 44-3702 to 44-3708 Director, duties, 44-3719 Installment loan, motor club service associated with. 45-1026 **Representative of motor club**, 44-3716.44-3717 **Restraining order,** 44-3714, 44-3717 Rules and regulations, 44-3719 Security, required, 44-3709 to 44-3711 Violations, penalty, 44-3721 MOTOR FUEL TAXES See generally TAXATION Aircraft fuel tax, Authorized, 3-148 Cash bond, trust fund, 66-733 to 66-736 Collection, 3-149 Repayment, 3-150 Claims, 3-151 Blending agent or fuel expander, when taxed, 66-489.01 Buses, tax treatment, 66-489 Cancellation or suspension of licenses or permits, 66-720 Collection duties. 66-723 Compressed fuel tax, See COMPRESSED FUEL TAX ACT; 66-697 Computer system, develop, 66-731 Corporate officers and employees, liability, 66-723 Credit, previous payment of tax, 66-498 **Deficiency determination**, Interest. 66-724 Procedures, 66-722 Definitions, 66-482, 66-712 Diesel fuel. Dyed diesel, exemption, 66-489

Government vehicles, treatment, 66-495.01 Restrictions, 66-495.01 Undyed diesel, exemption certificate, 66-495 Violations. 66-495.01 **Division. Motor Fuel Tax Enforcement and Collection**, 66-738 Electronic filing, required, 66-718 Electronic postmark, 86-644 Enforcement, personnel, 66-732 Ethanol production tax credit, 66-1344, 66-1344.01 Exempt purpose, refund of tax, procedure, 66-726 Funds, Cash bond, trust fund, 66-733 to 66-736 Credit taxes to Highway Trust Fund, 66-489.02, 66-499, 66-6, 109.02 Highway Cash Fund, 66-499, 66-4,100 Gasohol, treatment, 66-4,105 Indian reservations. Refund of tax, 66-726 State-tribal motor fuel tax agreements authorized, conditions, 66-741 Treatment, 66-489 Information, sharing by department, 66-731 Interest. Disposition, 66-4,147.01 Late payments, 66-724 International fuel tax agreement, See INTERNATIONAL FUEL TAX AGREEMENT ACT; 66-1401 Interstate motor vehicles, Importation in supply tank, treatment, 66-4,114 to 66-4,117 Interstate commerce, exemption, when, 66-4,103, 66-4,114 Payment of motor fuel taxes, options, See INTERNATIONAL FUEL TAX AGREEMENT ACT; 66-1401 Investigations, 66-725 Invoice, requirements, 66-717 Jurisdiction of offenses, 66-728

MOTOR FUEL TAXES -Cont'd Licensees, requirements, Bond, Cash bond, trust fund, 66-733 to 66-736 Security bond, 66-485 Collection of tax, commission authorized, 66-486 *Licenses*, this heading Records required, 66-487 Return, contents, 66-488 Taxes, this heading Licenses. Denial, grounds, 66-729 Distribution, sale, or delivery, 66-716 Exporter or importer, 66-483 to 66-485 Producer, 66-483 to 66-485 Retailer, 66-713 Supplier, distributor, or wholesaler, 66-483 to 66-485 Suspension or cancellation, 66-720 Native Americans, Indian reservations, this heading Notices. 66-721 Penalties, disposition, 66-4,147.01 **Refund of tax**, 66-726 Reinstatement of license or permit, 66-720 Rules and regulations, 66-4,149 Sales tax exemption, 77-2704.05 State purchases, monthly report, 66-4,143 Stored fuel, payment of tax, 66-496 Suspension or cancellation of licenses or permits, 66-720 Taxes. Agricultural ethyl alcohol, floorstocks tax, 66-4,146.01 Amnesty program, 77-5601 Blending agent or fuel expander, when taxed, 66-489.01 Collection. Commission authorized, 66-486 Corporate officers and employees, liability, 66-723 Duty to collect, 66-723 Redetermination, 66-723 Use tax, 66-4,106

Credit, previous payment of tax, 66-498 Diesel fuel, this heading Disposition, 66-4, 147, 66-4, 147.01 Electronic postmark, 86-644 Equalization fee. 66-489 Excise taxes, 66-4,140, 66-4,144 to 66-4,146 Exemptions, 66-482 to 66-4,149 Importation in supply tank, 66-4,114,66-4,116 Interstate motor vehicles, this heading Mail, use of to file or pay tax, 49-1201 to 49-1203 Petroleum release remedial action fee, 66-1521 Proceeds, use, 66-489.02, 66-499, 66-4,147,66-4,148,66-6,109.02 Rate, computation, 66-4,141 Refund, 66-489 Sales and use tax exemption, 77-2704.05 Setoff authorized, 66-1405 Stored fuel, 66-496 Tax amnesty program, 77-5601 Tax credit gasoline, repeal of section, effect, 66-4,124.01 Tax rates, 66-489, 66-489.02, 66-4,105, 66-4,144 to 66-4,146, 66-6.109.02 Wholesale price, average, tax on, 66-489.02 Unlawful transportation, Administrative penalty, 66-527 Conviction, effect, 66-528 Rewards, 66-719.01 Sale of vehicle, 66-529 to 66-531 Search and seizure, authorized, 66-527 Vehicle declared nuisance, when, 66-526 Use tax. 66-4.105. 66-4.106 Violations. Administrative penalties, Diesel fuel exemption certificate, 66-495 Failure to file reports or pay tax, 66-719 Unlawful transportation, 66-527

Violations -Cont'd Criminal penalties, 66-727 Diesel fuel dye, 66-495.01 Disposition of penalties, 66-4,147.01 MOTOR FUELS See generally OIL AND GAS Biodiesel facility investment credit, 77-27.236 Cancellation of licenses or permits, 66-720 Carriers, shipments of motor fuels, reports, 66-525 Computer system, develop, 66-731 Definitions, 66-712 Denial of licenses or permits, grounds, 66-729 **Division. Motor Fuel Tax Enforcement and Collection**, 66-738 Enforcement, personnel, 66-732 **Environmental protection**, See ENVIRONMENTAL PROTECTION Franchises. death of franchisee. 87-411 to 87-414 Gasohol, Department of Roads, vehicles, 66-821 to 66-824 Ethanol development, See ETHANOL DEVELOPMENT ACT; 66-1330 Ethanol production tax credit, 66-1344, 66-1344.01 Reformulated gasoline, requirements, 66-1225 Standard Specifications for Automotive Spark Ignition Engine Fuels, adoption, 66-1226 Gasoline. Container requirements, 66-103 to 66-107 Reformulated gasoline. requirements, 66-1225 Standard Specifications for Automotive Spark Ignition Engine Fuels, adoption, 66-1226 Information, sharing by department, 66-731

MOTOR FUEL TAXES –Cont'd

Investigations. 66-725 Label, dispensers, 66-1214 Methyl tertiary butyl ether (MTBE), restriction, 66-1227 Motor fuel taxes, See MOTOR FUEL TAXES Natural gas, recommendations by Natural Gas Fuel Board, 66-2001 Nitrous oxide. use in motor vehicle prohibited, 60-6,287.01 Notices. 66-721 Pollution from, clean up, See PETROLEUM RELEASE REMEDIAL ACTION ACT; 66-1501 Rebate for clean-burning motor vehicle fuel property, See CLEAN-BURNING MOTOR FUEL DEVELOPMENT ACT, NEBRASKA; 66-201 Reinstatement of license or permit, 66-720 Retailers, MTBE restriction, 66-1227 Sales and use tax exemption, 77-2704.05 Storage and handling, See PETROLEUM PRODUCTS AND HAZARDOUS SUBSTANCES STORAGE AND HANDLING ACT; 81-15,117 Storage tank, aboveground, 81-1577.01 Suspension of licenses or permits, 66-720 Taxes, See MOTOR FUEL TAXES Transportation of motor fuel, Acts prohibited, 66-512 Carriers, reports, 66-525 Equipment prohibited, 66-502.01 Intent, 66-501 License, liquid fuel carrier, 66-502, 66-503 Cancellation, suspension, reinstatement, 66-720 Permit number, motor fuel delivery, when required, 66-503 Placarding, 66-505 Sections, how construed, 66-501 Transportation companies, reports, 66-525 Unlawful, 66-526 to 66-531

MOTOR FUELS –*Cont'd* Transportation of motor fuel –*Cont'd,* Unlawful –*Cont'd* Disclosure, reward, 66-719.01 Vehicles, sign requirements, 66-505

MOTOR HOMES

See CABIN TRAILERS

MOTOR VEHICLE CERTIFICATE OF TITLE ACT

See generally MOTOR VEHICLES Act. Applicability, 60-137 Exemptions, including farm trailers, construction vehicles, 60-137 How cited. 60-101 Prior law, effect, 60-197 Bonded certificate of title, application, procedure, 60-167 Cabin trailer, 60-147 Car club, recognized, requirements, 60-142.03 Certificate. manufacturer's or importer's, required, 60-138 Certificate of title, Application. All-terrain vehicle, 60-137 Assembled vehicle, 60-142.04 Form. 60-144 Kit vehicle, 60-142.05 Low-speed vehicle, 60-137, 60-142.08 Minibike, 60-137 Minitruck. 60-142.07 Old vehicle with no certificate, 60-142.02 Utility-type vehicle, 60-137 Cancellation, procedure, 60-163 Contents, 60-153 Minitruck. 60-142.07 Old vehicle with no certificate. 60-142.02 Dealer, Dealer certificate, when, 60-168.02 Inventory, requirements, 60-141 Documentation required, 60-149 Duplicate, 60-168

Electronic title and lien system, Implementation, 60-164 Printed certificate of title, when issued, 60-165.01 Failure to note brand or lien, procedure, 60-168.01 Filing, 60-144 Form, 60-144, 60-153 Issuance, 60-142.06, 60-144, 60-152 Lien notation, 60-164 Lost or mutilated, 60-168 Manufacturer buyback branded certificate of title, 60-175 New, issued when, procedure, 60-166 Purchaser, 60-151 Required, when, 60-137, 60-139 Surrender and cancellation, when, 60-169 Transfer on death, 30-2715.01 County treasurer, duties, 60-150, 60-152, 60-161 Decedent's estates, transfer procedure, 30-24.125 Definitions, 60-102 to 60-136.01 Department, powers and duties, 60-162, 60-163, 60-1505 Duplicate certificate, rights and duties, 60-168 Fees. Bonded certificate, 60-160 Distinguishing identification number, 60-159 Duplicate certificate, 60-156 Identification inspection, 60-158 Lien notation, 60-155 Original certificate, 60-154 Previous title as assembled, 60-159.01 VIN plate, 60-159 Fund, Motor Vehicle Fraud Cash, 60-154.01 Historical vehicle, sale or transfer, 60-142 Identification, Distinguishing number, assigned, when, 60-148 Inspection, 60-146, 60-158 Vehicle identification number. required, when, 60-138, 60-139

MOTOR VEHICLE CERTIFICATE OF TITLE ACT –Cont'd Identification -Cont'd VIN inspectors, 60-181 to 60-189 Liens. All-terrain or utility-type vehicle or minibike or low-speed vehicle, 60-165 Electronic title and lien system, Implementation, 60-164 Printed certificate of title, when issued. 60-165.01 Notation, 60-155, 60-164 Failure to note, procedure, 60-168.01 Procedure, 60-164 Limousine, disclosure required, 60-145 Mobile home, 60-147 Mobile home transfer statement, 60-147 Mobile home or manufactured home. Certificate, cancellation, when, 60-169 Detachment, duties, 60-169 Motor vehicle dealer or trailer dealer. Dealer certificate of title, when issued. 60-168.02 Inventory, requirements, 60-141 Nontransferable certificate of title, procedure, 60-170 Odometer. Motor vehicle dealers, 60-194, 60-195 Reading, 60-146 Retention of statement, 60-196 Unlawful acts, 60-190 to 60-193 Parts vehicle, sale or disposal, bill of sale required, 60-142 Power-of-attorney form, secure, 60-153 Proof of ownership, 60-140 Rules and regulations, 60-162 Salvage branded certificate of title, 60-171 to 60-177 Stolen vehicle, law enforcement, duties. 60-178 Taxi, disclosure required, 60-145

Vehicle acquisition, requirements, 60-140 Vehicle manufactured prior to 1940. transfer of title. requirements, 60-142.01 Vehicle with modification or deviation from standards. how treated, 60-143 VIN inspectors, 60-181 to 60-189 Violations, penalties, Forgery or fraud, 60-179 Generally, 60-180 Odometer, 60-196 Salvage branded certificate, 60-176 Unlawful transfer of vehicle with bill of sale. 60-142 MOTOR VEHICLE INDUSTRY **REGULATION ACT** See generally MOTOR VEHICLES Act. Applicability, 60-1401.41 Amendments, 60-1401 How cited, 60-1401 Intent. 60-1401.01 Action for damages, 60-1440 Acts prohibited, Advertising, unlawful acts, 60-1411.03, 60-1411.04 Manufacturers or distributors to new dealers. 60-1436. 60-1437 Additional dealerships, hearing, procedure, 60-1422 Evidence of good cause, 60-1434 Advertising by dealer, Unlawful acts, 60-1411.03 Violations, penalty, 60-1411.04 Appeal, 60-1435 Application, Contents, 60-1407 Filing, 60-1407.01 Investigation by board, report, contents. 60-1407.01 Permission to terminate or enter into franchise for additional line, 60-1424 Arbitration, 60-1440 Attorney General, attorney for board, render opinions for board, 60-1405

MOTOR VEHICLE INDUSTRY **REGULATION ACT** –Cont'd Auction. Buyer's information, 60-1417.01 License requirements, exception, 60-1403.01, 60-1417.01 Registration of seller, 60-1417.02 Disciplinary actions, 60-1411.02, 60-1413 to 60-1415 Board, Nebraska Motor Vehicle Industry Licensing, Creation, membership, 60-1402 Executive director, 60-1404 Investigators, 60-1403 Meetings, 60-1404 Powers and duties, 60-1403 Complaints, investigation, 60-1411.02 Disciplinary actions, 60-1411.02, 60-1413 to 60-1415 Injunction, 60-1415.01 Restraining order, 60-1415.01 Subpoena power, 60-1431 Consumer care or service facility. establishment restrictions, 60-1434 Damages, Arbitration, 60-1440 Duty to mitigate, 60-1430.02 Definitions, 60-1401.02 to 60-1401.40.60-1401.42 Fees, 60-1411.01 Franchise, Additional dealerships, hearing, procedure, 60-1422 Evidence of good cause, 60-1434 Noncompliance, effect, 60-1432 Consumer care or service facility, establishment restrictions, 60-1434 Manufacturer or distributor, restrictions. 60-1438.01 Sale or transfer of ownership, 60-1430 Succession to dealership by family member, conditions, 60-1430.01 Termination, noncontinuance, community change, or additional line by franchisor,

Application, required when, 60-1424 Burden of proof, 60-1427 Effect, 60-1421 Evidence of good cause, 60-1429, 60-1433 Hearing, Appeal, 60-1435 Continuation of hearing, 60-1426 Discovery, 60-1428 Order and notice, 60-1425 Required, when, 60-1420 Rules of civil procedure applicable, 60-1428 Payment to franchisee, 60-1430.02 Mitigation of damages, 60-1430.02 Procedure, 60-1420, 60-1421 Warranty, express or implied, violation, damages, 60-1423 Franchisees. Acts prohibited by manufacturers or distributors, 60-1436, 60-1437 Liability for damage to new motor vehicles, 60-1439 Motor vehicle provided to customer, applicability of insurance coverage, 60-1439.01 Warranty obligation, specified in writing, 60-1438 Fund, Nebraska Motor Vehicle Industry Licensing, 60-1409 Good cause, Evidence of good cause for additional franchise, 60-1434 Evidence of good cause for termination of franchise. 60-1429, 60-1433 Licenses. Acting without, criminal penalty, 60-1416 Application, 60-1407, 60-1407.01 Additional line, 60-1424 Bond, conditions, 60-1419 Changes, notice, 60-1411 Classes of licenses, 60-1406 Damage to new motor vehicles, liability of dealer, distributor, and manufacturer, 60-1439

MOTOR VEHICLE INDUSTRY **REGULATION ACT** –Cont'd Licenses –Cont'd Disciplinary actions, 60-1411.02, 60-1413 to 60-1415, 60-1432 Display, 60-1410 Expiration, 60-1411.01 Fees, 60-1411.01 Form, 60-1410 Liability insurance, requirements, 60-1407.01 Persons not considered dealers, 60-1401.41 Pocket card, 60-1410 Required, when, 60-1403.01 Restrictions on issuance, 60-1403.01 Violations, penalty, 60-1416 Manufactured homes sales, dealer's license required, 60-1403.01 Manufacturer or distributor, Acts prohibited, 60-1436, 60-1437, 60-1438. 60-1438.01 Franchises and service facilities. restrictions, 60-1438.01 Warranty obligation, 60-1438 Motor vehicles, See MOTOR VEHICLES Out-of-state sale, requirements, 60-1417 Sales agreement, Form, 60-1417 Violations, penalty, 60-1418 Sales tax permit, Authorized use, 60-1407.02 Special permit for sale other than established place of business. 60-1407.03 to 60-1407.06 Violation, penalty, 60-1407.02 Service facility, establishment restrictions, 60-1434 Taxation, See MOTOR VEHICLES Violations. Penalties, 60-1407.02, 60-1416, 60-1418 Remedies, 60-1440 Warranties, Express or implied, violation, damages, 60-1423

Manufacturer or distributor obligation, 60-1438 Misrepresenting factory warranty coverage, 60-1411.03 Refusal of franchisee to honor warranties of franchisor. 60-1433 Sales agreements, Violations, penalty, 60-1418 Warranty specified in writing, 60-1417 MOTOR VEHICLE OPERATOR'S LICENSE ACT See generally MOTOR VEHICLES Abstracts. Conviction or adjudication reports, transmittal, 28-416, 43-286, 60-497.01 to 60-497.04 Operating records, 60-483 Act. Federal regulations, adopted, 60-462.01 How cited. 60-462 Acts prohibited. 60-491 Administrative license revocation, 60-498.01 to 60-498.04, See also DRUNK DRIVING Anatomical gift information, 60-493 to 60-495 Appeals, 60-4, 105, 60-4, 167.02, 60-4,170 Applicability of sections, 60-479, 60-4,112, 60-4,131, 60-4,131.01 Bioptic or telescopic lenses, use, 60-490, 60-4, 118, 60-4, 122 Board. Health Advisorv. 60-4,118.02 to 60-4,118.04 Bone marrow donors, information provided at places of license renewal, 71-4819, 71-4820 Child passenger restraint systems, See SEAT BELTS Classification of licenses, 60-480 Undercover drivers' licenses, 60-480.01 Compacts. Driver License Compact, Vol. 2A Appendix section 1-113

MOTOR VEHICLE OPERATOR'S LICENSE ACT –Cont'd **Compacts** –*Cont'd* Nonresident Violator Compact of 1977, Vol. 2A Appendix section 1 - 119Contact lenses, required, when, 60-4,118 County treasurer, personnel, 60-4.114 Definitions, 60-463 to 60-478 Digital system, Authorized, 60-484,01 Confidentiality violation, penalty, 60-484.02 Department of Motor Vehicles Cash Fund, 60-1515 Digital images and signatures, 60-4.119 Use, confidentiality, 60-484.02 Electronic issuance and renewal, 60-484.01 Encoded information, Enumerated, 60-4,117 Storage and use restrictions, 60-4,111.01 Driver improvement course, Commercial, 60-4,130.04 Court ordered, 60-691 Employment driving permit requirement, 60-4,130 Fee, 60-4,130.05 Minors, 60-4,130.03 Point assessment, reduce, 60-4,188 Rules and regulations, 60-4,130.05 Driver training schools, Commercial. Definitions, 60-4,173 License requirements, 60-4,175 to 60-4.178 Rules and regulations, 60-4,174 Violations, penalty, 60-4,179 Fourteen-year-old, supervision by driver training instructor, 60-4,123.01 Driver's manual, 60-481 Driving under the influence, See DRUNK DRIVING

Employment as commercial driver. requirements, 60-4, 162, 60-4.163 Examination of applicants, Applicant, physical requirements, 60 4,114, 60-4,118 to 60-4,118.04 Examining personnel, 60-4,113, 60-4,114 Failing three successive tests, restriction on reapplication for license, 60-4,114.01 Eyeglasses, Required, when, 60-4,118 Telescopic or bioptic lenses, use, 60-490, 60-4, 118, 60-4, 122 Fees. Abstract, 60-483 Amount and allocation, 60-4,115 County, use prohibited, when, 23-265 Driver record header information, 60-483 Driver safety courses, 60-4,130.05 Licenses, 60-4,115 Permits. 60-4.115 Reinstatement, 60-499.01, 60-4,171 Fee waived, when, 60-4,100 Replacement, 60-4,115 School licenses, 60-4,177 State identification cards, 60-4,115 Suspension, reinstatement fee, 60-4,100.01 Third-party testers, 60-4,158 Financial responsibility, 60-524 to 60-531, See also MOTOR VEHICLE SAFETY RESPONSIBILITY ACT Form of license, permit, or card, Commercial drivers' licenses and permits, 60-4,151, 60-4,152 Operator's license and state identification card, 60-4,117, 60-4.119 Seasonal permit, 60-4,151 Health Advisory Board, 60-4,118.02 to 60-4,118.04 Identification cards. State identification cards, this heading

MOTOR VEHICLE OPERATOR'S LICENSE ACT –Cont'd Identity theft protection for applicants, Department use processes to reduce. 60-462.02 Employee and worker requirements, Criminal history record information check, 60-479.01 Fraudulent document recognition training, 60-479.01 Lawful status check, 60-479.01 Encoded information in license. storage and use restrictions, 60-4,111.01 Source document copies, secure storage, 60-484.03 Impersonating an officer, 60-492 Impoundment of license, Revocation, suspension, or impoundment of operator's license or permit, this heading **Insurance requirements**, See MOTOR VEHICLE SAFETY **RESPONSIBILITY ACT: 60-501** Issuance certificate, fraud, effect, 60-487 Judgments, nonpayment of, effect, 60-516 to 60-523 Jury list preparation, 25-1628 Medical review of applicant or licensee, 60-4,118 to 60-4,118.04 Military member's operator's license. 60-4.121 Motor vehicle insurance data base, 60-3,136, 60-3,139 Payment of costs. 60-1515 Motorcycle licenses, 60-4,127, 60-4,128 Motor-voter registration, 32-308, 32-309 National Driver Register, check of employee, 60-483.01 Nonresidents, treatment, 60-488 **Occupant protection systems**, See SEAT BELTS Officers, power to demand license, 60-489

Operating without license, 60-4,107 to 60-4,110, 60-4,186, 60-557, 60-6,197.06 Operator's licenses, applicable to commercial and noncommercial. Application. Applicant identity, Address Confidentiality Act program participant, 60-484, 60-4, 181 Department, may verify documents, 60-484.06 Evidence of lawful status, 60-484.04 Proof of, 60-484 Fraudulent information, license voided or canceled. 60-487 Requirements, 60-484 Social security number, limited uses, 43-3340, 60-484 Cancellation, when, 60-487 Classifications, 60-480 Delivery, 60-4,113 Denial, appeal, 60-4,114 Driving record checks, 60-4,116 Employer check of employee in National Driver Register, fee, 60-483.01 Encoded information. Enumerated, 60-4,117 Storage and use restrictions, 60-4,111.01 Examination. 60-4.113 Expiration, 60-490 Form. 60-4.117 Issuance certificate, 60-4,113 License suspended or revoked, effect, 60-486 Organ and tissue donation information, 60-493 to 60-495 Personal information, disclosure of, 60-483. See also MOTOR VEHICLE RECORDS DISCLOSURE ACT, UNIFORM; 60-2901 Possession required, 60-489 Renewal, 60-484.05, 60-490 Required, when, 60-484

MOTOR VEHICLE OPERATOR'S LICENSE ACT –Cont'd Operator's licenses, applicable to commercial and noncommercial -Cont'd Revocation, suspension, or impoundment of operator's license or permit, this heading Temporary, when issued, 60-484.05 Undercover license, 60-480.01 **Operator's licenses, provisions** applicable only to commercial licenses and permits, Age requirements, 60-4,118.05 Alcoholic liquor prohibitions, 60-4,163 to 60-4,167.02, See also DRUNK DRIVING Application. Certifications required, 60-4,144, 60-4,144.01 Classification, 60-4,138 Violation, penalty, 60-4,141 Conviction of persons possessing, Disclosure requirements, 60-4.147.01 Notice to department, 60-4,159 CLP-commercial learner's permit, 60-4,142, 60-4,143, 60-4,144, 60-4,144.04 Temporary permit, 60-4,144.03 Definitions, 60-4,131 Delivery, 60-4, 149, 60-4, 150 Department of Motor Vehicles, duties, 60-4,144.02, 60-4,153 Disgualification, when, 60-4,168 Federal disgualification, effect, 60-4.168.02 Driver safety course, 60-4,130.04 Employment application, 60-4,161, 60-4.162 Endorsements, 60-4,138 Hazardous materials endorsement, 60-4,147,02 to 60-4,147.06 School bus endorsement, 60-4.139.01 Examination, 60-4,149 Driving skills examination, 60-4.149.02

Law examination, exceptions, waiver, 60-4,149.01 Waiver, when, 60-4,157 Fees, 60-499.01, 60-4,115 Form, 60-4,151 Minor. 60-4.152 Implied consent, 60-4,164 Investigation of applicant, 60-4,153 Issuance, 60-4,148, 60-4,149 Department of Motor Vehicles, duties, 60-4,153, 60-4,154 Notification of national system, 60-4.154 Restrictions, 60-4,143 Rules and regulations, 60-4,155 Licensee, conviction disgualification. duties, 60-4,159 Medical examiner's certificate. requirements, 60-4,144,01, 60-4,144.02 Military personnel, commercial motor vehicle regulations not applicable, 60-4,131.01 Multiple licenses, prohibited, 60-4.140 Nonresidents, Operating privilege, 60-4,139 Violations, notifications required, 60-4,172 Operating a commercial vehicle, Certifications required, 60-4,144.01, 60-4,146 Licensure and permit requirements, 60-4,137, 60-4,139 Texting or handheld mobile telephone use, prohibited, 60-6,179.02 Out-of-service order, violation, 60-4.168.01 Purpose, to implement federal regulations, 60-4,132 RCDL-restricted. Application or examiner's certificate, 60-4,146.01 Classification, 60-4,138 Form, 60-4,151 Qualifications, 60-4,146.01 Term. 60-4.146.01 Violations, penalty, 60-4,146.01

MOTOR VEHICLE OPERATOR'S LICENSE ACT -Cont'd **Operator's licenses, provisions** applicable only to commercial licenses and permits -Cont'd Reciprocity, 60-4,149.01, 60-4,157 Refusal or denial, appeal, 60-4,160 Replacement licenses, 60-4,150 Revocation, Appeal, 60-4,170 Issuance of other licenses, 60-4.171 Reinstatement, 60-4,171 When, 60-4,169 Rules and regulations, 60-4,155 SEP-seasonal permit, 60-4,115, 60-4,146.01, 60-4,151 Surrender of license, 60-4,170 Third-party tester, 60-4,157, 60-4,158 Violations, penalties, 60-4,108, 60-4,141.01, 60-4,146.01, 60-4,170, 60-4,179.02 **Operator's licenses, provisions** applicable only to noncommercial, Form, 60-4,119 Minor, distinct, 60-4,119 Incompetence, effect, 60-4,118 Issuance. Conditions. Age requirements, 60-4,118.05 Physical and mental requirements, 60-4,118 Vision requirements, 60-4,118 Medical review, 60-4,118.01 to 60-4.118.04 Reapplication restriction after three successive test failures, 60-4.114.01 Renewal, 60-4,122 Military active duty, effect, 60-4.121 Organ and tissue donation information, 60-493 to 60-495 Permits. Employment driving permits, 60-4.129. 60-4.130. See also EMPLOYMENT DRIVING PERMITS

Ignition interlock permits, 60-498.01, 60-498.02, 60-4, 118.06 Juveniles, permit holder not eligible for ignition interlock permit, 43-287, 60-4, 120.02, 60-4, 124, 60-4,125,60-4,126 Learners' permits, LPD and LPE, 60 4,123 to 60-4,125, 60-4,144.01 Medical hardship driving permits, 60-4,130.01, 60-4,130.02, See also MEDICAL HARDSHIP DRIVING PERMITS Provisional operator's permit, 60-4,120.01 Seat belt requirements, 60-6,267 School permits, 60-4,124 Seat belt requirements, 60-6,267 SEP-seasonal permit, Application or examiner's certificate, 60-4,146.01 Form, 60-4,151 Qualifications, 60-4,146.01 Term, 60-4,146.01 Violation, penalty, 60-4,146.01 Personal information, disclosure of, 60-483, See also MOTOR VEHICLE RECORDS DISCLOSURE ACT, UNIFORM; 60-2901 Point system, Assessment of points, probation, when, 60-497.01 Bicycles, exempt, 60-4,182 Disregard points, when, 60-4,185 Driver improvement course, 60-4,130, 60-4,188 Court ordered, 60-691 Fee. 60-4.130.05 Minors, 60-4,130.03 Rules and regulations, 60-4,130.05 Ignition interlock device, effect, 60-497.01 Motor vehicle, operation while license revoked, 60-4,186 Employment driving permit exception, 60-4,186 Medical hardship driving permit exception, 60-4,186 Offenses enumerated, 60-4,182 Pardon, no effect, 60-4,187

MOTOR VEHICLE OPERATOR'S LICENSE ACT –Cont'd Point system –Cont'd Probation, assessment of points, when, 60-497.01 Reduction of points, completion of course, 60-4,188 Revocation of license, 60-4,183 to 60-4,186 Employment driving permit exception, 60-4,183 Medical hardship driving permit exception, 60-4,183 Reinstatement fee, 60-499.01 Registration of voters, 32-308, 32-309 Revocation, suspension, or impoundment of operator's license or permit, Accident, when, 60-507 Alcohol violation by minor, 53-181 Appeal, 60-486, 60-4,105, 60-4,106 Commercial drivers' license, 60-4.169.60-4.170 Driving under the influence, 60-498.01 to 60-498.04, 60-6, 196 to 60-6,211.08, See also DRUNK DRIVING Effect, 60-486 Employment driving permit, 60-4,129 Enforcement, 60-496 Evidence, 60-4,104 Juvenile court disposition option for certain juveniles, 43-287 Learner's permit, 60-4,125 Mandatory, when, 60-498 Medical hardship driving permit, 60-4,130.01 Motor vehicle impoundment, restitution. 60-4.110 Nonresidents, 60-4,102, 60-4,103 Operating motor vehicle to avoid arrest. 28-905 Operating without license, 60-4,107 to 60-4,110, 60-4,186, 60-557, 60-6.197.06 Provisional operator's permit, revocation. 60-4.120.02 Ignition interlock permit, not eligible for, 60-4,120.02

Reckless driving, third or subsequent offense, 60-6,218 Reinstatement, Conditions, 60-6,209 Fee, 60-499.01, 60-4,100.01, 60-694.01 Proof of financial responsibility, 60-505.02 Revocation, when authorized, 60-498, 60-499, 60-6,216 to 60-6,218 Support order violation, See LICENSE SUSPENSION ACT: 43-3301 Surrender of license, 60-497 Suspension, when authorized, 60-4.100 Rules and regulations, 60-482, 60-4,130.05 Selective Service System, furnish information to, 60-483 Social security number on applications. Limited uses, enumerated, 60-484 Recorded to aid enforcement of support, 43-3340, 60-484 State identification cards, Acts prohibited, 60-491 Application, 60-484 Address Confidentiality Act program participant, 60-484, 60-4.181 Applicant identity, Address Confidentiality Act program participant, 60-484 Department, may verify documents. 60-484.06 Evidence of lawful status, 60-484.04 Proof of, 60-484 Requirements, 60-484 Social security number, limited uses. 60-484 Cancellation, 60-4,181 Delivery, 60-4,113, 60-4,181 Digital image and signature, 60-484.01, 60-484.02, 60-4,119 Encoded Information, Enumerated, 60-4,117 Storage and use restrictions, 60-4,111.01

MOTOR VEHICLE OPERATOR'S LICENSE ACT –Cont'd State identification cards -Cont'd Examination, 60-4,113 Expiration, 60-490 Fees, 60-4,115 Form, 60-4,117, 60-4,119 Minor, distinct, 60-4,119 Issuance, 60-4,180, 60-4,181 Issuance certificate, 60-4,113 Jury list preparation, 25-1628 Organ and tissue donation information. 60-493 to 60-495 Registration of vote, 32-308, 32-309 Renewal, 60-484.01, 60-484.05, 60-490.60-4.122 Replacement, 60-4,120 Temporary, when issued, 60-484.05 Support order violation, See LICENSE SUSPENSION ACT; 43-3301 Suspension of license, Revocation, suspension, or impoundment of operator's *license or permit*, this heading Traffic regulations, See RULES OF THE ROAD, NEBRASKA; 60-601 Undercover drivers' licenses, 60-480.01 Violations, Conviction or adjudication reports, transmittal to director. 60-497.01 to 60-497.04 Penalties, 60-484.02, 60-4,108, 60-4,111, 60-4,111.01, 60-4,120.02 Revocation, suspension, or impoundment of operator's *license or permit*, this heading Vision requirements, 60-4,118 MOTOR VEHICLE RECORDS DISCLOSURE ACT, UNIFORM See generally PUBLIC RECORDS Act, how cited, 60-2901 Definitions, 60-2904 False statement, penalty, 60-2912 **Federal Driver's Privacy Protection**

Act of 1994, implementation, 60-2902, 60-2903 Fees, 60-2908 Intent, 60-2903

Motor vehicle record, disclosure. authorized purposes, 60-2907, 60-2909.01 Personal information, disclosure, Conditions, 60-2909 Exceptions, 60-2906, 60-2907 Prohibited, when, 60-2905 Resale or redisclosure of information, when, 60-2910 Purpose. 60-2902 Rules and regulations, 60-2911 Sensitive personal information, Disclosure, when, 60-2905 Unlawful disclosure, penalty, 60-2912 MOTOR VEHICLE REGISTRATION See MOTOR VEHICLE REGISTRATION ACT; 60-301 MOTOR VEHICLE REGISTRATION ACT See generally MOTOR VEHICLES Act. Applicability, 60-362, 60-367 How cited, 60-301 Prior law, effect, 60-3,220 Alphanumeric system, 60-370 Application, Collection of taxes and fees, 60-388 Contents, 60-386 Historical license plates, 60-3,130.07 Proof of financial responsibility, 60-387, 60-387.01 Situs, 60-385 Buses. Fees and taxes, 60-3,144 Reciprocity, 60-3,181 Commercial motor vehicle, Gross weight, 60-3,148 Reciprocity, 60-3, 181, 60-3, 182 Violations, 60-3,173 Computer systems, vehicle titling and registration, 60-1505, 60-1515, 60-1516 County number system, 60-370 County treasurers, Appointment of agent, 60-372 Liability exemption, 60-371 Report, 60-391

MOTOR VEHICLE REGISTRATION ACT –Cont'd Definitions, 60-302 to 60-360 Department, Director, powers and duties, 60-3,130.03, 60-3,194, 60-3,205 Duties, 60-3,113, 60-3,136, 60-3,186, 60-3,188, 60-3,190 Powers, 60-361, 60-3,136 Farm trucks. Farmers and ranchers, special permit, 60-3,111 Fees and taxes, 60-3,146 Unauthorized use, 60-3,169 Fees and taxes, Additional fees. 60-3.156 Alternative fuel fee, 60-3,191 Ambulances and hearses, 60-3,152 Apportionable vehicles, 60-3, 197, 60-3,200, 60-3,204 Autocycles, 60-3,143 Basic registration, 60-3,140 to 60-3,142 Buses, 60-3,144 Carnival operator, nonresident, 60-384 Collection, 60-388 Commercial motor vehicles, 60-3.147 Credit for disabled vehicle, 60-396 Definitions, 60-3,184 Duplicate plate or certificate, 60-3,157 No fee if stolen, 60-3,157 Electronic access to registration records, 60-3,161 Electronic payment authorized, 13-609 Exemptions, 60-3, 185, 60-3, 189 Farm trucks, 60-3,146 Farmers and ranchers, special permit, 60-3,111 Fee schedules, 60-3,190 Fleet vehicles, 60-3, 198, 60-3, 202, 60-3,203 Government vehicles, exempt, 60-3,160 Leased motor vehicle, 60-3,143 License plates, 60-3,102

Amateur radio station plates, 60-3,126 Boat dealer trailer plate, 60-379 Dealer or manufacturer plates, 60-3,114 Dealer personal-use plates, 60-3.116 Disabled veterans plates, 60-3,124 Gold Star Family plates, 60-3,122.02 Historical license plates, 60-3,130.02, 60-3,130.06 Nebraska Cornhusker Spirit Plates, 60-3,128 Nebraska 150 Sesquicentennial Plates, 60-3,224 Pearl Harbor plates, 60-3,122 Personalized message plates, 60-3,119, 60-3,121 Prisoner of war plates, 60-3,123 Purple Heart plates, 60-3,125 Special interest motor vehicle license plates, 60-3,135.01 Local trucks, 60-3,110, 60-3,145 Minitruck, registration, 60-383.01 Motor vehicle fee, 60-3,190 Motorcycle, 60-3,153 Name changes, 60-394 Nonresident owner, agricultural use permit, 60-3,112 Nonresident owner, nonreciprocal jurisdiction, 60-3,179 Nonresident owner, thirty-day license plate, 60-382 Notice to owner, 60-3,186 Operation of vehicle by business of equipping, modifying, repairing, or detailing, 60-377 Operation with dealer number plates, 60-374 Operation with repossession plates, 60-375 Passenger motor vehicle, 60-3,143 Payment, Methods authorized, 60-3,158 Returned or not honored, effect, 60-3,222 Records of department, copies or access, 60-3,161 Recreational vehicles, 60-3,151

MOTOR VEHICLE REGISTRATION ACT –Cont'd Fees and taxes -Cont'd Refund or credit. Nonresident, 60-398 Salvage branded certificate of title, 60-397 When, 60-395, 60-396, 60-3,200, 60-3,212 Snowmobiles, 60-3,212, 60-3,213, 60-3,217 Soil and water conservation vehicles, 60-3,149 Stored vehicle, previous fees, effect, 60-3,159 Tax schedules, 60-3,187 Taxicabs, 60-3,154 Trailers. 60-3.151 Transporter plates, 60-378 Truck-tractor and trailer, 60-3,150 Valuation of vehicle, 60-3,188 Well-boring apparatus and wellservicing equipment, 60-3,155 Film vehicles, registration not required, when, 60-366 Financial responsibility, 60-3,167, 60-3,168 Fraud, 60-3,171 Funds, License Plate Cash Fund, 60-3,103 Motor Carrier Division Cash Fund, 60-3,201 Motor Vehicle Fee Fund, 60-3,190 Motor Vehicle Tax Fund, 60-3,202 Nebraska Snowmobile Trail Cash Fund. 60-3.218 Nebraska 150 Sesquicentennial Plate Proceeds Fund, 60-3,225 Spirit Plate Proceeds Fund, 60-3,129 Historical vehicles. Emission controls, exempt, when, 60-3.133 License plates, 60-3,130 to 60-3,130.07 Regular license plates, when, 60-3.134 Safety equipment, condition, 60-3.134 Storage, conditions, 60-3,132 Use, 60-3,131

Violation. 60-3.175 Insurance data base, motor vehicle, 60-3,136 to 60-3,139 Insurance required, 60-3, 167, 60-3.168 International Registration Plan Act, Act, how cited, 60-3,192 Apportionable vehicles, effect, 60-3,196 Director, powers and duties, 60-3,194 Disciplinary actions, 60-3,183 Registration certificate, 60-3,205 Fees. Apportioned, 60-3, 197, 60-3, 200, 60-3.204 License plate, 60-3,203 Registration, 60-3,202 Fleet vehicles. License plate, 60-3,203 Registration, effect, 60-3,198 Trip permit in lieu of registration, 60-3,198 Funds. Motor Carrier Division Cash Fund. 60-3.201 Motor Vehicle Tax Fund, 60-3,202 International Registration Plan adopted, 60-3, 193.01 Purposes, 60-3, 193 Reciprocity agreement, 60-3,199 Rules and regulations, conflict, effect, 60-3, 195 Violations, penalty, 60-3,206 License plates. Amateur radio station, 60-3,126 Dealer or manufacturer, 60-3,114 to 60-3,116 Revoked, when, 60-3,117 Disabled veterans, 60-3,124 Display, 60-399 Gold Star Family, 60-3,122.01, 60-3,122.02 Handicapped or disabled person, 60-3,113 Historical vehicle, 60-3,130 Model-year, 60-3,130.04, 60-3.130.05 International Registration Plan Act, 60-3,203

MOTOR VEHICLE REGISTRATION ACT –Cont'd License plates –Cont'd Issuance, 60-3,100, 60-3,101 Military Honor Plates, 60-3,122.03, 60-3.122.04 Nebraska Cornhusker Spirit Plates, 60-3,127, 60-3,128 Nebraska 150 Sesquicentennial Plates, 60-3,223, 60-3,224 Pearl Harbor, 60-3,122 Personalized message, 60-3,118 to 60-3.121 Political subdivisions, 60-3,105, 60-3,106 Prisoner of war, 60-3,123 Purple Heart, 60-3,125 Special interest motor vehicle license plates, 60-3,135.01 Specialty license plates, Organization, requirements, 60-3.104.02 Procedure, 60-3,104.01 Tax-exempt motor vehicles and trailers, 60-3,107, 60-3,108 Types, 60-3,104 Undercover, 60-3,135 Validation decals, 60-3,101 Well-boring apparatus and wellservicing equipment, 60-3,109 Motor vehicle insurance data base. 60-3,136 to 60-3,139 Nonresident owner, Agricultural use, Permit, 60-3,112 Reciprocity, 60-368 Applicability of act, 60-367 Carnival operator, 60-384 Nonreciprocal jurisdiction, fees, 60-3.179 Reciprocal agreements, effect, 60-3,180 Reciprocity, 60-366, 60-368, 60-3,178, 60-3,179 Refund of taxes and fees, when, 60-398 Registration required, when, 60-366 Recreational vehicle, avoidance of proper registration, penalty, 60-366

Thirty-day license plate, 60-382 Unlawful operation, 60-3,177 Operation of vehicle, Boat dealer trailer plate, 60-379 Business of equipping, modifying, repairing, or detailing, 60-377 Dealer number plates, 60-373, 60-374, 60-381 In Transit sticker, 60-376 Repossession plates, 60-375 Towing of trailers, restrictions, 60-3.221 Transporter plates, 60-378 Without registration, Penalty, 60-3,164 Proof of ownership, 60-365 Parts vehicle, storage, conditions, 60-3.132 Purchase from state or political subdivision, effect, 60-369 Reciprocity, 60-366, 60-368, 60-384, 60-3,178, 60-3,179, 60-3,181 Agreement requirements, 60-3,179 to 60-3,182, 60-3,198 Registration, Canceled or not issued if payment is returned or not honored, procedure, 60-3,222 Combined certificate and receipt for fees. 60-391 International Registration Plan Act, this heading Multiple vehicles, 60-393 Name changes, 60-394 Noncompliance, effect, 60-3,165 Number, 60-389 Presumption, 60-362, 60-380 Records, 60-3,161 Renewal, effect, 60-392 Required, 60-362 Registration certificate, Contents, 60-390 Duty to carry, exception, 60-363 Illegal issuance, revocation, 60-3,162 Rules and regulations, 60-3,136 Snowmobiles, Commission, Game and Parks, duties. 60-3.218 Definitions, 60-3,207

MOTOR VEHICLE REGISTRATION ACT –Cont'd **Snowmobiles** –*Cont'd* Fund, Nebraska Snowmobile Trail Cash, 60-3,218 Political subdivision, licensing and registration of snowmobiles, prohibited, 60-3,215 Registration. Application, 60-3,209 Certificate, procedure, 60-3,211 Exemptions, 60-3,214 Fee, 60-3,210, 60-3,212, 60-3,213, 60-3,217 Prior law, 60-3,220 Reciprocity, 60-3,216 Records, 60-3,219 Required, 60-3,208 Special permit, Farmers and ranchers, 60-3,111 Local truck, 60-3,110 **Task Force, Motor Vehicle** Insurance Data Base, 60-3,136 Titling and registration computer svstem. 60-372 Trailers, towing of, restrictions, 60-3.221 Transfer of ownership, effect, 60-364 Trucks, reciprocity, 60-3,181 Valuation of vehicle, 60-3,188 Veterans license plates, Disabled veterans, 60-3,124 Gold Star Family, 60-3,122.01, 60-3,122.02 Military Honor Plates, 60-3,122.03, 60-3.122.04 Pearl Harbor, 60-3,122 Prisoner of war, 60-3,123 Purple Heart, 60-3,125 Violations, penalties, Commercial motor vehicle, 60-3,173 Farm truck, unauthorized use, 60-3,169 Financial responsibility, 60-3,167, 60-3.168 Fraud, 60-3,171 Generally, 60-3, 166, 60-3, 170 Historical vehicles, 60-3,175 Incorrect county, 60-3,172

Special interest motor vehicle license plates, 60-3,135.01 Undercover plates, 60-3,176 Well-boring apparatus and wellservicing equipment, violation, 60-3.174 Well-boring apparatus and wellservicing equipment, License plates, 60-3,109 Violation, 60-3,174 MOTOR VEHICLE SAFETY **RESPONSIBILITY ACT** See generally INSURANCE Abstracts, 60-504 Accident reports, 60-506.01, 60-695, 60-696, 60-699 to 60-6,107, See also RULES OF THE ROAD, NFBRASKA Accidents. Lack of license or registration, effect, 60-512 Proof of financial responsibility or security deposit, required, when, 60-507 to 60-511, 60-513, 60-514 Reports. Furnish to insurance company, 60-506.01 Required, 60-695, 60-696, 60-699 to 60-6,107, See also RULES OF THE ROAD, NEBRASKA Suspension of license, when, 60-507 to 60-511 Nonresidents, 60-512 Act. Administration, 60-502 Applicability, 60-561 How cited, 60-569 How construed, 60-565 to 60-568 Appeal, 60-503 Applicability, 60-561 Bond, requirements, 60-547, 60-548 Cash deposits, requirements, 60-549 to 60-550.01 Definitions. 60-501, 60-533 Evidence, admissibility, 60-504, 60-515 Fees, reinstatement of license or registration, 60-505.02

MOTOR VEHICLE SAFETY **RESPONSIBILITY ACT** –Cont'd Forgery, penalty, 60-559 Handicapped or disabled person parking, See also PARKING AND PARKING LOTS License plates, 60-3,113 Parking permit, electronic system issuance, 60-3,113 to 60-3.113.08 Rules and regulations, 60-3,113.08 Insurance. Applicability of sections, 60-545, 60-546 Binder, 60-543 Cancellation, procedure, 60-544 Carrier, unauthorized, 60-532 Contents, 60-534 Coverage. Permissive provisions, 60-539, 60-540 Required, 60-535 to 60-538, 60-542 Defined. 60-533 Policy, motor vehicle liability. Cancellation, notice, 60-544 Contents, 60-534 Defined, 60-533 Limits, 60-509, 60-534 Prorating, 60-541 Self-insurer requirements, 60-562 to 60-564 Uninsured and underinsured motorist, See UNINSURED AND UNDERINSURED MOTORIST **INSURANCE COVERAGE ACT; 44-**6401 Judgments, Installment payments, 60-521 to 60-523 Nonpayment, effect, 60-516 to 60-523 License. Failure to surrender license, 60-556 Penalty, 60-558 Nonresidents, 60-512 Suspension or revocation, Accident, 60-507 to 60-511 Conviction, record of, 60-524 to 60-527

Operate without license or registration, 60-512 Operating motor vehicle without license or registration, 60-557 Proof of financial responsibility, 60-528 to 60-532 Additional proof required, 60-553 Bond, 60-547, 60-548 Cash deposits, 60-549 to 60-550.01 Insurance, 60-533 to 60-546 Owner, provide proof, 60-551 Reinstatement of license or registration, requirements, 60-505.02 Self-insurer requirements, 60-562 to 60-564 Substitution, 60-552 to 60-554 Vehicle registration, 60-3,167, 60-3.168 Waiver, when, 60-554 Reinstatement of license or registration, requirements, 60-505.02 Reports, accident, 60-506.01, 60-695, 60-696, 60-699 to 60-6,107, See also RULES OF THE ROAD, NEBRASKA Security, requirements, 60-513, 60-514 Self-insurer requirements, 60-562 to 60-564 Surrender of license or registration, failure, effect, 60-556. 60-558 Suspension or revocation, Accident. 60-507 to 60-511 Conviction, record of, 60-524 to 60-527 Failure to surrender license, 60-556 Penalty, 60-558 Transfer of registration, prohibited when. 60-555 Vehicles exempt, 60-561 Violations, 60-555 to 60-559 Conviction or adjudication reports, transmittal to director, 60-497.01 to 60-497.04

MOTOR VEHICLE SAFETY RESPONSIBILITY ACT –Cont'd

Violations –*Cont'd* Handicapped or disabled person parking permit, 18-1737, 18-1741.02, 18-1741.05, 60-3,113.06, 60-3,113.07 Penalty, 60-560

MOTOR VEHICLE SERVICE CONTRACT REIMBURSEMENT INSURANCE ACT

See generally MOTOR VEHICLES Act, how cited, 44-3520 Cease and desist order, 44-3524 Contract, requirements, 44-3522 Definitions, 44-3521 Exemptions, 44-3526 Injunctions, 44-3524 Reimbursement insurance requirements, 44-3523 Rules and regulations, 44-3525

MOTOR VEHICLES

See generally TRANSPORTATION Abandoned vehicles, County regulation authorized, 23-187 Custody of, 60-1904 Law enforcement agencies, powers and duties, 60-1903.01 Procedures, 60-1901 to 60-1911 Recreation area, penalty, 2-3298 Sale of, 60-1905 Abstracts of operating record, 60-483, 60-504 Transmitted to Director of Motor Vehicles, 28-416, 60-497.01 to 60-497.04 Accidents and accident reports, See also PROPERTY DAMAGE; RULES OF THE ROAD, NEBRASKA; 60-601 Proof of financial responsibility, See MOTOR VEHICLE SAFETY **RESPONSIBILITY ACT; 60-501** Requirements, 60-506.01, 60-695, 60-696, 60-699 to 60-6,107 Wildlife, killed on highway, disposal, 37-530

Air bags, See SEAT BELTS

Air conditioning system, use of liquefied petroleum gas prohibited, 28-1253 Airplanes, See AIRPLANES Alcohol, Liquor, this heading All-terrain vehicles, 60-6,355 to 60-6,362, See also ALL-TERRAIN AND UTILITY-TYPE VEHICLES AND **MINIBIKES** Anatomical gifts, Organ and tissue donation information. this heading Auction, requirements, 60-1417.01, 60-1417.02 Autocycles, Certificate of title, See MOTOR VEHICLE CERTIFICATE OF TITLE ACT: 60-101 License plates, issuance, 60-3,100 Proof of financial responsibility, See MOTOR VEHICLE SAFETY **RESPONSIBILITY ACT; 60-501** Registration requirements, See MOTOR VEHICLE REGISTRATION ACT; 60-301 Automobile graveyard, defined, 39-2602 Automobiles, Defective, 60-2701 to 60-2709, See also LEMON LAW Traffic regulations, See RULES OF THE ROAD, NEBRASKA; 60-601 **Brakes,** See RULES OF THE ROAD, NEBRASKA; 60-601 Bridges, See BRIDGES **Buses.** See BUSES Cabin trailers, See CABIN TRAILERS Camper units, permit requirements. 60-1801 to 60-1808. See also CAMPERS AND CAMPING Car pooling, 60-2501 to 60-2508, See also RIDE SHARING Certificate of title, See also MOTOR VEHICLE CERTIFICATE OF TITLE ACT: 60-101 Abandoned vehicle, 60-1902 Automation. 60-1505. 60-1515 Negligent execution of, actionable claim, 13-910, 82-8,219

Certificate of title -Cont'd Personal information, disclosure of, See MOTOR VEHICLE RECORDS DISCLOSURE ACT, UNIFORM; 60-2901 Transfer on death. 30-2715.01 Vehicle titling and registration computer system, 60-1505, 60-1515 Certificates. Motorcycle safety instructors, 60-2127 Motorcycle trainers, 60-2129 Children, Child seats and seat belts. requirements, 60-6,265 to 60-6.273, 71-1907, See also SEAT BELTS Riding in pickup bed or other nonpassenger areas prohibited, 60-6,267, 60-6,268 Counties. Purchase of motor vehicles, See COUNTY PURCHASING ACT; 23-3101 Regulation authorized, 23-187 Court records, certain abstracts transmitted to Director of Motor Vehicles, 28-416, 60-497.01 to 60-497.04 Crimes and offenses, See CRIMES AND OFFENSES Dealers, Boat dealer, plates, 60-379 Franchises, See MOTOR VEHICLE INDUSTRY REGULATION ACT; 60-1401 Wrecker or salvage, 60-2601 to 60-2607 Defective, recourse, 60-2701 to 60-2709, See also LEMON LAW Department, See MOTOR VEHICLES, DEPARTMENT OF Dimensions of motor vehicles, 60-6,288 to 60-6,291, See also RULES OF THE ROAD, NEBRASKA Disabled persons, Civil rights, 20-127

MOTOR VEHICLES -Cont'd

also MEDICAL HARDSHIP DRIVING PERMITS Parking permit, 60-3,113 to 60-3,113.08, See also PARKING AND PARKING LOTS Purchase of, sales and use tax exemption, 77-2704.21 Donation to charitable organization by certain political subdivisions, conditions, 13-329 Drivers' licenses, See DRIVERS' LICENSES Driver's manual, publication, 60-481 Driving under the influence, See DRUNK DRIVING Emissions, 60-6,286, 60-6,363 to 60-6,374, See also RULES OF THE ROAD, NEBRASKA Employment driving permits, 60-4,129, 60-4,130, See also EMPLOYMENT DRIVING PERMITS Equipment, traffic regulations, See RULES OF THE ROAD, NEBRASKA; 60-601 Farm labor contracting, vehicle information to Department of Labor, 48-1704 Fees. Taxation and fees, this heading

Electric personal assistive mobility

device, street and road use, 60-

618.02, 60-6,375 to 60-6,377 Medical hardship driving permits, 60-

4,130.01, 60-4,130.02, See

Financial responsibility, 60-524 to 60-531, See also MOTOR VEHICLE SAFETY RESPONSIBILITY ACT

Financing of, waiver of payments upon loss or destruction of vehicle, See GUARANTEED ASSET PROTECTION WAIVER ACT; 45-1101 Fire safety, See FIRE SAFETY

Forms furnished by Department of Motor Vehicles, See MOTOR VEHICLES, DEPARTMENT OF Franchises, See MOTOR VEHICLE INDUSTRY REGULATION ACT; 60-1401

MOTOR VEHICLES –Cont'd Fuels. Rebate for clean-burning motor vehicle fuel property, See CLEAN-BURNING MOTOR FUEL DEVELOPMENT ACT, NEBRASKA; 66-201 Taxes, See MOTOR FUEL TAXES Types, See MOTOR FUELS Golf car vehicles, 60-6,381, See also GOLF CAR VEHICLES Government employees, use by, state fleet card program, 60-3101, 60-3102 Height regulations, 60-6,289, See also RULES OF THE ROAD, NEBRASKA Helmet requirements, 60-6,278 to 60-6.282 High-speed chases, See PURSUIT Highways and roads, See HIGHWAYS AND ROADS Historical vehicles, Certificate of title, 60-142 to 60-142.02. See also MOTOR VEHICLE CERTIFICATE OF TITLE ACT Registration and licensing, 60-3,130 to 60-3,134, See also MOTOR VEHICLE REGISTRATION ACT Homicide, motor vehicle, penalty, 28-306, 28-394 Not eligible for probation or suspended sentence, 60-6,197.09 Horn, 60-6,285, See also RULES OF THE ROAD, NEBRASKA Hunting, Illegal to hunt from motor vehicle, 37-516 to 37-521 Spotlight on motor vehicle, 37-514 Ignition interlock devices, See DRUNK DRIVING Implied consent, See DRUNK DRIVING **Insurance**, See INSURANCE Vehicle loan, waiver upon loss or destruction of vehicle, See GUARANTEED ASSET PROTECTION WAIVER ACT: 45-1101

Joyriding, prohibited, 28-516

Junkvards. See JUNK Jury list, names of licensed motor vehicle operators available to jury commissioner, 25-1628 Law enforcement, See LAW ENFORCEMENT Leased trucks, joint liability, 25-21,239 Lemon Law, 60-2701 to 60-2709, See also LEMON LAW Length, 60-6,290, See also RULES OF THE ROAD, NEBRASKA Liability when operating a motor vehicle. Law enforcement, 13-911, 81-8.215.01 Leased trucks, joint liability, 25-21.239 Local monitoring committee member, 81-15,101.01 Not-for-profit organization member, 25-21.192 Volunteer fire department member, 35-107 License plates, See MOTOR VEHICLE **REGISTRATION ACT: 60-301** Liens, See also MOTOR VEHICLE CERTIFICATE OF TITLE ACT: 60-101 Artisan's liens for repairs, requirements, 52-201 to 52-204. 52-2201 Lights, See RULES OF THE ROAD, NEBRASKA; 60-601 Liquor. Consumption or open container within motor vehicle, prohibited, 60-6,211.08 Limousine or bus exception, 53-186.01, 60-6,211.08 Driving under the influence, See DRUNK DRIVING Regulations, See LIQUOR CONTROL ACT, NEBRASKA; 53-101 Restriction on sales to persons within a motor vehicle or minors, 53-178.01, 53-180.02 Restriction on transportation, 53-180.02 Loads, See RULES OF THE ROAD, NEBRASKA; 60-601

MOTOR VEHICLES -Cont'd Locks and keys, acts prohibited, 28-1315, 28-1316 Low-speed vehicle. Certificate of title, 60-137, 60-142.08 County regulation authorized, 23-187 Defined, 60-119.01, 60-336.01, 60-628.01 License plates, issuance, 60-3,100 Motor Vehicle Operator's License Act applicable to driver, 60-471 Motor Vehicle Safety Responsibility Act applicable, 60-501 Registration fee, 60-383.02 Regulations, 60-6,380, See also RULES OF THE ROAD, NEBRASKA Manufacturers and manufacturing, Franchises, See MOTOR VEHICLE INDUSTRY REGULATION ACT; 60-1401 *Warranty*, this heading Medical hardship driving permits, 60-4,130.01, 60-4,130.02, See also MEDICAL HARDSHIP DRIVING PERMITS Mileage allowance, rate of, County officers and employees, Amount, 23-1112, 23-1112.01 Sheriff, 33-117 State officers and employees, 81-1176 Minibikes, 60-6,347 to 60-6,353, See also ALL-TERRAIN AND UTILITY-TYPE VEHICLES AND MINIBIKES Minitrucks. Certificate of title required, See MOTOR VEHICLE CERTIFICATE OF TITLE ACT; 60-101 Farm permit allows operation of, 60-4.126 License plates, issuance, 60-3,100 Proof of financial responsibility required, See MOTOR VEHICLE SAFETY RESPONSIBILITY ACT: 60-501 Registration required, See MOTOR VEHICLE REGISTRATION ACT; 60-301 Restrictions on use, 60-6,379

Mobile homes. See MOBILE HOMES AND MOBILE HOME PARKS Mopeds, 60-6,309 to 60-6,313, See also MOPEDS Motel, defined, 41-203 Motor carriers, See MOTOR CARRIERS Motor club services, See MOTOR CLUB SERVICES ACT; 44-3701 Motor fuel taxes. See MOTOR FUEL TAXES Motor fuels, See MOTOR FUELS Motor vehicle homicide, penalty, 28-306, 28-394 Not eligible for probation or suspended sentence, 60-6.197.09 Motor vehicle industry licensing, See MOTOR VEHICLE INDUSTRY **REGULATION ACT: 60-1401** Motor vehicle stop by law enforcement, racial profiling, prohibited, 20-501 to 20-506, See also RACIAL PROFILING Motorcycles, See MOTORCYCLES Safety education, See MOTORCYCLE SAFETY EDUCATION ACT; 60-2120 Sale by commercial dealer, See MOTOR VEHICLE INDUSTRY **REGULATION ACT; 60-1401** Nitrous oxide, use in motor vehicle prohibited, 60-6,287.01 Noise, 60-6,286, 60-6,363 to 60-6,374, See also RULES OF THE ROAD. NEBRASKA Occupant protection systems, 60-6,265 to 60-6,273, See also SEAT BELTS Offenses, See also CRIMES AND OFFENSES Venue of motor vehicle offenses. 28-511.02, 29-1301.02 Off-road vehicles. All-terrain vehicles, 60-6,355 to 60-6,362, See also ALL-TERRAIN AND UTILITY-TYPE VEHICLES AND MINIBIKES Golf car vehicles, 60-6,381, See also GOLF CAR VEHICLES

MOTOR VEHICLES –Cont'd Off-road vehicles -Cont'd Minibikes, 60-6,347 to 60-6,353, See also ALL-TERRAIN AND UTILITY-TYPE VEHICLES AND MINIBIKES Snowmobiles, 60-6,320, 60-6,334 to 60-6,346, See also SNOWMOBILES Utility-type vehicles, 60-6,355 to 60-6,362, See also ALL-TERRAIN AND UTILITY-TYPE VEHICLES AND MINIBIKES **Operators' licenses and permits,** See DRIVERS' LICENSES Organ and tissue donation information, 60-484, 60-493 to 60-495 Parking and parking lots, See PARKING AND PARKING LOTS Parking meters, See PARKING METERS Parks, entry permits, state parks, 37-434 to 37-446 Permits. Camper permit, duties, 60-1804 Employment driving permits, See EMPLOYMENT DRIVING PERMITS Entry permits, state parks, 37-434 to 37-446 Franchises, See MOTOR VEHICLE INDUSTRY REGULATION ACT; 60-1401 Handicapped or disabled person parking permit, 60-3,113 to 60-3.113.08. See also PARKING AND PARKING LOTS Medical hardship driving permits, See MEDICAL HARDSHIP DRIVING PERMITS Motor carriers, See MOTOR CARRIERS Oversize livestock forage vehicle, duties, 60-6,305 School bus operator, 79-608 SEP-seasonal permit, agricultural use, 60-4,146.01, 60-4,148, 60-4.151 Trucks, See MOTOR CARRIERS

Point system, 60-4,182 to 60-4,186, See also MOTOR VEHICLE **OPERATOR'S LICENSE ACT** Propelled vehicle, unauthorized **use**, 28-516 Pursuit by law enforcement officers, See PURSUIT Radar, See RADAR Records, disclosure of, See MOTOR VEHICLE RECORDS DISCLOSURE ACT, UNIFORM; 60-2901 **Registration requirements.** See MOTOR VEHICLE REGISTRATION ACT; 60-301 Rental company, Fee on rental contract, 77-4501 Limited insurance producers license for sale of related insurance. 44-4067 Sales and use tax, 77-2703 Resisting arrest, operating motor vehicle to avoid arrest, penalty. 28-905 Restraint system, inflatable, See SEAT BELTS Ride sharing, 60-2501 to 60-2508, See also RIDE SHARING Rules, traffic regulations, See RULES OF THE ROAD, NEBRASKA; 60-601 Safety glass, requirements, 60-6,262 to 60-6,264 Sale of, Commercial sales, dealer's license required, See MOTOR VEHICLE INDUSTRY REGULATION ACT; 60-1401 Installment sales, See INSTALLMENT SALES ACT, NEBRASKA; 45-334 Out-of-state sale, requirements, 60-1417 to 60-1418 Sales tax. Taxation and fees, this heading Salvage certificate of title, See MOTOR VEHICLE CERTIFICATE OF TITLE ACT; 60-101 Salvage dealers, Certificate of title, exception, 60-2603 Definitions, 60-2601

MOTOR VEHICLES –Cont'd Salvage dealers -Cont'd Peace officer, duties, 60-2608 Records, 60-2602, 60-2604 to 60-2607 Rotating or flashing lights, 60-6,232 to 60-6.234 School transportation, See SCHOOL TRANSPORTATION Seat belts and child seats. requirements, 60-6,265 to 60-6,273, 71-1907, See also SEAT BELTS Service contracts, See MOTOR VEHICLE SERVICE CONTRACT REIMBURSEMENT INSURANCE ACT; 44-3520 Slow-moving vehicles, emblems, 60-6,241, 60-6,242 Smoke emissions, 60-6,286, 60-6,363 to 60-6,374, See also RULES OF THE ROAD. NEBRASKA **Snowmobiles,** 60-6,320, 60-6,334 to 60-6.346. See also SNOWMOBILES Speed limits. 60-6.185 to 60-6.190. See also RULES OF THE ROAD, NEBRASKA State-owned motor vehicles, See STATE GOVERNMENT Stolen motor vehicles, Joyriding, unauthorized use of propelled vehicle, 28-516 Theft by unlawful taking, 28-511 Venue, 28-511.02 Studded tires, 60-6,250 Taxation and fees. Certificate of title. See MOTOR VEHICLE CERTIFICATE OF TITLE ACT; 60-101 Classification, separate, authorized, Article VIII, section 1, Constitution of Nebraska Local motor vehicle fee, authorized. 14-109, 15-207, 18-1214 Motor fuel taxes, See MOTOR FUEL TAXES Motor vehicle fee, 14-109 Payment, electronic payment authorized, 13-609

Registration. See MOTOR VEHICLE **REGISTRATION ACT; 60-301** Sales and use tax, See also SALES AND USE TAX Payment, when, 77-2703 Rental or lease, 77-2703 Theft of vehicle, 28-511 Joyriding, 28-516 Propelled vehicle, unauthorized use, 28-516 Thieves, rewards for capture and conviction of. 29-415 Venue, 28-511.02 Tinting and sunscreening, 60-6,257 to 60-6,259, See also RULES OF THE ROAD. NEBRASKA Tires, requirements, 60-6,249 to 60-6,252, See also TIRES Title. certificate of. Certificate of title, this heading Towing, Chains, 60-6,246 Connections, 60-6,284 Light, flashing or rotating, authorized, 60-6.232 Motor club service, 44-3707 Parking lot, restricted, regulations, 60-2401 to 60-2411, See also PARKING AND PARKING LOTS Removal of vehicle, 60-6,165 Damaged, duties, 39-311 Traffic regulations, See RULES OF THE ROAD, NEBRASKA; 60-601 Trailers, See TRAILERS **Trucks**, See TRUCKS Unattended motor vehicle, 60-6,168 Undercover drivers' licenses, 60-480.01 Utility-type vehicles, 60-6,355 to 60-6,362, See also ALL-TERRAIN AND UTILITY-TYPE VEHICLES AND MINIBIKES Venue for offenses, 28-511.02, 29-1301.02 Warranty, Franchisor or franchisee, duties, 60-1423, 60-1434 Lemon Law, 60-2701 to 60-2709, See also | FMON | AW

MOTOR VEHICLES –Cont'd Warranty –Cont'd Manufacturer or distributor, warranty

obligation, 60-1438 Out-of-state sale, 60-1417

Weighing stations, 60-1301 to 60-1309, See also WEIGHING STATIONS

Weighing of vehicle, refusal to stop, 60-6,303, 60-1308

Weight, 60-6,294 to 60-6,301, 60-1307, See also RULES OF THE ROAD, NEBRASKA

Width, 60-6,288, See also RULES OF THE ROAD, NEBRASKA

Windshields, wipers, and windows, Requirements, 60-6,255 to 60-

6,264, See also RULES OF THE ROAD, NEBRASKA

Tinting and sunscreening, 60-6,257 to 60-6,259, *See also* RULES OF THE ROAD, NEBRASKA

Wreckers,

Salvage dealers, this heading

MOTOR VEHICLES, DEPARTMENT OF

See generally STATE GOVERNMENT Actions between agencies, costs, 25-1808, 25-1809 Authority to employ personnel, 60-1503 Business hours, 81-113 Collection agency, contracts authorized, 45-623 Compensation, 81-103, 81-117 to 81-117.02 **Contested cases**, 84-917 to 84-919, See also ADMINISTRATIVE PROCEDURE ACT Contracts, See STATE GOVERNMENT Created, 81-101 Deputies, appointment, 81-107 Director. Appointment, 81-102 Bond or insurance, 60-1502, 81-111 Compensation, 81-103, 81-117 to 81-117.02 Oath. 60-1502. 81-110 Qualifications, 60-1501

Restrictions on office holding or employment, 81-108

Rules,

Department administration, 81-112 Publication, 60-481

Term, 81-109

Division of Motor Carrier Services, 75-385, 75-386

Duties,

- International Fuel Tax Agreement Act, 66-1401
- International Registration Plan Act, 60-3,192 Motor Vehicle Certificate of Title

Act, 60-101 Motor Vehicle Operator's License Act, 60-462

Motor Vehicle Records Disclosure Act, Uniform, 60-2901

- Motor Vehicle Registration Act, 60-301
- Motor Vehicle Safety Responsibility Act, 60-569
- Motorcycle Safety Education Act, 60-2120

Provide operator's license information to Department of Revenue, 77-362.02

Public education campaign, 60-6,197.10

- Rules of the Road, Nebraska, 60-601
- State fleet card program, 60-3101, 60-3102

Eminent domain, See EMINENT DOMAIN

Displaced persons, See RELOCATION ASSISTANCE ACT; 76-1214

Employees, See also STATE OFFICERS AND EMPLOYEES

Technical advisors, 60-1503

Forms, motor vehicle, furnished by, Accident report, 60-699 Camper validation decal, 60-1804 Employment driving permit form, 60-4,130 Judgment creditor consent, 60-518 Medical hardship driving permit form, 60-4,130.02

MOTOR VEHICLES, DEPARTMENT **OF** –*Cont'd* Forms, motor vehicle, furnished by -Cont'd Motorcycle safety instructor certificate. 60-2127 Motorcycle trainer certificate, 60-2129 Motor-voter application, 32-308, 32-309 Operator's license and state identification card application, 60-484 Snowmobile safety certificate, 60-6,341 Waiver of driving skills examination, 60-4,157 Funds. Department of Motor Vehicles Cash Fund, 60-1513 Department of Motor Vehicles Ignition Interlock Fund, 60-6,211.05 Expenditure, 81-104 Petty cash fund, 81-104.01 Receipts, treatment, 81-118 Vehicle Title and Registration System Replacement and Maintenance Cash Fund, 60-1505 Investigatory powers, 81-119 Legal actions and proceedings, interagency, costs, 25-1808, 25-1809 Mailing requirements, Central mailing room, 81-164 to 81-171 Electronic postmark, 86-644 Meetings, open, See OPEN MEETINGS ACT; 84-1407 Mileage, reimbursement, 81-1176 Motor Carrier Services, Division of, 75-385, 75-386, 75-389 Rules and regulations, 75-389 Nepotism, prohibited, 49-1499.07 Pardons, procedure, 60-6,209, 83-1,127,83-1,127.02,83-1,129 Payments by electronic payment authorized, 81-118.01

Powers, managerial, 81-112, 81-1311 Public records, Access, 84-712 to 84-712.09, See also PUBLIC RECORDS Settled claims, requirements, 84-713 Purchase of goods and services, payment for, See PROMPT PAYMENT ACT; 81-2401 Receipts, treatment, 81-118 Records, Access, 29-3521, 84-712 to 84-712.09 Public, 29-3521 Public records, this heading Traffic offense records, 29-3521 Use as evidence, 60-1504 **Recycling program**, See STATE GOVERNMENT RECYCLING MANAGEMENT ACT; 81-1183 Regulation of. Motor carriers, See MOTOR CARRIERS Motor vehicles, See MOTOR VEHICLES Requisitions, procedure, 81-159 Rulemaking, See ADMINISTRATIVE PROCEDURE ACT; 84-901; NEGOTIATED RULEMAKING ACT; 84-921 Rules and regulations, 81-112 Seal, 60-1504, 81-114 Securities, requirements for safekeeping, 81-120 Subpoena power, civil investigations, 81-119 Surplus property sale, procedure, 81-161.04 Volunteers, payments authorized, 81-1182.01 **MOTORBOATS** See BOATS MOTORCYCLE SAFETY EDUCATION ACT

See generally MOTOR VEHICLES Act, how cited, 60-2120 Courses, Application for certification, fee, 60-2126

MOTORCYCLE SAFETY EDUCATION ACT –Cont'd **Courses** –*Cont'd* Approval by director, procedure, 60-2126 Audits for compliance, 60-2126 Certified motorcycle safety instructor required, 60-2126 Course requirements, 60-2125 Disciplinary actions, 60-2131 Definitions, 60-2121 Fund, Motorcycle Safety Education, eliminated, 60-2132.01 Motorcycle safety instructor, Certificate, Reciprocity, 60-2127 Renewal, 60-2130 Requirements, 60-2127 Disciplinary actions, 60-2131 Preparation course, 60-2128 Motorcycle trainer, Certificate. Reciprocity, 60-2129 Renewal, 60-2130 Requirements, 60-2129 Disciplinary actions, 60-2131 Rules and regulations, 60-2139 MOTORCYCLES See generally MOTOR VEHICLES

Acts prohibited, Attaching motorcycle to vehicle, 60-6.308 On highways, 60-6,308 **Dealers,** See MOTOR VEHICLES Equipment, Brakes, 60-6,244, 60-6,245 Footrest and handlebars, 60-6,307 Helmets, 60-6,278 to 60-6,282 Lights, 60-6,219, 60-6,226 Windshield, 60-6,263 Financing of, waiver of payments upon loss or destruction of vehicle, See GUARANTEED ASSET PROTECTION WAIVER ACT; 45-1101 Helmets, 60-6,278 to 60-6,282 Joyriding, 28-516

License, operator's, 60-4,127, 60-4,128, See also MOTOR VEHICLE **OPERATOR'S LICENSE ACT** Minibikes, 60-6,347 to 60-6,353, See also ALL-TERRAIN AND UTILITY-TYPE VEHICLES AND MINIBIKES Mopeds, See MOPEDS Propelled vehicle, unauthorized **use**, 28-516 Registration, requirements, See MOTOR VEHICLE REGISTRATION ACT: 60-301 Safety education, See MOTORCYCLE SAFETY EDUCATION ACT; 60-2120 Taxation, See MOTOR VEHICLES Traffic regulations, See also RULES OF THE ROAD, NEBRASKA; 60-601 Applicable, 60-6,306 to 60-6,308 Penalty, 60-689 **MOVIES**

See generally ENTERTAINMENT Business incentives for production of, 18-2739, See also LOCAL OPTION MUNICIPAL ECONOMIC DEVELOPMENT ACT Child labor, 48-301 to 48-313 Film contracts, 36-211, 36-212, See also STATUTE OF FRAUDS Rental agreements, requirements, 36-211, 36-212

Victim's Compensation Fund, payments for movie, 81-1836

MUD

See METROPOLITAN UTILITIES DISTRICT

MULTICULTURAL EDUCATION PROGRAM

See generally ELEMENTARY AND SECONDARY EDUCATION Accreditation, lose when, 79-721

Curriculum, incorporation of program into, 79-720, See also SCHOOL CURRICULUM

Department, duties, 79-720, 79-721 Evaluation of program, report, 79-722

Evidence of program, report, 79-721

PROGRAM –Cont'd Multicultural education, defined, 79-719 Rules and regulations, 79-723 School districts, duties, 79-721 Testing, prohibited, 79-722 MULTIPLE EMPLOYER WELFARE ARRANGEMENT ACT See generally HEALTH CARE PLANS Act. Applicability, 44-7617 How cited, 44-7601 How construed, 44-7616 Assessments authorized, 44-7610 Association, requirements, 44-7606 Board of trustees, duties, 44-7608 Certificate of compliance, 44-7613 Certificate of registration, Denial, appeal, 44-7605 Procedure, 44-7605 Coverage notification, 44-7612 Definitions. 44-7603 **Disciplinary actions**, grounds, 44-7614 Financial statement, annual, 44-7613 Health benefit plan, restrictions, 44-7604 Insurance laws of state, not **applicable**, 44-7616 Intent, 44-7602 Rules and regulations, 44-7615 Stop-loss insurance policy, requirements. 44-7609 Termination of participation, liability, 44-7611 Trust required, when, 44-7607 MUNICIPAL AIR CONDITIONING AIR DISTRIBUTION BOARDS See generally PROFESSIONS AND OCCUPATIONS Board, Compensation, 18-2304 Duties, 18-2302 Meetings, 18-2305 Membership, 18-2302 Officers, 18-2303

MULTICULTURAL EDUCATION

Plans and specifications, 18-2306 Rules and regulations, 18-2305, 18-2306 Terms, 18-2304 Contractor, Bond, 18-2309 Certificate of competency, Fees, 18-2313 Renewal, 18-2310 Required, 18-2307, 18-2312 Revocation, 18-2311 Term. 18-2311 Definitions. 18-2301 Enforcement, 18-2314 **Exemptions**, 18-2308 **Inspection**, 18-2314 Violations, penalty, 18-2315

MUNICIPAL AND RURAL DOMESTIC **GROUND WATER TRANSFERS** PERMIT ACT See generally PUBLIC WATER SYSTEM Act, how cited, 46-650 Appeal, 46-646 Application for permit, 46-639 **Conditions**, 46-642 Damages, 46-647 Definitions, 46-638, 46-706 Duration of permit, 46-644 Eminent domain, construction of sections. 46-647 Hearing, 46-640, 46-641 Modification or revocation of permit, 46-644 Notice of application, 46-640 Permit, issuance to public water supplier, 46-638, 46-645 Priorities and preferences, 46-642, 46-648 Recharging reservoirs, permit for, 46-645 Rules and regulations, 46-649 MUNICIPAL AUDITING LAW, **NEBRASKA** See generally PUBLIC RECORDS

Audit, Contents, 19-2904 Expenses, 19-2909 Failure, effect, 19-2907, 19-2908

MUNICIPAL AUDITING LAW, NEBRASKA – Cont'd Audit –Cont'd Report, 19-2905 Required, when, 19-2903 Definitions, 19-2902 Disclosure, prohibited, 19-2906 Illegal acts, reporting, 19-2905, 19-2906 Law, how cited, 19-2901 **Records**, 19-2905 Violations, penalty, 19-2906 MUNICIPAL COOPERATIVE **FINANCING ACT** See generally UTILITIES Act. How cited, 18-2401 How construed, 18-2482, 18-2484 Agency, Construction and other contracts, 18-2442 to 18-2445 Creation, 18-2419 Dissolution, 18-2439 Duties. 18-2440 Funds, how expended, 18-2446 Joint projects, authorized, 18-2449 Municipality, withdrawal, 18-2439 Powers, 18-2440, 18-2441 Property, tax exempt, when, 18-2480 Sale, excess capacity, 18-2449 Taxing power, denied, 18-2440 Appeal, procedure, 18-2432 Arbitration, provisions applicable, 18-2485 Audit requirements, 18-2451 Board. Contest action of, statute of limitation, 18-2478 Directors. Appointment, 18-2420 Compensation, 18-2435 Vacancy, 18-2435 Votes, number authorized, 18-2436 Meetings, 18-2436 Open Meetings Act, applicable, 18-2436 Officers and employees, 18-2437 Publications, 18-2476 to 18-2478

Bonds. Agency powers, 18-2470 Amounts, 18-2465 Applicability of sections, 18-2475 Bondholders' rights, 18-2483 Enforcement of security interest, See GOVERNMENTAL UNIT SECURITY INTEREST ACT, NEBRASKA; 10-1101 Form, 18-2467 Investment, authorized as, 18-2479 Issuance authorized, 18-2464 Judicial proceeding, not required, 18-2463 Liability of issuer, 18-2466 Negotiable, 18-2468 Notice of issue, publish, 18-2477 Refunding bonds. Applicability of sections, 18-2474 Authorized, 18-2471 Exchange for outstanding obligations, 18-2472 Surplus funds, how used, 18-2473 Sale, 18-2468 Signatures, validity, 18-2469 Statute of limitation, 18-2478 Tax exempt, 18-2480 Budget requirements, 13-516 Nebraska Budget Act, not applicable, 13-502 Contracts, construction and other. Bids, sealed, when, 18-2442, 18-2443 Bids, sealed, when, exceptions, 18-2442, 18-2445 Contractor's bond, 18-2445 Impairment, pledge of state, 18-2483 Letting considerations, 18-2444 Definitions, 18-2403 to 18-2418 Foreign laws, applicability, 18-2481 Intent, 18-2402 Joint projects. Authorized, 18-2449 Power project agency, 18-2457 to 18-2460 Judicial proceedings, bond not required, 18-2463 Power Review Board, Nebraska, provisions applicable, 18-2485

MUNICIPAL COOPERATIVE FINANCING ACT -Cont'd Project. Committee, created, 18-2438 Meetings, Open Meeting Act applicable, 18-2438 Nonpower projects, Applicability of sections, 18-2421 Certificate, contents, 18-2422 Certificate of incorporation, 18-2423, 18-2424 Municipalities, participation, 18-2425 Power projects, Agency, Creation, 18-2427 Duties, 18-2453 to 18-2457 Electrical systems, powers and duties, 18-2453 Irrigation districts, powers, 18-2454 Joint exercise of powers, 18-2457 to 18-2460 Powers, 18-2453 to 18-2457 Propertv Receivership, 18-2462 Restrictions on ownership, 18-2461 Radioactive materials, powers, 18-2455 Records, 18-2451 Appeals, 18-2432 Applicability of sections, 18-2426, 18-2450 Certificate of approval, Filed, where, 18-2431 Proof of agency establishment, 18-2434 Conflicts with certain entities, 18-2428 Petition, 18-2427 Amendment, 18-2433 Approval procedures, 18-2430 Status, 18-2452 Purchase agreement, 18-2447 Obligations, nondefaulting municipality, 18-2448 Services, purchase of, 18-2447 to 18-2449 Withdrawal of municipality, 18-2439 MUNICIPAL COUNTIES See generally POLITICAL SUBDIVISIONS Animals, Legal status as personal property, political subdivision cannot change, 13-405 Budget, Expenditures, additional authorized, See LOCAL GOVERNMENT MISCELLANEOUS EXPENDITURE ACT; 13-2201 Requirements, See BUDGET ACT, NEBRASKA: 13-501 Contract for construction or delivery service, contractor duties, 48-2911, 48-2912, See also EMPLOYEE CLASSIFICATION ACT Contractor rights to payment, See CONSTRUCTION PROMPT PAY ACT. NEBRASKA; 45-1201 **Council**, 13-2803 Vacancy, how filled, 32-567 Creation. Effect, 13-2811 On existing lottery, 9-625 Election, requirements, 13-2810 Procedure, 13-2801 Transition provisions, 13-2804 Dissolution, procedure, 13-2812 Executive officer, 13-2803 Fire protection districts, how treated, 13-2809 Joint entity, authorized, See INTERLOCAL COOPERATION ACT; 13-801; JOINT PUBLIC AGENCY ACT; 13-2501 Metropolitan utilities district, how treated, 13-2802 Municipalities. How treated, 13-2809 Payments to municipal county, when, 13-2817 Officers and employees, expense reimbursement, See LOCAL GOVERNMENT MISCELLANEOUS EXPENDITURE ACT; 13-2201 Ordinances. Adoption, procedure, 13-2805 Effective, when, 13-2806

MUNICIPAL COUNTIES –Cont'd **Ordinances** –*Cont'd* Form, 13-2807 Publication, 13-2807 Requirements, 13-2806 Powers and duties, 13-2804 Property tax levy, Allocations, 13-2808 Authorized, 13-2808 Limitations, 77-3442 to 77-3446 Railroads, light-density, use of local tax funds authorized, procedure, 74-1427 Retirement system for employees, Alternate retirement system authorized, when, 23-1118 Employee transfer between political subdivisions, effect, 13-2401 Reports required, 13-2402, 23-1118 Retirement system, See COUNTY **EMPLOYEES RETIREMENT ACT; 23-**2301 Road funds, 39-2501 to 39-2520 Sales and use tax. Administration, 13-2814 Authorized, when, 13-2813 Nebraska Revenue Act of 1967 applicable, 13-2816 Proceeds, use, 13-2815 Sanitary and improvement districts, Consolidated with municipal county, procedure, 13-2819 How treated, 13-2818 Payments to municipal county, when, 13-2818 Transition provisions, 13-2804 MUNICIPAL CUSTODIANSHIP FOR **DISSOLVED HOMEOWNERS ASSOCIATIONS ACT** See generally HOUSING Act, how cited, 18-3101 Compensation and costs, payment of, 18-3104 Custodian for dissolved homeowners association. Appointment, 18-3104 Findings required, 18-3104 Hearing, 18-3104

Municipality may bring action for appointment, 18-3103 Termination, 18-3104 Definitions, 18-3102 Homeowners association, reinstatement, 18-3105 Lien. 18-3104 Municipality may bring action for appointment, 18-3103 Termination of custodianship, 18-3104 MUNICIPAL DEVELOPMENT FUNDS See generally COMMUNITY DEVELOPMENT Antelope Valley project, 19-102 Bonds authorized, requirements, 19-104 Cigarette tax funding, 77-2602, 77-2602.04 Funds. Cities of the primary class, City of the Primary Class Development Fund, 19-102 Municipal Infrastructure Redevelopment Fund Act, 18-2601 City of the Metropolitan Class Development Fund, 19-103 Intent. 19-101 Riverfront redevelopment, 19-103 MUNICIPAL GOVERNMENT FORMS See generally POLITICAL SUBDIVISIONS Board of trustees, 17-202 to 17-207, See also VILLAGES City councils. Cities of the first class, 16-401 to 16-406, See also CITIES OF THE FIRST CLASS Cities of the metropolitan class, 14-103 to 14-114, See also CITIES OF THE METROPOLITAN CLASS Cities of the primary class, 15-401 to 15-406, See also CITIES OF THE PRIMARY CLASS Cities of the second class, 17-103 to 17-106, See also CITIES OF THE SECOND CLASS

MUNICIPAL GOVERNMENT FORMS -Cont'd

City manager plan, (applicable to cities of 1,000 or more and less than 200,000), 19-601 to 19-648, 19-662, *See also* CITY MANAGER PLAN OF MUNICIPAL GOVERNMENT Abandon plan, 19-662

Commission form, (applicable to cities of 2,000 or more), 19-401 to 19-433, *See also* COMMISSION FORM OF MUNICIPAL GOVERNMENT

Home rule charter, Article XI, sections 2 to 5, Constitution of Nebraska, (applicable to cities of 100,000 or more), See also HOME RULE CHARTER

Merger or consolidation of governmental entities, Authorization, Article XV, section 18, Constitution of Nebraska Municipal counties, *See* MUNICIPAL COUNTIES

MUNICIPAL INFRASTRUCTURE REDEVELOPMENT FUND ACT

See generally ECONOMIC DEVELOPMENT Act, how cited, 18-2601 Bonds. Cigarette tax funds cannot be pledged for bond repayment, 77-2602.04 Issuance, conditions, 18-2609 Limitation on pledge of revenue for bonds. 77-2602.04 State not obligated, 18-2608 Definitions, 18-2603 Fund, Municipal Infrastructure Redevelopment, Cigarette tax funding, 77-2602 Created, 18-2604 Distribution, 18-2605 Use, 18-2606 Intent, 18-2602 Municipal allocation, 18-2603 Pledge of funds, effect, 18-2607

MUNICIPAL LAND BANK ACT, **NEBRASKA** See generally REAL PROPERTY Act. Goal, 19-5204 How cited, 19-5201 Definitions, 19-5203 Intent, 19-5202 Land bank, Accept transfer from land reutilization authority, 19-5208, 77-3206.02 Acquire property, Apply for tax deed, 19-5217 Conditions, limitations, 19-5208 Foreclosure proceedings, 19-5217, 19-5218 Inventory, 19-5210 Priorities for use, 19-5210 Tax lien or claim, discharge and extinguishment, 19-5216 Agents and employees, 19-5206 Bid, automatically accepted, requirements, 19-5205 Board. Conflicts of interest, duties, 19-5215 Meetings, 19-5213 Members, requirements, 19-5205 Reports, 19-5213 Bonds, 19-5212 Conveyed property, real property tax allocation, 19-5211 Creation, procedure, 19-5204 Dissolution, procedure, 19-5214 Funding. Disposition of property, 19-5211 Property tax percentage, 19-5211 Powers, 19-5207 Public corporation, political subdivision, 19-5204 Records and documents, public records, 19-5213 Taxation of, Exempt from taxation, 19-5209 Purchases by, sales tax exemption, 77-2704.15

MUNICIPAL NATURAL GAS SYSTEM CONDEMNATION ACT See generally UTILITIES Act, Applicability, 19-4626 How cited, 19-4624 Bonds authorized. 19-4640 Condemnation motion, 19-4631 Court of condemnation, 19-4632 to 19-4635 Appeal, 19-4635, 19-4636 Definitions, 19-4627 Eminent domain authorized, 19-4625 Initiatives, relationship, 18-2523 **Public Service Commission**, jurisdiction, 19-4644 Qualifying project, contract, 19-4641 to 19-4645 Referendums, not applicable, 18-2528 Relinguishment authorized, 19-4641 Resolution of intent, 19-4628, 19-4629 Public hearing, 19-4630 Voter approval, 19-4637 to 19-4639 MUNICIPAL PROPRIETARY FUNCTION ACT See generally PUBLIC RECORDS Act, how cited, 18-2801 Definitions, 18-2803 Exemptions from act, 18-2808 Fiscal year, established, 18-2804 Intent, 18-2802 Proposed proprietary budget statement. Adoption, 18-2806 Contents, 18-2805 Filing, 18-2805, 18-2806 Hearing, 18-2806 Not subject to Nebraska Budget Act, 13-502 **Reconciliation statement,** Adoption, 18-2807 Filing, 18-2807 Hearing, 18-2807

MUNICIPAL VIADUCTS AND **SUBWAYS** See generally HIGHWAYS AND ROADS Authorized, 18-601 **Bonds,** See also BONDS Council powers, 18-612 Election, 18-610 Terms, 18-611 Borrowing, authorized, 18-614 Construction, 18-613 Bidding, 18-634 Complaint, 18-619 Appeal, 18-622 Hearing, 18-620 Order, 18-621 Contracts, 18-618, 18-634 Cost, deposit, mandamus to compel, 18-633 Resolution, 18-617, 18-625 Election, 18-623 Effect, 18-624, 18-625 Eminent domain, 18-604, 18-627 Funds. Federal, 18-601 Use authorized, 18-615 Prior law, effect, 18-635 Railroads, Liability for costs, 18-602 Payment required, 18-633 Sections, how construed, 18-635, 18-636 Streets, use authorized, 18-603, 18-626 Tax levy authorized, 18-614 **MUNICIPALITIES** See generally POLITICAL SUBDIVISIONS Cities of the first class, See CITIES OF THE FIRST CLASS; 16-101 Cities of the metropolitan class, See CITIES OF THE METROPOLITAN CLASS; 14-101 Cities of the primary class, See CITIES OF THE PRIMARY CLASS; 15-101 Cities of the second class, See CITIES OF THE SECOND CLASS; 17-101 Government forms, See MUNICIPAL **GOVERNMENT FORMS**

MUNICIPALITIES –Cont'd Municipal counties, authorized, See MUNICIPAL COUNTIES Villages, See VILLAGES; 17-201

MURDER

See HOMICIDE

MUSEUM PROPERTY ACT

See generally MUSEUMS Act, how cited, 51-701 Conservation measures. authorized. 51-707 Death of owner of property, 51-712 Definitions, 51-702 Interest in loaned property, preserve, 51-706 Lender or claimant, Duty to notify museum, when, 51-711 Obligations of museum to, 51-709 Liability, 51-707, 51-708 Lien, 51-707 Notice, contents, 51-703, 51-706 Records, requirements, 51-709, 51-710 Statute of limitation, 51-708 Title, acquisition of, To loaned property, 51-704 To undocumented property, 51-705

MUSEUMS

See generally PUBLIC BUILDINGS Establishment by city, county, or village, 51-501 Admission charges, 51-508 Audit by Auditor of Public Accounts, when, 84-304 Board, 51-502 to 51-506 Funds, treatment, 51-507 Gifts, 51-510 Property, Exemption, 51-512 Sale, 51-511 Report, 51-509 Revenue bonds, 51-510, 51-513 Tax, authorized, 51-501 Tax, authorized, limitations, 77-3442 to 77-3446

Historical Society, See HISTORICAL SOCIETY, NEBRASKA STATE; 82-101 Monuments and memorials, See MONUMENTS AND MEMORIALS **Property,** See MUSEUM PROPERTY ACT; 51-701 Records, withheld from public, when, 84-712.05 **Recreation**, See RECREATION Sale of property, procedure, 51-511 Sales tax exemptions, For historic automobile museums, 77-2704.65 For purchase of fine art, 77-2704.56 MUSIC See generally ENTERTAINMENT Compositions, limitations on performance, 59-1401 to 59-1406 Music organizations and tax, cities and villages, 18-1203 to 18-1207 Nebraska Arts Council, duties, 82-312 Schools, elementary and secondary. Citizenship instruction, 79-724 to 79-727 Students furnish musical instruments, when, 79-2,131, See also PUBLIC ELEMENTARY AND SECONDARY STUDENT FEE AUTHORIZATION ACT

State song, 90-111

MUTUAL ASSOCIATIONS

See generally INSURANCE Authorized, Article XII, section 1, Constitution of Nebraska

Convert to stock insurer, See INSURERS DEMUTUALIZATION ACT; 44-6101

Examination of associations, department powers, See INSURERS EXAMINATION ACT; 44-5901

Holding companies, See MUTUAL INSURANCE HOLDING COMPANY ACT; 44-6122 Insurance, See INSURANCE Operation, 44-386 to 44-386.08

MUTUAL FINANCE ASSISTANCE ACT

See generally PUBLIC SAFETY

Act, how cited, 35-1201 Fund, Mutual Finance Assistance, 35-1203

Distributions, 35-1205, 35-1206 Financial information required, 35-1207

Mutual finance organization,

Creation by agreement, 35-1204 Defined, 35-1202 **Property tax rate**, 35-1204 **State Treasurer, duties**, 35-1207

MUTUAL INSURANCE HOLDING COMPANY ACT

See generally INSURANCE Act. How cited. 44-6122 How construed, 44-6137 Appeal, procedure, 44-6131 Audit and annual statement, 44-6135 Certificate of authority, issuance, 44-6130 Compensation, limitations, 44-6138 Confidentiality, 44-6140 Corporate existence, continuation, 44-6132 Definitions, 44-6124 **Director of Insurance.** Duties, 44-6127, 44-6128, 44-6130 Expert services, authorized, 44-6139 Subpoena power, 44-6136 Domestic mutual insurer, Holding company, treatment, 44-6125 Reorganization, Authorized, 44-6125 Continued use of name. conditions, 44-6132.01 Plan of reorganization, this heading Expansion of business, requirements, 44-6143 Foreign insurer, transfer domiciliary, effect, 44-6125 Holding company, Expansion of business, requirements, 44-6143

Treatment, 44-6125

Injunction, 44-6141 Intent, 44-6123 Membership interest, not a security, 44-6134 Plan of reorganization, Abandonment, 44-6133 Contents, 44-6126 to 44-6130 Policyholders, vote, 44-6129 Rules and regulations, 44-6142

Ν

NAIL TECHNICIAN See generally PROFESSIONS AND OCCUPATIONS Licensure, See COSMETOLOGY, ELECTROLOGY, ESTHETICS, NAIL TECHNOLOGY, AND BODY ART PRACTICE ACT; 38-1001 NAME PROTECTION ACT See generally CORPORATIONS Act, how cited, 21-2501 Assignment, 21-2504 Cancellation of registration, 21-2506 Change of corporate name, 21-2503 Dissolution, 21-2503 Filing fees, 21-2502, 21-2504 Injunction, 21-2508 Liability, 21-2507 Record of names registered, 21-2505 Registration of corporate name, 21-2502 **Remedies**, 21-2508 Secretary of State, duties, 21-2505

NAMES

Adoption of children, name changes authorized, 43-109 Banks, Similar names, 8-157, 8-1902 Unauthorized use of term bank, penalty, 8-113 Building and loan associations, requirements as to name, 8-305 Business use, Trade names, *See* TRADE NAMES Trade practices, *See* TRADE PRACTICES

NAMES – Cont'd Business use -Cont'd Trademarks, See TRADEMARKS Change of names, Legislation cannot be passed to accomplish, Article III, section 18. Constitution of Nebraska Procedure. Birth certificates, 71-640 to 71-641. See also VITAL STATISTICS ACT Person. 25-21.270 to 25-21.273 Town, city, or village, 23-281, 25-21,270 to 25-21,273 Charitable organizations, name registration, 21-617 to 21-624, See also CHARITABLE ORGANIZATIONS City or village, Corporate name of, 14-808, 15-107, 16-115, 17-504 Merger plan includes name of merged city, 16-1105, See also FIRST-CLASS CITY MERGER ACT Name change, 23-281, 25-21,270 to 25-21,273 Plat, name change by county board before incorporation, 23-111 Civil procedure, Pleading amendment changing name, effect, 25-201.02 Unknown defendant, designation, 25-321 Cooperative, restrictions on use of term in company names, 21-1306 Corporations. Name protection, See NAME PROTECTION ACT; 21-2501 Requirements as to name, 21-1931 to 21-1933, 21-2106, 21-2206 Counties, corporate name of, 23-101 Criminal procedure, Habeas corpus writ, names authorized, 29-2820, 29-2821 Misnomer in indictment, effect, procedure, 29-1502, 29-1813 Divorce or annulment, restoration of name, 42-380

Drivers' licenses. Full legal name required, 60-468.01, 60-484, 60-4,117 Name changes, 60-4,120, 60-4,150 Elections, Arrangement of names on ballot, 32-814. 32-815 Use of fictitious name for registration of voters, penalty, 32-1503 Employment agencies, name restrictions. 48-506 Farm, ranch, or home, register, 23-1313 Financial institutions, similar names, use prohibited, 8-1901 to 8-1903, 8-2501 Industrial hygienist title, See CERTIFIED INDUSTRIAL HYGIENIST TITLE PROTECTION ACT; 71-8001 Insurance, Captive insurers, restrictions, 44-8204 Companies, misleading use of names of, 44-351, 44-352 Limited cooperative associations, 21-2906 to 21-2908 Limited liability companies, 21-108, 21-109, 21-159, See also LIMITED LIABILITY COMPANY ACT, NEBRASKA UNIFORM Limited liability partnerships, 67-455 Limited partnerships, 67-234, 67-235 Natural resources districts, name of new or merged district, 2-3211.02 Notary public, change of name, effect, 64-114 Open meetings, name not required on agenda to speak, 84-1412 Organization, unlawful use of name, 21-622 Partnership, name, continued use, 67-438 Persons, name change, procedure, 25-21.270 to 25-21.273 Political party, name of new, 32-720

NAMES – Cont'd Popular or common names for laws, See POPULAR NAMES Public records, See PUBLIC RECORDS **Registries**, See REGISTRIES School districts, corporate name of. 79-405 Sex offenders, duties upon change of name, 29-4006 State identification cards, full legal name required, 60-468.01, 60-4.117 State institutions, official names of, 83-107.01 State of Nebraska, popular name of Cornhusker State, 90-101 State parks, names, use restrictions, 37-349 State-owned buildings and sites, 81-1108.36 Stillborn child, name on birth certificate, 71-606 Towns, name change, 23-281, 25-21,270 to 25-21,273 Townships, 23-212, 23-213, 23-219 Voter registration, change of name, effect, 32-314, 32-315, 32-914.01 NATIONAL GUARD, NEBRASKA See generally MILITARY Actions against member, procedure, 55-169 to 55-172 Active service, 55-146 Federal service, termination of emergency, effect, 55-152 Adjutant General, 55-120 to 55-133 Armory, 55-112, 55-132, 55-133 Arrest, exemption, 55-167 Authorized, 55-107 Benefits, educational, tuition assistance program, 85-505 to 85-508 Board, determination of fitness for duty, 55-143 Camp, 55-113, 55-114 Commanding officers, powers and duties, 55-180 Compensation, 55-157 Payment, 55-158 Continuous service, 55-153

Discharge, 55-155, 55-156 Drills, 55-113 Emergency vehicles, military, Designation, 55-133, 60-610 Lights, 60-6,230, 60-6,231 Enlistments, 55-151, 55-154 **Equipment**, 55-110 Assignment, 55-133 Care and custody, 55-112 Issuance, 55-149 Federal service, termination of emergency, effect, 55-152 Firefighting, effect on service, 55-174 Fitness for duty, 55-143 Funeral, provide flag, 55-122.01 Inspections, 55-111 Jury duty, exemption, 55-173 Liability, immunity, 55-168 Maneuvers, 55-113 Membership, 55-134 Number, 55-135 Officers, Bond or insurance, 55-150 Commission, vacated, 55-143 Fitness for duty, determination, 55-143 Powers and duties, 55-139 to 55-141, 55-180 State peace officer powers and duties, 55-139.01 Qualifications, 55-136 to 55-138 Resignation, 55-144, 55-145 Retirement, 55-147, 55-148 Organization, 55-108 Payrolls, 55-178, 55-179 Public employees, military leave of absence, 55-160 to 55-166 Recruiting activities, 55-157.02, 55-157.03 **Reenlistments**, 55-151, 55-157.03 Regulations, military, generally, See MILITARY CODE; 55-101 Rifle ranges, 55-132 Service, active, 55-117 Service of process, exemption, 55-167 **State Guard,** See STATE GUARD ACT: 55-201

NATIONAL GUARD, NEBRASKA -Cont'd
Tuition assistance program, 85-505 to 85-508
Uniforms, 55-110 Wearing, effect, 55-175
Units, location, 55-109
Violations, penalty, 55-142
Workers' compensation, 48-115, 55-159

NATIVE AMERICAN PUBLIC HEALTH ACT See generally INDIANS

Act, how cited, 71-7615 Contracts, Eligible services, 71-7617 Funding, priority, 71-7618 Recapture of funds, when, 71-7621 Reports required, 71-7620 Department, duties, 71-7617, 71-7619 Intent, 71-7616 Rules and regulations, 71-7622 Services, educational and public health, 71-7617

NATIVE AMERICANS

See INDIANS

NATURAL GAS

See generally OIL AND GAS Board, Natural Gas Fuel, Duties. 66-2001 Established, 66-2001 Meetings, 66-2001 Members, 66-2001 State Energy Office, administrative support, 66-2001 Cities of the first class. Acquisition, 16-673, 16-6,100 Bonds, 16-676, 16-677, 16-683, 19-1305 to 19-1308 Contracts for service, authorized, 16-673, 16-687 Duty to provide service, 16-679, 16-681 Eminent domain, See MUNICIPAL NATURAL GAS SYSTEM CONDEMNATION ACT; 19-4624

Existing contracts or franchises, treatment, 16-678 Rates, regulation, 16-679, 16-681, 16-682 Regulation of, See STATE NATURAL GAS REGULATION ACT; 66-1801 Rural infrastructure development. 66-2101 to 66-2107 Local Option Municipal Economic Development Act funding, 66-2103 Service to cities of the second class and villages, 16-686.01 Tax authorized, 16-675, 16-677, 16-693 Cities of the metropolitan class, Facilities, 14-2113 Private supply, 14-2119 Rates, 14-2114, 14-2123 Regulation of, See STATE NATURAL GAS REGULATION ACT; 66-1801 Rules and regulations, 14-2114, 14-2123, 14-2124 Service area, 14-2122 Cities of the primary class, 15-266 Eminent domain, See MUNICIPAL NATURAL GAS SYSTEM CONDEMNATION ACT; 19-4624 Regulation of, See STATE NATURAL GAS REGULATION ACT; 66-1801 Cities of the second class. Bonds, 17-905, 19-1305 to 19-1308 Eminent domain, See MUNICIPAL NATURAL GAS SYSTEM CONDEMNATION ACT; 19-4624 Franchises, authorized, 17-528.02 Lease of plant, authorized, 17-905.01 Regulation of, See STATE NATURAL GAS REGULATION ACT; 66-1801 Rural infrastructure development, 66-2101 to 66-2107 Local Option Municipal Economic Development Act funding, 66-2103 **Conservation**, See OIL AND GAS Districts, Metropolitan utilities districts, See METROPOLITAN UTILITIES **DISTRICT; 14-2101**

Districts -Cont'd Public utility districts, See PUBLIC UTILITY DISTRICTS; 18-401 **Eminent domain, See MUNICIPAL** NATURAL GAS SYSTEM CONDEMNATION ACT: 19-4624 Excavation, required marking of underground utilities, See ONE-CALL NOTIFICATION SYSTEM ACT; 76-2301 Field or pool, development, See OIL AND GAS Jurisdictional utilities, Regulation, See STATE NATURAL GAS REGULATION ACT; 66-1801 Rural infrastructure development, 66-1868, 66-2101 to 66-2107 Leases, See OIL AND GAS Liens, See OIL AND GAS Meters, interference with prohibited, 28-515.02 Ownership interest, right to partition, 25-2170, 25-2170.01 Pipelines, See OIL AND GAS Taxation, See OIL AND GAS Theft of service, See UTILITIES Underground storage, Abandonment, effect, 57-609 Condemnee, drilling rights, 57-606 Condemnor, rights, 57-608 Definitions, 57-601 Eminent domain, 57-603, 57-607 Intent. 57-602 Property acquisition, procedure, 57-604 to 57-606 Severance tax. 57-607 Villages, Bonds, 17-905, 19-1305 to 19-1308 Eminent domain, See MUNICIPAL NATURAL GAS SYSTEM CONDEMNATION ACT: 19-4624 Franchises, authorized, 17-528.02 Lease of plant, authorized, 17-905.01 Regulation of, See STATE NATURAL GAS REGULATION ACT; 66-1801 Rural infrastructure development, 66-2101 to 66-2107

NATURAL GAS –Cont'd

Local Option Municipal Economic Development Act funding, 66-2103 Wells, See OIL AND GAS

NATURAL GAS PIPELINE SAFETY

ACT OF 1969, NEBRASKA See generally OIL AND GAS Act, how cited, 81-552 Applicability of law, 81-551 Assessments, 81-550 Definitions. 81-542 Enforcement. 81-547 Fund, Nebraska Natural Gas Pipeline Safety Cash, 81-550 Inspections, 81-549 Pipeline facility, requirements, 81-545 Plan for inspection and maintenance, 81-548 Records and reports, 81-549 Reports to federal agency, 81-544 Safety standards, 81-543 Transportation, requirements, 81-545 Violations, penalty, 81-546

NATURAL RESOURCES See generally BUSINESS AND COMMERCE Agreements with other states authorized, 2-32,102, 2-32,103 Agriculture, See AGRICULTURE Alienation from public lands, prohibited, Article III, section 20, Constitution of Nebraska Archaeological resources, See ARCHAEOLOGICAL RESOURCES PRESERVATION ACT, NEBRASKA; 82-501 Coal, See ENERGY **Commission, Nebraska Natural** Resources, Compensation, 2-1505 Created, 2-1504 Membership, 2-1504 Procedure, See ADMINISTRATIVE PROCEDURE ACT; 84-901

Conservation, See ENVIRONMENTAL PROTECTION

NATURAL RESOURCES –Cont'd **Conservation and Survey Division,** University of Nebraska, 85-163 to 85-165 Conservation corporation, See CONSERVATION CORPORATION ACT: 2-4201 Conservation projects, See **RECLAMATION ACT; 46-501** Council, Missouri Basin Natural Resources. Administration, 2-32,107 Agreements, authorized, 2-32,102 Authorized, 2-32,103 Costs, 2-32,104 Duties, 2-32,106 Funding, authorized, 2-32,108 Governor, duties, 2-32,108 Meetings, 2-32,107 Membership, 2-32,105 Data bank of soil and water resources. Data, basic, defined, 2-1569 Department, duties, 2-1568 Definitions, 2-1501 Department, See NATURAL RESOURCES, DEPARTMENT OF Districts, See NATURAL RESOURCES DISTRICTS **Emergencies**, See EMERGENCY MANAGEMENT **Energy**, See ENERGY Environmental protection, See ENVIRONMENTAL PROTECTION Fish, citizens right to, Article XV, section 25, Constitution of Nebraska Fishing and hunting, See GAME LAW; 37-201 Floods. See FLOODS Funds. Department of Natural Resources Cash Fund, 61-210 Natural Resources Water Quality Fund, 2-15,122, 2-15,123 Nebraska Resources Development Fund. Allocation, 2-1587, 2-1588, 2-1589 Created, 2-1587

Grants and loans, 2-1589, 2-1592 to 2-1595 Payment limitation, 2-1588 Powers of department, 2-1590 Purpose, 2-1586 Report, 2-1588 Transfers to, 90-546, 90-547 Nebraska Soil Survey Fund, 2-1597 Contracts, authorized, 2-1598 Intent, 2-1596 Small Watersheds Flood Control Fund, 2-1503.01 Allocation, 2-1503.02 Powers of commission and department, 2-1503.03 Purpose, 2-1502 Game law, See GAME LAW; 37-201 Gas, See OIL AND GAS Geothermal resources, See GEOTHERMAL RESOURCES Hunt, citizens right to, Article XV, section 25, Constitution of Nebraska Mines and minerals, See MINES AND MINERALS Natural areas, register of, 37-714 to 37-721 Natural gas, See NATURAL GAS Niobrara River, See NIOBRARA SCENIC RIVER ACT; 72-2004.01 Oil. See OIL AND GAS Pipelines, See OIL AND GAS Real estate, acquisition by political subdivision, appraisal required, when, 13-403 **Recreation**, See RECREATION Register, Nebraska Natural Areas, 37-716, 37-717 Soil, See SOIL Solar energy, See SOLAR ENERGY Solid waste, See SOLID WASTE Trees, See TREES **Utilities**, See UTILITIES Water, See WATER Weather control or modification, See WEATHER CONTROL OR MODIFICATION Wildlife, See also WILDLIFE

Harvest, citizens right to, Article XV, section 25, Constitution of Nebraska NATURAL RESOURCES. DEPARTMENT OF See generally STATE GOVERNMENT Actions between agencies, costs, 25-1808, 25-1809 Appeals of department decisions, 61-207 Business hours, 81-113 **Collection agency, contracts** authorized, 45-623 Compensation, 81-117 to 81-117.02 Contested cases, 84-917 to 84-919, See also ADMINISTRATIVE PROCEDURE ACT Contracts, See STATE GOVERNMENT Created, 81-101 Data collection, 61-209 Deputies, appointment, 81-107 Director. Appointment, 81-102 Bond or insurance, 81-111 Compensation, 81-103 Qualifications, 61-201 Restrictions on office holding or employment, 81-108 Term, 81-109 Duties. Grant from Nebraska Environmental Trust Fund for Water Resources Cash Fund purposes, 61-218, 81-15,175 Ground Water Management and Protection Act, Nebraska, 46-701 Industrial Ground Water Regulatory Act. 46-690 Municipal and Rural Domestic Ground Water Transfers Permit Act, 46-638 Reclamation Act, 46-501 Safety of Dams and Reservoirs Act, 46-1601 Soil and Water Conservation Act, Nebraska, 2-1575

NATURAL RESOURCES –Cont'd

Wildlife –Cont'd

Water Funding Task Force, 50-508 Water Sustainability Fund, 2-1506 to 2-1513, 61-222 Eminent domain. See EMINENT DOMAIN Displaced persons, See RELOCATION ASSISTANCE ACT; 76-1214 Employees, See also STATE OFFICERS AND EMPLOYEES Technical advisors, 61-202 Fees, 33-105, 61-209 Funds. Expenditure, procedure, 81-104 Petty cash fund, 81-104.01 Water Resources Cash Fund, 61-218 Transfers to, 61-220, 61-221, 90-542, 90-543 Water Sustainability Fund, 61-222 Transfers to, 90-544, 90-545 Investigatory powers, 81-119 Jurisdiction, 61-206 Legal actions and proceedings, interagency, costs, 25-1808, 25-1809 Mailing requirements, Central mailing room, 81-164 to 81-171 Electronic postmark, 86-644 Meetings, open, See OPEN MEETINGS ACT; 84-1407 Mileage, reimbursement, 81-1176 Nepotism, prohibited, 49-1499.07 Oath. 81-110 Payments by electronic payment authorized. 81-118.01 Powers and duties, 61-205, 81-1311 Public records, Access, 84-712 to 84-712.09, See also PUBLIC RECORDS Settled claims, requirements, 84-713 Purchase of goods and services, payment for, See PROMPT PAYMENT ACT; 81-2401 Receipts, treatment, 81-118 **Records**, 61-203 Public records, this heading **Recycling program**, See STATE GOVERNMENT RECYCLING MANAGEMENT ACT; 81-1183

NATURAL RESOURCES. **DEPARTMENT OF** –Cont'd Reports to the Legislature, electronic, requirements, 50-114.03 Requisitions, procedure, 81-159 Rulemaking, See ADMINISTRATIVE PROCEDURE ACT; 84-901; NEGOTIATED RULEMAKING ACT; 84-921 Rules and regulations, 61-204, 61-206, 81-112 Seal. 81-114 Securities, requirements for safekeeping, 81-120 Subpoena power, civil investigations, 81-119 Surplus property sale, procedure, 81-161.04 Surveys of streams, 61-208 Volunteers, payments authorized, 81-1182.01 Water, See WATER

NATURAL RESOURCES DISTRICTS

See generally POLITICAL SUBDIVISIONS Audit, Annual. 2-3223 By Auditor of Public Accounts, when, 84-304 Failure to file, penalty, 2-3223.01 Board of directors, Conflict of interest, duties, 49-1493 to 49-14,103.07 Documents, duty to furnish, 2-3222 Election, 2-3214, 32-513 Expenses, reimbursement, 2-3218 Meetings, 2-3219, 2-3220 Membership, 2-3213 Merger, division, or change of boundaries, effect, 2-3212 to 2-3213 Officers, 2-3217 Records, 2-3220 Vacancy, how filled, 2-3215 **Bonds**, See BONDS Boundaries, change, procedure, 2-3207 to 2-3212 Bridges, powers, 39-826.01, 39-826.02

Budaet. Annual or biennial, 2-3204 Requirements, See BUDGET ACT, **NEBRASKA** Budget requirements, See 13-501 Cease and desist order, violation, civil penalty, 46-745, 46-746 Commission, Nebraska Natural Resources, 2-1504, 2-1505, See also NATURAL RESOURCES Construction authority, 2-3230 Approvals required, 2-3230.01, 2-3257, 46-256, See also SAFETY OF DAMS AND RESERVOIRS ACT; 46-1601 Supervision by licensed engineer, when, 2-3256, 81-3445 Contested cases, 84-917 to 84-919, See also ADMINISTRATIVE PROCEDURE ACT **Contractor rights to payment**, See CONSTRUCTION PROMPT PAY ACT, NEBRASKA; 45-1201 Contracts, 2-3231, See also BIDS AND BIDDING Contract for construction or delivery service, contractor duties, 48-2911, 48-2912, See also EMPLOYEE CLASSIFICATION ACT Cooperation, 2-3235 County treasurer, collection fees, 33-114 Culverts, proposed, 39-826.01, 39-826.02 Definitions, 2-3202 **Demonstration projects**, 2-3232 **Division**, 2-3207 to 2-3212 Easements, granted when, 2-3234.01 **Eminent domain**, See also EMINENT DOMAIN Authorized, 2-3234 Use for trail development, procedure, 2-3234.02 to 2-3234.09 Displaced persons, See RELOCATION ASSISTANCE ACT; 76-1214 Employees, Benefit plans, disclosure or use of information, 13-1617

NATURAL RESOURCES DISTRICTS -Cont'd **Employees** –*Cont'd* Benefits, joint procurement, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Expense reimbursement, See LOCAL GOVERNMENT MISCELLANEOUS EXPENDITURE ACT; 13-2201 Retirement plan, Authorized, 2-3228 Reports required, 2-3228 Entry upon land, 2-3232 Establishment, 2-3203 Assumption of assets and liabilities, 2-3206 Executive committee, 2-3213 Fiscal agent of the United States, 2-3236 Floods, See FLOODS Funds. Disbursement, 2-3224 Eligibility for funding from the Water Resources Cash Fund, 61-218 Investment, 2-3227 Natural Resources Water Quality Fund, 2-15,122, 2-15,123 Ground water, Management and protection, Duties, See GROUND WATER MANAGEMENT AND PROTECTION ACT, NEBRASKA; 46-701 Funding, river-flow enhancement bonds, 2-3226.01 to 2-3226.05 Water rights. Purchase or lease, 2-3226.01 Transfer off overlying land, powers and duties, 46-691 to 46-691.03 Improvement project areas, Appeal, 2-3255 Apportionment of special benefits, 2-3254.01 Bonds. Conditions, 2-3254.07 Issuance authorized, 2-3254.01 to 2 - 3254.03Boundaries, alteration, procedure, 2-

3252 to 2-3254

Funding, 2-3252 Petition procedure, 2-3253, 2-3254 Powers, 2-3252 Special assessments, Authorized, 2-3254.01 Delinguent, interest, 2-3254.04 Foreclosure, 2-3254.06 Hearing, 2-3254.04 Levy, 2-3254.04 Lien, 2-3254.06 Proceeds, use, 2-3254.05 Warrants. 2-3254.03 Conditions, 2-3254.07 Insurance, joint procurement, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Intent, 2-3201 Joint agreements, Authorized, See INTERLOCAL COOPERATION ACT; 13-801; JOINT PUBLIC AGENCY ACT; 13-2501 Insurance and employee benefits, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Litigation, bond requirements, 2-3281 Master plan, 2-3276 Meetings, open, See OPEN MEETINGS ACT; 84-1407 Merger, Effect, 2-3212.01 Procedure, 2-3207 to 2-3212 Officers, 2-3217 Plans. Funds, disbursement, 2-3280 Individual project, 2-3278 Long-range implementation, 2-3277 Master, 2-3276 Review of plans, 2-3279 Powers, 2-3228, 2-3232, 2-3237, 2-3241 Projects, laws applicable, 2-3240 Public records. Access, 84-712 to 84-712.09, See also PUBLIC RECORDS Settled claims, requirements, 84-713 **Purposes**, 2-3229 Recreation areas. Abandoned vehicles, 2-3298

NATURAL RESOURCES DISTRICTS -Cont'd **Recreation areas** –Cont'd Designated use, 2-3290, 2-3290.01, 2-3292 Emergency decisions, 2-3291 Enforcement procedures, 2-32,101 Fees, 2-3290, 2-3292 Fire, fireworks, regulation, 2-3293 Game and Parks Commission, purchase school land, 72-261 Hunting, fishing, trapping, 2-3295 Law enforcement or security services, 2-32,101 Pets and animals, 2-3294 Property conveyed by Game and Parks Commission, operation and maintenance requirements, 90-279, 90-280 Regulation of property, 2-3297 Rules and regulations, 2-3290, 2-32,100 Sale of goods, 2-3299 Smoking, regulation, 2-3293 Traffic, regulation, 2-32,100 Use of fire, 2-3293 Violations, penalty, 2-3292 to 2-32,100 Water project, public access required, 2-3290.01 Water-related activities, regulation of, 2-3296 **Research**, 2-3232 Sanitary drainage districts, acquisition, 31-551 to 31-553 State aid, 2-3280, 60-3,202, 77-3523 State land, preventive and control measures, 2-3243 Study and plan for districts, 2-3232 Subdistricts, 2-3214 Taxation authority, Occupation tax, uses, exemption, 2-3226.05 Tax levy, Authority, 2-3225, 2-3226.10, 2-3254.04 Limitations, 77-3442 to 77-3446 Trail development, use of eminent domain. Appeal, 2-3234.09

Definitions. 2-3234.03 Establishment, 2-3234.05 Landowner, Negotiated written agreement, requirements, 2-3234.08 Right of access, 2-3234.06 Procedure, 2-3234.02, 2-3234.07 Public hearing, considerations, 2-3234.04 Transfer of existing districts, 2-3212.01 Water rights, 2-3233 Water service. Furnish, 2-3238, 2-3239 Powers, 2-3242 Weather modification, programs authorized, 2-3237 NCAA See COLLEGIATE ATHLETIC ASSOCIATION PROCEDURES ACT, NEBRASKA; 85-1201 NEBRASKA ADVANTAGE ACT See generally ECONOMIC DEVELOPMENT Act. Changes, applicability, 77-5735 How cited, 77-5701 Appeal, 77-5726 Benefits. Personal property tax exemption, 77-202 Tax credits under the Ethanol Development Act, effect, 66-1344 Credits. 77-5726 Definitions, 77-5703 to 77-5721 Department of Revenue, powers and duties, 77-5734 Employees, verification of work eligibility status required, 77-5722.01 Fund, Nebraska Incentives, 72-2501 Incentives, Agreement. Approval, when, 77-5723

Approval, when, 77-5723 Contents, 77-5723 Modification, when, 77-5723 Application, 77-5723, 77-5730

NEBRASKA ADVANTAGE ACT -Cont'd Incentives -Cont'd Credits or benefits, limitation, 77-5724 Enumerated, 77-5725 Fee. 77-5723 Recapture or disallowance, 77-5727 Partial recapture, 77-5725 Transfer, effect, 77-5728 Intent, 77-5702 Purchasing agent, appointment, 77-5726 **Qualified employee leasing** company, 77-5722 Refunds of sales and use tax, Estimate, 77-5734 Interest not allowed, 77-5729 Reports, 77-5731 Joint hearing, 77-5731 Rules and regulations, 77-5733 Tax Commissioner, duties, 77-5731, 77-5734 Tiers, requirements, 77-5725 NEBRASKA ADVANTAGE **MICROENTERPRISE TAX** CREDIT ACT See generally ECONOMIC DEVELOPMENT Act. Administration, 77-5902 How cited, 77-5901 Committee, advisory, 77-5904 Definitions, 77-5903 **Employees, verification of work** eligibility status required, 77-5908 Purpose, 77-5902 **Report**, 77-5907 Joint hearing, 77-5907 Tax Commissioner, duties, 77-5907 Tax credit. Application, 77-5904, 77-5905 Claim, amount, expiration, 77-5906 Refundable, 77-2715.07, 77-2717, 77-2734.03 Taxes refunded, no interest allowed, 77-5906

NEBRASKA ADVANTAGE **RESEARCH AND DEVELOPMENT ACT** See generally ECONOMIC DEVELOPMENT Act. Applicability, 77-5806 How cited, 77-5801 Intent, 77-5801.01 Building materials, sales or use tax presumption, 77-5805 **Definition**, 77-5802 Employees, verification of work eligibility status required, 77-5808 Report, 77-5807 Joint hearing, 77-5807 Tax Commissioner, duty, 77-5807 Tax credit. Amount, 77-5803 Refundable, 77-2715.07, 77-2717, 77-2734.03 Use, 77-5804 Taxes refunded, no interest allowed, 77-5804 **NEBRASKA ADVANTAGE RURAL** DEVELOPMENT ACT See generally ECONOMIC DEVELOPMENT Act, Changes, applicability, 77-27,188.01,77-27,196.01 How cited, 77-27,187 Intent, 77-27,187.03 Business, gualified, 77-27,189 Credits. Agreement, contents, 77-27,187.02 Allowed, when, 77-27,188 Application for, 77-27, 187.02 Claim, use, 77-27,188.01 Fee, 77-27,187.02 Program credits, limitation, 77-27,187.02 Qualifying wage, 77-27,188 Refund of tax paid, 77-27,188.01, 77-27,194.01 Repayment, when, 77-27, 188, 77-27.188.02

NEBRASKA ADVANTAGE RURAL **DEVELOPMENT ACT** –Cont'd **Credits** –*Cont'd* Transfer of business, effect, 77-27,192 Transferable, when, 77-27,194 Definitions, 77-27, 187.01, 77-27, 189 Employees, Of qualified employee leasing company, treatment, 77-27,188 Verification of work eligibility status required, 77-27,188.03 Ethanol facilities, employ resident workers, when, 66-1349 Expansion, Employment, how determined, 77-27,190,77-27,192 Existing business, effect, 77-27,192 Investment increase, how determined, 77-27, 191, 77-27,192 Transactions excluded, 77-27,192 Fund, Nebraska Incentives, 72-2501 Qualified business, defined, 77-27.189 Report, Contents, 77-27, 195 Joint hearing, 77-27,195 NEBRASKA ADVANTAGE TRANSFORMATIONAL TOURISM AND REDEVELOPMENT ACT See generally ECONOMIC DEVELOPMENT Act, how cited, 77-1001 Definitions, 77-1003 to 77-1027 Department of Revenue. Duties, 77-1032 Review of projects, 77-1032 Election. Ballot guestion, 77-1028 Not considered a referendum measure, 18-2506 Fund, Nebraska Advantage **Transformational Tourism and Redevelopment Act Cash**, 77-1032 Incentives. Application to receive, contents, fee, 77-1030

Certification, written agreement, 77-1030 Recapture, 77-1032, 77-1033 Refund of local option sales tax, 77-1031 No interest paid, 77-1034 Tiers, 77-1031 Tourism attraction or redevelopment project. Defined, 77-1017, 77-1021, 77-1025 Requirements, 77-1031 Stadium facilities not eligible, 77-1035 Use of municipal local option sales tax, election required, 77-1028 Transfer, when, 77-1033 Verification of work eligibility status required, 77-1029 Intent, 77-1002 NEBRASKA EDUCATIONAL, HEALTH. AND SOCIAL SERVICES FINANCE **AUTHORITY ACT** See generally MONEY NEGLIGENCE See generally ACTIONS Abstracts of title, title standards, 76-557 Accountants, disciplinary action, 1-137 Aeronautics, board of adjustment, costs, 3-328 Alcohol. Intoxicated minor, negligent injury or property damage, liability of social host, alcohol procurer. retail seller, See MINOR ALCOHOLIC LIQUOR LIABILITY ACT; 53-401 Under the influence while boating or driving, liability of person drawing blood, 37-1254.06, 60-6,202 Baled or unbaled livestock forage vehicle. 60-6.305

NEGLIGENCE –Cont'd Bingo, seizure of contraband goods, 9-262.01 Blind pedestrian, 20-128 Blood, liability for drawing from person under influence while boating or driving, 37-1254.06, 60-4,164.01, 60-6,202 Child passenger restraint systems, violation or compliance, effect, 60-6,269 Child's guardian, 30-2613 Cities of the metropolitan class. Utilities district, 14-814 Zoning, costs allowed, when, 14-414 Comparative negligence, damages, mitigation of, 25-21,185 Construction contracts, indemnity, against public policy, 25-21,187 Contracts, indemnification, 25-21,187 **Contributory negligence**, See CONTRIBUTORY NEGLIGENCE Corporations, dissolved, trustees, 25-21,138 County clerk, Financing statements, 52-1316 Liens, 52-1604 County employee, use of vehicles or equipment, 23-175 County funds, deposit, 77-2312 County jails, liability of sheriff, 47-115, 47-116 Credentialing Act, Uniform, disciplinary actions, 38-178 Deaf or hard of hearing pedestrian, 20-128 Decedents' estates, Guardian of minors, 30-2613 Personal representative, 30-2489 Donations, immunity from liability, when. Fire and rescue equipment, 25-21,282 Food, 25-21,189 Drainage district, landowner negligence, costs, 31-364 Drug product selection, liability of practitioner or pharmacist, 38-28,113

Drunk driving, liability of person drawing blood, 37-1254.06, 60-4,164.01, 60-6,202 **Election workers, confidential** information, disclosure, 32-331 Electrical energy supplier, 81-2133, 81-2138 Emergency care, Gratuitous, 25-21,186 Provider employed by political subdivision, 13-1801 Emergency management workers, 81-829.55 Equine activities, 25-21,249 to 25-21,253 Evidence. Statement of injured person, 25-12,124 to 25-12,126 Subsequent remedial measures, 27-407 Federal depository insurance, claims against directors and officers, 25-21,240 Firefighters, contract with adjoining state for protection, 35-518 Guardian of minors, 30-2613 Hard of hearing pedestrian, 20-128 Hazardous materials, volunteers assisting cleanup, 81-1568 to 81-1570 Health Insurance Pool Act, Comprehensive, subrogation, 44-4230 Horses, equine activities, 25-21,249 to 25-21.253 Hospitals, See HOSPITAL-MEDICAL LIABILITY ACT, NEBRASKA; 44-2836 Hotels and inns, liability for loss of property, 41-208 to 41-213 Income tax deficiency, 77-2790 Injured persons, statements, use as evidence, 25-12,124 to 25-12,126 Investment Council, Nebraska, members, liability, 72-1237 Irrigation district, failure to deliver water. 46-160 Jails, county, liability of sheriff, 47-115, 47-116

NEGLIGENCE –Cont'd Joint and several, See JOINT AND SEVERAL LIABILITY Justification of force. Force, unauthorized, 28-1407 Mistake of law, 28-1414 Landlords and tenants. Fire damage, 76-1429 Negligence liability limitation, prohibited, 76-1415 Tenant liable for actions of quest, 76-1493 Landowner. Drainage district, 31-364 Recreational use, liability, 37-729 to 37-736, See also AGRITOURISM PROMOTION ACT, NEBRASKA; 82-601 Leased trucks, truck-tractors, and trailers, joint liability, 25-21,239 Liens, County clerk, 52-1316, 52-1604 Secretary of State, 52-1003, 52-1316, 52-1604 Livestock. Estrays, liability, 54-401 Forage vehicles, damages from transporting forage, 60-6,305 Male animal running at large, liability of owner. 54-304 Lottery, seizure of contraband goods, Equipment, 9-649 Tickets, 9-432 Medical, health care providers, See HOSPITAL-MEDICAL LIABILITY ACT, **NEBRASKA: 44-2836** Meteorological evaluation towers, marking requirements, failure to comply, 3-407.01 Mobile home rental agreement, 76-1475 Motor carrier transportation contracts, exculpatory provisions prohibited, 75-391 Motor Vehicle Industry Licensing Board, Nebraska, disciplinary actions, 60-1415

Motor vehicles. Certificate of title, negligent execution, actionable, 13-910, 81-8.219 Child passenger restraint systems, 60-6,269 Collision with livestock, standard of care, 25-21,274 Drunk driving, liability of person drawing blood, 60-4,164.01, 60-6,202 Livestock forage vehicles, damages from transporting forage, 60-6.305 Speeding violation, proof of proximate cause of accident, 60-6.194 State-owned, insurance, 81-8,239.07 Notary public, civil liability, 64-109 Officers of political subdivisions, liability insurance, payment of judgment, 13-1801 Personal representative, payment of claims. 30-2489 Physically disabled pedestrian, 20-128 Pickle cards, seizure of contraband aoods. 9-350 Political subdivisions, Officers, liability insurance, payment of judgment, 13-1801 School buses, 13-1208 Product liability, See PRODUCT LIABILITY Professional negligence, Abortion, consent violation, 28-327.04, 28-327.05 Hospital-Medical Liability Act, Nebraska, 44-2821, 44-2822, 44-2834, 44-2836 Public Service Commission, violations by railroads, 75-403 Raffle tickets, seizure as contraband, 9-432 Railroads. Employee or property, injury to, 25-21,184, 25-21,185 Violation of orders, 75-403 Real estate. Abstracts of title, 76-557

NEGLIGENCE –Cont'd Real estate -Cont'd Land surveyor, disciplinary actions, 81-8.123 Real estate professionals, disciplinary actions, 81-885.24 Remedial measures not admissible in evidence, when, 27-407 **Retirement Board, Public** Employees, members, liability, 84-1513 **Risk Manager, operation of motor** vehicle, liability insurance, 81-8,239.07 Safety deposit boxes, limitation of **liability**, 8-501 Sanitary and improvement district, snow and ice removal, 39-1405 Schools. Indemnification of employees and officers, 79-516 School buses, use by political subdivision, 13-1208 Transportation of pupils, liability insurance, 79-610 Secretary of State, Financing statements, 52-1316 Liens, 52-1003, 52-1604 Snow and ice removal, county board liability, 39-1405 Speeding violations, proof of proximate cause of accident, 60-6,194 Standards, 25-21, 185, 25-21, 185.07 to 25-21,185.12 Motor vehicle collision with livestock, 25-21,274 State property, lost, destroyed, or unaccounted for, 81-1118.02 Statement of injured person, use, 25-12,124 to 25-12,126 Taxation, income tax deficiency, 77-2790 Title standards for abstracts, 76-557 Tort claims. Against political subdivisions, See POLITICAL SUBDIVISIONS TORT CLAIMS ACT; 13-901 Against the state, See STATE TORT CLAIMS ACT; 81-8,209

Trucks hauling livestock forage, 60-6,305 Waste, prevention, 25-2129 Workers' Compensation Act, Nebraska, Compensation, when, 48-101 to 48-103 Emergency management workers, 81-829.55 Employer's liability, 48-102, 48-107 Willful negligence of employee, 48-109 to 48-111, 48-127, 48-151 **NEGOTIABLE INSTRUMENTS**, Article 3, UCC See also COMMERCIAL CODE. UNIFORM NEGOTIATED RULEMAKING ACT See generally STATE GOVERNMENT Act, how cited, 84-921 Committee, negotiated rulemaking, Authorized, 84-924 Expenses and per diem, 84-931 Membership, 84-928 Notice of establishment, 84-926, 84-927 Petition, 84-925 Powers and duties, 84-929 Report, 84-929 Termination, 84-927 Contracts for convenor or facilitator, 84-931 Convenor, 84-924, 84-931 Definitions, 84-923 Facilitator, 84-930, 84-931 Intent. 84-922 Judicial review, when allowed, 84-932 Notices, 84-926, 84-927 **NEPOTISM**

- See generally GOVERNMENT OFFICERS AND EMPLOYEES
- Political subdivisions, restrictions, 49-1499.04

State officials, Executive branch, prohibited, 49-1499.07

NEPOTISM –Cont'd

State officials –*Cont'd* Legislative and judicial branches, internal policies to prohibit encouraged, 49-1499.07

NET METERING

See ELECTRICITY

NEW HIRE REPORTING ACT

See generally CHILD SUPPORT Act, how cited, 48-2301 Definitions, 48-2302 Employers, Hire or rehire employee, report due, 48-2303 Immunity for disclosures under act, 48-2304 Multistate, transmission of reports, 48-2305 Fine, 48-2306 Report to Legislature, 48-2307 Rules and regulations, 48-2308

NEW MARKETS JOB GROWTH INVESTMENT ACT

See generally COMMUNITY DEVELOPMENT Act, how cited, 77-1101 Definitions, 77-1102 to 77-1112 Letter ruling, issuance, effect, 77-1119 Qualified equity investment, Ownership of earns tax credit, treatment, 77-1113, 77-1114 Qualified community development entity, certification of equity investment or debt as, procedure, 77-1116 Tax Commissioner, duties, 77-1115 to 77-1119 Tax credits, 77-1112 Earned, when, treatment, 77-1113, 77-1114 Fiscal year utilization limitation, 77-1115

Franchise tax credit, financial institutions, 77-3806

Gross premium or retaliatory tax credit, insurance companies, 44-150, 77-908 Income tax credit, Corporations, 77-2734.03 Estates and trusts, 77-2717 Individuals, 77-2715.07 Recapture, Cure period, 77-1118 When, 77-1117

NEWBORN CRITICAL CONGENITAL HEART DISEASE SCREENING ACT

See generally HEALTH CARE Act, how cited, 71-553 Definitions, 71-555 Department, duties, 71-557 Intent, 71-554 Newborn, critical congenital heart disease screening, required, 71-556

Rules and regulations, 71-557

NEWS MEDIA

See generally TELECOMMUNICATIONS Copyrighted material, sales and use tax exemption, 77-2704.39 Freedom of the press, Article I, section 5, Constitution of Nebraska. See also FREEDOM OF EXPRESSION Internet, See COMPUTERS Libel, See DEFAMATION Magazines and journals, unsolicited or expired, payment not required, 63-101 Newspapers, Digital voice delivery system, 63-105.63-106 Legal newspaper, defined, 25-523 Printing excess copies, prohibited, 63-102, 63-103 Sales and use tax exemption, when, 77-2704.07 Unsolicited or expired, payments not required, 63-101 Press associations, 86-601 to 86-610. See also TELEGRAPH COMPANIES

NEWS MEDIA –Cont'd Radio, See RADIO

Sources, nondisclosure of, See FREE FLOW OF INFORMATION ACT; 20-144 Telegraph, See TELEGRAPH

COMPANIES Television, See TELEVISION Cable television, See TELEVISION

NEWSPAPERS

See NEWS MEDIA

NEXT FRIEND

See generally LEGAL PROCEDURE Annulment of marriage of person under disability, 42-375 Child, spousal, or medical support, collection, 43-512.04, 43-1405 Costs of action, liability for, 25-308 Guardian ad litem, See GUARDIAN AD LITEM Guardians, See GUARDIANS Paternity determination, 43-512.02, 43-1411 Powers in action for infant, 25-307

Witness in action, 25-308

Workers' compensation action, 48-132

NIFA

See INVESTMENT FINANCE AUTHORITY ACT, NEBRASKA; 58-201

911 SERVICE

See EMERGENCY TELEPHONE COMMUNICATIONS SYSTEMS ACT; 86-420; ENHANCED WIRELESS 911 SERVICES ACT; 86-442

NIOBRARA SCENIC RIVER ACT

See generally RECREATION Act, how cited, 72-2004.01 Intent, 72-2005 Niobrara Council, Created, 72-2007 Game and Parks Commission, provide administrative support, 72-2008 Meetings, 72-2007

Powers and duties, 72-2008, 72-2010 Zoning duties and jurisdiction, 72-2010, 72-2012 Niobrara Council Fund, 72-2009 Niobrara scenic river corridor, Activities within, limitations, 72-2011 Defined, 72-2006 Zoning restrictions, 72-2010 NON-ENGLISH-SPEAKING WORKERS PROTECTION ACT See generally LABOR AND EMPLOYMENT Act, how cited, 48-2207 Definitions, 48-2208 Employer duties, Interpreter provided, when, 48-2209 Recruitment, 48-2209, 48-2210 Transportation, when, 48-2210 Violations, Civil action, authorized, 48-2212 Injunction, 48-2212 Penalty, 48-2211 Farm labor contractor, duties, See FARM LABOR CONTRACTORS ACT: 48-1701 **Injunction.** 48-2212 Meatpacking industry worker rights coordinator, powers and duties. 48-2213 Rules and regulations, 48-2214 NONFORFEITURE LAW FOR INDIVIDUAL DEFERRED ANNUITIES, STANDARD See generally CONTRACTS Applicability of law, 44-407.10, 44-407.23 Benefits. Additional, treatment, 44-407.22 Paid-up annuities, 44-407,18 Calculation of benefits, 44-407.21 Cash surrender benefit, 44-407.17 Contracts, provisions required, 44-407.11 Default, effect, 44-407.12 Law. how cited. 44-407.10 Maturity date, determination, 44-407.19

NONFORFEITURE LAW FOR INDIVIDUAL DEFERRED ANNUITIES, STANDARD -Cont'd Nonforfeiture, minimum amount, 44-407.13, 44-407.14 Present value, computation, 44-407.16 Rules and regulations, 44-407.23 Statement of benefits, required when, 44-407.20 NONFORFEITURE LAW FOR LIFE **INSURANCE, STANDARD** See generally INSURANCE Applicability of law, 44-407.06 Cash surrender value, Amounts, 44-407.02, 44-407.05 After January 1, 1985, 44-407.26 Provisions required, 44-407.01 Law, how cited, 44-407 Nonforfeiture benefit, Amounts, 44-407.03, 44-407.05 After January 1, 1985, 44-407.26 Provisions required, 44-407.01 Operative date, defined, 44-407.07 Premiums, Calculations, 44-407.04, 44-407.08, 44-407.09, 44-407.24 Future, plan, approval, 44-407.25 Present values, calculation, 44-407.04, 44-407.08, 44-407.09, 44-407.24 NONGAME AND ENDANGERED SPECIES CONSERVATION ACT See generally GAME LAW; 37-201 Act. How cited, 37-801 How construed, 37-810 Acts prohibited, 37-805, 37-806 Conservation or peace officer, powers, 37-809 Conservation programs, 37-805, 37-807 Definitions, 37-802 Endangered or threatened species, determination, 37-806 Fund, Wildlife Conservation, 37-811 Income tax check-off contribution, 77-27,119.01

Intent. 37-803. 37-804 Local law, effect, 37-806 Public notice, requirements, 37-806 Rules and regulations, 37-808 Transport restrictions, 37-806 Violations, penalty, 37-809 Wildlife, See WILDLIFE NONPROFIT CORPORATION ACT, NEBRASKA See generally CORPORATIONS Act. Applicability of, 21-1902, 21-19,174 How cited, 21-1901 Transitional provisions, 21-19,174 to 21-19.177 Articles of incorporation and bylaws, amendment of, Approval of third persons, 21-19,116 Articles of amendment, 21-19,109 Articles of correction, 21-1907 Authority to amend, 21-19,105 By directors, 21-19,106, 21-19,113 By directors and members, 21-19,107, 21-19,114 By judicial reorganization, 21-19,111 Class voting by members, 21-19,108, 21-19,115 Effect of amendment and restatement, 21-19,112 Membership reduction, termination, or cancellation, 21-19,117 Notice, 21-1915, 21-19,173 Restated articles of incorporation, 21-19,110 Assets. Mortgage of, 21-19,125 Sale, 21-19, 125, 21-19, 126 Attorney General, Derivative suits, notice to, 21-1949 Dissolution, notice to, 21-19,131 Intervention by, 21-1918 Notice of proceeding to, generally, 21-1918 Board of directors, Appointment, designation, election, 21-1971 Committees, 21-1985 Duties. 21-1968 Meetings, 21-1980 to 21-1983

NONPROFIT CORPORATION ACT. NEBRASKA -Cont'd **Board of directors** –*Cont'd* Quorum and voting, 21-1984 Requirements, 21-1968 Vacancy, 21-1978 Certificate of existence, 21-1911 Confidential records or information, disclosure, costs, immunity, 8-1401 to 8-1404 Definitions, 21-1914, 21-1996 Derivative suits, 21-1930, 21-1949 Directors. Appointment, designation, election, 21-1971 Compensation, 21-1979 Conduct, standards of, 21-1986 Conflict of interest, 21-1987 Indemnification by corporation, this heading Liability for unlawful distributions, 21-1989 Loans to or guarantees for, prohibited, 21-1988 Number of. 21-1970 Qualifications of, 21-1969 Removal, 21-1975 to 21-1977 Resignation, 21-1974 Terms of office, 21-1972, 21-1973 **Dissolution.** Articles of dissolution, 21-19,132 Claims against dissolved corporations, 21-19,135, 21-19.136 Effect of, 21-19,134 Involuntary, Administrative, 21-19,137 to 21-19.140 Judicial, 21-19,141 to 21-19,145 Notice. Of claims against corporation, 21-19,135, 21-19,136 Of dissolution, 21-1915, 21-19,173 To Attorney General, 21-19,131 Revocation of dissolution, 21-19,133 Sale of assets, 21-19,125, 21-19,126 Voluntary, 21-19,129 to 21-19,134 Distributions, 21-19, 127, 21-19, 128 Documents. Effective date, 21-1906

Evidence, certified copies, 21-1910 Filing requirements, 21-1903, 21-1908 Electronic transmission and filing, 84-511 Refusal to file, appeal, 21-1909 Forms. 21-1904 Signing false document, penalty, 21-1912 Evidence, certified copies, 21-1910 Existence, certificate of, 21-1911 Fees, 21-1905 Foreign corporations, Certificate of authority, 21-19,147 to 21-19,150, 21-19,157, 21-19.159 Certificate of withdrawal, 21-19,156 Corporate name, 21-19,151 Domestication procedure, 21-19,161 to 21-19,163 Organized under prior law, 21-19.164 Registered agent and office, 21-19,152 to 21-19,154 Reinstatement, 21-19,159, 21-19,160 Requirements to transact business, 21-19.146 Revocation of authority, 21-19,157 to 21-19.159 Service of process, 21-19,155 Transacting business without authority, 21-19,147 Withdrawal, 21-19,156 Forms, 21-1904 Indemnification by corporation, 21-1996 to 21-19.104 Applicability of sections, 21-19,104 Authority to indemnify, 21-1997 Court-ordered indemnification, 21-19,100 Definitions, 21-1996 Determination of indemnification. 21-19,101 Expenses, advance for, 21-1999 Indemnification of officers, employees, and agents, 21-19.102 Insurance, 21-19,103 Mandatory indemnification, 21-1998

NONPROFIT CORPORATION ACT. NEBRASKA – Cont'd Intent, 21-1902 Legislative power, 21-1902 Members and memberships, Admission of members, 21-1938 Consideration, 21-1939 Creditor's action against, 21-1945 Delegates, 21-1950 Derivative suits, 21-1949 Dues, assessments, and fees, 21-1944 Expulsion, 21-1947 Liability to third parties, 21-1943 Members, not required, 21-1940 Purchase of memberships, 21-1948 Resignation, 21-1946 Rights and obligations, differences in. 21-1941 Suspension, 21-1947 Termination, 21-1947 Transfers, 21-1942 Members' meetings, Action, By written ballot, 21-1958 By written consent, 21-1954 Meetings, Annual, 21-1951 Court-ordered, 21-1917, 21-1953 Quorum requirements, 21-1961 Regular, 21-1951 Special, 21-1952 Members' list for meeting, 21-1959 Notice of meeting, 21-1955 Record date, 21-1957 Waiver, 21-1956 Proxies, 21-1963 Voting, this heading Merger, Approval, 21-19,118 Articles of merger, 21-19,121 Bequests, devises, and gifts, 21-19.124 Effect of, 21-19,122 Foreign corporation, merger with, 21-19.123 Merger plan, 21-19,118, 21-19,120 Notice of, 21-1915, 21-19,173

Public benefit or religious corporations, procedure, 21-19,119 Names. Corporate name, requirements, 21-1931, 21-1933 Registered name, 21-1933 Reserved name, 21-1932 Notice. General provisions, 21-1915 Electronic means authorized, 21-1915 Members' meetings, notice of, 21-1955, 21-1956 Publication of, 21-19,173 Office and agent, Change of, 21-1935 Registered agent, 21-1934 Resignation, 21-1936 Registered office, 21-1934 Service of process on corporation, 21-1937 Officers, Conduct, standards of, 21-1992 Contract rights of, 21-1994 Documents, authority to execute, 21-1995 Duties and authority, 21-1991 Indemnification by corporation, this heading Loans to or guarantees for, prohibited, 21-1988 Required officers, 21-1990 Resignation and removal of, 21-1993 Organization, Articles of incorporation, 21-1921 Bylaws, 21-1925 Emergency bylaws and powers, 21-1926 Incorporation, effect, 21-1922 Incorporators, 21-1920 Notice of incorporation, 21-1915, 21-19.173 Organizational meeting, 21-1924 Preincorporation transactions, liability for, 21-1923 Private foundations, requirements, 21-1916 Publication of notices, 21-19,173

NONPROFIT CORPORATION ACT. NEBRASKA – Cont'd Purposes and powers, Derivative actions, 21-1930 Emergency powers, 21-1929 General powers, 21-1928 Purposes, 21-1927 Ultra vires, 21-1930 Records and reports, Biennial report, 21-19,172 Corporate records, 21-19,165 Court-ordered inspection, 21-19,168 Financial statements, 21-19,170 Indemnification, 21-19,171 Inspection by members, 21-19,166, 21-19.167 Membership list, limitations on use, 21-19.169 Reinstatement. Following administrative dissolution, 21-19,139, 21-19,140 Foreign corporation, 21-19,159, 21-19,160 **Religious organization**, constitutional protections, Article I, section 4, Constitution of Nebraska, 21-1919 Secretary of State, powers, 21-1913 Service of process on corporation, 21-1937, 21-19,155 Transitional provisions, Applicability of act, 21-19,174 Designation of domestic corporations, 21-19,177 Foreign corporation, subject to act, effect, 21-19,175 Repeal of former law, effect, 21-19,176 Ultra vires, 21-1930 Violations, signing false documents, 21-1912 Voting, Agreements, 21-1967 Corporation's acceptance of votes, 21-1966 Court-ordered, 21-1917 Directors, voting for, 21-1964, 21-1965 Entitlement, 21-1960 Proxies, 21-1963

Requirements, 21-1962

NONPROFIT CORPORATIONS See generally CORPORATIONS Agricultural corporations, refunding debentures, 2-1301, 2 - 1302Charitable organizations, See CHARITABLE ORGANIZATIONS Financial data protection, See FINANCIAL DATA PROTECTION AND CONSUMER NOTIFICATION OF DATA SECURITY BREACH ACT OF 2006; 87-801 Fontenelle Forest Association, grant of charter, 21-1101 Food, donated, liability, limitations, 25-21.189 Hospitals, sale of, See NONPROFIT HOSPITAL SALE ACT; 71-20,102 Liability, limitations, 25-21,190 to 25-21,193 Liquor licenses, See LIQUOR CONTROL ACT, NEBRASKA; 53-101 Officers, executive, workers' compensation insurance coverage, when, 48-115 **Organization**, See NONPROFIT CORPORATION ACT, NEBRASKA; 21-1901 **Religious associations**, Constitutional protections, Article I, section 4, Constitution of Nebraska, 21-1919 Termination, Name, use restrictions, 21-2803 Property, treatment, 21-2801, 21-2802 Sales and use tax exemption for certain medical care or service providers, 77-2704.12 NONPROFIT HOSPITAL SALE ACT See generally HOSPITALS Acquisition of hospital, approval required, procedure, 71-20,104 Act. How cited, 71-20,102 How construed, 71-20,112 to 71-

20,114

NONPROFIT HOSPITAL SALE ACT –Cont'd Appeal, 71-20,107 Application, 71-20, 104, 71-20, 105 Review, 71-20,105, 71-20,107 to 71-20.109 Attorney General, duties, 71-20,105 to 71-20,108, 71-20,111, 71-20,114 Commitment to affected community, required, 71-20,109, 71-20.110 Common-law authority, effect on, 71-20,114 Declaratory judgment, action, 71-20.107 **Definitions**, 71-20,103 Department, duties, 71-20,105 to 71-20,107, 71-20,109 Hearing, 71-20,106 Licensure, 71-20,110, 71-20,112 Requirements, 71-20,104, 71-20,109,71-20,110 Review of application, 71-20,105, 71-20,107 to 71-20,109 NONRECOURSE CIVIL LITIGATION ACT

See generally CONSUMERS Act, how cited, 25-3301 Civil litigation funding company, Communication with attorney, no effect on privileges, 25-3306 Prohibited acts, 25-3304 Registration. Certificate of registration, 25-3309 Fee and renewal fee, 25-3308 Required, procedure, 25-3307 Report, contents, 25-3309 Contracts for nonrecourse civil

litigation funding, Fees, restrictions, 25-3305

Requirements, 25-3303 Definitions, 25-3302

Secretary of State, duties, 25-3309, 84-907.03

NONSTOCK COOPERATIVE MARKETING ACT See generally CORPORATIONS Act. how cited. 21-1401 Applicability of corporation law, 21-1414 Articles of incorporation, Contents, 21-1403 Fees, 21-1404 Filing, 21-1404 Breach of contract, 21-1410 Bylaws, 21-1407 Definitions, 21-1401 Federation of associations, 21-1411 Filings, electronic transmission and filing, 84-511 Formation, purposes, 21-1402 Liability, members, 21-1406 Meetings, 21-1408 Membership, 21-1406 Name. restriction, 21-1412 Powers. 21-1405 Voting rights, 21-1406

NORRIS. GEORGE W.

See HISTORICAL SOCIETY, NEBRASKA STATE; HOLIDAYS

NOTARY PUBLIC

See generally LEGAL PROCEDURE Acts prohibited, 64-105, 64-105.03 Affirmations, power to administer, 64-107, 64-107.01 Application, 64-102 Bond, 64-102 Filing fee, 33-102 Change of name, effect, 64-114 Change of residence, duties, 64-105.04 Commission. Appointment, 64-101 Fee, 33-102 Procedure, 64-103 Renewal, procedure, 64-104 **Disciplinary actions**, 64-113 Disgualified, when, 64-105.01 Fees charged, 33-133 Public employees, charging prohibited, 33-133 Identification requirements for principal, 64-105 Liability, civil, 64-109 Malfeasance in office, 64-113

NOTARY PUBLIC -Cont'd Negotiable instruments, certificate of dishonor, UCC 3-505, See also COMMERCIAL CODE, UNIFORM Notarial acts, Prohibited, when, 64-105, 64-105.01 Recognition of, 64-107, See also **RECOGNITION OF** ACKNOWLEDGMENTS ACT, UNIFORM; 64-201 Signature verification requirements, 64-105.02 Oaths, power to administer, 64-107, 64-107.01 Powers and duties, 64-107 Principal presence and identification, 64-105 Signature verification requirements, 64-105.02 Protest, evidence of dishonor, 25-1213 Public employees, fee prohibited, 33-133 Qualifications, 64-101, 64-101.01 Removal from state, termination, 64-112 Renewal procedure, 64-104 Rules and regulations, 64-119 Seal, 64-118, 64-210 Ink stamp, 64-210 Secretary of State, duties, 64-101 to 64-105.04, 64-112, 64-113, 64-202, 64-210 Summons, powers to issue, 64-108 **Term**, 64-101 Unauthorized practice of law, prohibited, 64-105.03 NOVELTY LIGHTERS See POPULAR NAMES NOXIOUS WEED CONTROL ACT See generally REAL ESTATE Act, how cited, 2-945.01 Action, authorized, 2-964.01 Advisory committee, 2-965.01 **Appeal**, 2-960

Authority, weed control, Election, 32-531 Established, 2-953.01, 2-953.02

Expenses, 2-953.02, 2-954 Inspections, 2-961 Powers and duties, 2-954, 2-965 Real estate, how treated, 2-966 Contested cases, 84-917 to 84-919, See also ADMINISTRATIVE PROCEDURE ACT Control, landowner's duty, 2-952 Costs, 2-946.01, 2-946.02, 2-956, 2-960 Definitions, 2-953 Employees, expense reimbursement, See LOCAL GOVERNMENT MISCELLANEOUS EXPENDITURE ACT; 13-2201 Enforcement, 2-954, 2-963 Procedure, 2-955 Equipment, 2-946.01, 2-959 Eradication of weeds, City funds, 2-946.01, 2-946.02 County funds, 2-946.01 Grant funds, 2-958.02 Stream vegetation management, 2-958.02 Project without individual notice, procedure, 2-965 Fines and penalties, 2-955 Funds. Noxious Weed and Invasive Plant Species Assistance Fund, 2-958.01 Noxious Weed Cash Fund, 2-958 Noxious weed control funds, authorized, 2-958 Grant program, 2-958.02 Hearing, 2-955, 2-960 Intent. 2-945.02 List, 2-957 Meetings, open, See OPEN MEETINGS ACT; 84-1407 Notice. General notice, when, 2-965 Individual, how served, 2-962 Prevent dissemination, powers, 2-957 Public records, Access, 84-712 to 84-712.09, See also PUBLIC RECORDS Settled claims, requirements, 84-713

NOXIOUS WEED CONTROL ACT -Cont'd

Rulemaking, See ADMINISTRATIVE PROCEDURE ACT; 84-901; NEGOTIATED RULEMAKING ACT; 84-921

Superintendent, continuing education, 2-954.02 Violation, penalty, 2-957, 2-963

NUCLEAR MATERIALS OR ENERGY

See RADIOACTIVE MATERIALS

NUISANCE

See generally ACTIONS Action, maintaining, 28-822, 28-1321 Airport, encroachment on protection privileges, 3-205 Airport hazard, 3-302 Airspace, erection of prohibited structures, 3-409 Barber Act, violation, 71-220.01 Beekeeping, when, 81-2,169 Bingo, operation without a license, 9-230 Birds, nuisance control regulations, 37-563 Buildings, fire hazards, 81-520 Cities and villages, 18-1720, 18-1722, See also CITIES OF THE FIRST CLASS; CITIES OF THE METROPOLITAN CLASS; CITIES OF THE PRIMARY CLASS; CITIES OF THE SECOND CLASS: VILLAGES Common carrier or contract vehicle, when, 75-309.01 Counties, power to regulate, 23-174.10 Crematory, nuisance when, abatement, 71-1371 **Dead animals**, 28-1305 Fair officials, authorized to remove nuisance, 2-220 Farm operation, not a nuisance, when, 2-4403 Fence, division fence, failure to

Fence, division fence, failure to maintain, private nuisance, 34-103

Fire hazards, buildings, 81-520

Firearm. confiscated. declared public nuisance, 28-1204.04 Grain warehouse, not a nuisance, when, 2-4403 Hedges and trees, failure of landowner to trim, 39-1812, 39-1813 Highway, unauthorized signs, 60-6,127,60-6,128 Hunting device contrary to the Game Law, 37-623 Investment Finance Authority Act, Nebraska. Abatement, defined, 58-207.01 Cost to abate environmental hazard, 58-219 Junkyards, nonconforming, 39-2609 Lead projects, certification requirements, See RESIDENTIAL LEAD-BASED PAINT PROFESSIONS PRACTICE ACT; 71-6318 Liquor Control Act, Nebraska, violation declared, 53-190, 53-199 Lottery, gross proceeds violation, 9-422 Membership Campground Act, violation, abatement action, 76-2118 Moral offenses, enjoin as nuisance, 28-822, 28-825 Mosquito control, county and city of primary class, 71-2917, 71-2918 Motor vehicle, operator's license invalid, 60-4,110 Obscenity, enjoin as nuisance, 28-807 to 28-829 Offensive matter, 28-1303, 28-1305 Pollution of land and air, Declared a public nuisance, when, 81-1506 Department of Environmental Quality, duties, 81-1504 Variances from rules, 81-1513 Public grain warehouse, not a nuisance, when, 2-4403

NUISANCE – Cont'd Radioactive materials, declared common nuisance, impound, when, 71-3516, 71-3516.01, See also RADIATION CONTROL ACT Raffle, gross proceeds violation, 9-422 Swimming pools, violation of sanitary and safety requirements, 71-4307 Trees, dead or diseased, 16-207, 17-555 Village ordinance regulating, 17-207 Water, stagnant or putrid, 28-1303, 71-2917, 71-2918 Weeds, See WEEDS NURSE ANESTHETISTS See NURSES NURSE LICENSURE COMPACT See NURSES NURSE PRACTICE ACT See generally PROFESSIONS AND OCCUPATIONS Act, how cited, 38-2201 Board of Nursing, 38-167, See also CREDENTIALING ACT, UNIFORM Duties, 38-2216 Members, qualifications, 38-2213, 38-2214 Compact, Nurse Licensure, 71-1795 Administrator, 38-2215 Disciplinary actions, limitations imposed, 38-2231 Reciprocity requirements, 38-2224 Consultants, practice and education, 38-2215 Definitions, 38-2202 to 38-2212 **Disciplinary actions, limitations** imposed by compact, 38-2231 Examination. 38-2222 Executive director, 38-2215 Fees, renewal, 71-17,113 Health maintenance activities. authorized, 38-2219 Investigators, 38-2215

Pain management, use of controlled substances in, 71-2418 to 71-2420 Practice of nursing, licensure, See also CREDENTIALING ACT. UNIFORM; 38-101 License, inactive status, reinstatement, 38-2226 Multistate, compact requirements, 38-2224, 71-1795 Practical nurse, licensure, See also LICENSED PRACTICAL NURSE-CERTIFIED PRACTICE ACT: 38-1601 Requirements, 38-2221 Registered nurse, licensure requirements, 38-2220 Renewal, 71-17,113 Required, 38-2217 Temporary license, 38-2225 Practices permitted, 38-2218 Programs, approval procedure, 38-2232 to 38-2236 Reciprocity. Compact, requirements, 38-2224 Continuing competency requirements, 38-2223 Rules and regulations, 38-2216 Title. Includes multistate licensure under compact, 38-2228 Restriction, 38-2228 Use of, 38-2228 to 38-2230 NURSE PRACTITIONER PRACTICE ACT See generally PROFESSIONS AND **OCCUPATIONS** Act, how cited, 38-2301 Definitions, 38-2302 to 38-2314.01 **Disciplinary action, additional** grounds for, 38-2324 Exempt acts, 38-2316 Liability insurance, when required, 38-2320 Nurse practitioner licensure, See also CREDENTIALING ACT, UNIFORM; 38-101 License renewal, 38-2319 License requirements, 38-2317, 38-2322

NURSE PRACTITIONER PRACTICE ACT –Cont'd

Nurse practitioner licensure -Cont'd,

License requirements –*Cont'd* Licensure under, *See* ADVANCED PRACTICE REGISTERED NURSE PRACTICE ACT; 38-201 Temporary permit, requirements, 38-2318

Preceptorship, 38-2313

Program, nurse practitioner, requirements, 38-2305

Scope of practice, 38-2315

Title, use of, 38-2321

Training program, requirements, 38-2305

Transition-to-practice agreement, 38-2322, 38-2323

NURSERIES AND NURSERY STOCK

See generally AGRICULTURAL PRODUCTS

Landscape architects, See PROFESSIONAL LANDSCAPE ARCHITECTS ACT; 81-8,183.01 Regulation, See PLANT PROTECTION

AND PLANT PEST ACT; 2-1072

NURSES

See generally PROFESSIONS AND OCCUPATIONS

Abuse, duty to report, Child, 28-711, See also CHILD PROTECTION AND FAMILY SAFETY ACT

Vulnerable adult, 28-372

Advanced practice registered nurses, See AdvAnced PRACTICE REGISTERED NURSE PRACTICE ACT; 38-201

Anesthetist, licensure, See CERTIFIED REGISTERED NURSE ANESTHETIST PRACTICE ACT; 38-701

Clinical nurse specialists, See CLINICAL NURSE SPECIALIST PRACTICE ACT; 38-901

Community nurses, 71-1637 to 71-1639 Compact, Nurse Licensure, 71-1795, See also NURSE PRACTICE ACT; 38-2201 Controlled substances, See CONTROLLED SUBSTANCES ACT, UNIFORM; 28-401 Criminal background check, when required, 38-131 Death of person during apprehension or custody, nurse's duty, 23-1821 Diseases, See also DISEASES AND INJURIES Care providers, exposure procedures, 71-506 to 71-514.05 Home health care, 71-1637 to 71-1639, See also HOME HEALTH CARE Immunizations, exchange of information, 71-539 to 71-544, See also IMMUNIZATIONS Licensed practical nurses, See LICENSED PRACTICAL NURSE-CERTIFIED PRACTICE ACT; 38-1601; NURSE PRACTICE ACT; 38-2201 Licensure, multistate, 71-1795, See also NURSE PRACTICE ACT; 38-2201 Lien for services, 52-401 Malpractice, See MALPRACTICE Medication aides, See MEDICATION AIDE ACT; 71-6718 Midwives, See MIDWIFERY PRACTICE ACT, CERTIFIED NURSE; 38-601 **Peer review,** See PEER REVIEW Practical nurses, See LICENSED PRACTICAL NURSE-CERTIFIED PRACTICE ACT; 38-1601; NURSE PRACTICE ACT; 38-2201 **Registered nurses**, See NURSE PRACTICE ACT; 38-2201 Shortage, action to alleviate, See CENTER FOR NURSING ACT, NEBRASKA; 71-1796 Student loans, See FINANCIAL AID FOR POSTSECONDARY EDUCATION STUDENTS Nurses, See NURSING STUDENT LOAN

ACT; 71-17,101

NURSES –Cont'd Student loans –Cont'd Nursing faculty, See NURSING FACULTY STUDENT LOAN ACT; 71-17,108

NURSING FACILITY QUALITY ASSURANCE ASSESSMENT ACT

See generally HEALTH CARE FACILITIES Act, how cited, 68-1901 **Definitions**, 68-1902 to 68-1916 Fund, Nursing Facility Quality Assurance. Created, 68-1926 Use, 68-1926 Medicaid state plan, amendment and waiver requests, 68-1927 Nursing facility or skilled nursing facility, Fund to enhance rates paid under the medical assistance program, 68-1926 Grievance hearing, petition, 68-1929 Medicaid cost report, quality assurance assessment, how treated, 68-1923 Quality assurance assessment, Aggregate, limitation, 68-1920 Collect and remit to fund, 68-1922 Computation, 68-1917 Discontinued, when, treatment, 68-1928 Exempt providers, 68-1918 Payments, Failure to pay Collection methods, 68-1925 Penalty, 68-1925 Waiver, when, 68-1925 Form, 68-1921 Withholding authorized, 68-1925 Reduction, when, 68-1919 Underpayment or overpayment, notice, 68-1924 Rules and regulations, 68-1930 NURSING FACULTY STUDENT LOAN ACT

See generally POSTSECONDARY EDUCATION Act, how cited, 71-17,108

Definitions, 71-17,109 Department, powers and duties, 71-17,114 to 71-17,116 Fund, Nursing Faculty Student Loan Cash, 71-17,112 License renewal extra fee, 71-17,113 Loans. Distribution, conditions, 71-17,111 Eligibility, 71-17,110 **Report**, 71-17,115 Rules and regulations, 71-17,116 NURSING HOME ACT, NEBRASKA See generally HEALTH CARE FACILITIES Access to residents, 71-6019, 71-6020 Refusal, 71-6021 Act, how cited, 71-6037 Citations, 71-6021 Appeal, 71-452 to 71-455 Definitions, 71-6008 to 71-6017.01 Discharge of resident, 71-6022, 71-6023 Facilities. Licensure, requirements, 71-6023.01, See also HEALTH CARE FACILITY LICENSURE ACT; 71-401 Nursing requirements, waiver, procedure, 71-6018.01, 71-6018.02 Inspections, 71-440, 71-441 Access, 71-6021 Intent, 71-6052 Licensure, requirements, 71-6023.01, See also HEALTH CARE FACILITY LICENSURE ACT; 71-401 Medicaid resident, transfer, 71-6023.01 Nursing requirements, waiver procedure, Nursing facility, 71-6018.01 Skilled nursing facility, 71-6018.02 **Receivership**, 71-2084 to 71-2096 Transfer or discharge of resident, 71-6022, 71-6023 Visitation, 71-6020, 71-6021

NURSING HOME ADMINISTRATOR PRACTICE ACT

NURSING HOME ADMINISTRATOR **PRACTICE ACT** –Cont'd See generally PROFESSIONS AND **OCCUPATIONS** Act, how cited, 38-2401 Administrator. Acting administrator, provisional license, 38-2423 **Board of Nursing Home** Administration, 38-167, See also CREDENTIALING ACT, UNIFORM Members, qualifications, 38-2417 Continuing competency providers, approval, 38-2424 Definitions, 38-2402 to 38-2416 Fees, 38-2424, 38-2425 Licensure, See also CREDENTIALING ACT. UNIFORM: 38-101 Administrator for facility for head injuries and disorders, Qualifications, 38-2426 Nursing home administrator, Certified preceptor, 38-2420 Administrator-in-training, 38-2420 Mentoring program, 38-2420 Examination, 38-2422 Qualifications, 38-2419 Reciprocity, 38-2421 When required, 38-2418 Nursing home, administration requirements, 38-2418 Peer review authorized, See PEER REVIEW NURSING HOME ADMINISTRATORS

See generally PROFESSIONS AND OCCUPATIONS

Licensure, See NURSING HOME ADMINISTRATOR PRACTICE ACT; 38-2401

NURSING HOMES

See generally HEALTH CARE FACILITIES Administrator, requirements, licensure, See NURSING HOME ADMINISTRATOR PRACTICE ACT; 38-2401 Admission, access, and other procedures, See NURSING HOME ACT, NEBRASKA; 71-6008 Advocate for consumer, See LONG-TERM CARE OMBUDSMAN ACT; 81-2237 Alzheimer's disease, special care, See ALZHEIMER'S SPECIAL CARE DISCLOSURE ACT; 71-516.01 Applicability of law, 71-6052 Assisted-living facilities, See ASSISTED-LIVING FACILITIES Assistive devices. See ASSISTIVE **TECHNOLOGY REGULATION ACT; 69-**2601 Billing, itemized statement, duty to **provide**, 71-464 Care providers, health risks, See also DISEASES AND INJURIES Disease exposure procedures, 71-506 to 71-514.05 Cities of the second class, manage and operate, 17-961 to 17-966 Council. Nursing Home Advisory, 71-6044 to 71-6050 Definitions, 71-424, 71-429, 71-6043 Dental preventive services, dental hygienist authorized to perform, 38-1130 Department, establish and operate facilities, 83-392 Emergency box drugs, See EMERGENCY BOX DRUG ACT; 71-2410 Financing long-term care costs, tax incentive, See LONG-TERM CARE SAVINGS PLAN ACT; 77-6101 Home health care, See HOME HEALTH CARE Inspections, 71-440, 71-441 Insurance for long-term care, See LONG-TERM CARE INSURANCE ACT; 44-4501 License. Disciplinary action, See HEALTH CARE FACILITY LICENSURE ACT; 71-401 Inspections, 71-440, 71-441 Operation without license, report, 71-6051

NURSING HOMES –Cont'd License –Cont'd Procedure, See HEALTH CARE FACILITY LICENSURE ACT; 71-401 Retention requirement, 71-6023.01, See also NURSING HOME ACT. NEBRASKA Long-term care beds, Certificate of need, activities requiring, 71-5829.03, 71-5829.05 Moratorium, exceptions, 71-5829.04 Long-term care ombudsman, See LONG-TERM CARE OMBUDSMAN ACT; 81-2237 Long-Term Care Partnership **Program**, 68-1095.01 Malpractice, See MALPRACTICE Medicaid, See also MEDICAL ASSISTANCE ACT; 68-901 Nursing facilities and skilled nursing facilities, pay quality assurance assessment to increase medicaid payments to, See NURSING FACILITY QUALITY ASSURANCE ASSESSMENT ACT; 68-1901 Program, violations, civil penalties, 71-2097 to 71-20,101 Medications, Emergency box, See EMERGENCY BOX DRUG ACT; 71-2410 Medication aides, See MEDICATION AIDE ACT; 71-6718 Offer patients certain onsite vaccinations, 71-468, 71-469 Rules and regulations, 71-6743 Nursing assistants, Definitions, 71-6038 Eligible for Licensee Assistance Program, 71-6039.06 Enforcement, 71-6042 Health risks, See also DISEASES AND **INJURIES** Disease exposure procedures, 71-506 to 71-514.05 Nurses ineligible, 71-6039 Qualifications, 71-6039 Rules and regulations, 71-6041 Training, 71-6040

Ombudsman, See LONG-TERM CARE OMBUDSMAN ACT; 81-2237 Paid dining assistants, Definitions, 71-6038 Eligible for Licensee Assistance Program, 71-6039.06 Enforcement, 71-6042 Nursing home, duties, 71-6039.05 Permitted activities, 71-6039.02 Qualifications, 71-6039.01 Registry, 71-6039.04 Rules and regulations, 71-6041 Training, 71-6040 Requirements, 71-6039.03 Preadmission screening, Medicaid waiver funds, use, 81-2268 Rules and regulations, 81-2271 Statewide project, established, 81-2269 Waived, when, 81-2269 Private health care institution, project funding, See EDUCATIONAL, HEALTH, AND SOCIAL SERVICES FINANCE AUTHORITY ACT, NEBRASKA; 58-801 **Receivership**, 71-2084 to 71-2096 Rehabilitation beds, moratorium, exceptions, 71-5829.06 Rules and regulations, admission, access, and other procedures, See NURSING HOME ACT. NEBRASKA; 71-6008 Services, purchase on sliding-fee schedule, 81-2270 Smoking restrictions, See CLEAN INDOOR AIR ACT, NEBRASKA; 71-5716 Staffing exemption, 71-6018.01, 71-6018.02 Village, manage and operate, 17-961 to 17-966 NURSING STUDENT LOAN ACT See generally POSTSECONDARY EDUCATION Act, how cited, 71-17,101 **Definitions**, 71-17,102 Department, duties, 71-17,103

Fund, Nursing Student Loan Cash, 71-17,107

-*Cont'd* Loans, Eligibility, 71-17,104 Repayment, when, 71-17,105 Restrictions, 71-17,105 **Rules and regulations**, 71-17,106

NUTRITIONISTS

See MEDICAL NUTRITION THERAPISTS

þ

OATHS AND AFFIRMATIONS See generally LEGAL PROCEDURE Acknowledgments, See ACKNOWLEDGMENTS Affirmation, allowed when, 25-2220 Assessors, power to administer, 23-3207 Civil proceedings, use of affirmation, 25-2220 Clerk magistrates, power to administer, 24-1002 Constitutional oath. Article XV. section 1, Constitution of Nebraska County clerks, power to administer, 23-1307, 32-242 Court clerks, power to administer, 24-1002 Courts, power to administer, 24-1002 Definitions, 28-916.01, 49-801 Election workers, power to administer, 32-242 Election commissioners, 23-1307, 32-242 False statement, penalty, 28-915.01 Judges, power to administer, 24-1002 National Guard, Nebraska, commissioned officers, power to administer, 55-140 Notary publics, power to administer, 64-107, 64-107.01, See also NOTARY PUBLIC Officers of state and political subdivisions, official bonds and oaths, 11-101 to 11-130

Perjury, See PERJURY Recognition of, See RECOGNITION OF ACKNOWLEDGMENTS ACT, UNIFORM: 64-201 Refusal to be sworn, 25-1229, 25-1231 Religious beliefs, effect, Article I, section 4, Constitution of Nebraska Reporting of fees, 33-153 **OBJECTIONS AND EXCEPTIONS** See generally LEGAL PROCEDURE Administrative proceedings, content of record, 84-917 Bill of exceptions, See also APPEALS AND REVIEWS County court appeal, 25-2733 Motions to suppress, appeal, 29-825 Preparation, 25-1140, 25-1140.08, 25-1140.09, 29-2020 Statement of defendant, review, 29-117 Commitment proceedings, objections to discovery, 71-949 Criminal cases, Appeal by defendant, 25-2728, 29-2020 Appeal by prosecuting attorney, 25-2728, 29-2315.01, 29-2317, 29-2319 Definition of exception, 25-1138 Discriminatory housing practice, failure to raise objection before hearing officer, effect, 20-339 Forcible entry and detainer, 25-21,229 Indictment, exceptions, 29-1806, 29-1807 Jury instructions, exceptions, how made, 25-1114 Not required to preserve rights, when, 25-1139 Preservation of evidence objected to, 27-612 Referee, signing of exceptions, 25-1134 Repetition of objection not required, when, 25-1141 Required, when, 25-1139, 27-103

OBJECTIONS AND EXCEPTIONS -Cont'd Statement of defendant, suppression, 29-115 to 29-118 Summary jury trial, objection procedure, 25-1156 Testimony by presiding judge, objection not required, 27-605 Unlawful search or seizure, 29-822, 29-825 When not required to preserve rights, 25-1139 Witness called by judge, objection, when made, 27-614 OBSCENITY See generally CRIMES AND OFFENSES Action, nuisance, procedure, 28-821 to 28-825 Acts prohibited, 28-810 to 28-813.01 Declaratory judgments, 28-816, 28-820 Defenses, 28-810, 28-815 Definitions. 28-807 Injunctions, 28-817, 28-818 Jury, guidelines, 28-814 Local law, treatment, 28-829 Minors. Defense to prosecution, 28-810 Employment, 28-811 False representation, 28-811 Literature and material, sell or deliver to, 28-808 Motion pictures, 28-809 Sexually explicit visual depiction, As evidence in a proceeding. custody restrictions, 27-1301 Possession prohibited, 28-813.01 Nuisance action, procedure, 28-821 to 28-825 Processor of print or film, immune from liability, 28-813.02 Property, treatment, 28-827 Prosecution, right to material, when, 28-828 Service, effect, 28-819 **Standard**, 28-814 Tenant, conviction of offense, effect. 28-826 Trial, 28-814

OCCUPANT PROTECTION SYSTEMS See SEAT BELTS

OCCUPATION TAX

See generally TAXATION Admissions, license or occupation tax on, 77-27,223 to 77-27,227 Amusement device, 77-3004, 77-3005, 77-3009 Bank, exemption from payment, 21-321 Business improvement district, 19-4031. See also BUSINESS IMPROVEMENT DISTRICT ACT Business improvement districts, 19-4018 Cable television franchisee, County, 23-386 Municipality, 18-2204 Carnivals, amusement devices, See MECHANICAL AMUSEMENT DEVICE TAX ACT; 77-3001 City of the first class, General power, 16-205 New tax or increased rate. procedure, 18-1208 City of the metropolitan class, General power, 14-109 New tax or increased rate, procedure, 18-1208 City of the primary class, General power, 15-202, 15-203 New tax or increased rate, procedure, 18-1208 City of the second class, General power, 17-525 New tax or increased rate. procedure, 18-1208 Cooperative farm land company, payment in lieu, 21-1336 to 21-1338 Corporations, Collection, 21-314, 21-315 Report, 21-311 Dissolution, certificate required, 21-322 Exemptions, 21-321 Failure to pay or file, 21-313

OCCUPATION TAX -Cont'd Corporations -Cont'd, Failure to pay or file -Cont'd Domestic corporation, Administrative dissolution, 21-313, 21-323, 21-325 Reinstatement, conditions, 21-323.01, 21-323.02 Foreign corporation, Authority to transact business revoked, 21-313 Reinstatement, conditions, 21-325.01, 21-325.02 Lien, 21-312 Notice, 21-323, 21-325 Investigations, 21-319 Liability of officers and employees, statutes of limitation, 77-1783.01 List, 21-318 Paid-up capital stock, defined, 21-329 Refund, Of excess payment, 21-330 Procedure, appeal, 21-328 Report and tax, biennial, Domestic corporations, 21-301 to 21-303 Foreign corporations, 21-304 to 21-306 Counties. Cable television franchisee, 23-386 On admissions, 77-27,223 to 77-27.227 Exemption from payment, banks, building and loan associations, and insurance companies, 21-321 Fire insurance company, 35-106 In lieu of tax payments, Article VIII, sections 2 and 11, Constitution of Nebraska, 70-651.05 Insurance company, Exemption from payment, 21-321 Fire company, 35-106 Liquor licensees, 53-123.17, 53-124, 53-124.12, 53-132 Livestock auction markets, 54-1173 Natural resources districts, 2-3226.05

Public power district, in lieu of tax payments, Article VIII, section 11, Constitution of Nebraska, 70-651.05 Restrictions on imposition, Airport, 3-236 Bingo licensee, 9-239 Horseracing licensee, 2-1208 Metropolitan utilities district, 14-2138, 14-2139 Pickle card licensee, 9-344 State lottery, 9-811 Savings and loan association, exemption from payment, 21-321 Tax Expenditure Reporting Act, application to occupation tax, 77-381 Taxation, See TAXATION Villages, General power, 17-525 New tax or increased rate, procedure, 18-1208 **OCCUPATIONAL THERAPISTS** See generally PROFESSIONS AND OCCUPATIONS Licensure, See OCCUPATIONAL THERAPY PRACTICE ACT; 38-2501 **OCCUPATIONAL THERAPY** PRACTICE ACT See generally PROFESSIONS AND **OCCUPATIONS** Act, how cited, 38-2501 **Board of Occupational Therapy** Practice, 38-167, See also CREDENTIALING ACT, UNIFORM Members, gualifications, 38-2515 Continuing competency requirements, 38-2521, 38-2522 Definitions, 38-2503 to 38-2514 Fees, 38-2524 Intent, 38-2502 Licensure, See also CREDENTIALING ACT, UNIFORM; 38-101 Continuing competency requirements, 38-2522, 38-2523 Examination, 38-2520 Reciprocity, 38-2523

OCCUPATIONAL THERAPY **PRACTICE ACT** –Cont'd Licensure –Cont'd Required, 38-2516 Requirements, 38-2518 **Occupational therapist**, Licensure, this heading Physical agent modalities, certification required, 38-2530 Services authorized, 38-2526 Occupational therapy aide, supervision requirements, 38-2525 Occupational therapy assistant, Licensure, this heading Supervision required, 38-2527 Peer review authorized, See PEER REVIEW Physical agent modalities, requirements, 38-2530 Rules and regulations, 38-2531 Scope of practice, 38-2516 Services. Direct public access, 38-2529 Referrals, requirements, 38-2528 Temporary permit, 38-2517 OCCUPATIONS See PROFESSIONS AND OCCUPATIONS ODOMETERS See MOTOR VEHICLES OFFER OF JUDGMENT See generally CIVIL PROCEDURE Continuance, 25-902 County court, 25-2718, 25-2738 Frivolous actions, factor in determining attorney's fees, 25-824.01 Procedure, 25-901, 25-902 OFFICE OF CHIEF INFORMATION OFFICER

See ADMINISTRATIVE SERVICES, DEPARTMENT OF OFFICE OF INSPECTOR GENERAL **OF NEBRASKA CHILD** WELFARE ACT See generally STATE OFFICERS AND **EMPLOYEES** Act, how cited, 43-4301 Complaints to office, Form, 43-4320 Investigation of, priority and selection, 43-4320, 43-4330 Cooperation with office, Failure to. effect. 43-4322 When required, 43-4318, 43-4321 **Definitions**, 43-4303 to 43-4316 Duties, 43-4318 **Employees**, 43-4317 Inspector General, Appointment, term, 43-4317 Certification, 43-4317 Child abuse, duty to report, 28-711 Powers, 43-4323 Intent, 43-4302 Investigations. Access to information, records, and personnel, 43-4319, 43-4324, 43-4326 Criteria, 43-4319, 43-4320 Reports. Confidentiality, powers, 43-4325 Credentialing issue, how treated, 43-4328 Inspector General's report, 43-4327 Written response, 43-4328 Office report, 43-4325 Summary of, contents, 43-4331 Statement of record integrity, 43-4324 Work product, no court review, 43-4329 Law enforcement agencies, cooperation, 43-4318 Office of Inspector General of Nebraska Child Welfare, created, 43-4317 Prosecuting attorneys, cooperation, 43-4318 Purpose, 43-4317 Subpoena power, 43-4323, 43-4324

OFFICE OF INSPECTOR GENERAL **OF THE NEBRASKA** CORRECTIONAL SYSTEM ACT See generally STATE OFFICERS AND **EMPLOYEES** Act, how cited, 47-901 Complaints to office, 47-907 Cooperation with office, Failure to cooperate, effect, 47-909 When required, 47-905, 47-908 Definitions, 47-903 **Inspector General.** Appointment, term, 47-904 Certification, 47-904 Powers, 47-910 Intent. 47-902 Investigations, Access to information, 47-906, 47-911.47-913 Criteria, 47-907 Priority and selection, 47-917 Reports. Confidentiality, 47-912 Contents, 47-914 Distribution, 47-912, 47-914 Responses to, 47-915 Summary of, contents, 47-918 Work product, no court review, 47-916 Law enforcement agencies, cooperation, 47-905 Office of Inspector General of the Nebraska Correctional System, Created, 47-904 Duties, 47-905 Employees, 47-904 Prosecuting attorneys, cooperation, 47-905 Subpoena power, 47-910, 47-911 OFFICE OF VIOLENCE PREVENTION See LAW ENFORCEMENT AND CRIMINAL JUSTICE, NEBRASKA COMMISSION ON OFFICES, STATE

See generally STATE GOVERNMENT Governor's Policy Research Office, See POLICY RESEARCH OFFICE, GOVERNOR'S

Office of Chief Information Officer. See ADMINISTRATIVE SERVICES, DEPARTMENT OF Office of Juvenile Services, See HEALTH AND HUMAN SERVICES, OFFICE OF JUVENILE SERVICES ACT; 43-401 Office of Public Guardian, See PUBLIC GUARDIANSHIP ACT; 30-4101 Office of Violence Prevention, See LAW ENFORCEMENT AND CRIMINAL JUSTICE, NEBRASKA COMMISSION ON State Energy Office, See STATE ENERGY OFFICE; STATE ENERGY OFFICE **OFFICIAL BONDS OR INSURANCE** See generally PUBLIC FUNDS Action upon official bonds, By whom and how brought, 25-2101, 25-2102 Statute of limitation, 25-209 Venue, 25-403.01 Amount required, Bonds for certain officers, 11-119 Fiduciaries, bond or insurance, 11-121 Appearance bond, See APPEARANCES Approval, 11-106, 11-107, 11-121, 11-201 Bank examiners, 8-105 Bank receiver, 25-21,218 Blanket bond authorized, 11-119, 11-126 Civil proceedings, surety requirements, 25-2223 Endorsement. 11-111 Failure to execute, effect, 11-115 Fee, 11-110 Filing, 11-105 to 11-107 Form, County officers, other political subdivisions, 11-103 Municipal officers, 11-104 State officers, 11-102 Funds. Fiduciary, amount of bond or insurance, 11-121 Joint control, 11-130 Guaranty companies, 11-123

Nebraska Statutes 2015 General Index

OFFICIAL BONDS OR INSURANCE -Cont'd Guaranty companies -Cont'd Failure to pay judgment, penalty, 11-124 Incumbents, how treated, 11-117 Irregularities, effect, 11-113 Officers of government, requirements, Article IV, section 26, Constitution of Nebraska Political subdivisions, Requirements, 11-125 to 11-127, 23-1616 City of the first class, Council members, 16-304 Officers, 16-219, 16-318 City of the metropolitan class council members. 14-208 City of the metropolitan class treasurer, 14-553 City of the primary class, officers and employees, 15-251, 15-307, 15-308, 15-317 City of the second class or village, Officers, 17-604 Public works commissioner, 17-541 Water commissioner, 17-541 County officers, 11-115, 11-119 County treasurers, additional surety or bond, 11-122 Court clerks, 11-119 Municipal officers, 11-104 School board treasurer, 79-586 School district or learning community treasurer, 11-119 Premium, payment, County, 11-125 to 11-127 State Treasurer, payment by state, 11-128, 11-129 **Recording**, 11-110 Risk Manager, Beneficiary, bond or insurance, 11-201.01 Duties, bond or insurance for state officers and employees, 11-201 Premiums paid by state, 11-202 Report to Legislature, 11-203, 50-114.03

State officers and employees, Generally, 11-201 to 11-203 Custody of funds or property, 83-128 Adjutant General, 55-123, 55-126, 55-127, 81-111 Administrative Services. Department of, 81-111 Aeronautics, Director of, 3-103 Agriculture, Director of, 81-111 Athletic Commissioner, State, 81-8,128 Banking and Finance, Department of. As bank receiver, 25-21,218 Director, 8-104, 8-111 Committee, Nebraska Brand, 54-191 Constitutional officers, 11-119 Correctional Services, Director of, 81-111 Court clerks, 11-119 Economic Development, Director of, 81-111 Education, Commissioner of, 81-111 Educational Service Units. treasurers. 79-1221 Environmental Quality, Director of, 81-111 Executive officers, 81-111 Game and Parks Commission, 37-110 Health and Human Services, Director of, 81-111 Insurance, Director of, 81-111 Labor, Commissioner of, 81-111 Liquor Control Commission, Nebraska, employees and executive director, 53-109 Motor Vehicles, Director of, 60-1502, 81-111 National Guard officers, 55-150 Natural Resources, Director of, 81-111 Revenue, Department of, Lottery Division, 9-807 Risk manager, this heading Roads, Department of, Director-State Engineer, 81-111 Secretary of State, surety bonds for certain businesses, duties, 11-201

OFFICIAL BONDS OR INSURANCE -Cont'd State officers and employees -Cont'd State Capitol Administrator, 72-2207

State investment officer, 72-1241 State Patrol. Employees, 81-2002 Superintendent of Law **Enforcement and Public** Safety, 81-111, 81-2002 State Racing Commission members, 2-1201 Tax Commissioner, 81-111 Veterans' Affairs, Director of, 81-111 Workers' Compensation Court, clerks and judges, 48-158 Surety, 11-108, 11-109 Civil proceedings, 25-2223 Exceptions, 11-114 Limitation, 11-118 Terms. 11-112 Vacancies, how treated, 11-116

OFF-ROAD VEHICLES

See MOTOR VEHICLES

OFFSTREET PARKING DISTRICT ACT See generally MOTOR VEHICLES Act,

Applicability, 19-3308, 19-3309 How cited, 19-3301 How construed, 19-3310 Acts authorized, 19-3306, 19-3315.01 Assessments, 19-3314 to 19-3316 Bonds, 19-3317, 19-3326, See also BONDS Boundaries, 19-3312, 19-3320, 19-3321 District. Budget requirements, See BUDGET ACT, NEBRASKA; 13-501 Created, 19-3312, 19-3313 Land excluded, when, 19-3322 Petition, 19-3318, 19-3319 Termination, 19-3323 Eminent domain, 19-3311

Facilities, additional, authorized, 19-3315.01, 19-3327 Lien, 19-3316 Noncompliance, effect, 19-3305 Notice, posting, 19-3304 Offstreet parking facilities, defined, 19-3302 Petition, 19-3318, 19-3319 Powers, 19-3303, 19-3311 Protest. Estoppel, 19-3325 Withdrawal, 19-3324 **Remedies**, 19-3307 Taxes, Authorized, Article VIII, section 6, Constitution of Nebraska Levy, 19-3315 Limitations, 77-3442 to 77-3446 Protest, 19-3315.01 Use, 19-3315.01 **OFF-TRACK BETTING**

See HORSERACING

OIL AND GAS See generally NATURAL RESOURCES Alienation from public lands, prohibited, Article III, section 20, Constitution of Nebraska Aliens, leases permitted, 76-404 **Biodiesel**, See MOTOR FUELS Commission, Nebraska Oil and Gas Conservation, 57-904, 57-905 Director, 57-917 Legal counsel, 57-918 Rules and regulations, 57-911 Subpoena power, 57-912 **Compact, Interstate Compact to** Conserve Oil and Gas, Vol. 2A Appendix section 1-108 Compressed fuel, See COMPRESSED FUEL TAX ACT; 66-697 Conservation, Appeal, 57-913 Commission, Nebraska Oil and Gas Conservation, 57-904, 57-905 Definitions, 57-903 Injunction, 57-914, 57-916 Intent. 57-901 Jurisdiction of state, 57-920

OIL AND GAS -Cont'd **Conservation** –Cont'd Production, limitation, 57-907 Taxation, 57-919 Violations, penalty, 57-915, 57-916.01 Waste prohibited, 57-902 Contracts, sales, UCC 2-107, See also COMMERCIAL CODE, UNIFORM Diesel, See MOTOR FUELS Disposal of oil, restrictions, 13-2038, 13-2039 Easements for pipelines, 57-401, 57-402 **Environmental protection**, See ENVIRONMENTAL PROTECTION Ethanol, See MOTOR FUELS; 66-1330 Excavation, required marking of underground utilities, See ONE-CALL NOTIFICATION SYSTEM ACT; 76-2301 **Explosives**, See EXPLOSIVES Fees. Filing petition with commission, 57-911 Inactive well, 57-923 Permit fees, 57-906 Foreign corporations, leases permitted, 76-404 Funds, Oil and Gas Conservation Fund, 57-919 **Oil and Gas Conservation Trust** Fund, 57-922 Well Plugging and Abandonment Trust Fund, 57-923 **Gasohol**, See MOTOR FUELS **Gasoline**, See MOTOR FUELS Jurisdiction of state, 57-920 Kerosene, container requirements, 66-103 to 66-107, See also **EXPLOSIVES** Leases. Cancel, procedure, 57-206, 57-207 Contingencies, 57-208 Fiduciaries, powers, 57-210 to 57-212.01 Filing, effect, 57-208 Forfeiture, surrender, required, 57-201 to 57-205, 57-209

Political subdivisions, power to lease, 57-218 to 57-221 Remainder interest, trustee appointment, 57-222 to 57-224 School lands, 72-901 to 72-912 State, power to lease, 57-218 to 57-221 Liens, See also LIENS Agricultural production lien, 52-901 to 52-905 Financing statement, continuation statement required, when, 52-2201 Oil and gas lien, See OIL AND GAS LIEN ACT; 57-801 Oil field equipment, transportation lien, 57-301 to 57-304 Liquefied petroleum gas, Container, Filling requirements, 57-504, 57-505, 57-513 Unlawful use, penalty, 57-506 Cylinder, filling and valve requirements, 57-502, 57-503 Definitions, 57-501 Liquefied petroleum gas vapor service system, container warning label, limitation on liability of gas provider, 57-517 Mobile air conditioning system use prohibited, 28-1253 Rules and regulations, 57-512 Sale, manner, 57-508 to 57-511 Search warrants, 57-506 State Fire Marshal regulation, 81-502 Temperature, correction for, 57-515 Underground storage, 57-601 to 57-609 Vehicle tank, requirements, 57-514 Violations, penalty, 28-1253, 57-507, 57-516 Weighing and measuring devices, testing, 57-510 Mineral interests, Abandonment, 57-229 to 57-231 Right to partition, 25-2170, 25-2170.01 Termination, 57-228 Treatment, 57-227

OIL AND GAS -Cont'd Motor fuels, See MOTOR FUELS Natural gas, See NATURAL GAS Petroleum overcharges, 81-1635 to 81-1641 Petroleum products, environmental protection, See ENVIRONMENTAL PROTECTION Pipelines, Carriers, Powers, 75-502 Regulation of, 75-501 Tapping pipeline, authorization required, 75-503 Damaging or interfering, 57-1106 Easements, 57-401, 57-402 Eminent domain, 57-1101 to 57-1105 Oil pipeline projects, Definitions, 57-1502 Department powers, 57-1503 Evaluation or review, carrier reimburse cost, 57-1503 Findings. 57-1501 Governor, approve or reject route, effect, 57-1503 Public Service Commission, jurisdiction, 75-109.01, See also PUBLIC SERVICE COMMISSION Reclamation, See OIL PIPELINE RECLAMATION ACT; 76-3301 Safety, See NATURAL GAS PIPELINE SAFETY ACT OF 1969, NEBRASKA; 81-542 Siting, See MAJOR OIL PIPELINE SITING ACT: 57-1401 Pricing, limitation of authority, 57-921 Production, limitation, 57-907 Propane. Education, See PROPANE EDUCATION AND RESEARCH ACT; 66-1601 Liquefied petroleum gas, this heading School lands, 72-901 to 72-912 Secured transactions, perfection, UCC 9-301, See also COMMERCIAL CODE, UNIFORM Service of process, foreign explorers, 57-1001

Severed interests. 57-235 to 57-239 Specimens, preservation, 57-104 Storage tanks, See STORAGE TANKS Taxation. Conservation assessment, 57-919 Electronic postmark, 86-644 Fractional interests, 57-234 Franchise tax, 77-801 to 77-804 Oil and gas wells included in definition of real property, 77-103 Payment by mail, effect, 49-1201 to 49-1203 Sales and use tax exemption, 77-2704.04 Severance tax. Bond, required when, 57-706 Collections, 57-712, 57-717 Deductions, 57-708 Definitions, 57-701 Delinguent, Action, 57-709 Interest, 57-710 Enforcement, 57-717, 57-718 Funds. Severance Tax Administration Fund, 57-705 Severance Tax Fund, 57-705 Injunction, 57-714 Levy, persons liable, 57-702, 57-703 Lien, 57-702 Payment by mail, effect, 49-1201 to 49-1203, 57-704 to 57-707 Property, identification, certificate, 57-716 Property tax, public service entity, 77-801 to 77-804 Rate, 57-703 Records, 57-718 Reports, 57-704, 57-707 Violations, penalty, 57-719 Severed interests, 57-235 to 57-239 Transportation of motor fuel, 66-501 to 66-531, See also MOTOR FUELS Waste prohibited, 57-902 Wells. Abandonment or plugging, Commission, powers, 57-905

OIL AND GAS -Cont'd Wells -Cont'd. Abandonment or plugging -Cont'd Permit, 57-906 Surface restoration funds, when, 57-923 Drilling, Commission, powers, 57-905 Permit, required, 57-906 Field or pool, development, Appeal of commission rule, regulation, or order, 57-913 Injunction, 57-914, 57-916 Lien of operator, 57-910.12 Plans of development, 57-910 Pooling of interests, 57-909 Spacing of, 57-908, 57-909 Unit or cooperative development, 57-910 to 57-910.12 Violations, penalty, 57-915 Permits, 57-906 Spacing, 57-908, 57-909 OIL AND GAS LIEN ACT See generally OIL AND GAS Act, how cited, 57-820 Applicability to prior liens, 57-819 Attachment, when, 57-808 Bond, filed when, 57-813 Consolidation of actions, 57-816 Defenses. 57-815 Definitions, 57-801 Equitable interests, failure of, effect, 57-805 Execution of judgment, 57-818 **Filing**, 57-811 to 57-813 Fee. 57-812 Judgments, 57-818 Leasehold interests, forfeiture, effect, 57-805 Liability, 57-807 Liens, created, 57-802, 57-804 Materials and labor, lien for, 57-802 Notice, 57-806 Parties, 57-815 Preferences, 57-809 Property, Removal prohibited, 57-817 Subject to, 57-803 **Record**, 57-812

Statute of limitation, 57-814 Subcontractors, 57-804 Time, filing, 57-810

OIL PIPELINE RECLAMATION ACT See generally OIL AND GAS Act. How cited, 76-3301 Intent, 76-3303 Purpose, 76-3303 Definitions, 76-3302 Pipeline carrier. Reclamation actions. Standards, 76-3308 Time-frame, 76-3307 Reclamation duties, 76-3304 Reclamation, Costs, 76-3304, 76-3305 Minimum standards, 76-3306 to 76-3308 Negotiated agreement, effect, 76-3306 **OMBUDSMAN** See generally STATE OFFICERS AND **EMPLOYEES Appointment**, 81-8,241 Complaint, procedure, 81-8,247, 81-8,248 Criminal matters, referral of complaint, 81-8,252 **Definitions**, 81-8,240 Deputy public counsels, 81-8,244 Disciplinary actions, referral of complaint, 81-8,252 Health care, See LONG-TERM CARE OMBUDSMAN ACT: 81-2237 Jurisdiction over administrative agencies, delineated, 81-8,240, 81-8,244 Opinion, Evidentiary effect, 81-8,253 Publication, 81-8,250 Personnel, 81-8,244 Powers and duties, Access to inmate records, 83-178 Appoint Inspector General of Nebraska Child Welfare, 81-8.244

Appoint Inspector General of the Nebraska Correctional System, 81-8,244 Office of Inspector General of Nebraska Child Welfare, See OFFICE OF INSPECTOR GENERAL OF NEBRASKA CHILD WELFARE ACT: 43-4301 Office of Inspector General of the Nebraska Correctional System, See OFFICE OF INSPECTOR GENERAL OF THE NEBRASKA CORRECTIONAL SYSTEM ACT; 47-901 Powers, 81-8,245 Priorities. 81-8.246 State Government Effectiveness Act, 81-2706, 81-2711 Public Counsel, appointment, 81-8.241 Qualifications, 81-8,242 Recommendations, complaint, 81-8.249 **Removal**, 81-8,243 Report, 81-8,251 Salary, 81-8,243 Restrictions, Article III, section 19, Constitution of Nebraska State agency, health and human services contract, jurisdiction of public counsel, 73-401 Term. 81-8.243 Violations, penalty, 81-8,254 ONE-CALL NOTIFICATION SYSTEM ACT See generally UTILITIES Act, how cited, 76-2301 Board of directors, 76-2319 Damage, Liability of excavator, 76-2324 Notice to center, 76-2326 Definitions, 76-2303 to 76-2317 Excavation. Emergency conditions, notification

OMBUDSMAN –Cont'd

Powers and duties -Cont'd

requirements, 76-2329 Bar test survey, 76-2329

General notification requirements, 76-2321 to 76-2324, 76-2329 Underground natural gas transmission line, conditions, 76-2331 Intent, 76-2302 Local law, applicability, 76-2328 Marking of underground facility, 76-2323, 76-2327 Operator, duty to furnish information, 76-2320 Political subdivisions, claims against, 76-2328 Rules and regulations, 76-2319 Statewide one-call notification center. Duties, 76-2330 Membership required, 76-2318 Operational, when, 76-2320 Underground facility, Damage, 76-2324, 76-2326 Marking, 76-2323, 76-2327 Vendor, selection, 76-2319 Violations, civil penalty, 76-2325 **OPEN BURNING BAN** See FIRE SAFETY **OPEN MEETINGS ACT** See generally PUBLIC MEETINGS Act. Applicability, See PUBLIC MEETINGS How cited, 84-1407 Action against public body, authorized, 84-1414 Agenda, 84-1411 Appearance includes use of electronic equipment, 84-1411 Applicability of provisions, 84-1409 Attorney General. duties. 84-1414 Attorney's fees, authorized, 84-1414 Broadcasting, authorized, 84-1412 Chance meetings, exempt when, 84-1410 Citizen's suit for violation, 84-1414 Closed sessions, when, 84-1410 Conduct of persons in attendance, regulations, 84-1412

Conventions, exempt when, 84-1410 County attorney, duties, 84-1414

OPEN MEETINGS ACT –Cont'd Definitions, 84-1409 **Electronic communication**, Conferencing by, authorized, when, 84-1411 Use to circumvent act, prohibited, 84-1410.84-1411 Emergency meeting without notice, 84-1411 Enforcement by Attorney General, 84-1414 Formal action, open session **required**, 84-1410 Intent, 84-1408 Location, restrictions, 84-1412 Meetings outside of state, requirements, 84-1412 Minutes, requirements, 84-1413 Name not required on agenda for person to speak, 84-1412 News media, list, 84-1411 Notice, 84-1411 Policy of the state, 84-1408 Posting of act, required, 84-1412 Recording, authorized. 84-1412 Rights of the public, 84-1412 Roll call vote, required, 84-1413 Secret ballot, allowed when, 84-1413 Statute of limitation, 84-1414 Subcommittees, provisions applicable when, 84-1409 **Telephone conferencing** authorized, when, 84-1411 Unlawful action by public body, declared void or voidable by district court. 84-1414 Videoconferencing authorized, when, 84-1411 Videotaped appearance, authorized, 84-1411 Violations, penalty, 84-1414 Voting requirements, 84-1413 Workshops, exempt when, 84-1410 Written material, availability, 84-1412

OPERATIONAL ASSISTANCE ACT, NEBRASKA See generally ECONOMIC DEVELOPMENT Act, How cited, 81-12,129 Information on in report, 81-12,135 Purpose, 81-12,132 Definitions, 81-12,131 Findings, 81-12,130 Program, Nebraska Operational Assistance, Established, considerations, 81-12,133 Funding, 81-12,134

OPPORTUNITY GRANT ACT, NEBRASKA See generally POSTSECONDARY EDUCATION Act. Applicability, 85-1919 How cited, 85-1901 Awards. Conditions, 85-1915 How made, 85-1911 Remit balance, when, 85-1916 Commission, duties, 85-1914, 85-1917 Definitions, 85-1902 to 85-1910 Fund, Nebraska Opportunity Grant, 85-1920 Terminates, when, 85-1920 Postsecondary educational institutions, eligible, duties, 85-1913, 85-1914 **Report. annual.** 85-1918

Rules and regulations, 85-1917 Target level of funds, computation, 85-1912

OPTOMETRISTS

See generally PROFESSIONS AND OCCUPATIONS Contact lenses, Mail purchases, See MAIL ORDER CONTACT LENS ACT; 69-301 Prescription, optometrist duties, 69-303 Controlled substances, See

CONTROLLED SUBSTANCES ACT, UNIFORM; 28-401

OPTOMETRISTS – Cont'd Corporation, See PROFESSIONAL

CORPORATION ACT, NEBRASKA; 21-2201

Diseases, See also DISEASES AND INJURIES

Care providers, disease exposure procedures, 71-506 to 71-514.05

Insurance, reimbursement for services, 44-513

Licensure, See OPTOMETRY PRACTICE ACT; 38-2601

Malpractice, See MALPRACTICE

Peer review authorized, See PEER REVIEW

OPTOMETRY PRACTICE ACT

See generally PROFESSIONS AND OCCUPATIONS Act, See also OPTOMETRISTS How cited, 38-2601 Assistance, governmental, choice of optometrist, 38-2619 Board of Optometry, 38-167, See also CREDENTIALING ACT, UNIFORM

Members, qualifications, 38-2606 Definitions, 38-2602 to 38-2605 Fees, 38-2612 Licensure, See also CREDENTIALING ACT, UNIFORM; 38-101

Approved schools, requirements, 38-2616

Continuing competency requirements, 38-2611 Pharmaceutical agent statement, 38-

2610

Requirements, 38-2608, 38-2609

Optometric assistants, 38-2607, 38-2618

Pharmaceutical agents, Authorized uses, 38-2605 Certification for use required, 38-2610, 38-2613, 38-2614 Exception, 38-2615 Contact lens containing, dispensing

requirements, 38-2617 Standard of care, 38-2617

Practice of optometry, 38-2605, 38-2607 Program, Nebraska Optometry Education Assistance Contract, phase-out, 38-2620 to 38-2623 School, approval, 38-2616

Standard of care, 38-2617

ORDERS

See LEGAL PROCEDURE

ORGAN AND TISSUE DONATION

See generally HEALTH CARE Anatomical gift, procedure, See ANATOMICAL GIFT ACT, REVISED UNIFORM; 71-4824 Autopsy, written authorization for

organ removal, 38-1427

Blood and plasma, See BLOOD AND PLASMA

Boards, State Anatomical, 71-1001 to 71-1007

Bone marrow donations, 71-4819, 71-4820

Coroner, powers and duties, 23-1825 to 23-1832, See also CORONERS

Donor designation, Motor vehicle records, personal information, disclosure, See MOTOR VEHICLE RECORDS DISCLOSURE ACT, UNIFORM; 60-2901

On driver's license, 60-493 to 60-495 On state identification card, 60-484, 60-4.181

Registry, Donor Registry of Nebraska, 71-4822

Eye tissue, removal, 71-4813

Fund, Organ and Tissue Donor Awareness and Education, 60-495

Hospital protocol, 71-4814, 71-4816 Instructions of decedent, effect, 38-1426

Motor vehicle license applicant, donation information provided, 60-484, 60-493 to 60-495

Organ procurement organization, duties, 60-493, 71-4822 Pituitary gland, removal, 71-4813

ORGAN AND TISSUE DONATION -Cont'd

Procedure, See ANATOMICAL GIFT ACT, REVISED UNIFORM; 71-4824 Registry, Donor Registry of Nebraska, 71-4822 Transactions, defined, 71-4001

ORGANIC FOOD

See generally FOOD Criteria, 81-2,234 Definitions, 81-2,233 List of growers, department compile, 81-2,234 Records, duty to furnish, 81-2,235 Rules and regulations, 81-2,234

OSTEOPATHIC PHYSICIANS

See generally PROFESSIONS AND OCCUPATIONS

- Health risks, See also DISEASES AND INJURIES
 - Care providers, disease exposure procedures, 71-506 to 71-514.05

Insurance, reimbursement for services, 44-513

Licensure, See CREDENTIALING ACT, UNIFORM; 38-101

- See MEDICINE AND SURGERY PRACTICE ACT; 38-2001
- Malpractice, See MALPRACTICE

Peer review authorized, See PEER REVIEW

Physician-patient privilege, 27-504 Regulation, See MEDICINE AND

SURGERY PRACTICE ACT; 38-2001; PHYSICIANS AND SURGEONS

Scope of practice, 38-2029, 38-2030 Student loans, See FINANCIAL AID FOR POSTSECONDARY EDUCATION STUDENTS

OUTPATIENT SURGICAL PROCEDURES DATA ACT

See generally HEALTH CARE

Costs, 81-6,118 How cited, 81-6,111 Purposes, 81-6,112 Ambulatory surgical centers, duties, 81-6,114 Definitions, 81-6,113 Hospitals, duties, 81-6,114 Information, Annual statistical report, 81-6,117 Confidentiality, 81-6,115 Use, 81-6,116 Reports, Department, annual statistical report, 81-6,117 Medical facilities, requirements, 81-6,114 Rules and regulations, 81-6,119

Ρ

PAIN-CAPABLE UNBORN CHILD **PROTECTION ACT** See generally CRIMES AND OFFENSES Act. How cited, 28-3,102 Severability, 28-3,111 Abortion report required, 28-3,107 Late fee, 28-3,107 Physician, unprofessional conduct, when, 28-3,107, 38-2021 Prohibited acts, penalty, 28-3,107 Abortion restrictions, 28-3,106 Prohibited abortion, penalty, 28-3.108 Action for damages, 28-3,109 Attorney's fees, 28-3,109 **Definitions**, 28-3,103 Findings, 28-3,104 Injunction, 28-3,109 Probable postfertilization age, Determination of, 28-3,105 Physician, failure of duties, unprofessional conduct, 28-3,105, 38-2021 Proceedings, criminal or civil, anonymity of woman, 28-3,110 Twenty or more weeks postfertilization age, abortion restrictions, 28-3, 106, 38-3, 108

PANDERING

See generally CRIMES AND OFFENSES Criminal offense, 28-802, 28-803

PARAMILITARY ACTIVITIES

See generally CRIMES AND OFFENSES Acts prohibited, 28-1481 Definitions, 28-1480 Violations, penalty, 28-1482

PARDONS

See generally JUSTICE SYSTEM Administrative Procedure Act, applicability, 83-1,134 Application for pardon, 83-1,129, 83-1.130 Board of Pardons. Contracts, See STATE GOVERNMENT Correctional facilities, visitation of by board members allowed, 83-186 Created, Article IV, section 13, Constitution of Nebraska, 83-1.126 Duties, See also TREATMENT AND CORRECTIONS ACT, NEBRASKA; 83-170 Pardons, civil rights, 29-112 to 29-113 Electronic postmark, use authorized, 86-644 Impeachment cases, no authority in, Article IV, section 13, Constitution of Nebraska Motor vehicle operators' licenses, powers and duties, 60-6,209, 83-1,127, 83-1,127.02, 83-1,129 Services provided by Department of Correctional Services, 83-1,127.01 Subpoena powers, 83-1,128 Threatening members, 83-1,133 Civil rights, restoration, when, 29-112 to 29-113, 29-2264 Decisions. 83-1.130 Definitions, 83-170 Motor vehicle operators' licenses, powers and duties of Board of Pardons, 60-6, 209, 83-1, 127, 83-1,127.02,83-1,129 **Reprieves**, 83-1,131 Warrant of discharge, 29-112 to 29-113

Wrongful conviction, claim for damages, See WRONGFUL CONVICTION AND IMPRISONMENT ACT, NEBRASKA CLAIMS FOR; 29-460⁻

PARENTAL RIGHTS, TERMINATION OF

See TERMINATION OF PARENTAL RIGHTS

PARENTING ACT

See generally CHILDREN AND MINORS Abuse. Determination of, effect on parenting plan, 43-2932 Mediator, duties, 43-2939 Screening guidelines and safety procedures, 43-2927 Sex offenders, limitation or denial of access to child, 43-2933 Training mediators to recognize, 43-2927 Act. Applicability, 43-2924 Findings, 43-2921 How cited, 43-2920 Implementation rules, 43-2943 Best interests of the child requirements. 43-2923 Definitions, 43-2922 Fund, Parenting Act, 43-2943 Informational materials. Information sheet, contents and distribution, 43-2926 Provided to parties, when, 43-2925 Specialized alternative dispute resolution, 43-2936 Mediation. Costs, 43-2942 Court referral, 43-2937 Information regarding parenting plan mediation, 43-2926 Mediator. Duties, 43-2939 Qualifications, 43-2938 Request for, 43-2936 Specialized alternative dispute resolution, 43-2936 Subject to other laws, 43-2941 Uniform standards of practice, 43-2940

PARENTING ACT -Cont'd Mediation -Cont'd Waiver, when, 43-2937 Orders relating to parenting functions, temporary, Child information affidavit, 43-2930 Support order, 43-2930, 43-2937 Parenting education courses, 43-2928 Parenting plan, Contents, 43-2929 Court approval, 43-2929 Determination of abuse, effect on parenting plan, 43-2932 Development, 43-2929 Hearing, 43-2935 Not required, when, 43-2935 Modification, 42-364, 43-2935 Restraining, protection, or nocontact order, effect, 43-2934 Sex offenders, limitation or denial of access to child, 43-2933 State Court Administrator, duties, 43-2926 to 43-2928, 43-2930, 43-2940 PARKING AND PARKING LOTS See generally MOTOR VEHICLES Bonds for joint project parking

facilities, See PUBLIC FACILITIES CONSTRUCTION AND FINANCE ACT; 72-2301 Bridges, restrictions on parking, 60-

6,164, 60-6,166 Cities of the first class, Meters, 19-2301 to 19-2304 Parking facilities, 16-254 Handicapped parking, this heading Offstreet, 16-801 to 16-811 Acquisition, restrictions, 16-808 Authorization, 16-802 Bondholders' rights, 16-809 Bonds. 16-803 Payment, 16-810 Districts, See OFFSTREET PARKING DISTRICT ACT; 19-3301 Intent, 16-801 Lease, 16-807

Meters, use of revenue, 16-803, 16-810 Ordinance, 16-806 Plans and specifications, 16-804 Rates, 16-805 Rules and regulations, 16-805 Sections, how construed, 16-811 Tax, this heading Cities of the metropolitan class, Parking authority, See PARKING AUTHORITY LAW; 14-1701 Parking facilities, Air space, leases, 14-1730 Bonds, 14-1729 Definitions, 14-1727 Handicapped parking, this heading Intent, 14-1726 Joint facilities, authorized, 14-1728 Leases, 14-1728, 14-1730 Offstreet, Assessments, 14-1733 Bondholders' rights, 14-1739 Bonds, 14-1733 Contracts, authorized, 14-1735 Eminent domain, when, 14-1738 General power, 14-102 Intent, 14-1731 Lease, 14-1730, 14-1737 Meters, revenue, 14-1733 Metropolitan utilities district. authorization to provide public parking, 14-2155 Parking district, 14-1733 Plans, 14-1734 Powers, 14-1732 Rules and regulations, 14-1735 Sections, how construed, 14-1740 Tax, this heading Cities of the primary class, Parking facilities. Handicapped parking, this heading Offstreet. Acquisition, 15-270 Agreements, authorized, 15-272 Bondholders' rights, 15-274 Bonds, 15-271 to 15-275 Districts. See OFFSTREET PARKING DISTRICT ACT: 19-3301 Intent, 15-269

PARKING AND PARKING LOTS –Cont'd Cities of the primary class, Parking facilities –Cont'd, Offstreet -Cont'd Meters, use of revenue, 15-271, 15-275 Rules and regulations, 15-273 Sections, how construed, 15-276 Tax, this heading Cities of the second class, Meters. 19-2301 to 19-2304 Parking facilities. Handicapped parking, this heading Offstreet. Acquisition, 17-164 Election, 17-168 Agreements, authorized, 17-167 Bondholders' rights, 17-171 Bonds, 17-165 Districts, See OFFSTREET PARKING DISTRICT ACT; 19-3301 Eminent domain, restriction, 17-170 Intent, 17-163 Lease, 17-169 Meters, use of revenue, 17-165, 17-172 Plans and specifications, 17-166 Revenue, use, 17-172 Rules and regulations, 17-167 Sections, how construed, 17-173 Tax, this heading Counties. Highways, regulation, 39-1816, 60-680 Joint facilities, authorized, 14-1728, 14-1729 Regulation authorized, 23-187 County highway right-of-way, restrictions, 39-1816 Handicapped parking, Designation of parking spaces, City or village, 18-1736 Offstreet parking facility, 18-1737 Handicapped parking infraction, 18-1741.01 to 18-1741.07 License plates, 60-3,113

Parking permit, electronic system issuance, 60-3,113 to 60-3,113.08 Rules and regulations, 60-3,113.08 Violations, penalty, 18-1737, 18-1741.02, 18-1741.05, 60-3,113.06, 60-3,113.07 Highways, restrictions on parking, 60-680, 60-6, 164 to 60-6, 167 Motor vehicles, See MOTOR VEHICLES Offstreet parking, See OFFSTREET PARKING DISTRICT ACT; 19-3301 Offstreet parking facility, designation of handicapped parking spaces, 18-1737 Parking authority, See PARKING AUTHORITY LAW; 14-1701 Parking meters, See PARKING METERS Railroad crossings or track, parking restricted, 60-6,166 Restricted parking, violation, 60-2401.01 Roadway, restrictions on parking, 60-680, 60-6,164 to 60-6,167 Signs, requirements. 60-2402 State grounds, Parking rules and regulations, 81-1108.18 State agency, designation of handicapped parking spaces, 18-1737 State capitol, 72-2212 Tax, authorized, Article VIII, section Constitution of Nebraska Towing, Authorized when, 60-2401, 60-2401.01 Compensation from towing entity, prohibited, 60-2411 Costs, 60-2410 Liability, 60-2405, 60-2406 Lien, when, 60-2404 Notice, 60-2403 Possession, deemed when, 60-2407 Signs, requirements, 60-2402 Towing entity, duties, 60-2409 Vehicle owner, rights, 60-2408 Villages. Meters, 19-2301 to 19-2304

Parking facilities, Handicapped parking, this heading Offstreet, 17-207.01, 17-207.02 Tax, this heading PARKING AUTHORITY LAW See generally MOTOR VEHICLES Audit, 14-1722 Authority, Bond, 14-1705 Compensation, 14-1706 Creation, 14-1704 Duties, 14-1709 Membership, 14-1705 Officers, 14-1706 Powers, 14-1707 Bidding, 14-1710, 14-1711 Bonds, Civil action, 14-1715 Enforcement of security interest, See GOVERNMENTAL UNIT SECURITY INTEREST ACT, NEBRASKA; 10-1101 Form, 14-1712 Investment, authorized, 14-1718 Issuance, 14-1712, 14-1717 Pledge, 14-1714 Tax exempt, when, 14-1721 Trust agreement, 14-1713 Definitions, 14-1703 Facilities, Acquisition, 14-1708 Concessions, 14-1711 **Funds.** 14-1719 Distribution, 14-1720 Intent, 14-1702 Law. How cited, 14-1701 How construed, 14-1716, 14-1725 Real estate, acquisition, 14-1708 **Records**, 14-1722 Taxation, exemption, 14-1721 Termination, 14-1723, 14-1724 PARKING METERS

PARKING AND PARKING LOTS

-Cont'd

Villages – Cont'd

See generally MOTOR VEHICLES

Authorized, 19-2301, 19-2304, 19-3303 Definitions, 19-2303 Lien on revenue, 14-1733 Operation of, 19-2301 Proceeds. Security for revenue bonds, 14-1733, 15-271, 16-803, 17-165, 19-3317 Use, 14-1733, 15-275, 16-810, 17-172, 19-2302, 39-2510, 39-2520 PARKINSON'S DISEASE REGISTRY ACT See generally REGISTRIES Act. How cited, 81-697 Transition from prior law, 81-6,109 Confidentiality of records, 81-663 to 81-675, 81-6,104 Definitions, 81-699 Department, duties, 81-6,101 Diagnosis, report, contents, 81-6.102 Diseases, See DISEASES AND INJURIES Immunity from liability, 81-6,107 Information, Refusal to provide, effect, 81-6,106 Release of, restrictions, 81-663 to 81-675, 81-6,104 Intent. 81-698 Patient, Privacy rights, 81-673, 81-6,105 Refusal to provide information, effect, 81-6,106 Pharmacist, duty, 81-6,103 Physician, duty, 81-6,102 Registry, Contents, 81-6,100 Costs, how paid, 81-6,110 Reports, 81-6,102, 81-6,103 Termination of registry, when, 81-6,110

PARKS

See generally RECREATION Alcoholic liquor, consumption restrictions, 53-186, 53-186.01, See also LIQUOR CONTROL ACT, NEBRASKA

PARKS –Cont'd Amusement parks, license required, 23-813 to 23-817 Arbor Lodge State Historical Park, 90-404 Bicycle motocross park, warning sign required, 13-927, 81-8,234 Boats, regulation, See BOAT ACT, STATE; 37-1201 City and county parks, 14-383, 15-210, 16-695 to 16-697.02, 17-948 to 17-952, 23-104.02, 23-819 Joint facilities. 13-304 to 13-307 Property conveyed by Game and Parks Commission, Operation and maintenance requirements, 37-354, 90-272 to 90-280 Title reverts to commission, when, 90-278 Commission, Game and Parks, 37-101 to 37-110 County, powers, 23-104.02, 23-819 Forts, preservation, 72-407 to 72-420 Game and Parks Commission. purchase of school land authorized, 72-261 Liability for injury, Of political subdivisions, 13-910, 13-927 Of the state, 81-8,219, 81-8,234 Museum property, See MUSEUM PROPERTY ACT; 51-701 Natural resources district, property conveyed by Game and Parks Commission, operation and maintenance requirements, 90-279, 90-280 Niobrara scenic river corridor, See NIOBRARA SCENIC RIVER ACT; 72-2004.01 Recreation areas and facilities, Bonds for joint project recreational facilities, See PUBLIC FACILITIES CONSTRUCTION AND FINANCE ACT; 72-2301 Interstate areas, 13-1001 to 13-1006. See also INTERSTATE CONSERVATION AND RECREATION

AREAS

Joint recreation facilities, political subdivisions, 13-304 to 13-307 Municipal grants for recreation centers, See CIVIC AND COMMUNITY CENTER FINANCING ACT; 13-2701 Natural resources district recreation areas, 2-3290 to 2-32,100, See also NATURAL RESOURCES DISTRICTS Property, gift or beguest of for recreational use, 37-303 State recreation areas. **Red Willow State Recreation** Area, 90-401 Strunk Lake State Recreation Area, 90-401 Regulation, See GAME LAW; 37-201 Skatepark, warning sign required, 13-927, 81-8,234 State parks, Alcoholic liquor, consumption restrictions, 53-186, 53-186.01, See also LIQUOR CONTROL ACT. NEBRASKA Arbor Lodge State Historical Park, 90-404 Eminent domain, 37-329 Entry permits, 37-434 to 37-446 Eugene T. Mahoney State Park, 90-403 Game and Parks State Park Improvement and Maintenance Fund, 37-327.03 Roads, construction and maintenance, 39-1390 to 39-1392 Sites, acquisition of, 37-303 State parks system, 37-337 to 37-352, See also GAME LAW Trails, See TRAILS Wayside areas, 81-710, 81-711 PAROCHIAL SCHOOLS See PRIVATE SCHOOLS

PAROLE AND PROBATION

See generally JUSTICE SYSTEM

PAROLE AND PROBATION -Cont'd **Board of Parole**, Administrative procedures, applicability, 83-199 Advise Board of Pardons, 83-194 Chairperson, duties, powers, 83-189.83-192 Contracts, See STATE GOVERNMENT Correctional facilities, visitation of by board members allowed, 83-186 Created, Article IV, section 13, Constitution of Nebraska, 83-188 Decisions, 83-196 Electronic postmark, use authorized, 86-644 Employees, 83-188 Information, access to, 83-1,113 Jurisdiction, limitation on, 83-193, 83-1,122.01 Membership, 83-189 to 83-191 Powers and duties, 83-192 Incarceration work camps, 83-4.143.83-4.144 Quorum, 83-196 Records, 83-196, 83-197 Risk and needs assessment, use, 83-192 Rules and regulations, inmates released without supervision, 83-1.100.03 Services provided by Department of Correctional Services, 83-1.127.01 Subpoena powers, 83-195 Threatening members, 83-198 Community corrections, See COMMUNITY CORRECTIONS ACT; 47-619 Community service, Authorized, 29-2278 Definitions, 29-2277 Failure to perform, 29-2278 Time, 29-2279 **Compact, Interstate Compact For** Adult Offender Supervision, 29-2639, 29-2640 Drugs, illegal use or possession, effect on eligibility for parole, 28-416, 83-1,110.01

Fund, Parole Program Cash Fund, 83-1,107.02 Good time, 83-1,107 to 83-1,109 Incarceration work camps, 83-4,142 to 83-4,147, See also CORRECTIONAL FACILITIES AND INMATES Interpreters for probation services, Provision and cost, 29-2259 Qualifications, 25-2407, See also **INTERPRETERS** Juvenile probation and parole, Administered by Office of Probation Administration, 43-4102 Disposition of juvenile court, 43-286 Educational requirements for probation, 29-2270 to 29-2273 Funding grants and aid, See JUVENILE SERVICES ACT; 43-2401 Information-sharing process, 43-4102 Juvenile intake. Juvenile intake probation officers, 29-2260.01. 43-260 Services, 29-2260.01 Pilot project, Nebraska Juvenile Service Delivery Project, 43-4101 Violation, Action to revoke, when, 43-286.01 Probation officer powers and duties, 43-286.01 Lifetime community supervision, See also SEX OFFENDERS Annual review, 83-1,103.03 Conditions. Appeal, 83-1,103.04 Certificate of community supervision, 83-1,103.02 Parole officer, duties, 83-1,103.01 Violations, penalty, 83-1,103.04 When, 83-174.03 Office of Parole Administration, 83-1,100,83-933 Community corrections, duties, 83-1.102 Continuous alcohol monitoring devices, duties, 60-6,211.09 Field parole service, 83-1,103

Office of Parole Administration -Cont'd Nebraska Juvenile Service Delivery Project, duties, 43-4102 Parole Administrator, 83-1,101, 83-1.102.83-933 Parole officers, District parole officers, 83-1,104 Not considered law enforcement officers, 81-1401 Risk and needs assessment, duties, 83-1.100.02 Parole, Board. Board of Parole, this heading Community correctional facility or program, parole to, when, 47-629. See also COMMUNITY CORRECTIONS ACT Conditions of, 83-1,116, 83-1,117 Considerations, 83-1,115 Offender under eighteen, annual parole hearing, 83-1,110.04 Controlled substances, use, effect on eligibility, 28-416, 83-1,110.01 Deferment, grounds, 83-1,114 Discharge from, 83-1,118 Notice of civil rights, 83-1,118 Eligibility and review, 83-1,110 Multiple DUI convictions, 83-1,112.01 Encouraged for eligible offenders, 83-187.01 Fees. 83-1.107.01 Good time. 83-1.107 to 83-1.109 Medical parole, 83-1,110.02, 83-1,110.03 Office. Office of Parole Administration, this heading Parole plan, 83-1,112 Personalized program plan, 83-1,107 Parolee. Leave state without permission, 83-1.124 Outstanding warrant or detainer, effect, 83-1,125

PAROLE AND PROBATION -Cont'd

Person with multiple driving under the influence convictions, additional eligibility requirements, 83-1,112.01 Reconsideration, 83-1,111 Restitution, effect, 29-2280 to 29-2289, See also RESTITUTION Review and review procedures, 83-1,110, 83-1,111 Revocation of, 83-1,119 to 83-1,124 Sexual abuse of parolee by authorities, 28-322 to 28-322.03 Supervision. Out-of-state parolee, See INTERSTATE COMPACT FOR ADULT OFFENDER SUPERVISION: 29-2639, 29-2640 Termination, registered sex offender, duties, 83-174 Transition to with incarceration work camps, 83-4,142 to 83-4,147 Violation of parole, Administrative sanction, 83-1,119 Custodial sanction, 83-1,119 Procedure, 83-1,119 to 83-1,124 Probation. Administration, See PROBATION ADMINISTRATION ACT, NEBRASKA; 29-2246 Automation expenses, payment, 24-227.01, 33-107.03 Community correctional program, condition of probation, 47-628, See also COMMUNITY CORRECTIONS ACT Community service alternative, Community service, this heading Completion, effect on civil rights, 29-112 to 29-113, 29-2264 Controlled substance violation. mandatory treatment and counseling, 28-416, 29-2262 DNA testing, condition of, when, 29-2262 Domestic abuse crimes, considerations, 29-4401 Incarceration work camp placement, when. 83-4.142 to 83-4.147 Interpreters for probation services, Provision and cost, 29-2259

PAROLE AND PROBATION –Cont'd Probation –Cont'd,

- Interpreters for probation services -Cont'd
 - Qualifications, 25-2407, See also INTERPRETERS
- Office of Probation Administration, See PROBATION ADMINISTRATION ACT, NEBRASKA; 29-2246
- Post-release supervision plan, 83-1,107
- Restitution, effect, 29-2280 to 29-2289
- Supervision, termination, registered sex offender, duties, 83-174

Programs,

Reentry program, 83-903 Vocational and Life Skills Program, 83-904 Sex offenders, See SEX OFFENDERS Sexual abuse of a parolee by

authorities, 28-322 to 28-322.03 Substance abuse, treatment requirements, 28-416, 83-1,110.01

Victim, notified of status of criminal, when, 81-1850

PARTIES

See generally LEGAL PROCEDURE Abatement and revivor, 25-1418 to 25-1420 Acting in own behalf, 7-110 Appeals, Bill of exceptions, 25-1140 to 25-1140.09 By whom taken, 25-2728 Designation, 25-1913 Notice, 25-2729 Arbitration, See ARBITRATION AND **MEDIATION** Assignee, rights, 25-302, 25-303 Associations, unincorporated, 25-313 Attorney General, constitutionality of statute, 25-21,159 **Authorized**, 25-304 Bonds, official, 25-2101, 25-2102

Child custody, 43-1234, 43-1247, See also CHILD CUSTODY JURISDICTION AND ENFORCEMENT ACT. UNIFORM **Children**, 25-307 to 25-310 Class actions, 25-319 Company, 25-313 Conservator, 25-307 to 25-310 Constitutionality of statute, Attorney General, 25-21,159 Contempt, Packing of jury, 25-1612 Presence of court, punishment, 25-2122 Corporations, dissolved, 25-312.01 Costs, See COURT COSTS Court of Appeals, designation of parties, 25-1913 Death of party, 25-1401 to 25-1420 Declaratory judgments, 25-21,159 Designated, 25-102 Misnomer. 25-312 Unknown defendants, 25-321 Dismissal for want of necessary parties, 25-601 **District courts**, Interchange of judges, consent, when, 24-312 Offenses at trial, 24-318 Ejectment, occupying claimants, 25-2128 Executors and administrators, 25-304 Forcible entry and detainer, 25-21,220, 25-21,221 Foreclosure of mortgages, satisfaction, filing with register of deeds, 25-2154 Frivolous pleadings, fees and costs, 25-824 Guardians, 25-304, 25-307 to 25-310 Husband and wife, wife's right to defend, 25-306 Infant, 25-307 to 25-310 Injunctions, 25-1064.01, 25-1068, 25-1069, 25-1079 Interpleader, 25-325, 25-326 Intervention. 25-324. 25-328 Issues, order for trial changed by consent of parties, 25-1149

PARTIES –Cont'd Joinder, See JOINDER OF PARTIES Judges, disgualified, 24-739, 24-740 Judgment debtor, party disobeys order, 25-1577 Judgments, Mailing notice of judgment, 25-1301.01, 25-2719 Rendition against one or several parties, 25-1315 Jurisdictional irregularities, parties placed in status quo, 25-10,104 Jury, Advance selection of jury, authorize, 25-1631, 29-2004 Discharge by consent of parties, 25-1117 Instructions after retirement, presence or notice of parties required, 25-1116 Packing of jury, 25-1612 Panel guashed, 25-1637 Qualifications, 25-1601 When municipality or county is a party, 25-1602 Records in selection of jury, availability, 25-1157, 25-1637 Waiver of jury, 25-1126 Juvenile court, appeals, 43-2,106.01 Limited liability company, derivative action, 21-166, See also LIMITED LIABILITY COMPANY ACT, NEBRASKA UNIFORM Mandamus, 25-2168, 25-2169 Irrigation water, 25-2160 Married woman, 25-305, 25-306 Mediation. See ARBITRATION AND **MEDIATION** Minors, 25-307 to 25-310 Motions, notice, 25-910 Names, Court index, 25-2210 Docket, 25-2207 Necessary parties, 25-323, 25-601 Next friend, 25-307 to 25-310 **Partition**, See PARTITION Partnership, 25-313 Political parties, See POLITICAL PARTIES Praecipe for summons, 25-502.01

Quiet title, 25-21,113 Quo warranto, 25-21,121, 25-21,122 25-21,127 Real party in interest, 25-301 Receivers. Masters, appointment, 25-1090 Qualifications, 25-1086 Representation, 25-1088 Records of selection of jury, available to parties, 25-1157, 25-1637 Reference of issues. Consent of parties, 25-1129, 25-1130 Judge in vacation, 25-1135 Replevin, Judgments, 25-10,104, 25-10,105 Order for delivery, 25-1095 Revivor, 25-1413, 25-1414, 25-1418 Service of process, Agent, 25-514.01, 25-530.08 Individual. 25-508.01 Order, motion, or notice, 25-534 Substitute and constructive. Procedure, 25-518.01 to 25-523 When, 25-517.02 Sheriff, Action against, 25-327 Service when sheriff is a party, 25-2202 Surety made party to action, 25-1550 Small Claims Court, parties, representation, 25-2803, 25-2804 State. Costs, 25-21,210, 25-21,216 Fees and expenses awarded against state, when, 25-1802 to 25-1807 Joinder of parties, 25-21,201 Priority of trial, 25-21,208 Statutes, constitutionality, Attorney General made a party, 25-21.159 Supreme Court, original jurisdiction, 24-204 Subpoena, 25-1239 Substitution, 25-322, 25-327 Summary judgment, 25-1330 to 25-1336 Summary jury trial, 25-1155

PARTIES –Cont'd Supreme Court, Constitutionality of acts of Legislature, costs and attorney's fees, 24-204.01 Designation of parties, 25-1913 Opinion sent to parties, 24-225 Original jurisdiction, 24-204 Record waived by parties, 25-1927 Rehearing, cost of transmittal of bill of exceptions, 25-1924 Third-party action, 25-331 Trustees, 25-304 Unknown defendants, 25-321 Venue, transfer of civil action, 25-410 Voluntary appearance, equivalent of service, 25-516.01 Wife's right to defend, 25-306 Woman, married, 25-305 PARTITION See generally ACTIONS Absent owner, 25-21,111 Action authorized, 25-2170.01 Allegations, 25-2170 Answer, 25-2174 Uncontradicted pleadings, 25-2178 Attorney's fees, 25-21,108 Cemeteries, not subject to partition, 12-520 Compel, who may, 25-2170.01 **Complaint**, 25-2170 Unknown owners, 25-2171 Condominium property, Common elements not subject to partition action, 76-807, 76-844 Insurance proceeds insufficient for reconstruction, 76-820.01 Contingent interests, 25-2171, 25-21,110 Conveyances, Disapproved, 25-2199 Order, 25-2196 Partial, 25-21,103 Valid against subsequent purchasers, 25-2197 Costs, 25-2176, 25-21,108 Decedent's estates. Conservator, powers, 30-2653

Distribution of undivided interests. 30-24,109 Personal representative, authority, 30-2476 Default of owner, 25-21,109 Documentary stamp tax, exemption, 76-902 Encumbrances on property, Appointment of referee, duties, 25-2187 to 25-2189 Issue between owner and encumbrancer. 25-2192 Life estates or estate for years, 25-2193 Payment, Consent of owner, 25-2190 Objection of owner, 25-2191 Proceedings, 25-2194 Proof, 25-2189 Fees and costs, awarded when, 25-21,108 Guardians and conservators, County court, jurisdiction, 24-517 Powers, 30-2653 In kind, 25-21,100, 25-21,102 Judgment, 25-2179 Confirmation of report of referee, 25-21,105 Effect, 25-21,107 Filing, 76-249, 76-250 Lienholders' rights, 25-21,109 Liens, 25-2172, 25-2173, 25-2193 Order of conveyance, when, 25-2196 Partial partition, 25-21,103 Parties, 25-2170, 25-2170.01 Contingent interests, 25-2171, 25-21,110 Lienholders, 25-2172 Proceedings, parties bound, when, 25-21,106 Personal representative, 30-2476 Partition for distribution of estate. 30-24,109 Pleadings, uncontradicted, 25-2178 Possession of property, action for, 25-21,219 to 25-21,235, See also FORCIBLE ENTRY AND DETAINER Process, service, 25-21,106

PARTITION –Cont'd Real estate, 25-401, See also REAL ESTATE Documentary stamp tax, deeds exempt, 76-902 Recording of partition judgment, 76-249.76-250 Referee. Appointment, 25-2180 Bond, 25-2184 Duties, 25-2181, 25-2182 Encumbrance, inquiry, 25-2187 to 25-2191 Report, 25-2181, 25-2186, 25-21,101 Confirmed, 25-21,105 Set aside, when, 25-21,104 Sale, 25-2183, 25-2185 Shares, how made, 25-2182, 25-21,100, 25-21,102 Register of deeds, filing, 76-249, 76-250 Sale, 25-2183 to 25-2186 Disapproved, 25-2199 School lands, sale, undivided interests, 72-258 Security for refund, 25-2195 Service of process, 25-21,106 Surveys, 25-21,100 Tax, documentary stamp tax, exemption, 76-902 Time-Share Act, Nebraska, authorized, when, 76-1712 Title, presumption, instruments, 25-21,107 Trial procedure, 25-2174 to 25-2179 Venue, 25-401 PARTNERSHIP ACT OF 1998, UNIFORM

See generally PARTNERSHIPS Act, Applicability, 67-405, 67-408, 67-464 to 67-467 How cited, 67-401 How construed, 67-463 Actions, 67-419, 67-425 Agency, 67-413 Conflict of laws, 67-407, 67-457

Conversions, 67-446 to 67-449, 67-453 Definitions, 67-402 **Dissociation of partner**, Buyout purchase, 67-434 Damages, 67-432, 67-435 Effect. 67-433 Events causing, 67-431 Name, continued use of, 67-438 Statement of dissociation, 67-437 Third parties, treatment, 67-435, 67-436 Wrongful dissociation, 67-432 Dissolution. Contributions among partners, 67-445 Events causing, 67-439 Partners' liability, 67-444 Power to bind partnership, 67-442 Settlement of accounts, 67-445 Winding up business, 67-440, 67-441, 67-442 Distributions in kind, 67-422 Entity, 67-409 Fees, 67-462 Fiduciary duty, 67-424 Filings, electronic transmission and filing, 84-511 Formation, 67-410 General provisions, 67-403 to 67-408 Interest rate, 67-405 Knowledge, 67-403 Liability, 67-417 to 67-420 After dissociation, 67-436 After dissolution, 67-444 Limited liability partnerships, Domestic, Annual report, 67-456 Created, 67-454 Name, 67-455 Practice of law, requirements, 67-454, 67-456 Qualification, statement of, 67-454 Reinstatement, 67-456 Revocation, 67-456 Treatment, 67-409 Foreign limited liability partnership, Activities not constituting transacting business, 67-460 Annual report, 67-456

PARTNERSHIP ACT OF 1998. **UNIFORM** –Cont'd Limited liability partnerships –Cont'd. Foreign limited liability partnership -Cont'd Law governing, 67-457 Practice of law, requirements, 67-458 Qualification, statement of, 67-458 Requirements, 67-458 Violations, effect, 67-459, 67-461 Merger, 67-446, 67-450 to 67-453 Nature of, 67-409 Notice, 67-403 Partner's rights and duties, 67-421, 67-423, 67-424 Breach of duty, actionable, 67-425 Partnership agreement, Breach, actionable, 67-425 Continuation of, 67-426 Restrictions. 67-404 Partnership property, 67-410 to 67-412, 67-427 Property, transfer of, 67-414 Real estate transfer, filing required, 67-406 Report, annual, 67-456 Savings clause, 67-467 Statements. Denial. 67-416 Dissociation, 67-437 Dissolution, 67-443 Execution, filing, and recording, 67-406 Foreign qualification for limited liability partnerships, 67-458 Merger, 67-452 Partnership authority, 67-415 Qualification for limited liability partnerships, 67-454 Transferable interest, 67-428 to 67-430 Redemption, 67-430 Subject to charging order, 67-430

PARTNERSHIPS

See generally BUSINESS ENTITIES

Business development, See BUSINESS DEVELOPMENT PARTNERSHIP ACT; 81-1272 **Financial data protection**, See FINANCIAL DATA PROTECTION AND CONSUMER NOTIFICATION OF DATA SECURITY BREACH ACT OF 2006; 87-801 General partnerships, See PARTNERSHIP ACT OF 1998, UNIFORM; 67-401 Income tax, treatment, 77-2727 to 77-2729.77-2773 Limited liability partnership, See PARTNERSHIP ACT OF 1998, UNIFORM: 67-401 Limited partnership, See LIMITED PARTNERSHIP ACT, NEBRASKA UNIFORM; 67-233 PARTY WALLS See BUILDINGS PATENTS See generally BUSINESS AND COMMERCE Business and commerce, See also BUSINESS AND COMMERCE Agricultural products, patent development funds, 81-1280 Invention development services, See INVENTION DEVELOPMENT SERVICES DISCLOSURE ACT; 87-601 Promissory note or negotiable instrument for patent right, requirements, 62-302 **Real estate, United States patents** and certificates, Annulment of patent, procedure, 25-21,145 Bridge construction, infringement on patent rights, effect, 39-818 Recording, 76-278 Rights of heirs, 76-281, 76-282 School lands, exchange for other lands, requirements, 72-253

PATERNITY

See generally CHILDREN AND MINORS

PATERNITY –Cont'd Access to information, 43-3327 Acknowledgment by father, 43-1408.01, 43-1409 Support proceeding, effect, 42-729, 42-733 Action to establish. Child born out of wedlock, 43-104.05 Court jurisdiction, 25-2740 Interstate proceedings, 42-733.01, See also FAMILY SUPPORT ACT. UNIFORM INTERSTATE Next friend, action by, 43-512.02, 43-1411 Procedure, 43-1411 to 43-1412 Child. Adoption proceedings, child born out of wedlock, 43-104.01 to 43-104.25, 43-108, 43-109 Child support, 43-1401 to 43-1411.01 Collection, 43-512.02 to 43-512.18 Child support referees, assignment, 43-1608 to 43-1613 Parenting Act applicable, See PARENTING ACT; 43-2920 Surname of child, 71-640.03, 71-640.04, See also VITAL STATISTICS ACT Termination of parental rights, provisions applicable, 43-1411.01 Definitions, 43-1401, 43-1413 Determination by other state or Indian tribe, treatment, 43-1406 Determination set aside, when, court orders. 43-1412.01 Evidence, 43-1412 Genetic testing, 43-1414 to 43-1418, See also GENETIC TESTING Jurisdiction, 25-2740, 43-1411.01 Marriage of parents, effect, 43-1406 Medical expenses of mother, liability of father, 43-1407 Order establishing, incorporate financial arrangements, 42-364.17 Rights of parents, 42-381

aid support enforcement, 43-3340 Test to establish paternity, Genetic testing, this heading Refusal to take, 43-1412 PATIENT SAFETY IMPROVEMENT ACT See generally HEALTH CARE Act. Cumulative to other law, 71-8713 How cited, 71-8701 Definitions, 71-8704 to 71-8709 Immunity, 71-8721 Information, Disclosure, when, 71-8719, 71-8720 Withheld from public, when, 84-712.05 Intent, 71-8702, 71-8703 Patient safety organization, Board of directors, membership, 71-8715 Conditions, 71-8714 Proceedings, 71-8711 Violation, penalty, 71-8711 Patient safety work product. Confidentiality, restrictions, 71-8710 Unlawful use, effect, 71-8712 Providers. Duties, 71-8717, 71-8718 Elect to be subject to act, 71-8716 Violation, penalty, 71-8711 PATROL, NEBRASKA STATE See STATE PATROL, NEBRASKA PAUPERS See INDIGENT PERSONS In forma pauperis, See IN FORMA PAUPERIS PAWNBROKERS See generally PROFESSIONS AND OCCUPATIONS Acts prohibited, 69-203 **Bond**, 69-202 Defined. 69-201 Fees. 69-202 Fingerprinting of customers, 69-210

Social security number recorded to

PAWNBROKERS –Cont'd Inspection of records and property, 69-204 Location, 69-203 **Permit**, 69-202 Suspension or revocation, 69-208 Property accepted, restrictions, 69-210 Property received or purchased, restrictions on disposition, 69-206 Records required, 69-204 Reports to police, when, 69-205 Stolen property, 69-204 Violation, penalty, 69-208 Waiting period, 69-206, 69-209 PEACE OFFICERS See generally LAW ENFORCEMENT Arrest, powers and duties, See ARREST Assault on an officer, 28-929 to 28-931.01 Assault against with a bodily fluid, 28-934 College education benefit for child of deceased law enforcement officer, See IN THE LINE OF DUTY **DEPENDENT EDUCATION ACT; 85-**2301 **Commission**, See LAW ENFORCEMENT AND CRIMINAL JUSTICE, NEBRASKA COMMISSION ON; 81-1415 **Conservation officers, powers**, 29-829, 37-528, 37-572, 37-603 to 37-608, 37-619 to 37-623, 37-809, See also GAME LAW **Constables**, See CONSTABLES Diseases, exposure procedures, 71-506 to 71-513 Human trafficking issues, training, 81-1431 Impersonation, penalty, 28-610, 60-492 Obstruction, 28-906 Oppression under color of office, 28-926 Police, See POLICE Pursuit of violators, See PURSUIT

Racial profiling, prohibited, 20-501 to 20-506, See also RACIAL PROFILING Refusing to aid, 28-903 Resisting arrest by, penalty, 28-905 **Rights of municipal and county** peace officers, No retaliation for exercise of rights, 13-3004 Personal financial records, disclosure restrictions, 13-3001 Personnel record contents, 13-3003 Release of photograph, restrictions, 13-3002 Sheriffs, See SHERIFFS State Patrol, See STATE PATROL, NEBRASKA Stress management program for personnel, See CRITICAL INCIDENT STRESS MANAGEMENT ACT; 71-7101 Ticket quota requirements, prohibited, 48-235 Traffic laws. Defined. 60-646 Obedience to officer required, 60-6,110 Powers and duties, 60-683, 81-2005, 81-2006 Pursuit of violators, See PURSUIT Training, See LAW ENFORCEMENT TRAINING PEDESTRIANS See RULES OF THE ROAD, NEBRASKA; 60-601 PEER REVIEW See generally LABOR AND EMPLOYMENT Health care facilities, disciplinary actions, representative peer review organization, 71-434, 71-452, 71-453 Health care practitioners, facilities, and providers, peer review committees. Immunity for peer review activities, 38-1,128, 71-7911

PEER REVIEW –Cont'd Health care practitioners, facilities, and providers, peer review committees -Cont'd Proceedings and records, Confidentiality, 25-12, 123, 71-7912, See also HEALTH CARE QUALITY IMPROVEMENT ACT; 71-7907 Use in civil actions, 25-12,123 Not used for evidence, 79-7912, See also HEALTH CARE QUALITY IMPROVEMENT ACT Reporting of unlawful or incompetent acts. Incident report or risk management report, not discoverable, 71-7913, See also HEALTH CARE QUALITY **IMPROVEMENT ACT** Required, 28-435.01, 38-1,127, 71-7460.02 Health carrier, closed plan, requirements, 44-7207, 44-7311 Health maintenance organization, system required, 44-32,127 Wildlife, use in determining endangered or threatened species, 37-806 Workers' compensation, managed care plan requirement, 48-120.02

PENALTIES See CRIMES AND OFFENSES

PENITENTIARY

See CORRECTIONAL FACILITIES AND INMATES

PENSIONS

See RETIREMENT AND PENSIONS

PERFORMANCE AUDIT See PERFORMANCE REVIEW

PERFORMANCE REVIEW See generally STATE GOVERNMENT

Auditor of Public Accounts. performance audits authorized, 84-322 **Coordinating Commission for** Postsecondary Education, 85-1414 **Court Appointed Special Advocate** Act, review of volunteers, 43-3706 **Economic Development**, Department of, 81-1201.10 Elementary and secondary public schools, 79-760.06, See also QUALITY EDUCATION ACCOUNTABILITY ACT Juvenile Services Act, 43-2409 Legislature, programs created by, See LEGISLATIVE PERFORMANCE AUDIT ACT: 50-1201 Noncode agency heads, 81-11,104 PERFUSION PRACTICE ACT See generally PROFESSIONS AND OCCUPATIONS Act, how cited, 38-2701 Code of ethics. 38-2711 Committee, Perfusionist, 38-2712 Definitions, 38-2703 Fees, 38-2708 Intent, 38-2702 Licensure, See also CREDENTIALING ACT, UNIFORM; 38-101 Education and examination requirements, waiver, 38-2706 Required, exceptions, 38-2704 Requirements, 38-2705 Temporary, 38-2707 Name, use of title or abbreviation, 38-2709 Record of licensees, 38-2711 Rules and regulations, 38-2710

PERFUSIONISTS

See generally PROFESSIONS AND OCCUPATIONS Licensure, See PERFUSION PRACTICE ACT; 38-2701

PERJURY See CRIMES AND OFFENSES

PERSONAL INJURIES See generally DAMAGES Abuse causing personal injuries, Children, See CHILD ABUSE Domestic abuse, See PROTECTION FROM DOMESTIC ABUSE ACT; 42-901 Prevention of, See ADULT PROTECTIVE SERVICES ACT; 28-348 Accident report, Motor vehicle, 60-699 Railroad crossing, 74-1316, 75-426 Anhydrous ammonia, tampering with, effect on liability, 25-21.281 Arbitration agreement, restriction, 25-2602.01 Asbestos-related, successor corporation, liability limitation, See SUCCESSOR ASBESTOS-RELATED LIABILITY ACT; 25-21,283 Children, Minors, this heading **Contributory negligence**, See CONTRIBUTORY NEGLIGENCE Crime victim reparations, See CRIME VICTIM'S REPARATIONS ACT, NEBRASKA; 81-1801 Damages, See DAMAGES **Defective bridge or highway**, 13-912 Donations, immunity from liability, when, Fire and rescue equipment, 25-21,282 Food, 25-21,189 Employment injuries, See WORKERS' COMPENSATION ACT, NEBRASKA; 48-101 Financial responsibility following motor vehicle accident, 60-507 Indemnity agreement in construction contract, 25-21,187 Joinder of claims, 25-701 to 25-705 Effect on final judgment, 25-1315 Law enforcement activity, liability insurance required, 13-1802 Military personnel, workers' compensation, 55-159

Minors. Abuse, See CHILD ABUSE Intoxicated, causing injury or property damage, liability of social host, alcohol procurer, retail seller, See MINOR ALCOHOLIC LIQUOR LIABILITY ACT: 53-401 Liability of parents, 43-801 Restraint system, failure to use, 60-6,269 Motor vehicle accident report, 60-699 Motor vehicle operator's license, revocation when, 60-499 **Negligence**, See NEGLIGENCE Parental liability, 43-801 Personal jurisdiction authorized, 25-536 Political subdivisions, tort actions against, See POLITICAL SUBDIVISIONS TORT CLAIMS ACT; 13 901 Product liability action, See PRODUCT LIABILITY Railroad. Accident reports, 74-1316, 75-426 Assumption of risks by employee, 25-21,184 Crossing accident, 74-1316, 75-426 Seat belt, failure to wear, effect, 60-6,269, 60-6,273 Sexual assault, See SEXUAL ASSAULT State tort claims, See STATE TORT CLAIMS ACT; 81-8,209 Statutes of limitation. 25-207 Product liability, 25-224 Professional negligence, 25-222 Tort claim against political subdivision, 13-920 to 13-922 Tort claim against state, 81-8,227 Workers' compensation action, 48-137 Student athletes, insurance program, 85-106.05 Tort claims, Political subdivision, See POLITICAL SUBDIVISIONS TORT CLAIMS ACT: 13-901

PERSONAL INJURIES –Cont'd Tort claims –Cont'd State, See STATE TORT CLAIMS ACT;

81-2,209 Victim reparations, See CRIME VICTIM'S REPARATIONS ACT, NEBRASKA: 81-1801

Water impoundment structure, compliance with law, effect, 39-1817

Workers' compensation, See WORKERS' COMPENSATION ACT, NEBRASKA; 48-101

PERSONAL JURISDICTION See JURISDICTION

PERSONAL PROPERTY

See generally PROPERTY Abandoned, See UNCLAIMED PROPERTY ACT, UNIFORM DISPOSITION OF; 69-1301

Alien ownership, discrimination prohibited, Article I, section 25, Constitution of Nebraska

Animals, legal status as personal property, political subdivision cannot change, 13-405

Damage, See PROPERTY DAMAGE Leased, sales and use tax

exemption, 77-2704.08, 77-2704.28

Leases, Article 2A, UCC, See also COMMERCIAL CODE, UNIFORM

Liens, See also LIENS Federal lien registration, See FEDERAL LIEN REGISTRATION ACT, UNIFORM; 52-1001 For services performed on, 52-

601.01 to 52-605

Motor vehicles, See MOTOR VEHICLES Museum property, See MUSEUM PROPERTY ACT: 51-701

Pawnbrokers, See PAWNBROKERS Property damage, See PROPERTY DAMAGE

Property interests, creation authorized, 76-103, See also PROPERTY ACT, UNIFORM

Sale, shipment, rights, 75-152 to 75-154 Security agreements, Public corporations, 76-1101 to 76-1104 Security interests, Treatment of property, 69-109 to 69-111 Stolen property, receipt, 28-510, 28-517 Taxation, Personal property tax, See PERSONAL PROPERTY TAX Sales and use tax, See SALES AND USF TAX Taxation of, See PERSONAL PROPERTY TAX Tenants' property, disposition by landlord, See PERSONAL PROPERTY LANDLORD AND TENANT ACT, DISPOSITION OF; 69-2301 PERSONAL PROPERTY LANDLORD AND TENANT ACT. **DISPOSITION OF** See generally HOUSING Act. how cited. 69-2301 Civil action authorized, 69-2312, 69-2314 Costs of storage, 69-2310 Definitions, 69-2302 Liability, 69-2306, 69-2309, 69-2313 Notice, 69-2303 Form, 69-2305 Statement, 69-2304 **Release, when, 69-2307** Remedies, not exclusive, 69-2314 Removal and storage, 69-2306 Sale. notice. 69-2308 Surrender of property, when, 69-2311 Self-service storage unit or facility, exception, 69-2311 PERSONAL PROPERTY TAX

See generally TAXATION Acceleration of taxes, when, 77-1214 Airplanes and flight equipment, 77-1244 to 77-1250.05 Appeals, 77-1233.06, 77-5013 to 77-5019

PERSONAL PROPERTY TAX –Cont'd Assessment, See also ASSESSMENT AND EQUALIZATION Assessment date for tangible personal property, 77-1201 Certificate of assessment, 77-1219 Tax lists, how prepared, 77-1201, 77-1202.01 Car line companies, 77-679 to 77-691, See also CAR LINE COMPANIES Certificate of assessment, 77-1219 Classifications of exempt property, Article VIII, section 2, Constitution of Nebraska Collection of tax, 77-1701 to 77-1784 Corporations and companies, 77-1783.01 County treasurer, duties, 77-1759 Failure, effect, 77-1760 to 77-1766 Distress warrant, procedure, 77-1717 to 77-1724 Electronic payment authorized, 77-1702, 77-2420 Liability for collection, 77-1711 Limited liability companies, 21-129, 77-1783.01, See also LIMITED LIABILITY COMPANY ACT. NEBRASKA UNIFORM List, uncollectible tax, 77-1742 Notice, 77-1701 To taxpayer, 77-1716 Partial payments, when authorized, 77-1704.02 Reciprocity, 77-1774 Refund of tax paid, 77-1734.01, 77-1736.06, 77-1776 Settlement of county treasurer, 77-1743 to 77-1750 Tax statement, contents, 77-1701 Warrants, discounting prohibited, 77-1741 **Commission**, See TAX EQUALIZATION AND REVIEW COMMISSION ACT; 77-5001 Commutation of taxes, prohibited, 77-1737 County assessor, duties, 77-1311, 77-1311.02

County taxes, maximum levy, Article VIII, section 5, Constitution of Nebraska Exception, procedure, 23-125 to 23-130 **Definitions**, 77-101 to 77-132 Delinquency of tax payment, Collection, proration, 77-1624 Interest, 77-207 Setoff or deduction, 77-1771 Department, numerical computations authorized, 77-3.117 Discharge of taxes, prohibited, 77-1737 Electronic filing and transfers, 77-1784, 77-2420 Electronic postmark, 86-644 Errors, correction by Property Tax Administrator, 77-1335 Evasion of taxes, 77-1232 **Exemptions,** Article VIII, sections 2 and 2A, Constitution of Nebraska 77-202. See also PERSONAL PROPERTY TAX RELIEF ACT Appeal, 77-202.04 Application procedure, 77-202.01 to 77-202.03 Charitable organization exemption, 77-202.01 to 77-202.03 Deadline, waiver, 77-202.01 Economic development incentives, Data center businesses, 77-202 Electricity production using renewable sources, 77-202 For certain investment and job creation levels. See EMPLOYMENT AND INVESTMENT GROWTH ACT; 77-4101 Forms, 77-202.05 Late filing. Authorized, when, 77-202.03 Penalty, lien, 77-202.03 Penalty, lien, 77-202.01 Public property, exempt, when, 77-202 Request for, annual filing requirements, procedure, 77-1229 Validity, 77-202.03

PERSONAL PROPERTY TAX -Cont'd **Exemptions** –Cont'd Veterans, disabled or blind, 77-202.23 to 77-202.25 Filing date, effect of mailing and nonjudicial days, 49-1201 to 49-1203 In lieu of tax payments, See IN LIEU OF TAX PAYMENTS Injunctions prohibited, 77-1727 Inspections, 77-1236 Intangible personal property, defined. 77-105 Interest, canceled when, 77-1739 Inventories, tax exemption, Article VIII, section 2, Constitution of Nebraska, 77-202 Warehouse, in-transit goods, tax exemption, Article VIII, section 2A, Constitution of Nebraska Legislation, ratification of, Article VIII, section 13, Constitution of Nebraska Legislature, no power to remit taxes. exception. Article VIII. section 4, Constitution of Nebraska Levy, 77-1601 to 77-1610 Liens, See TAX LIENS Mail. Electronic postmark, 86-644 File or pay by, 49-1201 to 49-1203 Mobile homes, See MOBILE HOMES AND MOBILE HOME PARKS; 77-3701 Motor vehicles, See MOTOR VEHICLES Oil and gas interests, liability for tax. 57-234 **Omitted property, procedure, 77-**1233.04 Payment. By mail, effect, 49-1201 to 49-1203 Electronic payment authorized, 13-609, 77-1702 Electronic postmark, 86-644 Manner, 77-1702 Proof, 77-1710 When due, 77-203 Penalties, 77-1232, 77-1233.04, 77-1233.06 Protests, procedure, 77-1233.06

Public property, Taxation status, 77-202.11, 77-202.12 Used for a public purpose, tax exempt, when, 77-202 Public service entities, 77-801 to 77-804. See also PERSONAL PROPERTY TAX RELIEF ACT **Railroads**, 77-601 to 77-621, See also RAILROADS **Receipt,** 77-1704 to 77-1708 Records. Property Tax Administrator, duties, 77-1331 Warrant book, 77-1740 Refunds, 77-1734 to 77-1735, 77-1736.06, 77-1736.07, 77-1775.01, 77-1775.02 Electronic funds transfer, 77-2420 Procedure, 77-1775 to 77-1777 Release from tax by Legislature, restrictions, Article VIII, section 4, Constitution of Nebraska Replevin prohibited, 77-1727 Reports on loss of potential revenue, See TAX EXPENDITURE **REPORTING ACT; 77-379** Representatives of owners, listing of property, 77-1201 Returns. Amended listing, required when, 77-1230 Amendment by assessor, 77-1233.04 Electronic filing, 77-1784 Electronic postmark, 86-644 Enforcement, 77-1234 Errors, refund or additional tax due, 77-1230 Examination, 77-1233.02 Filing by assessor, when, 77-1233.04 Filing requirements, 77-1229 Partial year, 77-1211 Signature, lack of, effect, 77-1229.01 Statement veracity, required, 77-1233 Sale, forced, 77-1717 to 77-1724 Situs. 77-1202 Change of, effect, 77-1211

PERSONAL PROPERTY TAX -Cont'd Situs -Cont'd Motor vehicles, 60-385, 60-3,198 Property in transit, 77-1210 Special assessments, See SPECIAL ASSESSMENTS State property tax, prohibited, Article VIII, section 1A, Constitution of Nebraska Subpoenas, 77-1236 Tangible personal property, defined, 77-105 Tax liens. See TAX LIENS Tax lists, 77-1202.01, 77-1715 Loss or destruction, 77-1767 Property stricken from, when, 77-1738 Taxable tangible personal property, how prepared, 77-1202.01 Taxation, See TAXATION Trailers, See TRAILERS **Uniformity requirements**, Article VIII, section 1, Constitution of Nebraska Exemption, grain and seed, Article VIII, section 10, Constitution of Nebraska Utilities, 77-801 to 77-804 Valuation, 77-201, See also ASSESSMENT AND EQUALIZATION Violations, penalty, 77-1232 PERSONAL PROPERTY TAX RELIEF ACT See generally TAXATION Act, how cited, 77-1237 Compensating exemption factor for railroads, car line companies, public service entities, and air

carriers, 77-1238 Exemption from personal property tax, 77-1238

Reimbursement to political subdivisions, 77-1239

PERSONAL REPRESENTATIVES See probate code, nebraska PERSONNEL SERVICE. STATE See generally STATE OFFICERS AND **EMPLOYEES** Affirmative Action Office, 81-1357 Affirmative action program, 81-1355 to 81-1368 Board, State Personnel, 81-1318 to 81-1319 **Collective bargaining**, See STATE EMPLOYEES COLLECTIVE BARGAINING ACT; 81-1369 Definitions. 81-1302 Delegation of powers of personnel division, 81-1312, 81-1314 **Director of Personnel**, Appointment, 81-1303, 81-1304 Compensation, 81-1305 Duties, 81-1307, 81-1307.01 Discount program, participation by state employees authorized, 81-1394 **Division of Department of** Administrative Services, 81-1108 Division of Employee Relations, 81-1376 **Employee Recognition Program**, 81-1307 Employees of personnel division, appointment, 81-1306 **Exemptions**, 81-1316 Fund, Health and Life Benefit Administration Cash Fund, 84-1616 Intent, 81-1301 Personnel division, 81-1303 Political activities, 20-160, 81-1315 Powers of personnel division, administrative, 81-1311 **Rights**, 81-1354.01 State employees, Defined, 81-1321 Sick leave, 81-1320, 81-1322 to 81-1326 Retirement or death, payment for unused, 81-1325 Vacation time, 81-1328 State Insurance Program. Nebraska, 84-1601 to 84-1615 Suggestion Award Board, 81-1348

PERSONNEL SERVICE, STATE -Cont'd Suggestions, 81-1346 to 81-1354 Temporary employees, Health insurance, when, 84-1601 Report, 84-1617 Temporary Employee Pool, 81-1307 Terms and conditions of employment, 81-1317, 81-1317.01

PERSONNEL SYSTEM, STATE See PERSONNEL SERVICE, STATE

PERU STATE COLLEGE See STATE COLLEGES

PESTICIDE ACT See generally AGRICULTURAL PRODUCTS Act, how cited, 2-2622 Appeal, 2-2654 Cooperative Extension Service, duties, 2-2637 Definitions. 2-2624 Department, Funding, 2-2653 Powers and duties, 2-2626 Enforcement, 2-2626 Environmental requirements, selfevaluation, 25-21,254 to 25-21,264, See also ENVIRONMENTAL AUDITS Fees, 2-2634, 2-2635, 2-2638, 2-2641, 2-2656 Fines. Administrative, 2-2626 Civil, 2-2648 Collection, 2-2651 Consideration of severity, 2-2650 Use, 2-2651 Fund, Pesticide Administrative Cash, 2-2627 Funding, 2-2653 Hearings, 2-2649, 2-2649.02, 2-2658 Injunctions, 2-2626, 2-2647 Intent, 2-2623 Law, local, preempted by act, 2-2625

Licenses. Aerial pesticide business, 2-2655 to 2 - 2659Classification, 2-2637 Commercial applicator, 2-2638, 2-2640, 2-2642, 2-2643 Holders. Disciplinary actions, 2-2643.03, 2-2649 to 2-2649.02 Duties, 2-2643.02 Prohibited acts, 2-2643.01 Recordkeeping requirements, 2-2643 Noncommercial applicator, 2-2639, 2-2640, 2-2642, 2-2643 Pending license, noncertified applicator, restrictions, 2-2642 Pesticide applicator, 2-2636 Categories, 2-2626 Pesticide dealer, 2-2635 Private applicator, 2-2641 to 2-2643 Testing, 2-2637 Notice requirements, 2-2649.02, 2-2657 Pesticides. Emergency use permits, 2-2626 Registration of, Application, 2-2629 Confidentiality, 2-2629 Denial or status change, 2-2632 Expiration, 2-2631 Fees, 2-2634 Renewal, 2-2631 Required, when, 2-2628 Resident agent, designation, 2-2629 Special local need, 2-2633 Regulatory functions, delegation to certain cities authorized, 2-2625 Restricted-use classifications, 2-2626 State-limited-use, list, 2-2626 Plans, state and pesticide management, 2-2626 Venue, 2-2626 Violations. Claim for damages, 2-2645 Final judgment, failure to satisfy, effect, 2-2652

PESTICIDE ACT –*Cont'd* Violations –*Cont'd* Disciplinary actions, 2-2643.03, 2-2649 to 2-2649.02, 2-2658 Penalty, 2-2647 Pesticide business, liability of owner or operator, 2-2646.01 Prohibited acts, General, 2-2646 License holder, 2-2643.01 Warning letter, 2-2626, 2-2649.01 Water quality standards, 2-2626

PESTICIDES

See generally AGRICULTURAL PRODUCTS

Agricultural products, See AGRICULTURAL PRODUCTS

Grasshoppers, *See* RANGELAND GRASSHOPPER CONTROL ACT, NEBRASKA; 2-1066

Irrigation, See CHEMIGATION ACT, NEBRASKA; 46-1101

Mosquitoes control, county and city of the primary class, 71-2917, 71-2918

Nurseries, regulation, See PLANT PROTECTION AND PLANT PEST ACT; 2-1072

Pollution control incentive, See BUFFER STRIP ACT; 2-5101

Regulations, See PESTICIDE ACT; 2-2622

Rodenticides, See PESTICIDE ACT; 2-2622

PETITIONS

See generally CIVIL PROCEDURE Administrative Procedure Act, contested cases, 84-917 to 84-

919 Appeal to Supreme Court, 24-1106,

24-1107 Civil procedure, after January 1,

2003, initial pleading is a complaint unless specifically designated a petition by statute, 25-801.01

Domestic relations matters, where to file, 25-2740

Eminent domain, 76-704 to 76-705 Filing, Date of filing by mail, 49-1201 Electronic postmark, 86-644 Grand jury, 29-1401, 29-1401.02 Initiative petitions, See INITIATIVE AND REFERENDUM Juvenile Code, Nebraska, 43-261, 43-274 to 43-276 Detention, petition required, when, 43-255 Mental health commitment, See MENTAL HEALTH COMMITMENT ACT. NEBRASKA; 71-901 Paternity determinations, where to file, 25-2740 Petition in error, 25-1903 **Referendum petitions**, See INITIATIVE AND REFERENDUM Supreme Court, appeal to, 24-1106, 24-1107 Workers' Compensation Act, Nebraska, 48-173 PETROLEUM PRODUCTS AND HAZARDOUS SUBSTANCES STORAGE AND HANDLING ACT See generally ENVIRONMENTAL PROTECTION Access to property, 81-15,124.02 Act, how cited, 81-15,117 Containers, requirements, 66-103 to 66-107 Covenant not to sue, when, 81-15,124.05 Definitions, 81-15,119 Environmental requirements, selfevaluation, 25-21,254 to 25-21,264, See also ENVIRONMENTAL AUDITS Fees, 81-15,120, 81-15,121 Fine, 81-15,125 Funds. Petroleum Products and Hazardous Substances Storage and Handling Fund, 81-15,120 Underground Storage Tank Fund, 81-15.121 **Injunction**, 81-15, 126 Intent, 81-15,118

PETROLEUM PRODUCTS AND HAZARDOUS SUBSTANCES STORAGE AND HANDLING ACT -Cont'd Notice, 81-15,127 Oil and gas, See OIL AND GAS Permit, 81-15,121 Denial, suspension, revocation, 81-15,122 Registration, required, 81-15,120 Release, suspected, investigation, 81-15,124, 81-15,124.02 Remedial action plan, Access to property, 81-15,124.02 Certificate of completion, 81-15,124.05, 81-15,124.06 Monitoring, See REMEDIAL ACTION PLAN MONITORING ACT; 81-15,181 Participation, effect, 81-15, 124.07 Reimbursement, See PETROLEUM RELEASE REMEDIAL ACTION ACT: 66-1501 Release from liability, when, 81-15.124.06 Requirements and considerations. 81-15,124 to 81-15,124.03 Risk-based corrective action, 81-15,124.01 to 81-15,124.04 Responsible person, release from liability, when, 81-15,124.06 Rules and regulations, 81-15,123, 81-15,124.01 Violation, penalty, 81-15,125 PETROLEUM RELEASE REMEDIAL ACTION ACT See generally ENVIRONMENTAL PROTECTION Act. How cited. 66-1501 How construed, 66-1517, 66-1528 Actions not barred, 66-1528 Applications, unpaid, payment of principal and interest, 66-1524 Attorney's fees, 66-1529.02 Claims, authorized procedure, 66-1531 Definitions, 66-1503 to 66-1515.01 Federal funding, 66-1530 Fees imposed, 66-1520, 66-1521

Funds. Petroleum Release Remedial Action Cash Fund, 66-1519 Transfers authorized, 66-1519, 66-1519.01 Use. 66-1519 Petroleum Release Remedial Action Collection Fund, 66-1521 **Funds from Wastewater Treatment Facilities Construction** Assistance Act, 66-1519.01 Indemnification agreements, 66-1516 Intent, 66-1502 License, required when, 66-1521 Oil and gas, See OIL AND GAS Payments by department, recovery, 66-1529.02 Reimbursement. Amount, 66-1523, 66-1524 Application, 66-1525 Assignment authorized, 66-1529 Exempt from legal process, 66-1526 Prompt Payment Act, applicable, 66-1523. 66-1524 Reduction, 66-1525 Remedial action, Failure to complete, 66-1527 Fixtures, treatment, 66-1529.01 Monitoring, See REMEDIAL ACTION PLAN MONITORING ACT: 81-15.181 Personal property treatment, 66-1529.01 Plan, 66-1525, 81-15, 124, 81-15,124.01 Schedule of rates, 66-1518 Responsibility for release or claim, avoidance prohibited, when, 66-1516 Rules and regulations, 66-1518 State. Liability, 66-1524 Miscellaneous Claims Act, applicability, 66-1531 PHARMACIES See generally HEALTH CARE FACILITIES Controlled substances, See CONTROLLED SUBSTANCES ACT, UNIFORM; 28-401

PHARMACIES –Cont'd Defined, 71-425 Dispensing drugs and devices, Automated medication systems, See AUTOMATED MEDICATION SYSTEMS ACT; 71-2444 Cancer drugs, dispensing donated drugs, See CANCER DRUG **REPOSITORY PROGRAM ACT; 71-**2422 Generic drugs, selection, See DRUG PRODUCT SELECTION ACT, NEBRASKA; 71-5401.01 Immunosuppressant drugs, dispensing donated, See IMMUNOSUPPRESSANT DRUG **REPOSITORY PROGRAM ACT; 71-**2436 Mail service, See MAIL SERVICE PHARMACY LICENSURE ACT; 71-2406 Medical order, duration, transmission, 38-2870 Product selection. See DRUG PRODUCT SELECTION ACT. NEBRASKA; 71-5401.01 Drugs and medicine, See DRUGS AND MEDICINE **Insurance plans for drugs**, See also HEALTH CARE PLANS Choice of pharmacy, limitation, 44-783 Conditions for reimbursement, 44-513.02, 44-783 Licensure, See also HEALTH CARE FACILITY LICENSURE ACT; 71-401 Transition from prior law, 71-463 Pharmacists, See PHARMACISTS Pharmacy technicians, See PHARMACISTS Prescriptions, See also DRUGS AND MEDICINE Transfer, requirements, 38-2871 Wholesale distributor license, See WHOLESALE DRUG DISTRIBUTOR LICENSING ACT; 71-7427 PHARMACISTS See generally PROFESSIONS AND OCCUPATIONS

Controlled substances, See CONTROLLED SUBSTANCES ACT, UNIFORM; 28-401 Diseases, See also DISEASES AND **INJURIES** Care providers, exposure procedures, 71-506 to 71-514.05 Dispensing drugs and devices, Automated medication systems, See AUTOMATED MEDICATION SYSTEMS ACT: 71-2444 Controlled substances, See CONTROLLED SUBSTANCES ACT, UNIFORM; 28-401 Delegated dispensing permit, See PHARMACY PRACTICE ACT; 38-280 Drug utilization review, duties, 38-2869 Generic drugs, selection, See DRUG PRODUCT SELECTION ACT, NEBRASKA; 71-5401.01 Medical order, duration, transmission, 38-2870 Product selection. See DRUG PRODUCT SELECTION ACT, NEBRASKA; 71-5401.01 **Drugs and medicine**, See DRUGS AND MEDICINE Emergency box drugs, See EMERGENCY BOX DRUG ACT; 71-2410 Generic drugs, selection, See DRUG PRODUCT SELECTION ACT, NEBRASKA; 71-5401.01 Immunizations, exchange of information authorized, 71-539 to 71-544. See also **IMMUNIZATIONS** Insurers, contracts with, 44-313 Licensure, See PHARMACY PRACTICE ACT; 38-2801 **Medications,** See EMERGENCY BOX DRUG ACT; 71-2410 Pain management, use of controlled substances in, 71-2418 to 71-2420 Peer review authorized, See PEER REVIEW Pharmacist remote order entry, requirements, 71-2450

Poisons, sale of, See POISON CONTROL ACT; 71-2501 Prescriptions, See DRUGS AND MEDICINE Return of dispensed drugs and devices, conditions, 71-2431, 71-2453 Student loans, See FINANCIAL AID FOR POSTSECONDARY EDUCATION STUDENTS Telepharmacy, practice authorized, 38-2866 PHARMACY PRACTICE ACT See generally PROFESSIONS AND **OCCUPATIONS** Act, See also PHARMACISTS Act, how cited, 38-2801 Board of Pharmacy, 38-167, See also CREDENTIALING ACT, UNIFORM Chart order, requirements, 38-28,105 Compounding, requirements, prohibited acts, 38-2867.01 Counseling to patient, when required, 38-2869 Definitions, 38-2802 to 38-2847 Delegated dispensing permits, Agreements, authorized, 38-2872 Appeal of action against permit, 38-2879 Committees, formulary advisory, 38-2889 Complaint against permittee, 38-2875 Delegating pharmacist, Duties, 38-2882 Liability limitation, 38-2883 Training duties, 38-2886, 38-2888 Formularies, approval, 38-2881 Hospitals, permit requirements, 38-2873 Investigation of permittee, 38-2875 Public health clinics, Dispensing requirements, 38-2884 Health care professionals, training required, 38-2888 Permit requirements, 38-2873 Requirements, 38-2873

PHARMACISTS –Cont'd

Site, requirements, 38-2874 Violations, Civil penalty, 38-2878 Criminal penalty, 38-2880 Disciplinary actions, 38-2876 to 38-2879 Workers. Proficiency demonstration, 38-2887 Qualifications, 38-2885 Supervision, 38-2887 Training, 38-2886 Disciplinary actions, Appeal, 38-28,100 Department, powers, 38-28,100 Temporary educational permit, 38-2864 Drug utilization review, duties, 38-2869 Fees, 38-2898 Hospital pharmacy, pharmacist in charge, duties, 38-2867.02 Licensure and registration requirements and procedure, See CREDENTIALING ACT. UNIFORM; 38-101 Medical order, duration, transmission, 38-2870 Patient information, privileged, 38-2868 Permits. Delegated dispensing permits, this heading Temporary educational permit, 38-2855 to 38-2865 Appeal, 38-2864 Pharmacist intern. Qualifications, registration, 38-2854 Scope of practice and performance, 38-2854 Supervision of, limitations, 38-2866.01 Pharmacists, licensure, Examination, 38-2852 Requirements, 38-2851 Temporary pharmacist license, 38-2853 Pharmacy inspector, 38-28,101 Pharmacy technicians, Authorized tasks, 38-2891

PHARMACY PRACTICE ACT -Cont'd Pharmacy technicians -Cont'd Defined, 38-2836 Disciplinary measures, 38-2894 Against supervising pharmacist, 38-2895 Duty to report impaired practitioner, 38-2897 License Assistance Program, 38-2894 Pharmacy Technician Registry, 38-2893 Registration, Disciplinary measures, 38-2894 Reapplication, 38-2896 Requirements, 38-2890 Responsibility for supervision and performance, 38-2892 Supervision of, limitations, 38-2866.01 Practice of pharmacy, exceptions, 38-2850 Prescriptions. Communications authorized. limitations, 38-28,106 Contents, requirements, 38-28,104 Transfer, requirements, 38-2871 Return of dispensed drugs and devices, 38-28,107 Rules and regulations, 38-2899 School, accredited pharmacy program, 38-2804, 38-2805 Scope of practice, 38-2850, 38-2866, 38-2867 Violations, Pharmacy practice or coercion by unauthorized person, 38-2867 Practice violations, penalty, 38-28,103 PHOTOGRAPHIC COPIES OF **BUSINESS AND PUBLIC** RECORDS AS EVIDENCE ACT. UNIFORM See generally EVIDENCE Admissibility requirements, 25-

12,112 to 25-12,114

PHYSICAL THERAPISTS AND ASSISTANTS

See generally PROFESSIONS AND OCCUPATIONS

Diseases, *See also* DISEASES AND INJURIES Care providers, exposure

procedures, 71-506 to 71-514.05

Licensure, See PHYSICAL THERAPY PRACTICE ACT; 38-2901

Peer review authorized, See PEER REVIEW

PHYSICAL THERAPY PRACTICE ACT

See generally PROFESSIONS AND OCCUPATIONS Act. See also PHYSICAL THERAPISTS AND ASSISTANTS How cited, 38-2901 Purpose, 38-2902 Board of Physical Therapy, 38-167, See also CREDENTIALING ACT. UNIFORM Definitions, 38-2903 to 38-2918 Fees, 38-2925 Licensure and certification requirements and procedure, See CREDENTIALING ACT. UNIFORM; 38-101 Physical therapist. Duties, 38-2928 Licensure, Continuing competency requirements, 38-2923, 38-2924 License required, 38-2919 Qualifications, 38-2921 Reciprocity, 38-2924 Physical therapist assistant, Certification. Continuing competency requirements, 38-2924 Qualifications, 38-2822, 38-2922 Reciprocity, 38-2924 Required, 38-2919 Scope of practice, 38-2927 Supervision, requirements, 38-2827 Physical therapy aide, authorized activities, 38-2929

PHYSICAL THERAPY PRACTICE ACT –Cont'd Training, approved program for education and training, 38-2926 Unauthorized practice, exemptions, 38-2920

PHYSICIAN ASSISTANTS See PHYSICIANS AND SURGEONS

PHYSICIANS AND SURGEONS

See generally PROFESSIONS AND OCCUPATIONS

Abortion, See ABORTION Abuse, duty to report.

Child, 28-711, See also CHILD PROTECTION AND FAMILY SAFETY ACT

Vulnerable adult, 28-372

Clinical privileges, 71-2048.01 Communicable diseases, See also

DISEASES AND INJURIES Chlamydia or gonorrhea, prescription of antibiotics to patient and partner, restrictions, 71-503.02

Reporting requirements, 71-503.01 Communicable diseases, reporting requirements, 71-503

Contact lens prescription, duties, 69-303

Controlled substances, See CONTROLLED SUBSTANCES ACT, UNIFORM; 28-401

Death during apprehension or custody, duty to notify county coroner, 23-1821

Disease risk, *See also* DISEASES AND INJURIES

Care providers, exposure procedures, 71-506 to 71-514.05

Drugs, See DRUGS AND MEDICINE Education,

Student loans, this heading **Genetic tests, duties,** 71-551

Health care, See HEALTH CARE

Health Education Assistance Loan

Program, Nebraska, 58-857 to 58-862

Immunizations, exchange of information, 71-539 to 71-544, See also IMMUNIZATIONS Indemnification by state for certain services, 81-8,239.08 Insurance, malpractice, See MALPRACTICE Laboratory reports, confidentiality, 71-503, 71-503.01 Liability, Abortion, Minor, parental notification, 71-6907 Printed material requirements, 28-327.03 Refusal to perform or participate, 28-337 to 28-339 Failure to report injury of violence, 28-902 Good Samaritan law, 25-21,186, 25-21,188.02 Malpractice insurance, See MALPRACTICE Minors. Abortion, parental consent, 71-6907 Treatment, 71-504 Negligence, See NEGLIGENCE Power of attorney for health care, immunity, 30-3423 Reporting communicable diseases, immunity, 71-503.01 Licensure, See MEDICINE AND SURGERY PRACTICE ACT; 38-2001 Lien for services, 52-401, 52-402 Living wills. Power of attorney, See POWER OF ATTORNEY FOR HEALTH CARE; 30-3401 Rights of patient, See RIGHTS OF THE TERMINALLY ILL ACT; 20-401 Malpractice, See MALPRACTICE Medicine, See also DRUGS AND MEDICINE Administering secret medicine, prohibited, 28-403 Obstetricians/gynecologists, primary care physician, 44-786 Osteopathic physicians, See **OSTEOPATHIC PHYSICIANS**

PHYSICIANS AND SURGEONS -Cont'd

Pain management, use of controlled substances in, 71-2418 to 71-2420

Peer review authorized, See PEER REVIEW

Physician assistants, See MEDICINE AND SURGERY PRACTICE ACT; 38-2001

Physician-patient privilege, 27-504 Podiatrists, See PODIATRY PRACTICE ACT; 38-3001

Poisonings, reports, 71-503, 71-503.01

Primary care providers, efforts to increase number of, See PRIMARY CARE PROVIDER ACT; 71-5210

Psychiatrists, licensure, See MEDICINE AND SURGERY PRACTICE ACT; 38-2001

Report of criminal injury, failure, effect, 28-902

Reports,

Diseases, Confidentiality, 71-503.01 Liability, 71-503.01 Surgical infections, duty of hospital,

71-2083 Representation by Attorney General, when, 81-8,239.08

Residency program, financial incentives, 71-5201 to 71-5207

Rural health care, See RURAL HEALTH CARE

Scope of practice, 38-2024, See also MEDICINE AND SURGERY PRACTICE ACT; 38-2001

Student loans, See FINANCIAL AID FOR POSTSECONDARY EDUCATION STUDENTS

PICKETING

See generally LABOR AND EMPLOYMENT Civil rights, See CIVIL RIGHTS Funeral, unlawful picketing, 28-1320.01 to 28-1320.03 Interfering with picketing, 28-1319 Intimidation of pickets, 28-1320 Mass picketing, 28-1318 Unlawful picketing, 28-1317 At a funeral, 28-1320.01 to 28-1320.03

PICKLE CARD LOTTERY ACT, NEBRASKA

See generally GAMBLING Act, how cited, 9-301 Administrative fine, 9-322 to 9-322.02 Administrative procedure, 9-325 Age restrictions, 9-345 Allocation of expenses, 9-347 Applicability of law, 9-1,103 Authorized, Article III, section 24, Constitution of Nebraska **Background investigation**, 9-1,104 **Civil action**, 9-353 to 9-355 Coin-operated or currencyoperated machines, 9-345.03 Confidentiality, 9-356 Contraband, seizure, 9-350 Court order, failure to obey, 9-322 Credit, restrictions, 9-340.02 Criminal history check authorized, 9-1.104 Definitions, 9-303 to 9-321.03 Department of Revenue. Pickle cards, examination, 9-339 Powers and duties, 9-322 Proceedings, 9-325 Tax Commissioner, powers, 9-350 **Dispensing devices**, 9-340.02 **Dissolution of organization**, 9-349 Distributor. License, 9-330 Records, 9-343 Report, 9-343 Restrictions, 9-331 Tax. 9-344 **Division, Charitable Gaming, 9-**1,101 Enforcement, 9-352 Use of driver's license encoded information, when, 60-4,111.01 Expenditures, how made, 9-348 Facilities inspection. 9-1.104 Fees, 9-328 to 9-329.02

PICKLE CARD LOTTERY ACT. NEBRASKA – Cont'd Flare card, posting and identification, 9-345.02 Funding, 9-348.01 Hearing, 9-324 Injunction, 9-354 Intent, 9-302 Invoice, required when, 9-340.01 Licenses. Applicants, gualifications, 9-326 Application, 9-327 Denial. 9-322.02 Classes, 9-328 Denial, grounds, 9-322 Distributor, 9-330, 9-331 Duties, 9-327, 9-342 Manufacturer, 9-332 Nonrenewal, 9-349 Pickle card operator, 9-329.02, 9-329.03 Renewal, 9-328 Sales agent, 9-329, 9-329.01 Suspension or revocation, 9-322, 9-323 Temporary, 9-322 Liquor Control Act, Nebraska, violations, ground for license denial, 9-322 Location, 9-345.01 Manufacturer. Application, 9-332 Approval, 9-332.01 Fee. 9-332 License required, 9-332 Nonresident, agent, 9-334 Records, 9-333, 9-341 Renewal, 9-332 Restrictions, 9-335, 9-338 Participation in games, 9-331, 9-335, 9-345 Payment for unit, 9-340.02 Pickle card. Approval of unit, 9-340 Construction, standards, 9-337 Delivery of unit, 9-340.02 Dispensing devices, 9-340.02 Examination, 9-339 Purchase, 9-342 Restrictions, 9-338

Sales, restrictions, 9-340 to 9-340.02 Serial number required, 9-336 Pickle card operator, license required, 9-329.02, 9-329.03 Possession, unauthorized, 9-351 Proceeds, restrictions, 9-347 Profit. definite. Distribution, 9-347.01 Remittance, 9-340.02 Use. 9-347 Punchboard, posting and identification, 9-345.02 Records, 9-348, 9-356 Reports, 9-349, 9-356 Rules and regulations, 9-324 Sale, unauthorized, 9-351 Sales agent, license, 9-329, 9-329.01 Seal card, authorized, 9-345.04 Standing to sue, 9-353 **Taxation**, 9-344 Vending machines, 9-340.02, 9-345.03 Venue, 9-352 Violations, penalties, 9-345.03, 9-351, 9-352, 9-356 Winners, how determined, 9-346

PIGS

See LIVESTOCK

PLANE COORDINATE SYSTEM ACT, NEBRASKA See generally REAL ESTATE Act, how cited, 76-2501 Definitions, 76-2502 Nebraska Plane Coordinate System, use of term, 76-2505 Plane coordinates, Recording, 76-2504 Values, 76-2503 State Surveyor, power, 76-2504 Tracts of land, how described, 76-2506 PLANT PROTECTION AND PLANT PEST ACT

See generally AGRICULTURAL PRODUCTS Act, how cited, 2-1072 Appeal, 2-10,115

PLANT PROTECTION AND PLANT **PEST ACT** –Cont'd Collectors, Certification of collected nursery stock, 2-10,102 Obtain nursery stock license, 2-10.102 Restrictions and requirements, 2-10,102 Definitions, 2-1074 to 2-1089 Enforcement, Administrative fines, 2-10,103.02 Lien for fines, 2-10,103.02 Agreements authorized, 2-10,110 Cease and desist orders, 2-10,103.01, 2-10,103.03 Costs, liability for, 2-10,111 Department, powers, 2-1091 Injunction, 2-1091 Quarantine, 2-10,108 Violations, penalties, 2-10,115 Entomologist, State, 2-1090 Fees, Department, powers, 2-1091.02 Excess. distribution. 2-10.112 License and other fees, 2-1091.02 Fund, Plant Protection and Plant Pest Cash, 2-10,117 Hearings, 2-10, 103.04 Inspections. Certification of Nebraska-grown nursery stock, 2-1095 For plant pests, 2-10,106 Growing areas, annual inspection, 2-1095 Inspectors, immunity, 2-1091 Optional inspections, 2-10,105 Intent, 2-1073 Laboratory for plant analysis, requirements, See SOIL AND PLANT ANALYSIS LABORATORY ACT, NEBRASKA: 2-3101 Liability for employees and agents, 2-10,114 Local regulation, restrictions, 2-10.115.01 Notice or order, Notice, contents, 2-10,103.04 Service, 2-10,103.04 Nuisance plants, 2-10,107

Nursery stock, Distribution, Requirements, 2-1091.01 Restrictions, 2-1095 Withdrawal-from-distribution order, 2-10,109 Foreign distributors, reciprocity, when, 2-10,104 Foreign nursery stock importation, Permit required, when, 2-10,113 Reciprocal agreements by department authorized, 2-10.104 Restrictions, 2-10,113 Infested or infected, treatment or destruction, 2-1095 Labeling requirements, 2-10,106 Nebraska-grown nursery stock certification. Inspection, 2-1095 Licensee, application, 2-1095 Nursery stock distributor, Disciplinary actions, Administrative fine, 2-10,103.02 Procedures, 2-10,103.01 Duties, 2-1091.01, 2-10,103 License, Application, contents and procedure, 2-1091.01 Fees, 2-1091.01, 2-1091.02 Lapse, 2-1091.01 Posting, 2-1091.01 Records, 2-1091.01 Pesticide regulations, See PESTICIDE ACT; 2-2622 Plant pests, 2-10,106, 2-10,108 Rules and regulations, 2-10,116 Violations, penalties, 2-10,115 Wild plants, endangered, See NONGAME AND ENDANGERED SPECIES CONSERVATION ACT; 37-80 PLASTIC CONTAINER CODING ACT

See generally SOLID WASTE Act, Applicability, 69-2507 How cited, 69-2501 Administrative costs, 69-2506 Coding required, 69-2503 Definitions, 69-2502

PLASTIC CONTAINER CODING ACT –Cont'd Department, duties, 69-2503 **Enforcement**, 69-2504 Industry standards, conformity, 69-2503 Rules and regulations, 69-2505 Violations, penalty, 69-2504 PLEA BARGAIN See generally CRIMINAL PROCEDURE Plea agreement, 29-119, 29-120 PLEADINGS See generally LEGAL PROCEDURE Administrative Procedure Act, contested cases, 84-917 Answer, See ANSWER Attornevs. Frivolous actions, fees, 25-824 to 25-824.03 Unauthorized practice of law, 7-101 Civil procedure, Complaint, Annulment, 42-376 Domestic relations matters, 42-352, 42-353 Form, rules of pleading, 25-801.01 Grandparent visitation, 43-1803 Defamatory statements, 25-839 to 25-840.01, See also DEFAMATION Divorce, Amending legal separation complaint to dissolve marriage, 42-350 Complaint, 42-353 Name, restored, 42-380 Temporary allowances pleaded, 42-357 Ejectment, 25-2124 Frivolous actions, 25-824 to 25-824.03, See also FRIVOLOUS ACTIONS AND PLEADINGS Rules of pleading, Supreme Court promulgate, 25-801.01 When commenced, amendment of pleading, effect, 25-201.02 Clerk of the court, records, duties, 25-2210

Counterclaim and cross-claim, See SETOFF, COUNTERCLAIM, AND **CROSS-CLAIM** County courts, time for filing, 25-2704 Court records, 25-2210 Complete record requirements, 25-1319 to 25-1322, 43-3340 Credentialing Act, Uniform, 38-187 Criminal procedure, Affirmative defense, Gambling, 28-1108 Justification, 28-1416 Agreements, 29-119 Complaint, Juvenile, criminal, 43-261, 43-274 to 43-276 Requirements, 29-404 Defects waived in pleadings, when, 29-1812 Defense, insanity, 29-2203 Guilty plea, 29-1816 to 29-1820 Law applicable for indictments, 29-1604 Nolo contendere, 29-1819, 29-1819.01 Advisement required, 29-1819.02, 29-1819.03 Plea in bar, 29-1817, 29-1818 Record, pleadings in insanity cases, 29-3706 Speedy trial, waiver, 29-1209 Decedent's estates, Additional pleadings required, 30-2429.01 Objections to probate, 30-2428 Parties bound by others, 30-2222 **Demurrer**, See DEMURRER Developmental disabilities, 83-1219.83-1221 Directed verdict, See MOTIONS District court, proceedings certified from county court, 25-2706 Drainage, Administrator, appointment, 31-771 to 31-774 Districts. Formation, objections, 31-729

PLEADINGS –Cont'd Drainage -Cont'd, Districts -Cont'd Organized by district court, engineer's report, objections, 31-226 Sale of bonds, 31-758 Election contest, no formal pleadings required, 32-1110 Filing, time of, 25-2210 County courts, 25-2704 Frivolous, See FRIVOLOUS ACTIONS AND PLEADINGS Garnishment, 25-1030, 25-1030.03, 25-2707 Grandparent visitation of child, 43-1803 Insurance. Liquidation, action by and against liquidator, 44-4824 Unauthorized insurer, requirements, 44-2005 Unfair practices, formal rules of pleadings not required, 44-1528 Intervention, 25-330 Irrigation district, bonds, 46-1,105 Issues of fact or law, Formed, issue of fact, 25-1102 Kinds, 25-1101 Submission to jury, when, 25-103 Trial docket, effect on how kept, 25-2211 Judicial notice, 25-12,104 Legal separation, amend complaint to dissolve marriage, 42-350 Libel, how pleaded, 25-839 Mandamus. See MANDAMUS Mentally ill and dangerous person, commitment, 71-922 Militia, pleadings served on Adjutant General, 55-172 Motions, See MOTIONS Partition, See PARTITION **Petitions,** See PETITIONS Plea agreements, 29-119 **Praecipe**, See PRAECIPE Reclamation district, board, determination of powers, 46-568 Reply, See REPLY

Roads, county, where pleadings filed, 39-1636 Rules of pleading, civil procedure, Supreme Court promulgate. 25-801.01 Setoff, counterclaim, and crossclaim, See SETOFF, COUNTERCLAIM, AND CROSS-CLAIM Signature of party or attorney, 25-824 Slander, how pleaded, 25-839 Small Claims Court. Formal pleadings not required, 25-2806 Jury demand, timeframe, 25-2805 Transfer to regular docket, no motions challenging pleadings, 25-2805 State, actions against, 25-21,206 Summary judgment, 25-1330 to 25-1336 Time, how computed, 25-2221 Trial, when, 25-1147, 25-2704 Unknown defendants, designation, 25-321 Venue, change of, 25-411 Verification, 25-1244 Villages, fines, actions to recover, 17-564 Water. Irrigation district, bonds, 46-1,105 Reclamation district, board, determination of powers, 46-568 Workers' Compensation Court, Nebraska, Answer, when filed. 48-176 Time, how computed, 48-191 PLUMBERS AND PLUMBING See generally PROFESSIONS AND OCCUPATIONS Appeal, 18-1906 Board of plumbers, 18-1901 to 18-1906 Building Board of Review, 18-1906

Defective work, 18-1913 Examination, 18-1907 Inspector, duties, 18-1912, 18-1913 Installation standards, 18-1915

PLUMBERS AND PLUMBING -Cont'd Landlord and tenant, duties, 76-1419, 76-1421 License. Application, 18-1907 Disciplinary actions, 18-1909 Exceptions, 18-1919 Fees, 18-1911 Renewal, 18-1908 Required, when, 18-1910, 18-1917 Term, 18-1909 Permits. Failure to obtain, effect, 18-1918 Fees, 18-1915, 18-1918 Required, 18-1916 Plumbing code, 16-901, 18-132, 19-922, 23-172 Rules and regulations, 18-1906 Scald prevention devices, 18-1920, 71-1569 to 71-1571 Variances, 18-1906 Fee. 18-1906 Violations, penalties, 18-1914, 18-1918 PODIATRISTS See generally PROFESSIONS AND OCCUPATIONS Clinical privileges, 71-2048.01 Controlled substances, See CONTROLLED SUBSTANCES ACT. UNIFORM; 28-401 Disease risks, See also DISEASES AND INJURIES Care providers, exposure procedures, 71-506 to 71-514.05 Insurance, See also HEALTH CARE PLANS Reimbursement for services, 44-513 Licensure, See PODIATRY PRACTICE ACT: 38-3001 Peer review authorized, See PEER REVIEW PODIATRY PRACTICE ACT See generally PROFESSIONS AND OCCUPATIONS

Act, See also PODIATRISTS Act, how cited, 38-3001

Board of Podiatry, 38-167, See also CREDENTIALING ACT, UNIFORM Definitions, 38-3002 to 38-3005 Fees, 38-3009 Licensure, See also CREDENTIALING ACT, UNIFORM; 38-101 Qualifications, 38-3008 Podiatry practice, 38-3006 Persons excepted, 38-3007 Radiography practices, requirements, 38-3012 Schools of podiatry, approval requirements, 38-3010 Surgery, restrictions, 38-3011 POINT SYSTEM See MOTOR VEHICLE OPERATOR'S LICENSE ACT; 60-462 POISON CONTROL ACT See generally DRUGS AND MEDICINE Act. Applicability, 71-2505, 71-2510 How cited. 71-2501.01 Embalming fluids, prohibited acts, penalties, 71-2510.01 Poison, defined, 71-2501 Revised schedule of poisons, notice, hearing, appeal, 71-2506 Rules and regulations restricting additional sales of poisons, authorized, 71-2509 Sale and dispensing of poisons, Fraudulent representation by purchaser, prohibited, 71-2504 Labeling requirements, 71-2502 Minors and incompetents, sale or delivery to, prohibited, 71-2508 Record of sale, Poison Register, 71-2503 Sales by persons other than pharmacists, prohibited, exceptions, 71-2507 Violations, penalties, 71-2512

POISONS

See generally DRUGS AND MEDICINE Animals, wild, poison gas, Lawful use, 37-561 Restrictions, 37-531, 37-532, 37-554

POISONS –Cont'd Asbestos, See ASBESTOS CONTROL ACT; 71-6301 **Biological poison, criminal** offenses, 28-1220 to 28-1224, 28-1228 Common carriers, hazardous material regulations, 75-362 to 75-364 **Diseases**, See DISEASES AND INJURIES Feed, commercial, adulterated, 54-854 Fish, use in water prohibited, 37-515 Intoxicants, prohibitions, 28-419 to 28-424 Lead poisoning, See DISEASES AND **INJURIES** Mercury thermometers, sale and distribution banned, 28-1349, 28-1350 Nebraska Regional Poison Center, funding for medical assistance program recipients, 68-970, 68-971 Pesticide regulations, See PESTICIDE ACT; 2-2622 Poisonings, report and records, 71-502 to 71-505, 71-2080, 71-2081 Sale of, restrictions, See POISON CONTROL ACT: 71-2501 Seeds treated, labeling requirements, 81-2,147.02 POLICE See generally PEACE OFFICERS Assault on an officer, First degree, 28-929 Second degree, 28-930 Third degree, 28-931 Using motor vehicle, 28-931.01 Bonds, tax anticipation, use, 18-1201, 18-1202 Cities of the first class, Chief, powers and duties, 16-323 Compensation, minimum allowed, 48-1209.01 Contracts for law enforcement services, 19-3801 to 19-3804.

29-215

County sheriff, provide services, when, 19-3801 to 19-3804 Death, disability, presumption, 18-1723 Equipment and facility funding, 18-1201, 18-1202 Establishment, 16-225 Jurisdiction, 29-215 Law enforcement institute, attendance, 18-1702 Liability. Insurance required, 13-1802 Vehicular pursuit damages, 13-911 Officer removal, suspension, or demotion, rules and regulations required, 13-3005 Pensions, See POLICE OFFICERS RETIREMENT ACT: 16-1001 Powers and duties, 16-323, 29-215 Service area, 18-1706 Cities of the metropolitan class, Appointment, 14-601 Bond, 14-606 Chief. Appointment, 14-601 Duties, 14-602 Jurisdiction, 14-603 to 14-605 Powers, 14-604, 14-605 Compensation, minimum allowed, 48-1209.01 Contracts for law enforcement services, 29-215 Death, disability, presumption, 18-1723 Duties, 14-607 Equipment and facility funding, 18-1201, 18-1202 Jurisdiction, 29-215 Law enforcement institute, attendance, 18-1702 Liability. Insurance required, 13-1802 Vehicular pursuit damages, 13-911 Pensions. Death or disability, presumption, 18-1723 Employee, transfer between political subdivisions, effect, 13-2401 Powers, 14-606, 29-215

POLICE –Cont'd Cities of the metropolitan class -Cont'd Removal, 14-609 Rules and regulations, council adopt, 14-102.02 Service area, 18-1706 Cities of the primary class, Chief, powers and duties, 15-326 Citizen aid in law enforcement, 15-314 Compensation, minimum allowed, 48-1209.01 Contracts for law enforcement services, 29-215 Equipment and facility funding, 18-1201, 18-1202 Jurisdiction, 15-326, 29-215 Law enforcement institute. attendance, 18-1702 Liability, Insurance, required, 13-1802 Vehicular pursuit damages, 13-911 Pensions. Death, disability, presumption, 18-1723 Employee, transfer between political subdivisions, effect, 13-2401 Funds. Authorized, 15-1026 Investment and reports, 15-1017 Prior law, effect, 15-1027 Tax levy, 15-1026 Powers and duties, 15-326, 29-215 Service area, 18-1706 Cities of the second class. Appointment, 17-107 Contracts for law enforcement services, 19-3801 to 19-3804, 29-215 County sheriff, provide services, when, 19-3801 to 19-3804 Death, disability, presumption, 18-1723 Equipment and facility funding, 18-1201, 18-1202 Established, 17-124 Jurisdiction, 29-215

Law enforcement institute. attendance, 18-1702 Liability. Insurance, required, 13-1802 Vehicular pursuit damages, 13-911 Officer removal, demotion, suspension, 17-107 Pensions, Authorized, 19-3501 Death or disability, presumption, 18-1723 Employee, transfer between political subdivisions, effect, 13-2401 Reports required, 19-3501 Powers, 17-118, 17-124, 29-215 Service area, 18-1706 Civil service, See CIVIL SERVICE ACT; 19-1825 College education benefit for child of deceased law enforcement officer, See IN THE LINE OF DUTY **DEPENDENT EDUCATION ACT; 85-**2301 County, sheriffs, See SHERIFFS Criminal identification, duties, 29-208 to 29-210 Detainee's death during apprehension or custody by law enforcement, County coroner, duties, 23-1821 to 23-1823 Grand jury required, procedure, 29-1401 Diseases, exposure procedures, 71-506 to 71-513 Enforcement jurisdiction, 29-215 Forfeited property and money, receipt authorized, 28-1475.01 High-speed chases, See PURSUIT Insurance required, 13-1802 Jurisdiction, 29-215 Laboratories. Forensic DNA, requirements, 71-6833 Laboratory testing by Department of Agriculture, 81-2,293 Law enforcement institute, attendance, 18-1702

POLICE –Cont'd Liquor laws, enforcement, 53-117, 53-134, 53-197 Negligence of officers, liability insurance, payment of judgment, 13-1801 Obstruction of. 28-906 Oppression under color of office, 28-926 Peace officers, See PEACE OFFICERS Promotions, certificate or diploma required, 81-1414 Public safety system, See PUBLIC SAFETY COMMUNICATION SYSTEM ACT, NEBRASKA; 86-401 Pursuit, See PURSUIT Racial profiling, prohibited, 20-501 to 20-506, See also RACIAL PROFILING Radio transmissions, interference with, 28-1312 Refusal to aid, 28-903 Reserve force, 81-1438 to 81-1446 Retirement plans, membership restriction, 4-108, 81-1442 Rights, 13-3001 to 13-3004, See also PEACE OFFICERS Rules of the road, obedience to orders of peace officers, 60-6,110 Sheriffs, See SHERIFFS State Patrol, See STATE PATROL, NEBRASKA Stress management program for personnel, See CRITICAL INCIDENT STRESS MANAGEMENT ACT: 71-7101 Tax, authorized, 18-1201, 18-1202 Ticket quota requirements, prohibited, 48-235 Training, See also LAW ENFORCEMENT TRAINING Cities and villages, institute, attendance, 18-1702 Undercover drivers' licenses, 60-480.01 Undercover license plates, 60-3,135

Villages. Contracts for law enforcement services, 19-3801 to 19-3804, 29-215 County sheriff, provide services, when, 19-3801 to 19-3804 Death, disability, presumption, 18-1723 Equipment and facility funding, 18-1201, 18-1202 Jurisdiction, 29-215 Law enforcement institute, attendance, 18-1702 Liability. Insurance, required, 13-1802 Vehicular pursuit damages, 13-91 Officer removal, demotion, suspension, 17-208 Pensions. Authorized, 19-3501 Death or disability, presumption, 18-1723 Employee, transfer between political subdivisions, effect, 13-2401 Reports required, 19-3501 Powers, 29-215 Service area, 18-1706 POLICE OFFICERS RETIREMENT ACT See generally RETIREMENT AND PENSIONS Act. Applicable to cities of the first class, 16-1001

How cited, 16-1001 Audit by Auditor of Public Accounts authorized, 84-304 Committee, retirement, Duties, 16-1017, 16-1019 Established, 16-1014 Members, 16-1015 Contributions, 16-1004 City contribution, 16-1006 Employee contribution, 16-1005 Date of retirement, 16-1008 Death, disability, presumption, 18-1723 Death benefits, 16-1009, 16-1010

POLICE OFFICERS RETIREMENT ACT –Cont'd Defined benefit plan, valuation report required, 13-2402 Definitions, 16-1002 Disability benefits, 16-1011, 16-1012 Employee, transfer between political subdivisions, effect, 13-2401 Exempt from legal process, exception, 16-1019 Federal tax treatment, 16-1005, 16-1019 **Fund, Police Officers Retirement System**, 16-1004 Pensions. Annuity options, 16-1007 Authorized, 16-1001 Lump-sum payment options, 16-1007 Prior service, how treated, 16-1003 Reports required, 16-1017, 19-3501 Retirement options, 16-1008 Retirement system, Funding, 16-1004 Investments, contracts authorized, 16-1016 Separate investment accounts, 16-1004 Separate investment accounts, 16-1004 Tax levy, 16-1019 Termination of employment, Transfer of benefits, 16-1018 Vesting of benefits, 16-1013 POLICY RESEARCH OFFICE. **GOVERNOR'S** See generally STATE GOVERNMENT Committees, advisory, 84-134 Created, 84-133 Director, 84-133 Funds, Governor's Policy Research Cash Fund, 84-135 Governor's Policy Research Office

Revolving Fund, 84-133

Intent, 84-131, 84-132

assistance provided, when, 84-161 Law Enforcement and Criminal Justice, Nebraska Commission on, planning consistency, 84-141 Plans of state agencies, development, 84-137, 84-139 Powers and duties, 84-135, 84-136 POLITICAL ACCOUNTABILITY AND DISCLOSURE ACT, NEBRASKA See generally POLITICAL PROCESS Act, how cited, 49-1401 Appeals, 49-14,131 Audits, 49-14, 122 Campaign practices, Advertisements, requirements, 49-1474.01 Agent, duties, 49-1475 Anonymous contributions, treatment, 49-1472 Ballot question, Committee, 49-1461, 49-1461.01 Public officials and employees, acts prohibited, exceptions, 49-14,101.02 Businesses and organizations, 49-1469, 49-1469.05 to 49-1469.08 Limitation, 49-1477 Cash, limitation, 49-1471 Earmarking, 49-1479.01 Expenditures, 49-1448, 49-1474.02, 49-1478 Late independent expenditure, 49-1478.01 Report required, 49-1467, 49-1478, 49-1478.01 Treatment, 49-1446 to 49-1446.03 Filings, Responsibility for, 49-1447 Schedule, 49-1459 Income, treatment, 49-1456 Individual, report required, when, 49-1468 Limitation, 49-1477 Late contributions, 49-1458 Late fees and interest. 49-1447. 49-1463 to 49-1463.02, 49-1469.08 Loan, treatment, 49-1456

Land-use regulatory proposals,

DISCLOSURE ACT, NEBRASKA -Cont'd **Campaign practices** –Cont'd Lottery contractor, prohibited acts, 49-1476 to 49-1476.02 Mailing, restrictions, 49-1474 Name, 49-1472, 49-1475 Out-of-state contributor, major, duties, 49-1479.02 Public records, 49-1470 Recorded telecommunications. requirements, 49-1474.02 Records, duties, 49-1447, 49-1448 Statement, campaign, Filings, 49-1459, 49-1464 Requirements, 49-1454, 49-1455, 49-1457, 49-1461 to 49-1463 Signature requirements, 49-1465 Suspend or modify, 49-14,129 Verification, 49-1465 Statement of exemption, 49-1459 Transfers, restrictions, 49-1479 Treatment, 49-1446 to 49-1446.03 Commission. Nebraska Accountability and Disclosure, Acts prohibited, 49-14,114 Confidential information, disclosure, penalty, 49-14,115 Created, 49-14,105 Criminal violation, referral to Attorney General, 49-14, 124.02 Expenses, 49-14,120 Hearings, appointment, 49-14,109 Meetings, 49-14,119 Membership, 49-14,105 to 49-14,107 Legislative approval, 49-14,110 Requirements, 49-14,114 Officers, 49-14,117 Perjury in actions before, 49-14,135 Personnel, 49-14,121 Powers and duties, 49-14,122 to 49-14,123.01, 49-14,129 Procedure, See ADMINISTRATIVE PROCEDURE ACT; 84-901 Quorum, 49-14,118 Records, 49-14,119 Removal of members, 49-14,116

POLITICAL ACCOUNTABILITY AND

Statement of financial interest. required, 49-14,108 Terms, 49-14,111, 49-14,113 Vacancy, 49-14,112 to 49-14,114 Committees, Ballot guestion, 49-1461 to 49-1463 Candidate, 49-1445, 49-1466 Dissolution, 49-1453 Funds, expenditures authorized, 49-1446.01 Loans, restrictions, 49-1446.04 Lottery contractor, contribution. receipt prohibited, 49-1476.02 Organization, Fees, late filing, 49-1449, 49-1451 Filing statement required, 49-1449, 49-1450 Registration fee, 49-1449.01 Statement of organization, 49-1449 Political parties, campaign statement, 49-1457 Sales and use tax, exemption for food and food ingredients, 77-2704.10 Separate segregated political fund, 49-1469.05 to 49-1469.08 Slate or team, 49-1445 Treasurer, duties, 49-1446, 49-1447 Conflict of interest, public officials, Abuse of official position, prohibited, 49-1499.05 Acts prohibited, 49-14,101 to 49-14,101.02 Advisory opinions, 49-14,100 Contracts, limitations and prohibitions, 49-14,102 to 49-14.104 Financial gain, prohibited, 49-14,101.01 Gift. Prohibited, when, 49-14,101.01 Report required, when, 49-1496 Governmental bodies, acts prohibited, 49-1498 Nepotism, Abuse of official position, prohibited, 49-1499.05 Executive branch, prohibited, penalty, 49-1499.07

DISCLOSURE ACT, NEBRASKA -Cont'd Conflict of interest, public officials -Cont'd. Nepotism -Cont'd Political subdivision, restrictions, 49-1499.04 Potential conflict, actions required, Executive branch, 49-1499.02 Legislature, 49-1499 Nebraska Environmental Trust Board, 49-1499.06 Political subdivision personnel or school board, 49-1499.03 Representation, limitation, 49-14,104 Statement of financial interests, 49-1493 to 49-1497 Witness, limitation, 49-14,104 Crimes and offenses, See CRIMES AND OFFENSES Definitions, 49-1403 to 49-1444 Disciplinary actions, not restricted, 49-14.137 Election procedures, See ELECTION ACT; 32-101 Enforcement, 49-14, 126 Criminal prosecution, 49-14,124.02, 49-14,133 False reporting, 49-14,134 Filings, Electronic filing, procedures, 49-14,141 Electronic postmark, 86-644 Late fees and interest, 49-1463 to 49-1463.02, 49-1478.01, 49-1479.02.49-1483.03 Perjury penalty not applicable, 28-915.01 Responsibility for, 49-1447 Forms, distribution, 49-14,139 Fund, Nebraska Accountability and Disclosure Commission Cash, 49-14,140 Gifts, Defined, 49-1423 Prohibited acts, Agency or political subdivision, reporting violation, 49-1492.01

POLITICAL ACCOUNTABILITY AND

Gift of travel or lodging, when, 49-14,101.01 Gifts to influence, 49-14,101 Government official or staff, 49-1490 Postsecondary educational institution, reporting violation, 49-1492.01 Principal or lobbyist, 49-1490 Reporting requirements, Agency, political subdivision, or public college, 49-1492.01 Government official or staff. 49-1496 Principal or lobbyist, 49-1483 Hearings, 49-14, 125 Payment of costs, 49-14,126 Impeachment actions, not restricted, 49-14,137 Information, Duty to provide, 49-14,123.01 Use, restrictions, 49-14,132 Intent, 49-1402 Investigations, 49-14,122 Preliminary, 49-14,124 to 49-14,125 Lobbying practices, Acts prohibited, 49-1492 False statements, 49-1491 Fees, 49-1480.01, 49-1482, 49-1488.01 Gifts, restrictions, 49-1490, 49-1492.01 List, publish, 49-1481 Principal, requirements, 49-1483 to 49-1485 Records, 49-1489 Registration, 49-1480 Application, 49-1480.01 Period valid, 49-1486 Renewal, 49-1480.01 Statements, 49-1483 to 49-1485, 49-1488 Fee, late filing, 49-1488.01 Suspend or modify, 49-14,129 Violations, penalty, 49-1490, 49-1492, 49-1492.01 Local law, effect of act, 49-14,138 Lottery contractor, campaign contributions, prohibited, 49-1476 to 49-1476.02

POLITICAL ACCOUNTABILITY AND **DISCLOSURE ACT, NEBRASKA** -Cont'd Mandamus, 49-14, 127, 49-14, 128 Nepotism or supervision of family members. Abuse of official position, prohibited, 49-1499.05 Executive branch, penalty, 49-1499.07 Political subdivisions, 49-1499.03, 49-1499.04 School boards, 49-1499.03 Out-of-state contributor, major, duties, 49-1479.02 Penalties, civil, 49-1446.04, 49-14,126 Interest on, 49-1463.02 Liability, 49-1447 Perjury, 49-14,135 Public officials or public employees, incidental or de minimis use of public resources, when permissible, 49-14,101.03 Reporting requirements, Electronic filing procedures, 49-14.141 Electronic postmark, 86-644 False reporting, 49-14,134 Responsibility for, 49-1447 Suspend or modify, 49-14,129 Statute of limitation, 49-14,136 Subpoena power, 49-14, 124, 49-14,125 Telephones and telefax machines, expenditures authorized, 49-1446.01 Treasurer, committee, duties, 49-1446, 49-1447 Violations, Criminal violations, referral to Attorney General, 49-14, 124.02 Penalties, See CRIMES AND OFFENSES POLITICAL PARTIES See generally POLITICAL PROCESS Ballots. Division of party, how named on ballot, 32-720

National convention delegates, form, 32-809 Party tickets, abolished, 32-820 Political party, how designated, 32-610, 32-720 Presidential candidate, 32-712 Unaffiliated voters, 32-912 Vacancy, how filled, 32-625, 32-627 Campaign practices, See POLITICAL ACCOUNTABILITY AND DISCLOSURE ACT, NEBRASKA; 49-1401 Candidates. Affidavit of registered voters, 32-611 Candidate filing form, 32-606 to 32-609 Objections, 32-624 Certificate of election, 32-1033, 32-1040 Certificate of nomination, 32-1033, 32-1040 Filings, requirements, 32-606 to 32-608 Nonpartisan, 32-609, 32-625 Partisan elections, political party affiliation, 32-610 to 32-612, 32-702 Vacancy, how filled, 32-625, 32-627 Withdrawal, procedure, 32-622, 32-623 Conventions, County, 32-707 State, 32-710 Unit voting prohibited, 32-719 Dissolution, procedure, effect, 32-720 Division, effect, 32-720 Election calendar, official, delivery to party headquarters, 32-206 Election procedures, See ELECTION ACT: 32-101 Election workers, appointment, 32-230 Electioneering, prohibited when, 32-1524 **Electoral college**, 32-713 to 32-715 Filing deadline, 32-206 Filing fees, 32-608 **Formation.** 32-716 National convention, selection of delegates, 32-703 to 32-705

POLITICAL PARTIES –Cont'd New party, Candidates, requirements, 32-620, 32-621 Formation, procedure, 32-716 Nominating convention, 32-721 Party affiliation, false representations, 32-1507 Petitions, Form and signatures, 32-628 to 32-632 Nomination by petition, 32-616 to 32-621 Polling places, solicitation of voters, 32-1524 Presidential candidates. Delegates to national convention, 32-703 to 32-705 Election of electors, 32-1038 Name on ballot, procedure, 32-613, 32-614 Preference vote, 32-701 Presidential election, Electoral college, 32-713 to 32-715 Names on ballot, procedure, 32-712 Voting by new or former resident, when eligible, 32-933 to 32-937 Registration of voters, 32-301 to 32-331, See also REGISTRATION OF VOTERS Rule as to unaffiliated voters, 32-912 Sales and use tax, exemption for food and food ingredients, 77-2704.10 Unaffiliated voters, 32-912 Voter lists. 32-330 Voting for party tickets, abolished, 32-820 Write-in candidates, Affidavit requirements, 32-615 Ballot form, 32-814, 32-816, 32-901 Counting of votes, 32-1005 to 32-1008 Filing period, 32-615 Political party affiliation required, when, 32-612

POLITICAL PROCESS

See generally GOVERNMENT

Campaigns, See CAMPAIGNS Conflict of interest, duties, 49-1493 to 49-14,104, See also POLITICAL ACCOUNTABILITY AND DISCLOSURE ACT, NEBRASKA Congress, See CONGRESS Elections. Apportionment, See APPORTIONMENT Early voting, See EARLY VOTING Procedure, Generally, See ELECTION ACT; 32-101 Recounts. See RECOUNTS Registration of voters, See **REGISTRATION OF VOTERS** Electoral college, See ELECTORAL COLLEGE Government, See GOVERNMENT Initiative, See INITIATIVE AND REFERENDUM Lobbying practices, regulation, 49-1480 to 49-1492, See also POLITICAL ACCOUNTABILITY AND DISCLOSURE ACT, NEBRASKA Political parties, See POLITICAL PARTIES Recall, See RECALL Referendum, See INITIATIVE AND REFERENDUM Sunshine Commission, See ACCOUNTABILITY AND DISCLOSURE COMMISSION, NEBRASKA; 49-14,105 Term limits, See TERM LIMITS Voter registration, See **REGISTRATION OF VOTERS** Wards, See WARDS POLITICAL SUBDIVISIONS See generally GOVERNMENT Actions against, Officers, quo warranto, 25-21,121 to 25-21,148 Affirmative action or discrimination prohibited in public employment, public education, or public contracting, Article I, section 30, Constitution of Nebraska Agricultural societies, See AGRICULTURAL ORGANIZATIONS Airport authorities. See AIRPORTS

Audits, See AUDIT REQUIREMENTS

Consolidation.

Bankruptcy petition, filing authorized, 13-402 Bids and bidding, See BIDS AND BIDDING Bonds, See also BONDS Bond and credit support, See GOVERNMENTAL UNIT CREDIT FACILITY ACT, NEBRASKA; 10-1201 Fully registered, 10-134 to 10-143 Security interests created by, See GOVERNMENTAL UNIT SECURITY INTEREST ACT, NEBRASKA; 10-1101 Budget, Limit on property tax, 13-518 to 13-522, 77-3446 Limitation by local election, See LOCAL OPTION TAX CONTROL ACT; 77-3401 Miscellaneous expenditures, See LOCAL GOVERNMENT MISCELLANEOUS EXPENDITURE ACT; 13-2201 Requirements and applicability of act, See BUDGET ACT, NEBRASKA; 13-501 Buildings, Construction alternatives, See POLITICAL SUBDIVISIONS CONSTRUCTION ALTERNATIVES ACT: 13-2901 State building code, See BUILDING CONSTRUCTION ACT; 71-6401 Cities of the first class. See CITIES OF THE FIRST CLASS Cities of the metropolitan class, See CITIES OF THE METROPOLITAN CLASS Cities of the primary class, See CITIES OF THE PRIMARY CLASS Cities of the second class, See CITIES OF THE SECOND CLASS City-county board of health, duties, 71-1630 Civil office, vacancy, how filled, 13-404 **Collection agency, contracts** authorized. 45-623 Community college areas, See COMMUNITY COLLEGES

POLITICAL SUBDIVISIONS - Cont'd

Authorized, Article XV, section 18, Constitution of Nebraska Municipal counties, See MUNICIPAL COUNTIES Contested cases, 84-917 to 84-919, See also ADMINISTRATIVE PROCEDURE ACT Contract for construction or delivery service, contractor duties, 48-2911, 48-2912, See also EMPLOYEE CLASSIFICATION ACT Contractor rights to payment, See CONSTRUCTION PROMPT PAY ACT, NEBRASKA; 45-1201 **Counties**, See COUNTIES County fair board if elected, 2-222 Delinguent accounts, 72-1501 to 72-1503 **Development districts**, See **DEVELOPMENT DISTRICTS: 13-1901** Discrimination or affirmative action prohibited in public employment, public education, or public contracting, Article I, section 30, Constitution of Nebraska Drainage districts, See DRAINAGE DISTRICTS Economic development, See ECONOMIC DEVELOPMENT Educational service units, See EDUCATIONAL SERVICE UNITS Election districts, Redistricting, this heading Elections, See ELECTION ACT; 32-101 Emergencies, Chemicals, hazardous and toxic, See EMERGENCY PLANNING AND COMMUNITY RIGHT TO KNOW ACT. NEBRASKA; 81-15,191 Management of, See EMERGENCY MANAGEMENT ACT; 81-829.36 Temporary location of seat of government, See EMERGENCY SEAT OF LOCAL GOVERNMENT ACT, NEBRASKA; 13-701 **Eminent domain, See EMINENT** DOMAIN

POLITICAL SUBDIVISIONS - Cont'd Eminent domain -Cont'd Displaced persons, See RELOCATION ASSISTANCE ACT; 76-1214 Employees, Benefits, Joint procurement, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Retirement, See RETIREMENT AND PENSIONS Self-funding, See POLITICAL SUBDIVISIONS SELF-FUNDING BENEFITS ACT; 13-1601 County, See COUNTY OFFICERS AND **EMPLOYEES** Criminal misconduct, See also CRIMES AND OFFENSES Misuse of official information. 28-925 Official misconduct, 28-924 Oppression under color of office, 28-926 Deferred compensation, 48-1401, 84-1505 Discrimination or affirmative action prohibited, Article I, section 30, Constitution of Nebraska Expense reimbursement, See LOCAL GOVERNMENT MISCELLANEOUS EXPENDITURE ACT; 13-2201 Military leave of absence, 55-160 to 55-166 Motor vehicles use by, state fleet card program, 60-3101, 60-3102 Political activities, restrictions, 20-160 Retirement defined benefit plan, valuation report required, 13-2402 Wages, withholding, authorization, 48-224 Enterprise zones, See ENTERPRISE ZONE ACT; 13-2101 Financial data protection, See FINANCIAL DATA PROTECTION AND CONSUMER NOTIFICATION OF DATA

SECURITY BREACH ACT OF 2006; 87-801 Financial statements, filing requirements, 13-606 Fire protection districts, See FIRE SAFETY Fluoridation of water supply, 71-3305, 71-3306 Gifts to public officials, reporting requirements, 49-1492.01 Health departments, 71-1626 to 71-1636, See also LOCAL PUBLIC HEALTH DEPARTMENTS Health districts, 71-1601 to 71-1625, See also HEALTH DISTRICTS Highways and roads, See HIGHWAYS AND ROADS Hospital authorities, See HOSPITAL AUTHORITIES ACT: 23-3579 Hospital districts, local, See LOCAL HOSPITAL DISTRICT ACT, NEBRASKA; 23-3528 Indian tribes, See STATE-TRIBAL COOPERATIVE AGREEMENTS ACT; 13-1501 Insurance, Group, Coverage authorized, 44-1615, 44-1615.01 Participation, 44-1617 Withholding, 44-1608 to 44-1611, 44-1616 Joint procurement, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Liability insurance, Authorized, 13-1801 Law enforcement activities, 13-1802 Intergovernmental cooperation, Article XV, section 18, Constitution of Nebraska. See also INTERLOCAL COOPERATION ACT; 13-801; JOINT PUBLIC AGENCY ACT; 13-2501 Insurance and employee benefit procurement, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301

POLITICAL SUBDIVISIONS - Cont'd Intergovernmental cooperation –Cont'd Public safety services, county sales tax for county and joint political subdivision services, 13-318 to 13-326. See also PUBLIC SAFETY Irrigation districts, See IRRIGATION DISTRICT ACT; 46-101 Judgments, levy to pay, 77-1619 to 77-1623 Land banks, See MUNICIPAL LAND BANK ACT, NEBRASKA; 19-5201 Landfills, See LANDFILLS Liability insurance, Insurance, this heading Liquor regulations, See LIQUOR CONTROL ACT, NEBRASKA; 53-101 Meetings, open, See OPEN MEETINGS ACT; 84-1407 Merger, Authorized, when, Article XV, section 18, Constitution of Nebraska Cities of the first class, See FIRST-CLASS CITY MERGER ACT; 16-1101 Municipal counties, creation, See MUNICIPAL COUNTIES Metropolitan Utilities District, See METROPOLITAN UTILITIES DISTRICT Municipal counties, See MUNICIPAL COUNTIES Municipalities, Cities of the first class, See CITIES OF THE FIRST CLASS Cities of the metropolitan class. See CITIES OF THE METROPOLITAN CLASS Cities of the primary class, See CITIES OF THE PRIMARY CLASS Cities of the second class, See CITIES OF THE SECOND CLASS Forms of government, See MUNICIPAL GOVERNMENT FORMS Villages, See VILLAGES Natural resources districts. See NATURAL RESOURCES DISTRICTS Nepotism, restrictions, 49-1499.04 Payments to, electronic payment authorized, 13-609

Political activities of employees, restrictions, 20-160 Prison-made goods, purchase required, 83-145 Probation administration, contractual services for, State **Probation Contractual Services** Cash Fund, 29-2259.02 Public buildings, See PUBLIC BUILDINGS Public contracting, discrimination or affirmative action prohibited. Article I. section 30. Constitution of Nebraska Public improvements, See COMBINED IMPROVEMENT ACT; 19-2408 Public meetings, See OPEN MEETINGS ACT; 84-1407 Public officials, Campaign practices, See POLITICAL ACCOUNTABILITY AND DISCLOSURE ACT, NEBRASKA; 49-1401 Compensation, restrictions, Article III, section 19, Constitution of Nebraska Conflict of interest, duties, 49-1493 to 49-14,104, See also POLITICAL ACCOUNTABILITY AND DISCLOSURE ACT. NEBRASKA Criminal misconduct, See also CRIMES AND OFFENSES Misuse of official information, 28-925 Official misconduct, 28-924 Oppression under color of office. 28-926 Election of, See ELECTION ACT; 32-101 Expense reimbursement, See LOCAL GOVERNMENT MISCELLANEOUS EXPENDITURE ACT: 13-2201 Gifts to, reporting requirements, 49-1492.01 Motor vehicles use by, state fleet card program, 60-3101, 60-3102 Negligence, liability insurance, payment of judgment, 13-1801

POLITICAL SUBDIVISIONS - Cont'd Public officials –Cont'd Official bonds, See OFFICIAL BONDS OR INSURANCE Religious test to gualify, prohibited, Article I, section 4, Constitution of Nebraska Succession to offices, See GENERAL EMERGENCY SUCCESSION ACT, **NEBRASKA; 84-1101** Terms of office, Article XVII, section 5. Constitution of Nebraska Vacancy, how filled, 13-404 Public power districts, See PUBLIC POWER DISTRICTS Public records. Access, 84-712 to 84-712.09, See also PUBLIC RECORDS Settled claims, requirements, 84-713 Public safety, See PUBLIC SAFETY Public utility districts, See PUBLIC UTILITY DISTRICTS Public works, supervision by engineer or architect, when, 81-3445 Purchasing goods and services, Political subdivision purchasing card program, 13-610 Purchase agreement for power generated by a project, 70-1701 to 70-1705 Sales tax exemption, 77-2704.15 State purchasing card program, use on behalf of state, 81-118.02 Quo warranto actions, 25-21,121 to 25-21,148 Railroads. Light-density, use of local tax funds authorized, procedure, 74-1427 Railroad safety transportation districts, 74-1301 to 73-1308 Real estate. Acquisition, appraisal required, when, 13-403 Property tax levies, limitations, 77-3442 to 77-3446 Tax sale, 77-2801 to 77-2809 Reclamation districts. See **RECLAMATION ACT; 46-501** Records, See PUBLIC RECORDS

Redistricting, election districts, Failure to redistrict, penalty, 32-555 Procedure, 32-553 Retirement and pensions, See RETIREMENT AND PENSIONS Revenue sharing, federal, 13-601 to 13-603 Rural power districts, See RURAL POWER DISTRICTS Rural water districts, See PUBLIC WATER SYSTEM Sales and use tax exemption, 77-2704.15 Sanitary and improvement districts, See SANITARY AND IMPROVEMENT DISTRICTS School districts, See SCHOOL DISTRICTS Sewers and sewer districts. See SEWERS AND SEWER DISTRICTS Social security, 68-601 to 68-631, See also SOCIAL SECURITY Solid waste, See SOLID WASTE Management of, See INTEGRATED SOLID WASTE MANAGEMENT ACT; 13-2001 State aid, See STATE AID Stock acquisition, prohibited, Article XI, section 1, Constitution of Nebraska Streets. See STREETS Succession to offices, See GENERAL EMERGENCY SUCCESSION ACT, **NEBRASKA; 84-1101** Surplus and excess property programs, federal, 81-907, 81-908 Taxation, See also TAXATION Property tax levies, limitations, 77-3442 to 77-3446 Tax liens, foreclosure, 77-1901 to 77-1941, See also FORECLOSURE Unpaid, sale of land, 77-2801 to 77-2809 Terms of elected officials. Article XVII, section 5, Constitution of Nebraska

POLITICAL SUBDIVISIONS - Cont'd Tort claims against, See POLITICAL SUBDIVISIONS TORT CLAIMS ACT; 13-901 Townships, See TOWNSHIPS Tribal governments, See INDIANS Utilities, See UTILITIES Vacancy in civil office, how filled, 13-404 Vending facilities, blind persons, 71-8611 Villages, See VILLAGES Wages of employees voluntarily withheld, authorization, 48-224 Warrants, Interest rate, 45-106 Issuance, procedure, See WARRANTS, GOVERNMENT PAYMENT; 77-2201 Water, See also WATER Public supplier, ground water withdrawal, requirements, See MUNICIPAL AND RURAL DOMESTIC GROUND WATER TRANSFERS PERMIT ACT; 46-638 Reclamation districts, See RECLAMATION ACT; 46-501 Zoning and planning, See ZONING AND PLANNING POLITICAL SUBDIVISIONS CONSTRUCTION ALTERNATIVES ACT See generally PUBLIC BUILDINGS Act. How cited. 13-2901 Purpose, 13-2902 Bonding requirements not affected, 13-2913 Contracts. Construction management at risk contract. Authorized, 13-2904 Negotiations, 13-2910 Proposals, 13-2909, 13-2910, 13-2911 Design-build contract, Authorized, 13-2904 Negotiations, 13-2908

Proposals, 13-2907, 13-2908, 13-2911 Refinements, changes authorized, 13-2912 Definitions, 13-2903 Governing body, resolution, 13-2904 Insurance requirements not affected, 13-2913 Letters of interest, requirements, 13-2906 Policies, requirements, 13-2905 Projects excluded, 13-2914 Selection committee, duties, 13-2911 POLITICAL SUBDIVISIONS SELF-FUNDING BENEFITS ACT See generally POLITICAL SUBDIVISIONS Accruals, 13-1619, 13-1622 Act. Applicability, 13-1616 Compliance required, when, 13-1626 How cited. 13-1601 Civil action. 13-1625 Claims, 13-1623 Confidentiality, 13-1617 Continuation of coverage, 13-1624 Contributions by plan sponsor, 13-1621 Definitions, 13-1603 to 13-1613 Employee benefit plans, Requirements, 13-1614, 13-1617 Summary, 13-1618 Excess insurance, required when, 13-1622 Fund, restricted and segregated, 13-1619 Guaranty associations, 13-1615 Intent, 13-1602 **Reports**, 13-1620 Reserves, 13-1619, 13-1622 Self-funding, use, 13-1614, 13-1615 Workers' compensation coverage, act not applicable, 13-1616

POLITICAL SUBDIVISIONS TORT CLAIMS ACT See generally POLITICAL SUBDIVISIONS

POLITICAL SUBDIVISIONS TORT CLAIMS ACT –Cont'd Act. Applicability, 13-910, 13-923, 13-924 How cited, 13-901 Actions, 13-906, 13-907 Against employees, 13-920 to 13-922, 13-925 Defenses, 13-915 Recovery, limitation and sources, 13-926 Awards, 13-917, 13-918 Claim procedure, 13-905 Definitions, 13-903 Employees, suits against, 13-920 to 13-922, 13-925 **Exemptions**, 13-910 Insurance, effect, 13-916 Intent. 13-902 Judgment, Effect, 13-909 Payment, 13-918 **Liability**, 13-908 Bridges and roads, 13-912 to 13-914 Minimum maintenance roads. 13-914 Negligent execution of certificate of title, 13-910 Settlement offer, effect, 13-908 Use of state highway for special event, 13-928 Vehicular pursuit by law enforcement, 13-911 Powers, governing body, 13-904 Statutes of limitation, 13-919 to 13-922 Tolling of, when, 25-213

POLLUTION

See ENVIRONMENTAL PROTECTION

POLYGRAPH OPERATORS

See generally PROFESSIONS AND OCCUPATIONS Licensure, See TRUTH AND

DECEPTION EXAMINERS ACT, LICENSING OF; 81-1901

POLYGRAPHS

See generally LAW ENFORCEMENT

Evidence, See EVIDENCE Examiners, licensure, See TRUTH AND DECEPTION EXAMINERS ACT, LICENSING OF; 81-1901

POOR PERSONS

See INDIGENT PERSONS

POPULAR NAMES See generally STATUTES Acts, names, See ACTS, NAMES OF ADC, See ASSISTANCE FOR CERTAIN CHILDREN AIDS, See HIV

ALR, Administrative license revocation procedure, drunk driving, 60-498.01 to 60-498.04, See also DRUNK DRIVING

Antelope Valley project, 19-102, See also MUNICIPAL DEVELOPMENT FUNDS

- Blue sky law, See SECURITIES ACT OF NEBRASKA; 8-1101
- C-BED, See RURAL COMMUNITY-BASED ENERGY DEVELOPMENT ACT; 70-1907 Check the box, 48-202

Check-cashing services, See DELAYED DEPOSIT SERVICES LICENSING ACT; 45-901

Checkoff boards, See CHECKOFF BOARDS

CHIP, See COMPREHENSIVE HEALTH INSURANCE POOL ACT; 44-4201

Closed shop, prohibited, Article XV, section 13, Constitution of Nebraska

Crime commission, See LAW ENFORCEMENT AND CRIMINAL JUSTICE, NEBRASKA COMMISSION ON; 81-1415

CSF program, Commodity Supplemental Food Program, 71-2225 to 71-2230

Digger's hotline, See ONE-CALL NOTIFICATION SYSTEM ACT; 76-2301

DROP, State Patrol officers, deferred retirement option plan, 81-2041 DUI OR DWI, 60-6,196 to 60-6,211.08,

See also DRUNK DRIVING

POPULAR NAMES –Cont'd Fresh pursuit law, See FRESH PURSUIT, UNIFORM ACT ON; 29-416 Fuzzbusters, 60-6,274 to 60-6,277 GED, high school equivalency diploma, 79-730 to 79-733 GIS, Geographic Information **Systems**, 86-569 to 86-573 **Global positioning**, See PLANE COORDINATE SYSTEM ACT, **NEBRASKA**; 76-2501 Good funds, real estate closings, 76-2,121,76-2,122 Good Samaritan law, Care provider, disease exposure procedures, 71-506 to 71-513 Emergency care at accident scene, liability limitation, 25-21,186 Volunteer at free clinic, liability limitation, 25-21,188.02 Good time, 83-1,107 to 83-1,109 Gray market sales, 59-1519 to 59-1525, See also CIGARETTES Greenbelt law, 77-1343 to 77-1347.01 Guest statutes, repealed, See **GUEST STATUTES** Habitual criminal law, 29-2221, 29-2222 Hate crimes, 28-110 to 28-114, See also HATE CRIMES **HEART Act benefits, additional** death benefit for military service death, 23-2321, 24-707, 79-956, 79-9,106, 81-2026, 84-1323 HIV. See HIV HMO, See HEALTH MAINTENANCE ORGANIZATION ACT; 44-3292 **IDA bonds**, 13-1101 to 13-1110 Identity theft, 28-639, See also THEFT Implied consent, See DRUNK DRIVING Keno, See COUNTY AND CITY LOTTERY ACT, NEBRASKA; 9-601 K-2, cannabinoids, 28-405, 28-416, See also CONTROLLED SUBSTANCES ACT, UNIFORM Leaky underground storage tanks, See PETROLEUM PRODUCTS AND HAZARDOUS SUBSTANCES STORAGE

AND HANDLING ACT; PETROLEUM RELEASE REMEDIAL ACTION ACT; 66-1501; 81-15,117 Lemon Law, 60-2701 to 60-2709, See also LEMON LAW Lindsav Ann Burke Act. student dating violence education, 79-2,138 Living wills, Patient rights, See RIGHTS OF THE TERMINALLY ILL ACT; 20-401 Power of attorney, See POWER OF ATTORNEY FOR HEALTH CARE; 30-3401 Long-arm statute, 25-536 McGruff House, safe haven for school-age children, 43-3201 Meghan's Law, See SEX OFFENDER **REGISTRATION ACT: 29-4001** MIP, minor in possession of alcoholic liquor, prohibited, 53-180.02, See also LIQUOR CONTROL ACT, NEBRASKA MIRF. See MUNICIPAL INFRASTRUCTURE REDEVELOPMENT FUND ACT; 18-260 Motor-voter registration, 32-308, 32-309 MTBE, methyl tertiary butyl ether, See MOTOR FUELS MUD, See METROPOLITAN UTILITIES DISTRICT Names, See NAMES NCAA, See COLLEGIATE ATHLETIC ASSOCIATION PROCEDURES ACT, NEBRASKA; 85-1201 Net metering, See ELECTRICITY **NIFA,** See INVESTMENT FINANCE AUTHORITY ACT, NEBRASKA; 58-201 Novelty lighters, sale without child safety feature, penalty, 28-1357 Open container law, alcohol consumption or open container within motor vehicle, prohibited, 60-6,211.08 Limousine or bus exception, 53-186.01, 60-6,211.08 **Open meetings law, See OPEN** MEETINGS ACT: 84-1407 Partial-birth abortion, 28-328, See also ABORTION

POPULAR NAMES –Cont'd Point system, 60-4,182 to 60-4,186, See also MOTOR VEHICLE **OPERATOR'S LICENSE ACT** Property tax lid, Political subdivisions, 13-518 to 13-522, 77-3446, See also LOCAL OPTION TAX CONTROL ACT; 77-3401 School districts, 79-1023 to 79-1030 Public meetings law, See OPEN MEETINGS ACT; 84-1407 Racketeering, See PUBLIC PROTECTION ACT; 28-1352 Right to work, protections, Article XV, section 13, Constitution of Nebraska Riverfront redevelopment project, 19-103, See also MUNICIPAL DEVELOPMENT FUNDS Rule against perpetuities, See RULE AGAINST PERPETUITIES ACT. UNIFORM STATUTORY; 76-2001 Safe haven. Infants, 29-121 McGruff House, 43-3201 Saving statute, repeal of statute, action not affected, 49-301 Shield law, See FREE FLOW OF **INFORMATION ACT; 20-144** SLAPP suits, 25-21,241 to 25-21,246, See also ACTIONS INVOLVING PUBLIC PETITION AND PARTICIPATION Son of Sam Law, crime royalties, 81-1836 to 81-1840 Stacking statute, uninsured or underinsured motorist insurance coverage, 44-6410, 44-6411 State aid to schools, See TAX EQUITY AND EDUCATIONAL OPPORTUNITIES SUPPORT ACT; 79-1001 State of Nebraska, popular name of Cornhusker State, 90-101 Statutory named acts, See ACTS, NAMES OF Sunshine commission, 49-14,105, See also POLITICAL ACCOUNTABILITY AND DISCLOSURE ACT, NEBRASKA

Sunshine law, See OPEN MEETINGS ACT; 84-1407 Tax stamps, 76-901 to 76-908, See also DOCUMENTARY STAMP TAX Telephone service, Cramming, prohibited, 86-211 Loading, prohibited, 86-211 Slamming, prohibited, See **TELEPHONE CONSUMER** SLAMMING PREVENTION ACT; 86-201 TERC, See TAX EQUALIZATION AND **REVIEW COMMISSION ACT: 77-5001** TOD security registration, transfer on death, 30-2734 to 30-2746 Transfer tax stamps, 76-901 to 76-908, See also DOCUMENTARY STAMP TAX **USA Patriot Act requirements for** commercial drivers' licenses hazardous materials endorsement, 60-4,147.02 to 60-4,147.06 Usury law, 45-101.03, 45-105, 45-109, 45-111 to 45-113 Valued policy law, insurance, 44-501.02 Veto, By Governor of legislative **bill**, Article IV, section 15, Constitution of Nebraska Line-item veto of appropriation, Article IV, sections 7 and 15, Constitution of Nebraska Wheel tax, 14-109, 15-207, 18-1214 Whistle blowers, See WHISTLE **BLOWERS** WIC program, Special Supplemental Nutrition Program for Women, Infants, and Children, 71-2225 to 71-2230 Wild card provisions, Banks, 8-1,140 Credit unions, 21-17,115 Savings and loan associations, 8-355 Wiretaps, interception of communications, 86-271 to 86-2.115. See also **TELECOMMUNICATIONS**

POPULAR NAMES –Cont'd Zero tolerance, 60-6,211.01 to 60-

6,211.07, See also DRUNK DRIVING

PORNOGRAPHY

See generally CRIMES AND OFFENSES Acts prohibited, 28-807 to 28-829, See also OBSCENITY Involving children,

Civil action for damages, See EXPLOITED CHILDREN'S CIVIL REMEDY ACT; 25-21,290 Custody restrictions for visual evidence, 27-1301

Prevention, See CHILD PORNOGRAPHY PREVENTION ACT; 28-1463.01

PORTABLE ELECTRONICS INSURANCE ACT

See generally INSURANCE Act, how cited, 44-8501 Definitions, 44-8502 Insurer. Policy termination or changes. requirements, 44-8508 Rights and duties, 44-8505, 44-8508 Limited lines insurance, Certificate of insurance, 44-8505 Disclosure brochure, requirements, 44-8505 Eligibility and underwriting standards, insurer powers, 44-8505 Limited lines insurance license, Application, contents, 44-8503, 44-8504 Charges, fiduciary treatment for insurer, 44-8506 Fee. 44-8504 Issuance, 44-8503 Period valid, 44-8504 Records, maintenance, 44-8509

Vendor,

Employees exempt from licensure, when, 44-8506 Limited lines insurance license,

required, when, 44-8503 Policy termination, duties, 44-8508 Violations, Administrative fine, 44-8507 Director, powers, 44-8507

POSTSECONDARY EDUCATION

See generally EDUCATION Bridge programs, 79-1189 to 79-1196, See also EDUCATION

- Discrimination or affirmative action prohibited in public education, Article I, section 30, Constitution of Nebraska
- Elections, provide students with information on early voting, 85-903

Financial aid, See FINANCIAL AID FOR POSTSECONDARY EDUCATION STUDENTS

Immunization information, exchange of, 71-539 to 71-544, See also IMMUNIZATIONS

Institutions, authorization to operate required, See POSTSECONDARY INSTITUTION ACT; 85-2401

- Medical schools, inspection and examination of graduates by Department of Health and Human Services, 81-602
- Meningococcal disease, duty to provide information to students and parents, 85-902

Midwestern Higher Education Compact, 85-1301, 85-1302 Minors.

Power to consent to medical treatment, when, 30-2604 Power to contract or lease, when, 43-2101

Nebraska Educational Data System, 85-1421 to 85-1427

Nebraska Forest Service, 85-162 Private educational institutions, Career schools, See PRIVATE

POSTSECONDARY CAREER SCHOOL ACT; 85-1601 Private colleges, See PRIVATE COLLEGES

POSTSECONDARY EDUCATION -Cont'd

- Public educational institutions, Community colleges, See COMMUNITY COLLEGES; 85-1501
- Consultants' services, requirements, See CONSULTANTS' COMPETITIVE NEGOTIATION ACT, NEBRASKA; 81-1701

Coordination of, See COORDINATING COMMISSION FOR POSTSECONDARY EDUCATION

- ACT; 85-1401 Data System, Nebraska Educational, 85-1421 to 85-1427
- Legislative priorities, Economic expansion and diversification, 85-1428 Report by Coordinating

Commission, 85-1429 Midwestern Higher Education Compact, 85-1301, 85-1302

- Personal services contracts, 73-301 to 73-307, See also STATE GOVERNMENT
- Professional services, See CONSULTANTS' COMPETITIVE NEGOTIATION ACT, NEBRASKA; 81-1701
- Public officials, gifts to, reporting requirements, 49-1492.01
- Review Program, federal State Postsecondary, 85-9,139.01 Sales tax exemption, 77-2704.15
- State colleges, 85-301 to 85-329, See also STATE COLLEGES
- Tuition and fees,
 - Business colleges, tuition notes or contracts, requirements, 62-303 to 62-305
 - Financial aid, See FINANCIAL AID FOR POSTSECONDARY EDUCATION STUDENTS
 - High school student, treatment, 79-2,126, 79-2,127, See also PUBLIC ELEMENTARY AND SECONDARY STUDENT FEE
 - AUTHORIZATION ACT Instate tuition, 85-503

Nonresident tuition, 85-501 Payment by tuition notes or contracts, requirements, 62-303 to 62-305 Residency, requirements, 85-502 Veteran, spouse, or dependent, 85-502.01 Resident tuition, 85-503 University of Nebraska, 85-101 to 85-1,129, See also UNIVERSITY OF NEBRASKA Scholarships, See FINANCIAL AID FOR POSTSECONDARY EDUCATION STUDENTS Steroids, anabolic, acts prohibited, 48-232, 48-233, 79-296 Stipends, for students in child welfare services, 85-2501 Student loans. See FINANCIAL AID FOR POSTSECONDARY EDUCATION STUDENTS Telecommunications, See **EDUCATIONAL TELECOMMUNICATIONS** POSTSECONDARY INSTITUTION ACT See generally POSTSECONDARY EDUCATION Act. How cited, 85-2401 Purposes, 85-2402 Appeals, Complaint hearing, 85-2419 Denial of authorization to operate a postsecondary institution, 85-2417 Commission, Coordinating **Commission for** Postsecondary Education, Administration of act, 85-2404 Cease and desist order, 85-2418 Injunction, 85-2421 Powers and duties. 85-2404. 85-2405 Definitions, 85-2403

Postsecondary distance education, interstate reciprocity agreements, participation, 85-2405

POSTSECONDARY INSTITUTION ACT –Cont'd Postsecondary institutions, Authorization to operate, Change in ownership of institution, effect, 85-2415 Denial. Judicial review, 85-2417 Right to hearing, 85-2417 Listing of such institutions, 85-2405 Not transferable, 85-2415 On a continuing basis. Granted, when, 85-2412 Request for, 85-2412, 85-2416 Recurrent authorization to operate, Application, 85-2405, 85-2412 Form, contents, 85-2413 Minimum standards, 85-2406 New campus, public hearing, 85-2412 Renewal, 85-2405, 85-2412, 85-2416 Suspension or revocations, procedure, hearing, 85-2414 Required, 85-2408 Tuition, fees, and loans, no more than annual commitment allowed. 85-2409 Exempt from act, Federal government agency educational institutions, 85-2407 Private postsecondary career schools, exception, 85-2407 Reporting requirements by campus location. 85-2405 Rules and regulations, 85-2405, 85-2406 Violations of act, Aggrieved person, complaint with commission, 85-2418, 85-2419 Attorney General or county attorney, powers, 85-2420 Commission powers, 85-2418 Injunction, 85-2421 POTATO COUNCIL, NEBRASKA See AGRICULTURAL ORGANIZATIONS

POTATO DEVELOPMENT ACT, **NEBRASKA** See generally AGRICULTURAL PRODUCTS Act. Applicability, 2-1812 How cited, 2-1801 How designated, 2-1826 Committee, advisory, 2-1803 Definitions, 2-1810 Division of Potato Development, Created, 2-1802 Powers and duties. 2-1804 Enforcement, 2-1809 Fund, Nebraska Potato Development, 2-1808 License, shipper, 2-1805 Application, 2-1806 Revocation, 2-1806 Violation, penalty, 2-1806, 2-1825 **Report**, 2-1807 Rules and regulations, 2-1809 Tax, 2-1807 Violation, penalty, 2-1811, 2-1825 POTATO INSPECTION ACT. NEBRASKA See generally AGRICULTURAL PRODUCTS Act. How cited, 2-1813 How designated, 2-1826 Definitions, 2-1814 **Director of Agriculture**, Powers, 2-1818 to 2-1820, 2-1824 Rules and regulations, 2-1819 Exemptions, 2-1815 Inspection, Certificate, 2-1821 Compulsory, how obtained, 2-1816, 2-1817 Department of Agriculture, powers, 2-1824 Expenses, 2-1820 Fee, 2-1816 Grades, 2-1821 Appeal, 2-1822 Petition, 2-1817 Request. 2-1820 Special permit, shipment, 2-1823

POTATO INSPECTION ACT, NEBRASKA – Cont'd Seed potato, exemption, 2-1815 Shipment, special permit, 2-1823 Violation, penalty, 2-1825

POTATOES

See generally FOOD Agricultural products, See AGRICULTURAL PRODUCTS Council, Nebraska Potato, 2-2811 Industry development, See POTATO DEVELOPMENT ACT, NEBRASKA; 2-1801 Inspections, See POTATO INSPECTION ACT, NEBRASKA; 2-1813 Nebraska Potato Show, 2-2811

Nursery stock, regulation of, See PLANT PROTECTION AND PLANT PEST ACT; 2-1072

Seed potatoes, Certification agencies, 81-2,151 Certified, rules and regulations for planting, 2-10,116

POULTRY AND EGG RESOURCES ACT, NEBRASKA

See generally LIVESTOCK **Act, how cited**, 2-3401 Committee, Nebraska Poultry and Egg Development, Utilization, and Marketing, Compensation, 2-3405 Cooperation, 2-3415 Meetings, 2-3406 Membership, 2-3404 Definitions. 2-3403 Department of Agriculture, powers, 2-3407, 2-3412 Division of Poultry and Egg Development, Utilization, and Marketing, 2-3402 **Exemption**, 2-3412 Fee, 2-3408 Deducted, when, 2-3409 Exemption, 2-3412 Purchaser, duties, 2-3410 Refund, 2-3409

Fund, Nebraska Poultry and Egg Development, Utilization, and Marketing, 2-3413 Hearing, when, 2-3414 Report, 2-3411 Violations, penalties, 2-3416

POULTRY AND POULTRY PRODUCTS See LIVESTOCK

POULTRY DISEASE CONTROL ACT, NEBRASKA

See generally LIVESTOCK Act, how cited, 2-3001 Acts prohibited, 2-3004 Avian influenza monitoring, 2-3005 Definitions, 2-3002 Inspection, 2-3007 Intent, 2-3003 No state-funded indemnity, 2-3006 Rules and regulations, 2-3005 State Veterinarian, powers, 2-3005 Violations, penalty, 2-3008

POULTRY IMPROVEMENT ASSOCIATION, NEBRASKA See AGRICULTURAL ORGANIZATIONS

See AGRICULTURAL ORGANIZATIONS

POWER OF ATTORNEY

See generally LEGAL PROCEDURE Beneficiary designation, 49-807 Campgrounds, membership, 76-2105

- Children of military personnel, special power of attorney sufficient for school enrollment, 79-2201, See also INTERSTATE COMPACT ON EDUCATIONAL OPPORTUNITY FOR MILITARY CHILDREN
- Condominiums, use prohibited, when, 76-828
- Conservator, priority for appointment as, 30-2639, 30-2640
- **Conveyances and deeds,** 76-246, 76-247

POWER OF ATTORNEY –Cont'd Crime victim reparations, power of attorney prohibited when, 81-1840 Decedents' estates, Conservator, priority for appointment as, 30-2639, 30-2640 Delegation of powers of parent or guardian by power of attorney, 30-2604 Guardian, priority for appointment as. 30-2627 Deeds and conveyances, 76-246, 76-247 Durable power of attorney, form and powers, See POWER OF ATTORNEY ACT, NEBRASKA UNIFORM: 30-4001 Guardian ad litem, See GUARDIAN AD LITEM Guardians, See also GUARDIANS Delegation of powers by power of attorney, 30-2604 Priority for appointment as, 30-2627 Health care, See POWER OF ATTORNEY FOR HEALTH CARE; 30-3401 Health maintenance organizations, certificate of authority, 44-32.117 Insurance, Health maintenance organizations, certificate of authority, 44-32,117 Interinsurance contracts, 44-1202, 44-1203 Reciprocal insurance contracts, 44-1202, 44-1203 Loans, personal loan, power of attorney prohibited when, 8-823 Motor vehicle title, secure form, 60-153 Notary public, defects in wording, effect, 76-217.01 Parents, delegation of powers by, 30-2604 Real Estate License Act, Nebraska, exemption for attorney in fact, 81-885.04

Real property, Agricultural land, special valuation application, 77-1345 Condominiums, use prohibited, when, 76-828 Deeds and conveyances, 76-246, 76-247 Foreclosure consultant, restrictions, 76-2716 Homestead, conveyance of spouse's interest, 40-104 Rights of survivorship, 49-807 Trusts. modification or termination of, when authorized, 30-3837, 30-3854 Veterans' benefits, 80-401.03 Victims of crime, power of attorney to evade reparations prohibited, 81-1840 POWER OF ATTORNEY ACT, NEBRASKA UNIFORM See generally LEGAL PROCEDURE Act. Applicability, 30-4003 Effect on existing powers of attorney, 30-4045 How cited, 30-4001 Intent for uniform treatment, 30-4043 Relationship to other law, 30-4021, 30-4022 Federal Electronic Signatures in Global and National Commerce Act. 30-4044 Remedies, not exclusive, 30-4023 Agent, Acceptance, 30-4013 Authority, Construction generally, 30-4026 General authority delineated, 30-4024 Incorporation of authority, 30-4025 Specific grants, Delineated, 30-4027 to 30-4040 Required, when, 30-4024 Certification, optional form, 30-4042 Coagents, 30-4011 Duties. 30-4014 Exoneration of. 30-4015 Liabilities, 30-4017

POWER OF ATTORNEY ACT. NEBRASKA UNIFORM -Cont'd Agent –Cont'd Reimbursement and compensation, 30-4012 Relationship to court-appointed fiduciary, 30-4008 Resignation, notice, 30-4018 Successor agents, 30-4011 Termination of authority, 30-4010 Conservator, nomination as agent, 30-4008 Definitions, 30-4002 Forms. Agent's certification, 30-4042 Power of attorney, 30-4041 Guardian, nomination as agent, 30-4008 Judicial relief. Attorney's fees awarded, when, 30-4017, 30-4020 Persons authorized to seek, 30-4016 Powers of attorney, Acknowledged, Liability for refusal to accept, 30-4020 Reliance upon valid, when, 30-4019 Durable power, unless provided otherwise, 30-4004 Effective, when, 30-4009 Execution of, requirements, 30-4005 Health care power of attorney, may be included, 30-3408 Meaning and effect, 30-4007 Terminate, when, 30-4010 Validity, conditions, 30-4006 POWER OF ATTORNEY FOR **HEALTH CARE**

See generally HEALTH CARE Acts prohibited, 30-3429 Applicability of sections, 30-3424, 30-3429 Artificially administered nutrition or hydration, withdrawal, 30-3418 Attending physician, Duties, 30-3419, 30-3427

Immunity, 30-3423

Attorney in fact, Consultation with medical personnel, 30-3418 Designation, 30-3403 Disgualification, 30-3406 Health care information, right to receive, 30-3417 Immunity, 30-3423 Powers and duties, 30-3417 Withdrawal, 30-3407 Competency, presumption, 30-3403 Conservatorship, supersede, 30-3420 Contests under power of attorney for health care, 30-3421 Declaration of witness, 30-3405, 30-3408 Definitions, 30-3402 Designation of attorney in fact, 30-3403 Divorce or legal separation, effect, 30-3420 Durable power of attorney, Prior execution, effect, 30-3429 Use authorized, 30-3408 Duration of power of attorney, 30-3410 Effective date, 30-3411 File with health care provider, 30-3409, 30-3417 Form. 30-3408 Guardianship, supersede, 30-3420 Health care, power of attorney not required, 30-3429 Health care costs, attorney in fact not liable, 30-3417 Health care decisions. Refusal to honor, 30-3428 Revocation, 30-3420 Right to make, 30-3424 Health care providers, Acts prohibited, 30-3429 Exercise independent medical judgment, 30-3427 Immunity, 30-3423 Provide power of attorney to, 30-3409 Hearing on capacity, 30-3415 Petition. 30-3422 Immunity from liability, 30-3423

POWER OF ATTORNEY FOR HEALTH CARE -Cont'd Incapacity of principal, Commencement of authority of attorney in fact, 30-3411 Determination, procedure, 30-3412 Dispute, contest determination, 30-3415, 30-3417 Petition, 30-3422 Effect of determination, 30-3416 Notice requirements, 30-3413, 30-3414 Insurance, effect on eligibility, 30-3429 Insurers, acts prohibited, 30-3429 Intent, 30-3401 Life-sustaining procedures, withdrawal, 30-3418 Minors, power to consent minor's own medical treatment, when, 30-2604 Notice requirements, 30-3413, 30-3414 Persistent vegetative state, withdrawal of medical treatment, when, 30-3418 Petition, procedure, 30-3421, 30-3422 Powers of attorney executed prior to January 1, 1993, 30-3408, 30-3429 Pregnancy, effect on power of attorney, 30-3417 Presumptions not created, 30-3430 Reciprocal treatment, 30-3408 Requirements, 30-3404 Revocation by principal, 30-3420 Routine care, effect of power of attorney, 30-3426 Signature requirements, 30-3404 Successor attorney, 30-3403 Suicide attempt, how construed, 30-3431 Superior treatment of power of attorney, 30-3420 Terminal condition, withdrawal of medical treatment, when, 30-3418 Validity, assumption of, 30-3425 Violations, penalties, 30-3432

3407 Witnesses, qualifications, 30-3404, 30-3405 POWER REVIEW BOARD, **NEBRASKA** See generally STATE GOVERNMENT Appeals, 70-1016 Approval of facilities, required when, 70-1012 Compensation, 70-1003 Created. 70-1003 **Definitions**, 70-1001.01 Disputes. Arbitration, 70-1301 to 70-1329 Procedure, 70-1017 to 70-1019 Duties. Joint Public Power Authority Act, 70-1401 **Rural Community-Based Energy** Development Act, 70-1901, 70-1904 Transmission infrastructure and electricity export study, 70-1029 to 70-1033 Electronic postmark, use authorized, 86-644 **Employees**, 70-1003 Executive director, 70-1003 Expenses, 70-1003 Facilities. Certified renewable export facilities, Approval and certification requirements, 70-1014.02 Owner or operator violation. actions authorized. 70-1015 Eminent domain by electric supplier, restrictions, 70-1014.01, 70-1014.02 Generation facilities. Application, 70-1013, 70-1014 Approval, required when, 70-1012 Construction or acquisition, procedure, 70-1012 to 70-1016 Determination of need, 70-1002.03 Special generation application, approval requirements, 70-1014.01

Withdrawal of attorney in fact, 30-

POWER REVIEW BOARD. **NEBRASKA** –Cont'd Fund, Nebraska Power Review, 70-1020 **Injunction**, 70-1015 Intent, 70-1001 Interconnection with existing facilities, 70-1002.03 Joint operation by municipalities, **registration**, 70-1002.04 Maps, service area and customers, 70-1004 Microwave communication facilities, authorized, 70-1021, 70-1022 Power supply plan, reports, 70-1024 to 70-1027 Public power, See PUBLIC POWER DISTRICTS Rates, disputes submitted to board, 70-1018 Reports to Legislature, 70-1003 Electronic, requirements, 50-114.03 Retail competition, hearings, 70-1003 Service area, Considerations, 70-1007, 70-1008 Establishment, 70-1005 to 70-1008 Modification, procedure, 70-1009, 70-1010 Service outside area, application, 70-1011 Supply agreements, 70-1501 to 70-1505 Submission to board, 70-1002 to 70-1002.02 Termination of construction or acquisition, procedure, 70-1012.01 Transmission lines, Approved in regional transmission organization transmission plan. notice to board required. 70-1028 Construction or acquisition, procedure, 70-1012 to 70-1016 PRACTICAL NURSES See NURSES

PRAECIPE See generally PLEADINGS Bill of exceptions, Boards and tribunals, appeal from, 25-1140.08 District court, appeal from, 25-1140, 25-1140.09 Workers' Compensation Court, Nebraska, appeal from, 48-182 Boards and tribunals, appeal from, bill of exceptions, 25-1140.08 Cities of the primary class, appeal procedure. 15-1202 Clerks of courts, duties, 25-2204 Corporations, indictments, complaints, or informations. 29-1608 Criminal cases, witnesses, subpoenas, 29-1901 District court, appeal from, bill of exceptions, 25-1140, 25-1140.09 Filing requirements, 25-2204 Proceedings in error, summons, 25-1903 to 25-1905 Subpoenas, criminal cases, witnesses, 29-1901 Summons, 25-502.01 Proceedings in error, 25-1903 to 25-1905 Witnesses, criminal cases, subpoenas, 29-1901 Workers' Compensation Court, Nebraska, appeal, bill of exceptions, 48-182 Writs and orders, issuance, 25-2204

PRAIRIES

See PUBLIC LANDS

PREAUTHORIZED LOANS

See INSTALLMENT LOAN ACT, NEBRASKA; 45-1001

PREFERRED PROVIDERS See HEALTH CARE PLANS

See HEALTH CARE PLAN

PREGNANCY

See generally WOMEN'S HEALTH **Abortion**, See ABORTION

PREGNANCY –Cont'd Deaths, investigation and review, See CHILD AND MATERNAL DEATH **REVIEW ACT; 71-3404 Employment discrimination**, 48-1107.01, 48-1107.02, 48-1111, See also FAIR EMPLOYMENT PRACTICE ACT, NEBRASKA Expenses, pregnancy-related, liability of father, 43-104.01, 43-104.13, 43-1407 Information clearinghouse. Women's Health Initiative of Nebraska, 71-701 Liquor, warning sign requirement, 53-148.01 Power of attorney, effect on, 30-3417, See also POWER OF ATTORNEY FOR HEALTH CARE State aid. Aid for children, 43-504, See also ASSISTANCE FOR CERTAIN CHILDREN Welfare Reform Act, See WELFARE REFORM ACT; 68-1708 Food program, WIC or Special Supplemental Nutrition Program for Women, Infants, and Children, 71-2225 to 71-2230 Medical assistance, 68-911, 68-915, See also MEDICAL ASSISTANCE ACT Opportunity to register to vote, 32-310 Prenatal services. For health of the unborn child, 68-972 Syphilis, tests of pregnant women, 71-502.03 Terminal illness, pregnant patient, treatment, 20-408 Unborn child. Assault, See ASSAULT OF AN UNBORN CHILD ACT; 28-395 Disposition of remains, written policy and notification duties of hospital, 71-20,121 Homicide. See HOMICIDE OF THE

UNBORN CHILD ACT; 28-388

Medicaid prenatal care for health of. 68-915, 68-972 Wrongful death action authorized, 30-809, 30-810

PREMARITAL AGREEMENT ACT,

UNIFORM See generally MARRIAGE Act. Construction, 42-1009, 42-1011 How cited, 42-1001 Severability, 42-1010 **Content.** 42-1004 Definitions, 42-1002 Effective date, 42-1005, 42-1011 Enforcement, 42-1006, 42-1007 Formalities, 42-1003 Statute of limitation. 42-1008 Surviving spouse, waiver of election against will and other rights, 30-2316 Unconscionability, 42-1006 Void marriages, 42-1007

PREPAID LIMITED HEALTH SERVICE **ORGANIZATION ACT**

See generally HEALTH CARE PLANS Act. How cited, 44-4701 How construed, 44-4711 Agents. 44-4716 Benefits, change or modification, procedure, 44-4708 Bond or deposit, officers or employees, 44-4719 Certificate of authority, 44-4703 to 44-4706 Disciplinary actions, 44-4721 Complaint system, 44-4713 Confidentiality, 44-4725 Conservation proceedings, authorized. 44-4723 Contracts, terms and conditions, 44-4717 Coverage, Evidence of, 44-4709 Nonduplication, 44-4712 Definitions. 44-4702 Equity requirements, 44-4718

PREPAID LIMITED HEALTH SERVICE **ORGANIZATION ACT** –Cont'd Examination of organization, 44-4714 Fees, 44-4724 Filing requirements, 44-4707 Fraternal benefit society, filings, 44-4707 Health maintenance organization, filings, 44-4707 Insurance company, filings, 44-4707 Investments. 44-4715 Liquidation proceedings, authorized, 44-4723 Rates and charges, 44-4710 Change or modification, procedure, 44-4708 Rehabilitation proceedings, authorized, 44-4723 **Reports**, 44-4720 Rules and regulations, 44-4727 Supervision proceedings, authorized, 44-4723 Taxes. 44-4726 Violations, penalty, 44-4722

PREPAID WIRELESS SURCHARGE

See generally TELEPHONES Act, how cited, 86-901 Definitions, 86-902 Prepaid wireless surcharge, Collection by sellers, 86-903, 86-904 Determination, 86-903 Liability of consumer, 86-903 No other tax or fee obligation, 86-905

PRESCHOOL

See EARLY CHILDHOOD EDUCATION

PRESCRIPTION DRUG SAFETY ACT

See generally HEALTH CARE Act, How cited, 71-2457 How construed, 71-2477 Definitions, 71-2458 to 71-2476

Drugs, adulterated or misbranded, Confiscation, authorized, 71-2480

Manufacture, possession, sale, prohibited, 71-2481 Violations, penalties, 71-2482 Label, requirements, 71-2479 Practitioner, duties, 71-2477 Prescriptions, Access to, 71-2479 Communications authorized, 71-2483 Contents, 71-2478 Period when valid, 71-2478 Record retention, 71-2479 Required, when, 71-2478 Transmission, 71-2478 Prohibited acts, 71-2478, 71-2481 Violations, penalties, 71-2482

PRESCRIPTIONS

See DRUGS AND MEDICINE

PRESS

See NEWS MEDIA

PRESUMPTIONS

See generally EVIDENCE Abandoned property, 69-1302, 69-1312 Abortion, signed notification, 28-327.04 Adoptions, decrees, 43-116 Art works, presumptive evidence of certain facts, 25-1218 Bad checks, insufficient funds, 28-

611

Banks and banking, mergers and conversions, 8-122, 8-183.03, 8-347, 8-350

Boat, operated with owner's knowledge, 37-1267

Bonds, validity and enforceability, Community development bonds, 18-2142.01, See also COMMUNITY DEVELOPMENT LAW

Redevelopment bonds, 58-519, See also REDEVELOPMENT ACT, NEBRASKA

Boundary compacts, Vol. 2A Appendix sections 1-114, 1-123

PRESUMPTIONS –Cont'd Burden of proof, Collision of motor vehicle with livestock, 25-21,274 Rules of evidence, 27-301 Candidate committee. 49-1410 Cemeteries, abandonment, 12-701, 12-702 Children, Adoptions, decrees, 43-116 Child support. Delinguency, contempt, 42-358 Paternity action, results of genetic test, 43-512.04, 43-1415 Supreme Court guidelines, 42-364.16 Title IV-D orders, 43-512.14 Custody, Parents, no presumption of fitness, 42-364 Sex offenders, limitation or denial of access to child, 43-2933 Legitimacy, 42-377 Recognition of foreign child custody determination, 43-1230 Commercial Code, Uniform, how construed, UCC 1-206, See also COMMERCIAL CODE, UNIFORM Commodity contract, sold, 8-1706 Community college, power to indemnify, 85-1510 Community property, presumption against, 42-603 Compliance of instrument, 58-530, See also REDEVELOPMENT ACT. NEBRASKA Control. title insurers. 44-1981 Controlled substance, presumed not holder of registration or form. 28-432 Corporations, 21-1908, 21-2438, 21-2442 Criminal cases, rules of evidence, 27-303 Death, presumed after five years' absence, 30-2207 **Developmental Disabilities Court-**Ordered Custody Act, no presumption of incompetence, 71-1130

Divorce, decrees prior to and subsequent to August 27, 1951, 42-345, 42-346 Eggs, sale presumed for human consumption, 2-3518 **Election petition, signature** verification, 32-631 Employer, job reference, good faith presumed, 48-201 Equity purchase contract, 76-2721, 76-2723, See also FORECLOSURE PROTECTION ACT, NEBRASKA Explosive material in vehicle, 28-1228 Extrinsic evidence, selfauthentication, 27-902 Federal law, rules of decision, applicability, 27-302 Filing date, presumption of mailing, 49-1201 Firefighters, death or disability in line of duty, 18-1723 Forcible entry and detainer, 25-21,220 Foreign child custody determination, 43-1230 Gambling, taxation of pickle cards, 9-344 Garnishment, failure to answer, 25-1028 Gift of unsolicited goods or merchandise, 69-2201 Guardianship, limited, 30-2620 Health care. Drugs and narcotics, presumed not holder of registration or form, 28-432 Health care power of attorney, 30-3403, 30-3430 Hospital district, legal organization, 23-3533 Hospital records, 25-12,120 Hospital-Medical Liability Act, Nebraska, bound by, 44-2821 Medical plan organization, discount, presumption of control, 44-8304 Historical works, presumptive evidence of certain facts, 25-1218

PRESUMPTIONS –Cont'd Initiative and referendum petition, signature verification, 32-631 Injured person, statement, 25-12,125 Insolvency, 36-703 Insurance. Agents of societies, 44-10,104 Automobile liability policy, settlement, 44-3,128.01 Health Care Prompt Payment Act, 44-8003 Holding company, 44-3,107.01, 44-2121 Over-insurance of property, 44-603 Rebates, 44-361.01 Title insurers, control, 44-1981 Unclaimed funds, abandonment, 44-4845. 69-1301 Labor. Industrial Relations Act, 48-816, 48-818.48-838 State personnel, 81-1373, 81-2707, 81-2709 Legal notices, 25-1277 Lien. Construction. Contracting owner, agency presumed, 52-128 Materials delivered, use presumed, 52-134 Farm product, notice, 52-1319, 52-1603 Liquefied petroleum gas container, filling of, 57-505 Liquor license suspension, 53-1,104 Mailing government documents, effect, 49-1201 to 49-1203 Maps or charts, presumptive evidence of certain facts, 25-1218 Marriage, Certificate and record, 42-116 Property acquired during, 42-603 Motor vehicles, Collision with livestock, res ipsa loguitur not applicable, 25-21.274 Conformity of vehicle to warranty, 60-2704

Insurance, reduction or elimination of coverage, presumption of notice, 44-531 Nonresident owner of recreational vehicle, avoidance of proper registration. 60-366 Registration, 60-362, 60-380 Report of accident, truth of statements, 60-506.01 Revocation of certificate as vehicle inspector, incompetence presumed, 60-186 Traffic control devices, 60-6,119 Weighing stations, scales, 60-1301 Natural gas, rural infrastructure surcharge, 66-1868 Nonprofit corporation, document validity, 21-1908 Notary public, certificate, 64-107 Nuisance action, 28-825 Official records, signature of officer, 25-1284 Partition, judgment, presumptive evidence of title, 25-21,107 Passenger tire equivalents, storage of, 13-2033 Paternity, Action to establish, 43-1409, 43-1415 Child support, 43-512.04 Medical expenses of mother, medically reasonable presumption, 43-1407 Personnel actions, reprisals, 81-2707, 81-2709 Police officers, death or disability in line of duty. 18-1723 Power of attorney, signature, 30-4005 Power of attorney for health care, 30-3403, 30-3430 Privilege, evidentiary, 27-503, 27-504, 27-506, 38-3131 Proof, burden of disproving presumption, 27-301 Property, personal, Abandonment, 69-1302 to 69-1326 Landlord retaining, 69-2312 Rental purchase agreement, 69-2105

PRESUMPTIONS –Cont'd Protection order, foreign, presumption of validity, 28-311.10 Public benefit recipient, attestation, 4-112 Real property, Contracts for sale of land or mortgage, presumed paid, when, 76-239 Cotenancy, 76-275.07 Deed, absence of notary seal, 76-243 Forcible entry and detainer, 25-21,220 Master deed, 76-810 Merger of lien with fee, 76-274, 76-275 Partition, title, 25-21,107 Plat of city or village, 76-275.06 Subdivision instrument, 76-2,110 Survey of, 23-1904, 81-8, 122.01, 81-8,198 Transfer, grantor tax, 76-901 Trust deeds executed before and after 1917, power of trustee to convey, 76-266 to 76-268 Res ipsa loguitur not applicable to motor vehicle and livestock collision, 25-21,274 Rules and regulations of agencies, 84-901, 84-906 Rural water district, legally organized, 46-1008 Safety deposit boxes, 8-501 School board, power to indemnify, 79-516 School district, legally organized, 79-491 Scientific works, presumptive evidence of certain facts, 25-1218 Service animal of disabled person, interference with, 28-1009.01 Sex offenders, limitation or denial of access to child in custody determinations, 43-2933 Spousal support, delinguency, **contempt**, 42-358

Statement of injured person, 25-12,125 Statutes, rules of construction, 49-802 Surveyor's certificate, 23-1904 Tax, Cigarette, 59-1504, 59-1505 Controlled substances, 77-4303, 77-4314 Income tax. Contractor, payment by, 77-27,188.01 Joint tax return, contribution by spouse, 77-27,161, 77-27,178 Not taxable in another state, 77-2734.11 Setoff, 77-27, 180, 77-27, 199 Inheritance tax, property transferred in contemplation of death, 77-2002 Investment incentives, 77-4104, 77-4104.01 Mailing, effect, 49-1201 to 49-1203 Motor fuel, 66-717, 66-722 Personal property tax, unsigned statement of valuation, 77-1229.01 Real property, 77-1852 Sales and use tax, 77-2703, 77-27,143,77-5805 Tax deed, 77-1818, 77-1822, 77-1842, 77-1908 Theft, movable or immovable property, failure to return, 28-511 Theft of services, deception, 28-515 Title insurers. control. 44-1981 Trade practices, 87-607, 87-706 Trustee, presumption of loyalty, 30-3867 Trusts, spendthrift provision, how construed. 30-3811 Unsolicited goods or merchandise, 69-2201 Utilities, Diversion of, 25-21,277 Natural gas service area, enlargement, whether in public interest, 66-1861

PRESUMPTIONS –Cont'd Villages, incorporation, regularity of proceedings, 17-201.01 Warehouses, prohibited acts, 88-543 Waste, 25-2129 Water, instream appropriations, 46-2,112 Weighing and measuring devices, 89-199 Wells, public interest, 46-235 Wills, 30-2351, 30-2430 Workers' Compensation Act, Nebraska, Claim processing and payment time requirements, 48-125.02 Contracts of employment, 48-112 Dependency terminates three years after person found dependent, 48-122.01 Dependents, 48-124 Injury caused by employment, no presumption, 48-151 Reports required, 48-145.02 Vocational rehabilitation, 48-162.01 PRETRIAL DIVERSION See generally CRIMINAL PROCEDURE Drunk driving offenses, not eligible for pretrial diversion, 29-3604 Program requirements, Criminal offenses, 29-3601 to 29-3604 Juvenile pretrial diversion, 43-260.02 to 43-260.07 **Director of Juvenile Diversion** Programs, duties, 81-1427 Minor traffic violations, Definitions, 29-3605 Driver's safety program, Certification required to offer, 29-3607 Requirements, 29-3606 Eligibility, 29-3608, 29-3609 Probation officers, duties, 29-2258 Programs authorized, City programs, 29-3602 County programs, 29-3602 Juvenile programs, 43-260.02 to 43-260.07

Funding, 29-3921, 79-2104

PRIMARY CARE PROVIDER ACT See generally POSTSECONDARY EDUCATION Act, how cited, 71-5210 Definition, 71-5211

Physicians and surgeons, See PHYSICIANS AND SURGEONS Residency programs, universities develop plans, 71-5212

PRINCIPAL AND INCOME ACT, UNIFORM

See generally FIDUCIARIES Act, Application to existing trusts and estates, 30-3149 How cited, 30-3116 Uniformity of application and construction, 30-3148 Beneficiary. Income beneficiary, apportionment rights. 30-3124 to 30-3126 Objection power, 30-3121 Residuary and remainder, distribution to, 30-3123 Decedent's estate. Apportionment of receipts and disbursements, 30-3124 to 30-3126 Net income, determination and distribution, 30-3122 Residuary and remainder beneficiaries, distribution to, 30-3123 Definitions. 30-3117 Fiduciary duties, Abuse of discretion, when, 30-3120 Business conducted by trustee, separate accounting, when, 30-3129 General principles, 30-3118 Judicial control of discretionary powers, 30-3120 Power to adjust allocations, 30-3119, 30-3147 Proposed action, notice requirements, 30-3121

PRINCIPAL AND INCOME ACT. **UNIFORM** –Cont'd Terminating income interest, Net income, determination and distribution, 30-3122 Residuary and remainder beneficiaries, distribution to, 30-3123 Trust administration, Allocation of disbursements, Adjustments because of taxes, 30-3147 Depreciation transfers, 30-3144 Disbursements from income, 30-3142 Disbursements from principal, 30-3143 Income tax, 30-3146 Transfers to reimburse principal, 30-3145 Allocation of receipts, Business conducted by trustee, 30-3129 Character of receipts, 30-3127 Distribution from trust or estate. 30-3128 Conversion to total return trust, 30-3119.01 Receipts normally apportioned, Asset-backed securities, 30-3141 Deferred compensation, annuities, and similar payments, 30-3135 Allocation to principal and income, 30-3135 Marital deduction trust, when provisions applicable, 30-3135.01 Derivatives and options, 30-3140 Insubstantial allocations not required, 30-3134 Liquidating asset, 30-3136 Minerals, water, and other natural resources, 30-3137 Property not productive of income, 30-3139 Timber, 30-3138 Receipts not normally apportioned, Insurance policies or similar contracts, 30-3133

Obligation to pay money, 30-3132 Principal receipts, 30-3130 Rental property, 30-3131

PRISONS AND PRISONERS Correctional facilities. See CORRECTIONAL FACILITIES AND INMATES

Jails, See JAILS

PRIVACY OF INSURANCE CONSUMER INFORMATION ACT See generally INSURANCE Act. Applicability, 44-902 Compliance required, when, 44-925 How cited, 44-901 Relationship to federal Fair Credit Reporting Act, 44-921 Compliance by licensee, deadlines, 44-925 Definitions, 44-903 **Delivery of notices**, 44-909 Financial information, nonpublic personal. Disclosure to nonaffiliated third party, when, 44-910 Disclosure to nonaffiliated third party, when, Exceptions, 44-915 Discrimination against consumer for opt out prohibited, 44-922 Opt out exception, Additional exceptions, 44-915 Processing and servicing transactions, 44-914 Service providers and joint marketing, 44-913 Redisclosure and reuse, when, 44-911 Health information, nonpublic personal, Authorization for disclosure, Federal rule preemption, when, 44-919 Relationship to state laws

regarding records and privacy, 44-920 Required, when, 44-916 Requirements, 44-917, 44-918

PRIVACY OF INSURANCE CONSUMER INFORMATION ACT -Cont'd Health information, nonpublic personal –Cont'd Discrimination against consumer for not granting authorization prohibited, 44-922 Opt out notices, Exceptions, Additional exceptions, 44-915 Processing and servicing transactions, 44-914 Service providers and joint marketing, 44-913 Methods and requirements, 44-907 Policy number, disclosure, when, 44-912 Privacy notices, Annual privacy notice to consumers, when required, 44-905 Initial notice to consumers, when required, 44-904 Exceptions, 44-915 Requirements, 44-906 Revised privacy notice, when required, 44-908 **Rules and regulations**, 44-924 Violations of act considered unfair trade practice, 44-923 PRIVACY RIGHTS See generally CIVIL RIGHTS Action, treatment, 20-207 to 20-210 Commercial exploitation, prohibited, 20-202 **Confidentiality**, Confidentiality or privacy entries elsewhere in index Consent, effect, 20-205 Damages, limitation, 25-840.01 Defenses, 20-206 False light, 20-204 Funeral, unlawful picketing, 28-1320.01 to 28-1320.03 Intent, 20-201 Intrusion, unlawful, penalty, 28-311.08

Intrusion on seclusion, 20-203 Invasion of privacy, 20-201 to 20-211 Actions, treatment, 20-207 to 20-210 Statute of limitation, Invasion of privacy, 20-211 Unlawful intrusion, 28-311.08

PRIVATE COLLEGES

See generally POSTSECONDARY EDUCATION

Athletics,

Association, procedures, See COLLEGIATE ATHLETIC ASSOCIATION PROCEDURES ACT, NEBRASKA; 85-1201

Financial aid, withholding prohibited, 85-9,133 to 85-9,139

Authorization to operate required, See POSTSECONDARY INSTITUTION ACT; 85-2401

Minors,

Power to consent to medical treatment, when, 30-2604 Power to contract or lease, when, 43-2101

Postsecondary career schools, See PRIVATE POSTSECONDARY CAREER SCHOOL ACT; 85-1601

Sales and use tax exemption, 77-2704.12

Student loans, See also FINANCIAL AID FOR POSTSECONDARY EDUCATION STUDENTS Default, institution duties, 85-9,139.02, 85-9,139.03

PRIVATE DETECTIVES

See generally PROFESSIONS AND OCCUPATIONS Appeal, license suspension, revocation, or denial, 71-3211 Applicability of law, 71-3203 Bond, when, 71-3207 Compliance with law, required, 71-3212 County attorney, employment of detectives, when, 23-1209 Definitions, 71-3201 Disciplinary actions, 71-3210 Fees, 71-3204, 71-3205, 71-3209 License, Application, 71-3205 to 71-3207

PRIVATE DETECTIVES –Cont'd
License –Cont'd,
Application –Cont'd
Criminal history record check, 71-3205
Fees, 71-3204, 71-3205, 71-3209
Investigation, 71-3205
Renewal, 71-3208, 71-3209
Required, 71-3202
Rules and regulations, 71-3204
Violations, penalty, 71-3213

PRIVATE ONSITE WASTEWATER TREATMENT SYSTEM CONTRACTORS CERTIFICATION AND SYSTEM REGISTRATION ACT

See generally PROFESSIONS AND **OCCUPATIONS** Act. Applicability, 81-15,252 How cited, 81-15,236 Purpose, 81-15,237 **Committee, Private Onsite** Wastewater Treatment System Advisory, Created, 81-15,245 Duties, 81-15,246 Contractors, Additional requirements, 81-15,251 Certificate, grounds for discipline, 81-15,249 Certification required, 81-15,248 Certification requirements, rules and regulations, 81-15,247 Council, Environmental Quality, duties. 81-15.247. 81-15.248.01 **Definitions,** 81-15,238 to 81-15,244 Fees. Schedule, 81-15,248,01 Waiver, when, 81-15,248 Funds. Private Onsite Wastewater Treatment System Certification and Registration Cash Fund, 81-15,250.01 Private Onsite Wastewater Treatment System Permit and

Approval Cash Fund, 81-15,250

Rules and regulations, 81-15,247

Treatment system, Construction, modification, and repair, professional required, 81-15,248 Inspection and registration, delegated, when, 81-15,248 Professional engineer, required when, 81-15,248, 81-3453 Registration required, 81-15,248 Violation, civil penalty, 81-15,253 PRIVATE POSTSECONDARY CAREER SCHOOL ACT See generally POSTSECONDARY EDUCATION Accreditation. Application, 85-1617 Certificate, 85-1619 Conditions, 85-1618 Effect, 85-1609 Renewal, 85-1615 Term. 85-1619 Withdrawal, when, 85-1621 Act. Applicability, 85-1604 How cited, 85-1601 Acts prohibited, 85-1610 Advertising, authorized references, 85-1658 Appeal, 85-1638 **Assessments**, 85-1656 Associate degrees, authority to award, 85-1620 Authorization to operate, Application, 85-1611 Approval, 85-1612 Bond, 85-1611, 85-1639 to 85-1642 Conditional, 85-1633, 85-1634 Denial, 85-1626 to 85-1632 Form, contents, 85-1613 Nontransferable, 85-1614 Ownership, change of, effect, 85-1614 Provisional and inaugural, 85-1616 Renewal, procedure, 85-1615 Revocation, 85-1633, 85-1634 Withdrawal, when, 85-1621 Board, State Board of Education. powers and duties, 85-1606

Claims against fund, 85-1657

Student loans.

PRIVATE POSTSECONDARY CAREER SCHOOL ACT -Cont'd **Complaint**, 85-1635 to 85-1637 Contract or evidence of indebtedness, 85-1645, 85-1646 Council, advisory, 85-1607 Definitions, 85-1603, 85-1649 Degrees, authority to award associate degrees, 85-1620 Department of Education, State, administer act, 85-1605 Discontinuance, procedure, 85-1644 Enforcement, 85-1652 Exempt education and schools, 85-1604 Fees. 85-1643 Fund, Private Postsecondary Career Schools Cash, 85-1643 Fund, Tuition Recovery Cash, 85-1654 Administration, 85-1655 Advertising, reference authorized, 85-1658 Assessments, 85-1656 Claims against, 85-1657 Hearings. Complaints, 85-1636, 85-1637 Denial of authorization or permit. 85-1629 to 85-1632 Revocation of authorization or permit, 85-1633, 85-1634 Injunction, 85-1653 Intent, 85-1602 Jurisdiction of courts, 85-1651 Lending agency, duties, 85-1647 to 85-1649 Permit, agent's, Application, 85-1622 Bond, 85-1640 to 85-1642 Conditional, 85-1633, 85-1634 Denial, 85-1623, 85-1626 to 85-1632 Form and contents, 85-1624 Grant or deny, 85-1623 Renewal, 85-1625 Revocation, 85-1633, 85-1634 Rules and regulations, 85-1606, 85-1655 Standards for career schools, established, 85-1608

Default, institution duties, 85-9,139.02, 85-9,139.03 Requirements, 85-1647 to 85-1649 Violation, penalty, 85-1650 PRIVATE PRISON CONTRACTING ACT See generally CORRECTIONAL FACILITIES AND INMATES Act. How cited. 47-801 How construed, 47-806 Attorney General, duties, 47-802 Counties, acts prohibited, 47-806 **Department of Administrative** Services, powers and duties, 47-802 Department of Correctional Services, powers and duties, 47-802 to 47-804, 47-807 Facility location, requirements, 47-803, 47-804 Inmates, acceptance, restrictions, 47-805 Lease of property and improvements authorized, 47-802 Notification requirements, 47-802 **Option to purchase required**, 47-803 Political subdivisions, no contract authorization under act, 47-806 Private prison contractors, Accreditation requirements, 47-803 Authorized, 47-802 Contract, requirements, 47-803 Insurance requirements, 47-803 Liability, assumption, 47-803 Monitoring and evaluation, 47-802, 47-803 Personnel requirements, 47-802 Requirements, 47-802, 47-803 Rules and regulations, 47-807 **PRIVATE SCHOOLS** See generally ELEMENTARY AND

SECONDARY EDUCATION Accreditation, election, 79-318, 79-1601, See also ACCREDITATION OF SCHOOLS

PRIVATE SCHOOLS –Cont'd Approval, election, 79-1601 Athletics, concussions, See CONCUSSION AWARENESS ACT; 71-9101 Attendance of students, compulsory, 79-201 to 79-210, See also STUDENTS **Biennial course offerings**, authorized, when, 79-704 **Buses,** See SCHOOL TRANSPORTATION Character education, 79-725 Church schools, elementary and secondary, requirements, 79-1601 to 79-1607 Citizenship education, 79-724 to 79-727 College, admission standards, 85-607 **Colleges**, See PRIVATE COLLEGES **Denominational schools**, elementary and secondary, requirements, 79-1601 to 79-1607 Election, accreditation or approval, 79-1601 False information, penalty, 79-1602 Employment certificate, requirements, 48-301 to 48-311 English language, instruction, Article I, section 27, Constitution of Nebraska Enrollment option program, transfers, 79-237 Exempt schools, Birth certificate, parent or quardian provide, 43-2007 False information, penalty, 79-1602 Missing children, duties, 43-2007, See also MISSING CHILDREN **IDENTIFICATION ACT** Requirements, 79-318, 79-1601 to 79-1607 Files and records, transfers, 79-2,105 Fire prevention instruction, 79-705, 79-706, 81-527 Health care, school-based health centers, 68-968, See also MEDICAL ASSISTANCE ACT

Home schools. Birth certificate, parent or guardian provide, 43-2007 False information, penalty, 79-1602 Missing children, duties, 43-2007, See also MISSING CHILDREN **IDENTIFICATION ACT** Requirements, 79-318, 79-1601 to 79-1607 Immunization of students, 79-217 to 79-223 Inspection by public school official, when, 79-1605 Instruction monitors, requirements, 79-1601 Management, 79-1604 Nonconformity with school law, penalty, 79-1606 Parochial schools, elementary and secondary, requirements, 79-1601 to 79-1607 Part-time enrollment in public school, requirements, 79-2,136 Patriotic exercises, 79-724 Postsecondary, See POSTSECONDARY EDUCATION Private schools, elementary and secondary, requirements, 79-1601 to 79-1607 Public school, part-time enrollment in. 79-2.136 Records, transfers, 79-2,105 Religious freedom, Article I, section 4, Constitution of Nebraska Religious schools, elementary and secondary, requirements, 79-1601 to 79-1607 Reports of attendance, 79-205 Requirements, 79-1601 to 79-1607 Sales and use tax exemptions, Food and food ingredient sales, 77-2704.10 Sales by school organizations, 77-2704.25 School term, 79-211 to 79-213 Sections, how construed, 79-1603 State Board of Education, rules and regulations, 79-318 Students. See STUDENTS Teachers, See also TEACHERS

PRIVATE SCHOOLS -Cont'd **Teachers** –Cont'd Accreditation, required when, 79-802, 79-804, 79-1601 American Indian language teacher, requirements, 79-802.01 Termination of religious association, 21-2801 to 21-2803 Textbooks, loans from public schools to students, 79-734 Transportation, buses, 79-601 to 79-610 Violations, penalty, 79-1607 PRIVATE TRANSFER FEE **OBLIGATION ACT** See generally REAL ESTATE Act. Findings and declarations, 76-3102 How cited, 76-3101 Definitions, 76-3103 to 76-3108 Private transfer fee obligation, Buyer, rights, 76-3111 How treated, 76-3109 Real estate sale contract subject to, requirements, 76-3111 Receiver of fee, notice requirements, effect, 76-3112 Recordation of or agreement imposing, liability, 76-3110 PROBATE CODE, NEBRASKA See generally DECEDENTS' ESTATES Abatement, 30-24,100 Accounts, multiple-party, Agent, designation, 30-2720 Alteration of rights, 30-2724

Agent, designation, 30-2720 Alteration of rights, 30-2724 Applicability of law, 30-2717 Changes, effect, 30-2724 Contributions, 30-2722 Creditor's rights, 30-2726 Definitions, 30-2716 Financial institutions, Authority, 30-2727 Discharge, 30-2732 Notice not to pay, 30-2732 Payments, 30-2728 to 30-2731 Forms, 30-2719 Liability, limitation, 30-2723 Minors, payments to, 30-2731

Ownership, 30-2722 Payments by institution, 30-2728 to 30-2731 Right to payment, 30-2722 Applicability of sections, 30-2721 Sections, how construed, 30-2746 Setoff, 30-2733 Survivor, sums on deposit, ownership, 30-2723, 30-2725 Types of accounts, 30-2718 Alien, Inheritance, 4-107, 30-2312 Notice requirements, 30-333 Allowances, 30-2322 to 30-2325 Appeals, 30-1601, 30-2217 Augmented estate, defined, 30-2314 Claims against estate, Compromise of claims, 30-2495 Contingent claims, treatment, 30-2492 Counterclaims, treatment, 30-2493 Encumbered assets, treatment, 30-2496 Execution, prohibited, 30-2494 Foreign jurisdictions, 30-2497 Levy, prohibited, 30-2494 Limitations, 30-2485 Notice to creditors, 30-2483 Payment, priority, 30-2487, 30-2489 Personal representative, liability, 30-2490 Presentation, procedure, 30-2486 Procedure, 30-2488 Secured claims, treatment, 30-2491 Statutes of limitations, 30-2484, 30-2485, 30-24,119 Transfer of claim, when, 30-2488 Unliquidated claims, treatment, 30-2492 Clerk magistrate, 30-2218 Code, Applicability of code, 30-2210, 30-2901 How cited, 30-2201 How construed, 30-2202 to 30-2205 Intent, limited guardianship, 30-2601.02 Conservators, 30-2601 to 30-2661, See also CONSERVATORS

PROBATE CODE. NEBRASKA – Cont'd **Conservators** –Cont'd Public Guardian, See PUBLIC GUARDIANSHIP ACT; 30-4101 **Death**, See also DEATH Evidence, 30-2207 Right of disposition of remains and funeral arrangements, 30-2223, See also BURIAL; DEAD BODIES Simultaneous, effect on distribution of property, See SIMULTANEOUS DEATH ACT, UNIFORM; 30-121 Debts. treatment. 30-24,101 Definitions, 30-2209, 30-2902 Distribution, Abatement, 30-24,100 Buyers' rights, 30-24,108 Changes by written agreement, 30-24.110 Death, simultaneous, effect on distribution of property, See SIMULTANEOUS DEATH ACT, UNIFORM; 30-121 Disability, effect, 30-24,113 In kind, valuation, 30-24,104, 30-24,105 Liability, 30-24,107, 30-24,108, 30-24.118 Partition, 30-24,109 Real property, deed of distribution, recording required, 30-24,105 Statute of limitation, 30-24,120 Taxes on estate, apportionment, 30-24.114 Title, 30-24,106 To trustee, 30-24,111 Unclaimed assets, disposition, 30-24,112 Divorce, effect, 30-2353 Domicile, disputes between states, See DEATH TAXES, UNIFORM ACT ON INTERSTATE ARBITRATION AND COMPROMISE OF; 77-3301 Dower and curtesy, abolished, 30-104 Elective share of surviving spouse, 30-2313 to 30-2319 Escheat to state, 30-2305, 30-3001, 76-401

Estate, settlement of, 30-24,115 to 30-24,122 Estate taxes. Apportionment, 30-24,114 Estate and generation-skipping transfer tax, terminates 1/1/2007, 77-2101.01 to 77-2101.03, See also ESTATE AND GENERATION-SKIPPING TRANSFER TAX Inheritance tax, See INHERITANCE TAX Exempt property, 30-2323 Falsification of documents, penalty, 30-2219 Family allowance, 30-2324 Fraud, effect, 30-2206 Guardians, 30-2601 to 30-2661, See also GUARDIANS Public Guardian, See PUBLIC GUARDIANSHIP ACT; 30-4101 Hearing, notice, 30-2220 Homestead allowance, 30-2322 Homicide, effect, 30-2354 Income tax, treatment, 77-2717, 77-2724, 77-2725, 77-2730 Inheritance, effect of conviction, Article I, section 15, Constitution of Nebraska Inheritance tax, See INHERITANCE TAX; 77-2001 Interest, 30-24,102 Intestate succession, Advancements, treatment, 30-2310 Afterborn heirs, 30-2308 Alienage, conditions, 30-2312 Child. Adopted children, 43-106.01, 43-111 Defined. 30-2309 Death, simultaneous, effect on distribution of property, See SIMULTANEOUS DEATH ACT, UNIFORM; 30-121 Debts, treatment, 30-2311 Escheat to state, 30-2305 Estate, defined, 30-2301 Heirs, share of estate, 30-2303 Division. 30-2306 Kinship, how determined, 30-2307

PROBATE CODE. NEBRASKA –Cont'd Intestate succession -Cont'd Survival requirements, 30-2304 Surviving spouse, share of estate, 30-2302 Joint ownership, 30-2715 Jurisdiction of court. 30-2211 Motor vehicle, transfer on death, certificate of title, 30-2715.01 Nonprobate transfers, 30-2715 to 30-2746 Nonresident decedent, 30-2501 to 30-2512 Nontestamentary transfers, 30-2715 to 30-2746 Notice, 30-2222 Creditors, 30-2483 Hearing, 30-2220 Informal proceedings, 30-2415, 30-2419 Published, 30-2215 Waiver, 30-2221 Penalty clause, validity, 30-24,103 Per stirpes, division, 30-2306 Personal property, collection of by affidavit, when, 30-24,125 to 30-25,128 Personal representative, Appointment, 30-2403 Acceptance, effect, 30-2445 Effect of prior acts, 30-2462 Letters, priority, 30-2463 Bond requirements, 30-2446 to 30-2449 Buyers' rights, 30-2475 Claims, liability for, 30-2490 Compensation, 30-2480, 30-2482 Conflict of interest, 30-2474 Corepresentatives, joint action required, 30-2478, 30-2479 Court action, when, 30-2465 Deeds executed prior to September 9, 1993, treatment, 76-269.01 Discharge, 30-24,121 Distribution to domiciliary representative, 30-2498 Duties, 30-2464, 30-2465 Breach, 30-2473 Employees and agents, review of, 30-2482

Expenses in estate litigation, 30-2481, 30-2482 Foreign personal representative, 30-2501 to 30-2511 Formal proceedings, 30-2438 Informal proceedings, 30-2414, 30-2420 to 30-2424 Inventory and appraisal, 30-2467 to 30-2469 Liability, 30-2490 Possession of property, 30-2470 Powers, 30-2471, 30-2472 Prior acts. effect. 30-2462 Qualifications, 30-2444 Reciprocity, 30-2512 Restraining order, hearing, 30-2450 Special administrator, appointment, 30-2457 to 30-2461 Standard of care, 30-2464 Statute of limitation, 30-24,119 Successor personal representative, 30-2456, 30-2477 Termination, 30-2451 to 30-2455 Transactions authorized, 30-2476 Transferred property, recovery, 30-2471 Pleadings, 30-2222 Possession of property, 30-2470 **Power of attorney, durable**, See POWER OF ATTORNEY ACT. NEBRASKA UNIFORM: 30-4001 Powers of appointment, 30-2208 Pretermitted children, 30-2321 Probate of will, 30-2401, 30-2499 Claims, 30-2404 Compromise of controversies, procedure, 30-24,123, 30-24,124 Court, powers, 30-2407 Domicile, conflict, 30-2411 Fees, county court, 33-125 Formal probate, 30-2425, 30-2433 Appeal, 30-2436, 30-2437 Contest, proof required, 30-2430, 30-2431 Foreign jurisdiction, effect of final order, 30-2432 Hearing, notice, 30-2427 Modification, 30-2436, 30-2437 Multiple instruments, 30-2434

PROBATE CODE. NEBRASKA – Cont'd Probate of will -Cont'd, Formal probate -Cont'd Objections, 30-2428, 30-2429.01 Order, effect, 30-2436 Partial intestacy, 30-2435 Personal representative. appointment, 30-2438 Petition, contents, 30-2426 Transfer of proceedings to district court, 30-2429.01 Uncontested cases, 30-2429 Informal probate, Applicable, when, 30-2417, 30-2418 Application, Contents, 30-2414 Denial by registrar, 30-2418, 30-2422 Effect, 30-2415 Notice, 30-2415 Requirements, 30-2419 Personal representative, appointment proceedings, 30-2420 to 30-2424 Proof, 30-2416 Transfer of proceedings to district court, 30-2429.01 Jurisdiction of court, 30-2405, 30-2406 Notice, 30-2406 Demand, 30-2413 Personal representative, Appointment, 30-2403 Priority of appointment, 30-2412 Proceedings, 30-2407 Statute of limitation, 30-2409 Supervised administration, procedure, 30-2439 to 30-2443 Time limitation, 30-2408, 30-2409 Validity, declaration, 30-2402 Venue, 30-2410, 30-2411 Property, Exemption, 30-2323 Real property. Conveyance rules, See PROPERTY ACT, UNIFORM; 76-101 Succession to by affidavit, when, 30-24,129, 30-24,130

Receipts and allocations, See PRINCIPAL AND INCOME ACT, UNIFORM; 30-3116 Purpose, 30-2202 **Record title**, 30-2499 **Records**, 30-2214 Recovery of assets, procedures, 30-401 to 30-406 Registrar, powers, 30-2216 Renunciation requirements, 30-2353 Retainer, right of, 30-24,101 Rules of practice, 30-2213 Safety deposit box access for will or burial instructions, 30-2409.01 Securities, transfer on death, registration, 30-2734 to 30-2746 Settlement of estate, Administration following termination, 30-24,122 Closing statement, filing, 30-24,117 Petition, 30-24,115, 30-24,116 Small estates. Personal property, summary procedure by affidavit, 30-24,125 to 30-24,128 Real property, summary procedure by affidavit, 30-24,129, 30-24,130 Special administrator, appointment, 30-2457 to 30-2461 Statutes of limitations, 30-2409, 30-2484, 30-2485, 30-24,118 to 30-24.120 Surviving spouse, Elective share, 30-2313 to 30-2319 Interest, determination of, 30-103.01 Omitted spouse, share of estate, 30-2320 Waiver of elective share and other rights, 30-2316 Taxation. Estate and generation-skipping transfer tax, terminates 1/1/2007, 77-2101.01 to 77-2101.03, See also ESTATE AND GENERATION-SKIPPING TRANSFER TAX Income tax, treatment, 77-2717, 77-2724, 77-2725, 77-2730

PROBATE CODE. NEBRASKA –Cont'd **Taxation** –*Cont'd* Inheritance tax, See INHERITANCE TAX Interstate dispute, See DEATH TAXES, UNIFORM ACT ON INTERSTATE ARBITRATION AND COMPROMISE OF; 77-3301 Transfer on death securities, Applicability of sections, 30-2745 Definitions, 30-2734 Liability, limitation, 30-2743 Nontestamentary transfers, 30-2742 Ownership on death of owner, 30-2740 Registration in beneficiary form, Applicable law, 30-2736 Conditions, 30-2744 Effect, 30-2739 Form, 30-2738, 30-2744 Requirements, 30-2736 Rights of registering entity, 30-2741 Terms, 30-2744 When, 30-2735, 30-2737 Sections. Applicability, 30-2745 How construed, 30-2746 Transfer, when not effective, 30-2743 Transfers, nontestamentary, 30-2715 to 30-2746 **Trusts,** See TRUSTS AND TRUSTEES Venue, 30-2212, 30-2410, 30-2411 Violations, perjury penalty, 30-2219, 30-24, 125, 30-24, 129 Waiver of elective share and other rights, 30-2316 Wills, See WILLS Wrongful death, action authorized, 30-809, 30-810 PROBATION See PAROLE AND PROBATION PROBATION ADMINISTRATION ACT, **NEBRASKA**

See generally PAROLE AND PROBATION Act, how cited, 29-2269

Administrator. Appointment, 29-2251 Duties, 29-2252, 29-2254, 43-425 Interlocal agreement, requirements, 29-2255 Interpreter services, 29-2259 Office, 29-2259 Conviction, set aside, when, 29-2264 Costs. 29-2259 Definitions, 29-119, 29-2246 **District Court Judges Association**, Nebraska, 29-2247, 29-2248 Districts. Created, 29-2253 Officers, powers and duties, 29-2258 Not considered law enforcement officers. 81-1401 Electronic device or system, 29-2262.04 Employees, transferred, benefits, 29-2249.04 Funds. Probation Cash Fund, 29-2259.01 Probation Program Cash Fund, 29-2262.07 State Probation Contractual Services Cash Fund, 29-2259.02 Habitual criminal, probation prohibited, 29-2262 Intensive supervision probation programs, 29-2262.02 to 29-2262.05 Interpreter services, 29-2259 Interstate Compact for Adult Offender Supervision, Compact with other states, 29-2639, 29-2640 Probation administrator, duties, 29-2254 Jurisdiction, transfer of, 29-2265 Juveniles. Funding of juvenile services, 43-247.04 Out-of-home placements, administer federal benefits, 29-2260.02

Nebraska Statutes 2015 General Index PROBATION ADMINISTRATION ACT. Sentence, disposition criteria, 29-**NEBRASKA** – Cont'd 2260 Juveniles –Cont'd Sex offenders, See SEX OFFENDERS Probation. Supreme Court, intensive supervision, duties, 29-2262.05 Administrative sanctions or revocation, 43-286.01 Volunteers, employment, 29-2256 Educational requirements, 29-2270 to 29-2273 **PRODUCER-CONTROLLED** Revocation, when, procedure, 43-PROPERTY AND CASUALTY 286. 43-286.01 **INSURER ACT** Office of Probation Administration, See generally INSURANCE Created, 29-2249 Act. Applicability, 44-5703 Duties. 29-2250 Political subdivisions, contractual How cited, 44-5701 services for, State Probation Audit committee, 44-5704 **Contractual Services Cash** Compliance with act, required, 44-Fund, 29-2259.02 5708 Presentence investigation, 29-2261 Contract, required when, 44-5704 Interpreter services, 29-2259 Definitions. 44-5702 Probation, adult, Disclosure of control relationship, Completion, effect, 29-2264 44-5705 Conditions, 29-2260, 29-2262 Enforcement, 44-5706 Community correctional program, Holding company systems, 47-628. See also COMMUNITY applicability of act, 44-5703 CORRECTIONS ACT Liquidation or rehabilitation, 44-Controlled substance violation, 5706 mandatory treatment and Loss reserves, 44-5704 counseling, 28-416, 29-2262 Rules and regulations, 44-5707 Fees, 29-2262.06 Revocation, procedure, 29-2267 **PRODUCT LIABILITY** Term. 29-2263 See generally ACTIONS Violation, Action defined, 25-21,180 Administrative sanction, 29-2266 Negligence suit, defense, 25-21,182 Custodial sanction, 29-2266 Statute of limitation, 25-224 Procedure, 29-2266, 29-2268 Strict liability in tort, limitations, Probation officers. 25-21,181 Assault against with a bodily fluid, penalty, 28-934 **PROFESSIONAL ASSOCIATION** Assault on, penalty, 28-929 to 28-**MUTUAL INSURANCE** 931.01 COMPANY ACT, NEBRASKA Juvenile probation officers, See generally INSURANCE Access to child protection case Act, how cited, 44-3101 information, when, 28-726 Appeal, 44-3110 Juvenile intake services, duties, Applicability of law, 44-3112 29-2260.01 Certificate of authority, issuance, 44-3105 to 44-3107 Salary equalization, 29-2257 Probation System, Nebraska, Definitions, 44-3103 established, 29-2257 Errors and omissions insurance, 44-3104.44-3105 Reports, 29-2252, 29-2252.01

PROFESSIONAL ASSOCIATION MUTUAL INSURANCE COMPANY ACT, NEBRASKA –Cont'd

Examination of companies, department powers, See INSURERS EXAMINATION ACT; 44-5901

Fees, 44-3109, 44-3110 Guaranty association, membership prohibited, 44-3108

Insurance, See also INSURANCE Limitation on issuance, 44-3104 Intent, 44-3102

License rescission, 44-3110

Malpractice insurance, 44-3104, 44-3105

Rules and regulations, 44-3111

PROFESSIONAL CORPORATION ACT, NEBRASKA

See generally CORPORATIONS **Act**,

Applicability, 21-2221, 21-2222 How cited, 21-2201

Applicability of law, 21-2203 Occupation tax and report, 21-301 to 21-325.02

Articles of incorporation, 21-220, 21-2204

Attorneys, applicability of act, 21-2220

Certificate of authority, required when, 21-2209

Certificate of registration, required, 21-2216 to 21-2218

Confidential records or information, disclosure, costs, immunity, 8-1401 to 8-1404

Consolidation, 21-2219

Corporate suspension or

dissolution, when, 21-2216 Definitions, 21-2202

Designated brokers, applicability of act, 21-2223

Disqualification, officers, agents, employees, or stockholders, 21-2213 to 21-2215 Dissolution, involuntary, 21-2215

Filings, electronic transmission and filing, 84-511 Foreign corporations, requirements, 21-2209 Liability, application of act, 21-2210 License required, when, 21-2209 Licensing records, electronic access, 21-2216 Merger, 21-2219 Name, restrictions, 21-2206 Offices, 21-2207 Registration, 21-2216 to 21-2218 Regulatory body, powers and duties, 21-2211, 21-2216, 21-2218 Services. Performed in other states, 21-2209 Professional services organized under the act, 21-2202, 21-2223 Restrictions, 21-2205 Stock, 21-2208 Death or disgualification of shareholder, effect, 21-2212 PROFESSIONAL EMPLOYER **ORGANIZATION REGISTRATION** ACT See generally LABOR AND **EMPLOYMENT** Act. Effect on rights and obligations, 48-2703 Federal law, applicable, 48-2703 How cited, 48-2701 Client. Responsibilities, 48-2706 Rights and status, 48-2703 Safety committee required, 48-443 Co-employment relationship, 48-2706 Confidentiality, 48-2704 Definitions, 48-2702 Department, powers and duties, 48-2704, 48-2711 Disciplinary action, 48-2711 Employee welfare benefit plans, 48-2708 Fees. 48-2710

Filing with department, 48-2705

PROFESSIONAL EMPLOYER ORGANIZATION REGISTRATION **ACT** –Cont'd Financial commitment required, 48-2705 **Fund, Professional Employer** Organization Cash, 48-2710 Funds, fiduciary responsibility, 48-2707 Health benefit plan, 48-2706 **Insurance**, See PROPERTY AND CASUALTY INSURANCE RATE AND FORM ACT: 44-7501 Liability, 48-2706 Notice to employees, 48-2706, 48-2709 Professional employer agreement, 48-2706 Prohibited acts, penalty, 48-2711 Registration, 48-2704 Retirement plans, 48-2708 Rules and regulations, 48-2711 Workers' compensation coverage, 48-2709 Cannot self-insure, 48-145 Master policy obtained by professional employer organization, 48-144.03 PROFESSIONAL LANDSCAPE ARCHITECTS ACT See generally PROFESSIONS AND OCCUPATIONS Act, See also LANDSCAPE ARCHITECTS How cited, 81-8,183.01 **Board of Landscape Architects, State**, 81-8, 186 to 81-8, 194 Code of professional conduct, 81-8,191.01 Conflict of interest, 81-8,191.01 Continuing education, 81-8,200.01, 81-8,200.02 Contracts with state, See CONSULTANTS' COMPETITIVE NEGOTIATION ACT, NEBRASKA; 81-1701 **Definitions**, 81-8,184 **Disciplinary actions**, 81-8,202

Examination. 81-8.197 Exemptions from act, 81-8,206 Expenses, payment, 81-8,203 Fees, 81-8, 194, 81-8, 199 Fund, State Board of Landscape Architects Cash, 81-8,194 Injunctions, 81-8,204, 81-8,205 Intent, 81-8, 184.01 Licensure. Application, procedure, 81-8,195 to 81-8,197 Certificate of licensure, Display required, 81-8,185 Issuance, 81-8,199 Current certificate of registration, how treated, 81-8,185 Expiration, 81-8,200 List of those licensed, 81-8,192 Reciprocity, 81-8,201 Renewal, 81-8,200.01 Required, 81-8,185, 81-8,204, 81-8,205 Seal, required, 81-8,198 Rules and regulations, 81-8,191.01 Violations, penalty, 81-8,205

PROFESSIONS AND OCCUPATIONS

See generally LABOR AND EMPLOYMENT **Abstracters**, See ABSTRACTERS ACT; 76-535 Accountants, See PUBLIC ACCOUNTANCY ACT; 1-105 Acupuncturists, See MEDICINE AND SURGERY PRACTICE ACT; 38-2001 Agricultural liming materials distributors, See AGRICULTURAL LIMING MATERIALS ACT; 2-4301 Air conditioning air distribution contractors, certificate of competency, 18-2307, 18-2312, See also MUNICIPAL AIR CONDITIONING AIR DISTRIBUTION BOARDS Alcohol and drug counselors, See

ALCOHOL AND DRUG COUNSELING PRACTICE ACT; 38-301 Ambulance personnel, See

EMERGENCY MEDICAL SERVICES PRACTICE ACT; 38-1201

PROFESSIONS AND OCCUPATIONS -Cont'd

Anesthetists, certified registered nurse anesthetists, See CERTIFIED REGISTERED NURSE ANESTHETIST PRACTICE ACT; 38-701

Animal therapists, 38-3332, See also VETERINARY MEDICINE AND SURGERY PRACTICE ACT

Appraisers, See REAL PROPERTY APPRAISER ACT; 76-2201

Aquaculturists, 37-468, See also AQUACULTURE

Architects,

- Architects generally, See ENGINEERS AND ARCHITECTS REGULATION ACT; 81-3401
- Landscape architects, See PROFESSIONAL LANDSCAPE ARCHITECTS ACT; 81-8,183.01
- Asbestos occupations, See ASBESTOS CONTROL ACT; 71-6301 Athlete agents, See ATHLETE AGENTS
- ACT, NEBRASKA UNIFORM; 48-2601
- Athletic trainers, See ATHLETIC TRAINING PRACTICE ACT; 38-401
- Attorneys, 7-101 to 7-116, See also ATTORNEYS
- Auctioneers, See Auctions and Auctioneers
- Audiologists, See AUDIOLOGY AND SPEECH-LANGUAGE PATHOLOGY PRACTICE ACT; 38-501
- Automobile dealers, 60-1419, See also MOTOR VEHICLE INDUSTRY REGULATION ACT

Bankers,

- Loan officers, 8-139 Mortgage bankers, See RESIDENTIAL MORTGAGE LICENSING ACT; 45-701
- Barbers, See BARBER ACT; 71-201 Beauticians.
- Barbers, See BARBER ACT; 71-201 Cosmetologists, See COSMETOLOGY, ELECTROLOGY, ESTHETICS, NAIL TECHNOLOGY, AND BODY ART PRACTICE ACT; 38-1001

Body artists, See COSMETOLOGY, ELECTROLOGY, ESTHETICS, NAIL TECHNOLOGY, AND BODY ART PRACTICE ACT; 38-1001

Car dealers, 60-1411, See also MOTOR VEHICLE INDUSTRY REGULATION ACT

Certified public accountants, See PUBLIC ACCOUNTANCY ACT; 1-105

Check-cashing service, See DELAYED DEPOSIT SERVICES LICENSING ACT; 45-901

Chemigation, permit holders, See CHEMIGATION ACT, NEBRASKA; 46-1101

- Child care providers, See CHILD CARE
- Chiropractors, See CHIROPRACTIC PRACTICE ACT; 38-801
- Collection agencies, See COLLECTION AGENCY ACT; 45-601
- Commercial feed distributors, See COMMERCIAL FEED ACT; 54-847
- Commercial fertilizers or soil conditioners, manufacture and distribution of, See COMMERCIAL FERTILIZER AND SOIL CONDITIONER ACT, NEBRASKA; 81-2,162.01
- **Contractors**, *See also* CONTRACTORS Air conditioning air distribution
 - contractors, certificate of competency, 18-2307, 18-2312, *See also* MUNICIPAL AIR CONDITIONING AIR DISTRIBUTION BOARDS
- Farm labor contractors, See FARM LABOR CONTRACTORS ACT; 48-1701
- Registration, See CONTRACTOR REGISTRATION ACT; 48-2101
- Water well contractors, See WATER WELL STANDARDS AND CONTRACTORS' PRACTICE ACT; 46-1201
- **Cosmetologists,** *See* COSMETOLOGY, ELECTROLOGY, ESTHETICS, NAIL TECHNOLOGY, AND BODY ART PRACTICE ACT; 38-1001

PROFESSIONS AND OCCUPATIONS -Cont'd

Counselors, professional, See MENTAL HEALTH PRACTICE ACT; 38-2101

Credit union loan officers, 21-1770 Day care providers, See CHILD CARE Dealers, motor vehicle, 60-1419,

See also MOTOR VEHICLE INDUSTRY REGULATION ACT

Delayed deposit services business, See DELAYED DEPOSIT SERVICES LICENSING ACT; 45-901

Dental assistants, See DENTISTRY PRACTICE ACT; 38-1101

Dental hygienists, See DENTISTRY PRACTICE ACT; 38-1101

Dentists, See DENTISTRY PRACTICE ACT; 38-1101

Detectives,

Private detectives, this heading Dietitians, See MEDICAL NUTRITION THERAPY PRACTICE ACT; 38-1801

Doctors,

Osteopathic physicians, See MEDICINE AND SURGERY PRACTICE ACT; 38-2001; OSTEOPATHIC PHYSICIANS

Physician assistants, See MEDICINE AND SURGERY PRACTICE ACT; 38-2001

Physicians and surgeons, See MEDICINE AND SURGERY PRACTICE ACT; 38-2001; PHYSICIANS AND SURGEONS

Psychiatrists, See MEDICINE AND SURGERY PRACTICE ACT; 38-2001; PHYSICIANS AND SURGEONS

Veterinarians, See VETERINARY MEDICINE AND SURGERY PRACTICE ACT; 38-3301

Electricians, See ELECTRICAL ACT, STATE; 81-2101

Electrologists, See COSMETOLOGY, ELECTROLOGY, ESTHETICS, NAIL TECHNOLOGY, AND BODY ART PRACTICE ACT; 38-1001

Elevators, grain,

Grain dealers, See GRAIN DEALER ACT; 75-901 Warehousemen, See GRAIN WAREHOUSE ACT; 88-525

Embalmers, See FUNERAL DIRECTING AND EMBALMING PRACTICE ACT; 38-1401

Emergency medical personnel, See EMERGENCY MEDICAL SERVICES PRACTICE ACT; 38-1201

Engineers, See ENGINEERS AND ARCHITECTS REGULATION ACT; 81-3401

Environmental health specialists, See ENVIRONMENTAL HEALTH SPECIALISTS PRACTICE ACT; 38-1301

Estheticians, See COSMETOLOGY, ELECTROLOGY, ESTHETICS, NAIL TECHNOLOGY, AND BODY ART PRACTICE ACT; 38-1001

Farm laborers, See FARM LABOR CONTRACTORS ACT; 48-1701

Firefighters, See FIRE SAFETY

Foster care providers, 71-1901 to 71-1907, See also FOSTER CARE Funeral directors. See FUNERAL

DIRECTING AND EMBALMING PRACTICE ACT; 38-1401

Genetic counselors, See GENETIC COUNSELING PRACTICE ACT; 38-3401

Geologists, See GEOLOGISTS REGULATION ACT; 81-3501

Government officers and employees, See GOVERNMENT OFFICERS AND EMPLOYEES

Grain dealers, *See* GRAIN DEALER ACT; 75-901

Grain warehousemen, See GRAIN WAREHOUSE ACT; 88-525

Hair stylists, Barbers, See BARBER ACT; 71-201 Cosmetologists, See COSMETOLOGY, ELECTROLOGY, ESTHETICS, NAIL TECHNOLOGY, AND BODY ART PRACTICE ACT; 38-1001

Health care, See HEALTH PROFESSIONS ACT, NEBRASKA REGULATION OF; 71-6201

Hearing instrument specialists, See HEARING INSTRUMENT SPECIALISTS PRACTICE ACT; 38-1501

PROFESSIONS AND OCCUPATIONS -Cont'd

Heating, ventilation, and air conditioning contractors, certificate of competency, 18-2307, 18-2312, See also MUNICIPAL AIR CONDITIONING AIR DISTRIBUTION BOARDS

Horseracing participants, See HORSERACING

Industrial hygienist, See CERTIFIED INDUSTRIAL HYGIENIST TITLE PROTECTION ACT; 71-8001

Industrial radiographers, See RADIATION CONTROL ACT; 71-3501 Installment sales, finance

companies, See INSTALLMENT SALES ACT, NEBRASKA; 45-334

Insurance agents or brokers, See INSURANCE PRODUCERS LICENSING ACT; 44-4047

Insurance producers, See INSURANCE PRODUCERS LICENSING ACT; 44-4047

Interpreters, See INTERPRETERS Investment brokers, See SECURITIES

ACT OF NEBRASKA; 8-1101 Irrigators, licensure, See

CHEMIGATION ACT, NEBRASKA; 46-1101

Land surveyors, See LAND SURVEYORS REGULATION ACT; 81-8,108

Landscape architects, See PROFESSIONAL LANDSCAPE ARCHITECTS ACT; 81-8,183.01

Law enforcement officers, See PEACE OFFICERS

Lawyers, 7-101 to 7-116, See also ATTORNEYS

Lead abatement professionals, See RESIDENTIAL LEAD-BASED PAINT PROFESSIONS PRACTICE ACT; 71-6318

License, revocation or suspension for support order violation, See LICENSE SUSPENSION ACT; 43-3301 License or permit, Social security numbers, recorded on license or permit application to aid support order enforcement, 43-3340

Verification of lawful presence required, when, 4-108 to 4-112

Licensure and certification, See CREDENTIALING ACT, UNIFORM; 38-101

Lie detector operators, See TRUTH AND DECEPTION EXAMINERS ACT, LICENSING OF; 81-1901

Limited radiographers, See MEDICAL RADIOGRAPHY PRACTICE ACT; 38-1901

Livestock dealers, See LIVESTOCK DEALER LICENSING ACT, NEBRASKA; 54-1701

Loan officers, Banks, 8-139

Credit unions, 21-1770

Locksmiths, 28-1402 to 28-1405, See also LOCKSMITHS

Manicurists, See COSMETOLOGY, ELECTROLOGY, ESTHETICS, NAIL TECHNOLOGY, AND BODY ART PRACTICE ACT: 38-1001

Marriage and family therapists, See MENTAL HEALTH PRACTICE ACT; 38-2101

Massage therapists, See MASSAGE THERAPY PRACTICE ACT; 38-1701

Meatpacking industry workers, employment rights, 48-2213 Medical nutrition therapists, See

MEDICAL NUTRITION THERAPY PRACTICE ACT; 38-1801

Medical radiographers, See MEDICAL RADIOGRAPHY PRACTICE ACT; 38-1901

Medication aides, See MEDICATION AIDE ACT; 71-6718

Medicine and drug distributors, Pharmacists, See PHARMACY PRACTICE ACT; 38-2801 Veterinary drug distributors, See VETERINARY DRUG DISTRIBUTION LICENSING ACT; 71-8901

PROFESSIONS AND OCCUPATIONS -Cont'd

Medicine and drug distributors -Cont'd

Wholesale distributors, See WHOLESALE DRUG DISTRIBUTOR LICENSING ACT; 71-7427 Mental health practitioners, See

MENTAL HEALTH PRACTICE ACT; 38-2101

Midwives, See MIDWIFERY PRACTICE ACT, CERTIFIED NURSE; 38-601

Mortgage Ioan originators, See RESIDENTIAL MORTGAGE LICENSING ACT; 45-701

Motor vehicle dealers, 60-1411, See also MOTOR VEHICLE INDUSTRY REGULATION ACT

Nail technicians, See COSMETOLOGY, ELECTROLOGY, ESTHETICS, NAIL TECHNOLOGY, AND BODY ART PRACTICE ACT; 38-1001

Nursery stock distributors, See PLANT PROTECTION AND PLANT PEST ACT; 2-1072

Nurses, See also NURSES Clinical nurse specialist, See CLINICAL NURSE SPECIALIST PRACTICE ACT; 38-901

Midwives, See MIDWIFERY PRACTICE ACT, CERTIFIED NURSE; 38-601

Nebraska Center for Nursing, See CENTER FOR NURSING ACT, NEBRASKA; 71-1796

Nurse anesthetists, See CERTIFIED REGISTERED NURSE ANESTHETIST PRACTICE ACT; 38-701

Nurse practitioners, See NURSE PRACTITIONER PRACTICE ACT; 38-2301

Practical, See LICENSED PRACTICAL NURSE-CERTIFIED PRACTICE ACT; 38-1601; NURSE PRACTICE ACT; 38-2201

Registered, See NURSE PRACTICE ACT; 38-2201

Nursing assistants, 71-6038 to 71-6042, See also NURSING HOMES Nursing home administrators, See NURSING HOME ADMINISTRATOR PRACTICE ACT; 38-2401

Nutritionists, See MEDICAL NUTRITION THERAPY PRACTICE ACT; 38-1801

Occupational therapists, See OCCUPATIONAL THERAPY PRACTICE ACT; 38-2501

Optometrists, *See* OPTOMETRY PRACTICE ACT; 38-2601

Osteopathic physicians, See MEDICINE AND SURGERY PRACTICE ACT; 38-2001; OSTEOPATHIC PHYSICIANS

Paid dining assistants, 71-6038 to 71-6042, See also NURSING HOMES

Pawnbrokers, 69-201 to 69-210, See also PAWNBROKERS

Peace officers, See PEACE OFFICERS

Perfusionists, See PERFUSION PRACTICE ACT; 38-2701

Pharmacists, See PHARMACY PRACTICE ACT; 38-2801

Pharmacy technicians, 38-2890 to 38-2897, See also PHARMACISTS

Physical therapists, See PHYSICAL THERAPY PRACTICE ACT; 38-2901

Physician assistants, See MEDICINE AND SURGERY PRACTICE ACT; 38-2001

Physicians and surgeons, See MEDICINE AND SURGERY PRACTICE ACT; 38-2001

Plant analysis laboratories, See SOIL AND PLANT ANALYSIS LABORATORY ACT, NEBRASKA; 2-3101

Plumbers, 18-1901 to 18-1914, See also PLUMBERS AND PLUMBING

Podiatrists, See PODIATRY PRACTICE ACT; 38-3001

Police officers, See PEACE OFFICERS

Polygraph operators, See TRUTH AND DECEPTION EXAMINERS ACT, LICENSING OF; 81-1901

Potato shippers, 2-1805 to 2-1807, See also POTATO DEVELOPMENT ACT, NEBRASKA

PROFESSIONS AND OCCUPATIONS -Cont'd

Private detectives, 71-3201 to 71-3213, See also PRIVATE DETECTIVES

Professional counselors, See MENTAL HEALTH PRACTICE ACT; 38-2101

Professional landscape architects, See PROFESSIONAL LANDSCAPE ARCHITECTS ACT; 81-8,183.01

Psychiatrists, See MEDICINE AND SURGERY PRACTICE ACT; 38-2001

Psychologists, See PSYCHOLOGY PRACTICE ACT; 38-3101

Radon mitigation, licenses, See RADIATION CONTROL ACT; 71-3501

Real estate salespersons and brokers, See REAL ESTATE LICENSE ACT, NEBRASKA; 81-885

Real property appraisers, See REAL PROPERTY APPRAISER ACT; 76-2201

Respiratory care practitioners, See RESPIRATORY CARE PRACTICE ACT; 38-3201

Sales finance companies, See INSTALLMENT SALES ACT, NEBRASKA; 45-334

School administrators, See SCHOOL ADMINISTRATORS

Securities dealers and agents, See SECURITIES ACT OF NEBRASKA; 8-1101

Skin care estheticians, See COSMETOLOGY, ELECTROLOGY, ESTHETICS, NAIL TECHNOLOGY, AND BODY ART PRACTICE ACT; 38-1001

Social workers, master, See MENTAL HEALTH PRACTICE ACT; 38-2101

Soil and plant analysis laboratories, See SOIL AND PLANT ANALYSIS LABORATORY ACT, NEBRASKA; 2-3101

Soil conditioners, distributors of, See COMMERCIAL FERTILIZER AND SOIL CONDITIONER ACT, NEBRASKA; 81-2,162.01 Speech-language pathologists, See AUDIOLOGY AND SPEECH-LANGUAGE PATHOLOGY PRACTICE ACT; 38-501

Stockbrokers, See SECURITIES ACT OF NEBRASKA; 8-1101

Superintendents, school, See SCHOOL ADMINISTRATORS

Support order enforcement, Revocation or suspension of license, See LICENSE SUSPENSION ACT; 43-3301 Social security numbers, recorded to aid, 43-3340

Surveyors, See LAND SURVEYORS REGULATION ACT; 81-8,108

Tanning facility owner or operator, See INDOOR TANNING FACILITY ACT; 71-3901

Tattoo artists, See COSMETOLOGY, ELECTROLOGY, ESTHETICS, NAIL TECHNOLOGY, AND BODY ART PRACTICE ACT; 38-1001

- Taxidermists, 37-211.01, See also
- Teachers, See TEACHERS

Tenure, See TENURE

Title insurance agents, See TITLE INSURANCE AGENT ACT; 44-19,106

Used-car dealers, 60-1406, See also MOTOR VEHICLE INDUSTRY REGULATION ACT

Ventilation contractors, heating, ventilation, and air conditioning contractors, certificate of competency, 18-2307, 18-2312, See also MUNICIPAL AIR CONDITIONING AIR DISTRIBUTION BOARDS

Veterinarians, See VETERINARY MEDICINE AND SURGERY PRACTICE ACT; 38-3301

Veterinary drug distributors, See VETERINARY DRUG DISTRIBUTION LICENSING ACT; 71-8901

Veterinary technicians, See VETERINARY MEDICINE AND SURGERY PRACTICE ACT; 38-3301

PROFESSIONS AND OCCUPATIONS -Cont'd

Vocational rehabilitation counselor for the blind, certified, 71-8610.01, 71-8610.02

Wastewater treatment facility operator, See WASTEWATER TREATMENT OPERATOR CERTIFICATION ACT; 81-15,128

Wastewater treatment system contractor, See PRIVATE ONSITE WASTEWATER TREATMENT SYSTEM CONTRACTORS CERTIFICATION AND SYSTEM REGISTRATION ACT; 81-15,236

Water well contractors, See WATER WELL STANDARDS AND CONTRACTORS' PRACTICE ACT; 46-1201

Weighing and measuring devises, personnel, See WEIGHTS AND MEASURES ACT; 89-182.01

Wholesale drug distributors, See WHOLESALE DRUG DISTRIBUTOR LICENSING ACT; 71-7427

PROMPT PAYMENT ACT

See generally STATE GOVERNMENT Act,

How cited, 81-2401 How construed, 81-2406 Corrected bill, paid when, 81-2405 Definitions, 81-2402 Exemptions from act, 81-2407 Interest, charged when, 81-2404 Payment,

Full or partial, 81-2406 Required when, 81-2403 **Reports**, 81-2408

PROPANE

See OIL AND GAS

PROPANE EDUCATION AND

RESEARCH ACT See generally OIL AND GAS Act,

How cited, 66-1601 How construed, 66-1622 Council. Propane Education and **Research**, 66-1617, 66-1618 Powers and duties, 66-1619, 66-1620 Referenda, 66-1617, 66-1624 **Definitions**, 66-1603 to 66-1616 Fee, Collection, 66-1626 Propane education and research, 66-1621 Injunction, authorized, 66-1627 Liability insurance, retail marketers. 66-1623 Membership, council, 66-1618 Price of propane, legislative intent, 66-1625 **Purposes**, 66-1602 Referendum, Create council, 66-1617 Suspend or terminate council, 66-1624 Retail marketers, requirements, 66-1623 Rules and regulations, 66-1619 Violation. Injunction, 66-1627 Penalty, 66-1623 Venue, 66-1627

PROPERTY

See generally BUSINESS AND COMMERCE Abandoned, See ABANDONED OR UNCLAIMED PROPERTY **Boundaries**, See BOUNDARIES Buildings, See BUILDINGS Public, See PUBLIC BUILDINGS **Contractors**, See CONTRACTORS **Damage**, See PROPERTY DAMAGE Housing, See HOUSING **Insurance**, See PROPERTY AND CASUALTY INSURANCE Leases. See LEASES AND RENTAL AGREEMENTS Liens, See LIENS Personal property, See PERSONAL PROPERTY Public lands, See PUBLIC LANDS **Real property,** See REAL ESTATE

PROPERTY –Cont'd Rental agreements, See LEASES AND **RENTAL AGREEMENTS** Taxation of. Personal property tax, See PERSONAL PROPERTY TAX Real property tax, See REAL PROPERTY TAX **Unclaimed,** See ABANDONED OR UNCLAIMED PROPERTY Zoning and planning, See ZONING AND PLANNING PROPERTY ACT, UNIFORM See generally REAL ESTATE Act. How cited, 76-123 How construed, 76-121 Applicability of law, 76-102, 76-103, 76-122 Conveyances, Conveyor as grantee, 76-118 Heirs or next of kin, effect, 76-114, 76-115 Interest transferred, 76-104 Possession of conveyor, 76-109 Spouses, 76-119 Corporations, applicability of law, 76-102 Cross-limitations, 76-117 Definite failure of issue, 76-111 Definitions, 76-101 Doctrine of worthier title, abolished, 76-114, 76-115 Fee simple conditional and fee tail, abolished, 76-110 Future interests. Contingencies, effect, 76-116 Cotenants, treatment, 76-117 Creditors' rights, 76-108 Interests in property, designated, 76-103 Life interests, creation, 76-112, 76-113 Nontestamentary transfers, 30-2715 to 30-2746 Possibilities of reverter, treatment, 76-107, 76-114, 76-115

Power of appointment, sale, or revocation, interest transferred 76-105 Reservation of interests, 76-106 Rights of reentry, treatment, 76-107 Shelley's case, rule abolished, 76-112 Waste, damages recoverable, 76-120 Wild's case, rule abolished, 76-113 PROPERTY AND CASUALTY ACTUARIAL OPINION ACT See generally INSURANCE Act, how cited, 44-7901 Appointed actuary, immunity, 44-7902 Statement of Actuarial Opinion, Annual filing, requirements, 44-7902 Disclosure allowed, when, 44-7903 Supporting documents, 44-7902, 44-7903 PROPERTY AND CASUALTY INSURANCE See generally INSURANCE Actuarial opinion, annual filing, requirements, See PROPERTY AND CASUALTY ACTUARIAL OPINION ACT; 44-7901 Boiler inspection by insurer, authorization, effect, 48-731, See also BOILER INSPECTION ACT Consumer rights regarding personal information obtained by insurer, See PRIVACY OF INSURANCE CONSUMER INFORMATION ACT; 44-901 Credit information, use to obtain personal insurance, See MODEL ACT REGARDING USE OF CREDIT INFORMATION IN PERSONAL INSURANCE; 44-7701 Electronics, portable, See PORTABLE **ELECTRONICS INSURANCE ACT; 44-**8501 Home policies, pollutant exclusion must have exception for bodily

injury, 44-309

PROPERTY AND CASUALTY INSURANCE –Cont'd Home repair contract paid from

insurance proceeds, See INSURED HOMEOWNERS PROTECTION ACT; 44-8601

Insolvent insurers, protection against, See PROPERTY AND LIABILITY INSURANCE GUARANTY ASSOCIATION ACT, NEBRASKA; 44-2401

Policy form requirements, See PROPERTY AND CASUALTY INSURANCE RATE AND FORM ACT; 44-7501

Rating systems, See PROPERTY AND CASUALTY INSURANCE RATE AND FORM ACT; 44-7501

Requirements, controlled insurer or producer, See PRODUCER-CONTROLLED PROPERTY AND CASUALTY INSURER ACT; 44-5701

Unfair claims settlement practices prohibited, 44-1540, See also UNFAIR INSURANCE CLAIMS SETTLEMENT PRACTICES ACT

PROPERTY AND CASUALTY INSURANCE RATE AND FORM ACT

See generally INSURANCE Act,

Applicability of, 44-7505 How cited, 44-7501 How construed, 44-7503

Advisory organization, Authorized activities, 44-7521 Certificate of authority required, 44-7518 Duty to furnish information to insured, 44-7517

Examination, 44-7526 General filing requirements applicable, 44-7522 Prohibited acts, 44-7519, 44-7520,

44-7529 Appeals, 44-7533

Certificate of authority,

requirements, 44-7518

Commercial policyholders, exemptions from certain requirements, 44-7514 to 44-7516 Competition, monitoring of, 44-7507 Competitive market, Complaints of lack of, 44-7507 Determination of, 44-7507 Definitions, 44-7504 Electronic filings and correspondence, 44-7534 Examinations, 44-7526 Hearing, Procedure, 44-7532 Request for, requirements, 44-7531 Violations, 44-7530 Insurers. Duty to furnish information to insured. 44-7517 Prohibited acts, 44-7519, 44-7529 Uninsurables, apportionment of costs, 44-7517 Intent. 44-7502 Joint underwriting or reinsurance pool, requirements, 44-7525, 44-7526 Medical professional liability insurance, Commercial policyholder, exemption, when, 44-7515 Premium adjustments, 44-7509 Rating system, Filing requirements, 44-7510, 44-7511 Premiums in excess, treatment, 44-7511 Policy form filings, Director, powers and duties, 44-7508 02 Exemptions, commercial policyholders, 44-7514 to 44-7516 Failure to file, effect, 44-7508.01 Requirements, 44-7508.01, 44-7508.02, 44-7513 Premium adjustments, when allowed, 44-7509 Private passenger automobile liability policy, disclosure, **requirements**, 44-7516.01

PROPERTY AND CASUALTY **INSURANCE RATE AND FORM** ACT –Cont'd **Professional employer** organizations, 44-7515 Prohibited acts, 44-7519, 44-7520, 44-7529 Prospective loss costs, Filings required, 44-7506 Standards for, 44-7510 Rating systems, Disapproval, hearing, 44-7508 Filed rate use, commercial exemption, 44-7515 Filing requirements, 44-7506, 44-7508 Lines subject to prior approval, 44-7510, 44-7511 Refiling, 44-7512 Private passenger automobile liability policy, disclosure, requirements, 44-7516.01 Standards for, 44-7510 Subjective rating criteria disapproved, 44-7512 Reinsurance, joint, requirements, 44-7526 Rules and regulations, 44-7535 Statistical agent, Authorized activities, 44-7521 Certificate of authority required, 44-7518 Examination, 44-7526 Prohibited acts, 44-7519, 44-7520, 44-7529 Statistical data, collection and exchange, 44-7527 Underwriting, joint, requirements, 44-7525 Uninsurable individuals. apportionment of costs, 44-7528 Violations, penalty, 44-7530 Workers' compensation, Commercial policyholders, treatment, 44-7515, 44-7516 Premiums, how calculated, 44-7524 Uniform classification system required, 44-7524

PROPERTY AND LIABILITY **INSURANCE GUARANTY** ASSOCIATION ACT, NEBRASKA See generally INSURANCE **Act, how cited,** 44-2418 Advertisements, prohibitions, 44-2416 Assessments, how treated, 44-2417 Association, Creation, 44-2404 Members, 44-2405 Powers and duties, 44-2407, 44-2412 Claims, 44-2406 Notice and filing, 44-2410 **Coverage**, 44-2402 Definitions, 44-2403 Director of Insurance, duties, 44-2409.44-2412 Examination, 44-2413 Exhaustion of remedies, 44-2411 Intent. 44-2401 Liability exemption, 44-2415 Plan of operation, 44-2408 **Report.** 44-2413 Tax exemption, 44-2414 **PROPERTY DAMAGE** See generally DAMAGES Amusement ride, damage arising out of an accident, 48-1818 Animals, Abandoned or neglected, immunity of officer, 28-1012 Birds, nuisance, control regulations, 37-563 Coyote damage, permit to destroy, 37-458, 37-459 Damage control program, 23-358 to

23-361, 81-2,236 to 81-2,238 Deer, antelope, or elk causing damage, removal, 37-448, 37-

560 Interference with hunting, trapping, or fishing, 37-570

Livestock, this heading

Muskrat or beaver damage, 37-461

PROPERTY DAMAGE -Cont'd Animals –Cont'd Prairie dogs, county management program, See BLACK-TAILED PRAIRIE DOG MANAGEMENT ACT; 23-3801 Predators, removal by farmer or rancher, 37-472, 37-559 Appeal to Supreme Court, bond, 25-1916 Arson, 28-502 to 28-505 Attorney's fees, claims for four thousand dollars or less, 25-1801 Blind persons, liability for damage by service animal, 20-127, 20-131.04 Boats, duties of operator in accident, 37-1255, 37-1256, 37-1267 Bridges, Damaged, county bridge, 23-124 Liability, overheight vehicle, 60-6,289 Defective, 13-912 Exceeding posted capacity of a bridge, 39-803, 39-1412, 60-6.294 Injury to property, cities of the metropolitan class, 14-1240 to 14-1242 Interstate, entry on land, liability for damages, 39-8,102 Overheight vehicle, liability for damage, 60-6,289 Vehicles exceeding posted capacity, 39-803, 39-1412, 60-6, 294 Buildings, Real property, this heading Chemigation, Damages to premises by employee for natural resources district, 46-1132 Tampering with chemigation equipment, 46-1141 Children. Minors, this heading Cities of the first class. Bridges, defective, 13-912

Condemnation for public purposes, 16-607 Employee, suit against, 13-920 to 13-922 Law enforcement activity, liability insurance required, 13-1802 Sidewalks, 16-210 Streets, 16-605 to 16-608, 16-615, 16-645, 16-655 Subways, 18-601 to 18-627 Utilities, Electricity, 18-413 Waterworks, 18-413 Vehicular pursuit by law enforcement officer, 13-911 Viaducts. 18-601 to 18-627 Watercourses and dikes, 16-221 Cities of the metropolitan class, Appeal from assessment of property damages, 14-807 Bridges, 13-912, 14-1216, 14-1240 to 14-1242 Defective, 13-912 Injury to property, 14-1240 to 14-1242 Employee, suit against, 13-920 to 13-922 Law enforcement activity, liability insurance required, 13-1802 Sidewalks, 14-3,106 Streets, grade change, 14-397, 14-399 to 14-3,101 Subways, 18-601 to 18-627 Utilities. Electricity, 18-413 Waterworks, 18-413 Vacation of streets and alleys, 14-375 Vehicular pursuit by law enforcement officer, 13-911 Viaducts, 18-601 to 18-627 Cities of the primary class, Bridges, defective, 13-912 Eminent domain, damages to premises, 15-229 to 15-229.02 Employee, suit against, 13-920 to 13-922 Law enforcement activity, liability insurance required, 13-1802

PROPERTY DAMAGE –Cont'd Cities of the primary class -Cont'd Mosquito extermination, city-county program, 71-2917 Sidewalks, 15-701, 15-734 Street railways, 15-730 Streets, 15-701 Subways, 18-601 to 18-627 Utilities, Electricity, 18-413 Waterworks, 18-413 Vehicular pursuit by law enforcement officer, 13-911 Viaducts, 18-601 to 18-627 Cities of the second class, Bridges, defective, 13-912 Employee, suit against, 13-920 to 13-922 Flood control. United States held harmless, 17-529.02 Law enforcement activity, liability insurance required, 13-1802 Streets, 17-558 Subways, 18-601 to 18-627 Utilities. Electricity, 18-413 Waterworks, 18-413 Vehicular pursuit by law enforcement officer, 13-911 Viaducts, 18-601 to 18-627 Watercourses and dikes, 17-529.01 Civil disorder, includes property damage, 28-1480 Condemnation. Eminent domain, this heading Condominiums. Common elements, liability for damage, 76-865 Insufficient insurance for damage, liability of co-owners, 76-820.01 Corner markers, loss or destruction, 34-202, 39-1709 Costs, claims for four thousand dollars or less, 25-1801 Counties. Acquisition of land for roads, 39-1701, 39-1703 Animal damage. Control program, 23-358 to 23-361

Management program, See BLACK TAILED PRAIRIE DOG MANAGEMENT ACT; 23-3801 Bridges, Damaged, 23-124 Defective, 13-912 Vehicles exceeding posted capacity of a bridge, liability, 39-1412 Buildings, public, damaged, 23-124 Drainage districts. Compensation, 31-112, 31-116, 31-121 County Drainage Act, damages, 31-918, 31-930 Obstruction, 31-134 Flood control, federal assistance, Liability of county, 23-320.04 United States held harmless, 23-320.01 Flood damage from construction of bridge, culvert, or highway, 39-809 Graffiti, county regulation authorized. 23-187 Insurance required to cover county vehicles, 23-175 Isolated land, 39-1716, 39-1718, 39-1719 Law enforcement activity, liability insurance required, 13-1802 Levees and dikes, 23-313, 23-314 Mosquito extermination, county-city program, 71-2917 Roads. Closing, 39-1901 Drainage facilities, 39-1802 Opening, 39-1901 Public access to, 39-1719 Snow and ice removal in villages, 39-1405 Water impoundment structure, 39-1817 Snow fences, Adjacent property, 39-1805 Damages to fence, 39-1806 Vehicular pursuit by law enforcement officer, 13-911 Criminal mischief, 28-519

PROPERTY DAMAGE –Cont'd Criminal procedure, Animals, abandoned or neglected, immunity of officer, 28-1012 Arrest without warrant, when, 29-404.02 Arson. 28-502 to 28-505 Civil disorder, 28-1480 Criminal mischief, 28-519 Damage to property when officer executing warrant, 29-411 Explosives, 28-1221, 28-1223, See also EXPLOSIVES Justification in property crimes, 28-1415 Restitution, 29-2280 to 29-2283, 29-2287 Shoplifting, liability for property damages, 25-21,194 Deadly force, use to protect property limited, 28-1411 Deaf persons, liability for damage by service animal, 20-127, 20-131.04 Disabled persons, damage by service animal, 20-127, 20-131.04 Documents. Public documents stored with Nebraska State Historical Society, 82-105 Public records, damage to, 84-1213 Dogs, 20-127, 54-601, 54-602, 54-604 to 54-608 Donations of fire and rescue equipment, immunity from liability, when, 25-21,282 Drainage districts, Counties, this heading Drainage by individual landowner, Ascertainment of damages, 31-211 Bar of claims to damages, 31-209 Obstruction, 31-226 Organized by landowner, obstruction of ditch, 31-445 Organized in district court, Engineers report, objections, 31-329 Liability for damages, 31-369 Obstruction of ditch, 31-366

Sanitary and improvement districts. Eminent domain of property damaged, 31-737 Sanitary drainage districts, municipalities, sewerage systems, 31-528 Electricity, Electric lines, right-of-way damages, 70-305 Nuclear generating facility, damage to property or fuel, 70-2104, 70-2105 Elevator accident. notification required, 48-2520 Emergency management, compensation for destroyed property, 81-829.57, 81-829.65, 81-829.66 Eminent domain. Appeal, 76-715 to 76-721 Damages, 76-703, 76-705 to 76-710.02 Execution, damages for withholding real property, 25-1502 Explosives, 28-1221, 28-1223, See also EXPLOSIVES Fire Marshal, State, report, Fire insurance companies, 81-521 Fires of unknown origin, 81-506 Firefighters. Rural or suburban fire protection district from other state, no liability, 35-518 Volunteers, immunity, 35-107 Freight damage, 25-226 Game animals. Animals, this heading Graffiti, County regulation authorized, 23-187 Public or private buildings, 28-524 Handgun, concealed, permitholder, report required, 69-2442 Hard of hearing persons, liability for damage by service animal, 20-127, 20-131.04 Hazardous materials, liability for discharge, 81-1567 to 81-1570 Highways and roads, Access roads, isolated land, 39-1719

PROPERTY DAMAGE –Cont'd Highways and roads -Cont'd Accident, Collision with livestock, civil action rules, 25-21,274 Driver's duties, 60-696 to 60-699 Peace officer. Powers, 60-696 Report, 60-695 Acquisition of lands for highway purposes, 39-1320, 39-1321 Advertising signs, 39-221 Barricading county or township road, 39-1901 Construction, public use, contractor responsibility, 39-1345.01, 39-1345.02 County roads, opening or closing, 39-1901 Destruction of sidewalks, bridges, or culverts, 39-303, 39-304 Destruction of signs, signals, or warning devices, 60-6,129, 60-6,130 Drainage facilities, liability for damages, 39-1338, 39-1817 Forage dropped on highway, liability, 60-6,305 Littering, 28-523, 39-310, 39-311 Roads, bridges, gates, and milestones, injuries to, 39-304 Rubbish thrown on highway, 39-311 Section lines declared roads, 39-1410 Snow fences on adjacent property, 39-1344 Surveys by Department of Roads, 39-1324 Vehicles, Exceeding height limit, liability for damages, 60-6,289 Exceeding posted capacity of a bridge, liability, 39-803, 39-1412, 60-6, 294 Water impoundment structure, 39-1817 Wetlands, replacements and mitigation of damages, 39-1320

Hotels and inns. Amount of damages limited unless greater amount declared in writing, 41-213 Luggage and wearing apparel, liability, 41-209 Property left after guest checked out, 41-211 Property placed in safes, 41-208 Property transported by proprietor or agents, amount of damages, 41-212 Report of loss, 41-214 Irrigation, Chemigation, this heading Damages to road by malfunction of irrigation equipment, 39-301, 39-302 Ditches, failure of water to flow, 46-253 Storage reservoirs, damages for leakage or overflow, 46-241 Water power plant, use of stream, 46-252 Water well contractor, insurance for property damage, 46-1230 Judgment debtor, execution, damages for withholding real property, 25-1502 Jury, verdict, amount of recovery, 25-1119, 25-1156 Labor, unlawful boycott, damage to business or property, 48-905, 48-906 Landmarks or corners, 34-202, 39-1709 Law enforcement activity, liability insurance required, 13-1802 Littering, 28-523, 39-310, 39-311 Livestock. Cattle drive, 54-306 to 54-308 Estrays, 54-401 to 54-407 Male animal running at large, 54-304 Wells and pitfalls open or not enclosed, 54-315 Low-level radioactive waste disposal, strict liability, 81-15,112.01 Markers, historical, Malicious damage, 82-124

Markers, historical -Cont'd Nebraska State Historical Society, secure payment for damage, 82-122 Military property, 55-469 Mills and milldams. Embankments constructed, 56-124 to 56-126 Stagnant or overflow of water, 56-115 Minors. Destruction of property, parental liability, 43-801 Foster parent program, liability protection, 43-1320 Intoxicated, causing injury or property damage, liability of social host, alcohol procurer, retail seller, See MINOR ALCOHOLIC LIQUOR LIABILITY ACT; 53-401 Mosquito extermination, county**city program**, 71-2917 Motor vehicles. Abandoned vehicle, 60-1906 Accident. Driver's duties, 60-696 to 60-699 Peace officer. Powers, 60-696 Report. 60-695 Action for damages for violation of Motor Vehicle Industry Regulation Act, 60-1440 Dealer, liability for damages to new motor vehicles, when, 60-1439, 60-1440 Forage vehicle, forage dropped on highway, liability, 60-6,305 Insurance, liability, 60-509, 60-534 Leased trucks, liability of owner and lessee, 25-21,239 Liability policy, 60-534 to 60-538 Proof of financial responsibility, 60-501, 60-507, 60-547 Property damage, failure to stop and report, points, 60-4,182 Rental car company, issuance of insurance, requirements, 44-4067

PROPERTY DAMAGE -Cont'd

Revocation of license, judgment of conviction, 60-499 Snowmobile, Liability for damage, 60-6,337, 60-6,346 Operator duties in case of accident. 60-6.346 Towed erroneously, liability, 60-2405, 60-2406 Natural gas, Pipelines. Damaging pipeline, plant, or equipment, 57-1106 Easements across public lands, 57-1103 Underground storage, eminent domain, 57-607 Negligence, Contributory negligence as a defense on or after 2/8/1992, 25-21,185.07 to 25-21,185.10 Strict liability, defenses, prior to February 8, 1992, 25-21,185 Noxious weeds, entry on land by authorized personnel, 2-961 Nuisance, 28-825 Parental liability for destruction of property by minor, 43-801 Pesticide use damage, 2-2645 Petroleum release damage, 66-1515.01.66-1519 Political subdivisions, Bridges and highways, defective, 13-912 Employee, suit against, 13-920 to 13-922 Law enforcement activity, liability insurance required, 13-1802 Vehicular pursuit by enforcement officer. 13-911 Power districts, Easement or right-of-way, crop damage, 70-304 Seepage, 70-671 Private property compensated for, Article I, section 21, Constitution of Nebraska Product liability action, See PRODUCT LIABILITY

PROPERTY DAMAGE –Cont'd Public lands, mineral prospector's lease, damage to growing crops, 72-308 Punitive damages, restrictions, Article VII, section 5, Constitution of Nebraska Railroads. Acquisition of land for right-of-way, 74-308 Fencing, failure to install, 74-602 to 74-605 Real property, Buildings, Arson, 28-502 to 28-505 County public buildings, 23-124 Graffiti, public or private buildings, 28-524 Corner markers, loss or destruction, 39-1709 Forcible entry and detainer, 25-21,219, 25-21,225, 25-21,235 Injury to, 25-401 Landlords, Retaining personal property, 69-2312 Security deposit for damages, 76-1416 Replevin, Bond. 25-1098 Judgment for defendant, 25-10,102 to 25-10,104 Judgment for plaintiff, 25-10,105, 25-10,106 Liability of clerk and plaintiff for delivering property without court order, 25-10,100 Liability of sheriff for delivery of property without proper security, 25-10,100 Trespass, damages, 25-2130 Waste, 25-2129, 76-120 School lands. Condemned for public use, 72-226 Leased, condemned for public use, damage to lessee, 72-224.02 Mineral prospector's lease, damage to growing crops, 72-308, 72-909 Waste or trespass, 72-245

Schools. Damage to school property, Disciplinary actions, 79-267 Reimbursement by student, 79-2,127 Transportation, insurance required, 79-610 Shoplifting, liability, 25-21,194 Small Claims Court, jurisdictional amount, 25-2802 Snow fences, county, Adjacent property, 39-1805 Damage to fence, 39-1806 State. Acquiring private property for public use, 25-2504 Employee, report of property damage, 81-8,233 Public property liability insurance, 81-1139 Risk Manager, insurance required, 81-8,239.07 State as party to the action, 25-21,201 to 25-21,218 Tort claims, liability of state, 81-8.215 Vehicular pursuit by law enforcement officer, 81-8,215.01 Survey by Department of Roads, 39-1324 Surveyor, State, entry on property, 84-411 Time-Share Act, Nebraska, insurance required for property damage, 76-1708, 76-1711 Utilities. Diversion of utility services, 25-21,275 to 25-21,278 Power districts. Easement or right-of-way, crop damage, 70-304 Seepage, 70-671 Vehicular pursuit by law enforcement officer. 13-911. 29-417.01, 81-8.215.01 Villages, Bridges, defective, 13-912

PROPERTY DAMAGE -Cont'd Villages – Cont'd Employee, suit against, 13-920 to 13-922 Flood control, United States held harmless, 17-529.02 Law enforcement activity, liability insurance required, 13-1802 Snow and ice removal, gross negligence of county, 39-1405 Streets, 17-558, 39-1405 Subways, 18-601 to 18-627 Utilities. Electricity, 18-413 Waterworks, 18-413 Vehicular pursuit by law enforcement officer, 13-911 Viaducts, 18-601 to 18-627 Watercourses and dikes, 17-529.01 Water, damages for injury to land, 46-647, 46-686 Weeds, noxious, entry on land by authorized personnel, 2-961 PROPERTY TAX

Personal property tax, See PERSONAL PROPERTY TAX

Real property tax, See REAL PROPERTY TAX

PROPERTY TAX ADMINISTRATOR

See REVENUE, DEPARTMENT OF

PROPERTY TAX CREDIT ACT

See generally TAXATION Act, How cited, 77-4209 Purpose, 77-4210 Fund, Property Tax Credit Cash, 77-4211 Transfers to, 90-548, 90-549 Tax credit, disbursement, 77-4212

PROSTITUTION

See generally CRIMES AND OFFENSES Child abuse, penalty, 28-707 Reporting requirements, See CHILD PROTECTION AND FAMILY SAFETY ACT; 28-710

Debauching a minor, penalty, 28-805 Intervention, See PROSTITUTION INTERVENTION AND TREATMENT ACT, NEBRASKA; 71-2301 Municipal powers, Cities of the first class, 16-226 Cities of the metropolitan class, 14-102 Cities of the primary class, 15-258 Cities of the second class, 17-120 Pandering, penalty, 28-802 Place of prostitution, penalty, 28-804 Prostitution, penalty, 28-801 Sex trafficking, penalties, Sex trafficking of a minor, penalties, 28-830, 28-831 Solicitation of prostitution, penalties, 28-801.01 Trafficking victim, Affirmative defense to prostitution or solicitation charge, 28-801, 28-801.01 Immune from prosecution, when, 28-801 **PROSTITUTION INTERVENTION AND** TREATMENT ACT, NEBRASKA See generally CRIMES AND OFFENSES Act, how cited, 71-2301 Education and treatment program, 71-2304 **Findings**, 71-2302 Intent, 71-2303 **Regional behavioral health** funding, 71-2304

Rules and regulations, 71-2305

PROTECTION FROM DOMESTIC ABUSE ACT

See generally CRIMES AND OFFENSES Act, how cited, 42-901 Administration of services, 42-919 Agreements, authorized, 42-920 Assessment of victims, 42-908 Children, services, 42-910, 42-916 Community support systems, 42-915 Confidentiality, 42-918

PROTECTION FROM DOMESTIC ABUSE ACT –Cont'd Coordination of services, 42-917 Definitions, 42-903 Department, duties, 42-904, 42-920 to 42-923 **Education**, 42-914 Emergency services, 42-907 Fees, 42-923 Information on services, 42-911 Intent, 42-902 Jurisdiction, 25-2740 Law enforcement, education and training, 42-927 Law enforcement agency, incident documentation, 42-930 Order, protection, violation, 42-924 Program review, 42-912 Property, acceptance, 42-921 Protection orders, 42-924 Arrests, when, 42-928, 42-929 Copies, distribution, 42-926 Costs, payment, 42-924.01 Ex parte, duration, 42-925 Foreign, enforcement, 42-931 Forms, 42-924.02 Granting, 42-924.03 Notice, 42-925, 42-926 Notice regarding firearm or ammunition, 42-925 Rehabilitation services. 42-913 Rules and regulations, 42-922 Stalking, 28-311.02 to 28-311.05, See also STALKING Support services, 42-905, 42-906, 42-909 PROTECTION IN ANNUITY TRANSACTIONS ACT. NEBRASKA See generally CONTRACTS Act. Applicability, 44-8103, 44-8109

How cited, 44-8101

Purpose, 44-8102

Definitions. 44-8105

Exemptions, 44-8104

8107

Director of Insurance, powers, 44-

Insurance producer, Duties, 44-8106, 44-8108 Prohibited acts, 44-8106 Insurer. Duties, 44-8106, 44-8107 Prohibited acts, 44-8106 Purchase, exchange, or replacement of annuity, requirements, 44-8106 Recommendations, requirements, 44-8106 Suitability information, 44-8106 Supervision system, 44-8106 Violation, effect, 44-8107 **PROTECTION ORDERS**

See generally LEGAL PROCEDURE Court jurisdiction, 25-2740 Domestic abuse, See also ABUSE Enforcement of foreign order, See ENFORCEMENT OF DOMESTIC VIOLENCE PROTECTION ORDERS ACT, UNIFORM INTERSTATE; 42-932 Procedure to obtain. See PROTECTION FROM DOMESTIC ABUSE ACT; 42-901 Use of child support referees, 43-1608 to 43-1613 Harassment protection orders, 28-311.09, 28-311.10 PRUDENT INVESTOR RULE See TRUST CODE, NEBRASKA UNIFORM; 30-3801 PRUDENT MANAGEMENT OF INSTITUTIONAL FUNDS ACT. **NEBRASKA UNIFORM** See generally FIDUCIARIES Act, How cited, 58-610 How construed, 58-619 Relation to federal Electronic Signatures in Global and National Commerce Act, 58-618 Application of act to existing and established funds, 58-617 Compliance with act, review factors. 58-616 Definitions, 58-611

PRUDENT MANAGEMENT OF INSTITUTIONAL FUNDS ACT, **NEBRASKA UNIFORM** –Cont'd Delegation of management and investment functions, authorized. 58-614 Endowment fund, power to expend or accumulate, 58-613 Gift instrument, release or modification of restrictions. when, 58-615 Standard of conduct, 58-612 PSEUDORABIES CONTROL AND **ERADICATION ACT** See generally LIVESTOCK Act. Administration, 54-2270 How cited, 54-2235 Acts prohibited, 54-2288, 54-2297 Area testing, 54-2278 Circle testing, 54-2279 Cleanup plan, requirements, 54-2276. 54-2277 Cleanup testing, 54-2280 Control and eradication program, 54-2236, 54-2288 Cooperation. 54-2270 Costs, 54-2292, 54-2296 Definitions, 54-2237 to 54-2269 **Delivery, restrictions**, 54-2298 Enforcement, 54-2291 Federal standards, conformance, 54-2299 Fund, Pseudorabies Control Cash, 54-2292, 54-2293 Funding, allocation, 54-2271 Importation requirements, 54-2283 **Injunction**, 54-2291 Intent, 54-2236 **Owner, duties,** 54-2296 Premises. access to. 54-2294 Quarantine, 54-2276, 54-2288 Random sample requirements, 54-2281 Records and reports, 54-2295 Rules and regulations, 54-2290 Sales, limitation, 54-2297 Status swine herd. 54-2287 Surveillance, procedures, 54-2286

Testing, requirements, 54-2296 Testing programs, 54-2287 Vaccine, department, powers, 54-2289 Violations, penalty, 54-2288, 54-22,100 **PSYCHIATRISTS**

See PHYSICIANS AND SURGEONS

PSYCHOLOGISTS

See generally PROFESSIONS AND **OCCUPATIONS Business forms, See BUSINESS** ENTITIES Clinical privileges, 71-2048.01 Insurance, reimbursement for services. 44-513 Licensure, See PSYCHOLOGY PRACTICE ACT; 38-3101 Malpractice, See MALPRACTICE Mental health practitioners, See MENTAL HEALTH PRACTICE ACT; 38-2101 Peer review authorized, See PEER REVIEW Physician-patient privilege, 27-504 Student loans, See FINANCIAL AID FOR POSTSECONDARY EDUCATION STUDENTS

PSYCHOLOGY PRACTICE ACT

See generally PROFESSIONS AND **OCCUPATIONS** Act. See also PSYCHOLOGISTS Act, how cited, 38-3101 Acts prohibited, 38-3129, 38-3130 Board of Psychology, 38-167, See also CREDENTIALING ACT, UNIFORM Members, qualifications, 38-3112 Code of conduct, 38-3129 Confidentiality, 38-3131, 38-3132 Definitions, 38-3102 to 38-3110 **Disciplinary action, additional** grounds, 38-3127 Duty to warn of harm threatened by patient, 38-3132 Exceptions to act, 38-3113 Fees, 38-3126

PSYCHOLOGY PRACTICE ACT –Cont'd Licensure, See also CREDENTIALING ACT, UNIFORM; 38-101 Examination, Required, 38-3114 Waiver, 38-3115 Prior experience, license issued, conditions, 38-3117 Provisional license. Application, 38-3122 Approve or deny, 38-3123 Expiration, 38-3125 Requirements, 38-3122 Title, duties, 38-3124 Qualifications, 38-3114 Reciprocal license, conditions, 38-3118, 38-3121 Special license, supervision required, 38-3116 Temporary practice permitted, when, 38-3119, 38-3120 Privilege, psychologist-patient, 38-3131 Scope of practice, 38-3108, 38-3128, 38-3129 **Temporary practice without** licensure, when permitted, 38-3119, 38-3120 Violations, penalty, 38-3130 Warning of potential dangerous conduct, 38-3132 PUBLIC ACCOMMODATIONS See generally CIVIL RIGHTS Appeals, 20-142 Attorney's fees, 20-142 Clubs, private, treatment, 20-138 Complaints, procedure, 20-140 Definitions, 20-133, 20-136 Denial or interference with admittance or enjoyment, prohibited, 20-132 Disabled person, rights, 20-127 Discrimination, prohibited, 20-124, 20-132, 20-168, 55-175 Enforcement, 20-139 Hearing, 20-141 Hotels, See HOTELS

Local control of discrimination authorized, 18-1724 Private accommodations, See HOUSING Religious organizations, treatment, 20-137 Violations, penalty, 20-134 to 20-136, 20-143 PUBLIC ACCOUNTANCY ACT See generally PROFESSIONS AND **OCCUPATIONS** Act. See also ACCOUNTANTS How cited, 1-105 Audits, who may perform, 1-170, 1-171 Board of Public Accountancy, Nebraska State, Compensation, 1-110 Conflict of interest, 1-108.01 Created, 1-107 Defined, 1-106 Duties, 1-108, 1-109 Membership, 1-107 Professional conduct, 1-112 Purpose, 1-105.01 Rules and regulations, 1-108, 1-108.01, 1-112, 1-153 Certified public accountants, Abbreviation, use of, 1-122, 1-151, 1 - 152Certified in another state, practice privilege, 1-125.01 Educational requirements, advisory committee, 1-113 Examinations, 1-115 Eligibility, 1-116 Experience requirement, 1-117 Fee, 1-119, 1-121 Reciprocity, 1-124 Reexamination, 1-118 Fee, 1-120, 1-121 Waiver, 1-124 Foreign accountant, Registration, 1-125 Temporary practice, authorized, 1-163 Temporary practice privilege, 1-125.02 Prior law, effect, 1-123

PUBLIC ACCOUNTANCY ACT -Cont'd Certified public accountants -Cont'd Qualifications, 1-114 Civil penalties, where credited, 1-111 Continuing education, 1-136.01 Corporation, Disciplinary action, 1-139 Formation, See PROFESSIONAL CORPORATION ACT, NEBRASKA; 21-2201 Name, use requirement. 1-159 Owners permitted, conditions, 1-162.01 Registration, 1-134 Title, use of, prohibited, 1-156 Definitions, 1-106 **Disciplinary action**, Actions permitted, 1-148 Appeal, 1-149 Board, Action by majority, 1-148 Initiate proceedings, 1-140 Legal representation, 1-147 Subpoena power, 1-144 Grounds, Corporation, 1-139 Individual, 1-137 Limited liability company, 1-138 Partnership, 1-138 Practice privilege or temporary practice privilege, 1-137, 1-138 Hearing, Accused, privileges, 1-143 Evidence, 1-144, 1-145 Failure to appear, 1-142 Record, 1-146 In another state, Board, investigatory duty, 1-137.01 Effect, 1-137.01 Notice, 1-141 Renewal of right to practice, 1-150 Rules of evidence, 1-145 Employees permitted, 1-162 **Executive director**, 1-109 Firms, owners permitted, conditions, 1-162.01 **Fund. Certified Public** Accountants, 1-111

Iniunction. 1-165 Insurance for errors and omissions, See PROFESSIONAL ASSOCIATION MUTUAL INSURANCE COMPANY ACT, NEBRASKA; 44-3101 Limited liability company or partnership, Abbreviation, use of, 1-152 Designation, false use of, 1-161 Disciplinary action, 1-138 Name, use of, requirement, 1-158 Owners permitted, conditions, 1-162.01 Permitted, when, 1-164.02 Public accountant, use of term, 1-154 Registration, 1-126, 1-133 Titles, use, 1-152, 1-154, 1-155 Office registration requirements, 1-135 **Owners permitted, conditions, 1-**162.01 Partnership, Limited liability company or partnership, this heading Peer review, 1-153 Permit to practice, Certified in another state, practice privilege, 1-125.01 Experience, effect, 1-136.03, 1-136.04 Fees, 1-136 Foreign licensure, temporary practice permitted, temporary practice privilege, 1-125.02, 1-163 Inactive list, 1-136 Issuance, 1-136 Practice without permit, requirement, 1-160 Reciprocity, 1-136.02 Renewal, Continuing education, 1-136.01 Failure to renew, effect, 1-136 Requirements, 1-136.02 to 1-136.04, 1-157 Professional conduct, 1-112 Public accountant, use of term, 1-151, 1-152, 1-155 to 1-159 Register, 1-109

PUBLIC ACCOUNTANCY ACT –Cont'd Registration,

Corporation, 1-134 Fees, 1-135 Foreign accountant, registration, 1-125 Temporary practice, authorized, 1-163 Limited liability company, 1-133 Office, 1-135 Partnership, 1-133 Rules and regulations, 1-112 Services not prohibited by act, 1-164 to 1-164.03 Temporary practice, foreign licensee, 1-125.02, 1-163 Title, use of, 1-151, 1-152, 1-155 to 1-159, 1-164.03 Violation, 1-166, 1-167 Trade name, use, 1-157 Work product, property rights, 1-168

PUBLIC ASSISTANCE See social services

PUBLIC BUILDINGS See generally GOVERNMENT Accessibility, persons with disabilities. Compliance with federal law, 81-5,147, 81-5,148 Elections, polling places, 32-907 Enforcement, 81-5,148 Fee, plan review, 81-505.01 Fire Marshal, State, duties, 81-5,147 Funding, See DEFERRED BUILDING RENEWAL ACT; 81-173 Standards, specifications, and exclusions. Enforcement, 81-5,148 Fee, plan review, 81-505.01 Rules and regulations, 81-5,147 State Fire Marshal, adopt, 81-502, 81-5,147 Artwork. Artist, how chosen, 82-323 Committee, construction project, 82-321

Compliance required, 82-324

Contracts. 82-325 Definitions, 82-318 Display, 82-327 Funding, 82-319, 82-320, 82-326 Intent, 82-317 Inventory, 82-329 Ownership, 82-328 Purchase for public display, See ART COLLECTION ACT, NEBRASKA; 82-401 Rules and regulations, 82-322 Bonds, See BONDS Buildings, state building code, See **BUILDING CONSTRUCTION ACT; 71-**6401 Business incubators, use as, See SMALL BUSINESS INCUBATOR ACT, NEBRASKA; 72-1701 Cities of the first class, See CITIES OF THE FIRST CLASS Cities of the metropolitan class, See CITIES OF THE METROPOLITAN CLASS Cities of the primary class, See CITIES OF THE PRIMARY CLASS Cities of the second class, See CITIES OF THE SECOND CLASS Committees. State Comprehensive Capital Facilities Planning Committee, 81-1108.41 Vacant Building and Excess Land Committee, 72-812 Construction. Bond for benefit of laborers and materials, 52-118 to 52-118.02 Construction alternatives. See POLITICAL SUBDIVISIONS CONSTRUCTION ALTERNATIVES ACT; 13-2901 Limitation on state agency, 81-1108.43 New state or state-funded, code requirements, 72-804 to 72-806 Safety Code for Building Construction, Nebraska, 48-413 Statute of limitation, 52-118.02 Correctional facility, location, 72-703 **Counties**, See COUNTIES

PUBLIC BUILDINGS –Cont'd Discrimination, segregation, or denial of rights, 20-124, 20-129 Elections, accessibility of polling places, 32-907 **Elevators, See CONVEYANCE SAFETY** ACT; 48-2501 Energy financing contracts, 66-1062 to 66-1066 Fire Marshal, State, duties, 81-5,147 Funding bonds, See BONDS Funds. Building Renewal Allocation Fund, 81-179 Ferguson House Fund, 72-2401 Nebraska Capital Construction Fund, 72-1001 State Building Fund, 72-1005 State Building Renewal Assessment, 81-188.01 State College Building Renewal Assessment Fund, 81-188.05 University Building Renewal Assessment Fund, 81-188.03 Handicapped persons, access, 81-5,147, 81-5,148 Historic structure, 72-808 to 72-810 Joint facilities. Counties and cities of the metropolitan or primary class, 13-1301 to 13-1312 Joint project bonds, See PUBLIC FACILITIES CONSTRUCTION AND FINANCE ACT; 72-2301 Libraries, See LIBRARIES Liens, construction, 52-118 to 52-118.02 Military property, state-owned, method of sale, 72-815 Monuments and memorials. See MONUMENTS AND MEMORIALS Museums, See MUSEUMS **Paving petitions for districts** adjacent to, 83-136 Public works, supervision by engineer or architect, when, 81-3445 Safety Code for Building Construction, Nebraska, 48-413 Schools, See SCHOOL DISTRICTS

Smoking prohibited in public places, See CLEAN INDOOR AIR ACT, NEBRASKA; 71-5616 Standards, accessibility, compliance with federal law, 81-5,147,81-5,148 State buildings, Appropriations for, 72-801, 72-802 Architects, negotiations with state, See CONSULTANTS' COMPETITIVE NEGOTIATION ACT, NEBRASKA; 81-1701 Bidding requirements, procedure, 72-802, 72-803, 73-101 to 73-107 Centralization and coordination of real property, 81-1108.57 Commission, Nebraska Capitol, Created, 81-1108.32 Duties, 72-729, 81-1108.36, 81-1108.38, 90-309 Contracts. Applicability of law, 81-1108.09 Conformity to. 81-1108.42 Deferred maintenance, 85-412 Department of Administrative Services, powers and duties, 81-1108.17, 81-1108.20, 81-1108.23 Engineers, negotiations with state, See CONSULTANTS' COMPETITIVE NEGOTIATION ACT, NEBRASKA; 81-1701 Ferguson House, Operation, Ferguson House Fund, 72-2401 Sale prohibited, 90-271 Governor's Residence Advisory Commission, 72-2101 to 72-2105 Landscape architects, negotiations with state, See CONSULTANTS' COMPETITIVE NEGOTIATION ACT. NEBRASKA; 81-1701 Names, 81-1108.36 Office buildings, agreements authorized, 72-1401 to 72-1412, 81-1108.37, 90-244 Parking lots, rules and regulations, 81-1108.18

PUBLIC BUILDINGS -Cont'd State buildings -Cont'd Plans and specifications, 72-802, 81-5,147, 81-1108.41, 81-1114.01, 81-1114.02 Code requirements, 72-804 to 72-806 Enforcement, 81-5,148 State comprehensive capital facilities plan, 81-1108.41 Projects, See DEFERRED BUILDING RENEWAL ACT; 81-173 Proposed gift of real property to state, approval required, when, 81-176, 81-1108.33 Purchase of property valued at \$10,000 or less by Department of Administrative Services, 81-1119 Renewal projects, See DEFERRED **BUILDING RENEWAL ACT; 81-173** State Capitol, See STATE CAPITOL State College Facilities Program, 85-416 to 85-418 State College Facilities Program of 2006, 85-423 to 85-425 Stone Office Building, rental rate, 81-1139.01 Surveyors, negotiations with state, See CONSULTANTS' COMPETITIVE NEGOTIATION ACT, NEBRASKA; 81-1701 University of Nebraska Facilities Program, 85-413 to 85-415 University of Nebraska Facilities Program of 2006, 85-420 to 85-422 Utilities supplied by University, 81-1108.26 to 81-1108.30 Vacant buildings, treatment, 72-811 to 72-817 Statute of limitation, construction, 52-118.02 Use for small business, when, See SMALL BUSINESS INCUBATOR ACT, NEBRASKA; 72-1701 Villages, See VILLAGES Voting, accessibility, 32-907

PUBLIC COUNSEL See OMBUDSMAN

PUBLIC DEFENDERS See generally CRIMINAL PROCEDURE Appointment, As counsel by court, 29-3902 to 29-3904 Representation by judicial district public defender, 29-3909 to 29-3918 Appointment of public defender in certain counties. 23-3404 Assistant, when authorized, 23-3408 Board, created, 23-3405 Contract, 23-3406 Fees, personnel, 23-3407 Qualifications, 23-3407 Assistants. authorized. 23-3403 Consultation with defendant, 29-3907 Definitions, 29-3901 **Determination of indigency**, 29-3901 to 29-3903 Incorrect determination, effect, 29-3908 Duties, representation of indigents, 23-3402, 29-3915 Election, 23-3401, 32-523 Fees, 29-3905, 29-3906 Human trafficking issues, training, 81-1431 Indigent defense, county expenses, See COUNTY REVENUE ASSISTANCE ACT; 29-3919 Legal aid, See LEGAL AID Personnel authorized, 23-3403 Qualifications, 23-3401 Residency requirements, 23-3401 PUBLIC ELEMENTARY AND SECONDARY STUDENT FEE

AUTHORIZATION ACT See generally ELEMENTARY AND SECONDARY EDUCATION Act, how cited, 79-2,125 **Definitions**, 79-2,126 Donations authorized, 79-2,127.01 Policies. Fee waiver, 79-2,133

PUBLIC ELEMENTARY AND SECONDARY STUDENT FEE AUTHORIZATION ACT -Cont'd

Policies – Cont'd Student fee policy, procedure, 79-

2,134

School store authorized, 79-2,132 Student fee fund, 79-2,135 Student fees authorized, 79-2,127 Musical instruments, 79-2,131

Students may be required to furnish, Extracurricular activities incidentals, 79-2.128

Musical instruments, 79-2,131 Nonspecialized attire, 79-2,129

PUBLIC EMPLOYEES RETIREMENT BOARD

See RETIREMENT AND PENSIONS

PUBLIC ENTITIES MANDATED PROJECT CHARGES ACT

See generally UTILITIES Act. How cited, 70-1801 How construed, 70-1817 Appeal, procedure, 70-1812 Bonds, mandated project, 70-1813. 70-1819 Customers. Appeal of charges, 70-1812 Billing explanation, 70-1816 Payment by, 70-1812 Definitions, 70-1802 to 70-1811 Governing body, resolution, 70-1812 Mandated project bond issuer, Bond issuance, procedure, 70-1819 Creation of, 70-1818

Powers, 70-1819 Mandated project charges, Authorized, 70-1812 Records required, 70-1812 Use, 70-1814

Public entity, Billing explanation, 70-1816 Discretionary actions, 70-1815

PUBLIC FACILITIES CONSTRUCTION AND FINANCE ACT See generally BONDS Act. How cited, 72-2301 How construed, 72-2308 Purpose, 72-2302 Bond measure, Amounts authorized, 72-2305, 72-2306 Bond measure process, independent and in addition to other procedures, 72-2308 Procedure, 72-2304 Definitions, 72-2303 Election, when required, 72-2304 Joint projects, bond amounts authorized, 72-2305, 72-2306 Remonstrance petition, 72-2304 Tax authorized, 72-2307 **PUBLIC FUNDS** See generally GOVERNMENT Actions to recover. 77-2363 Bids and bidding, See BIDS AND BIDDING Bonds. See BONDS Official, See OFFICIAL BONDS OR **INSURANCE** School districts, See SCHOOL DISTRICT BONDS Budgets, political subdivisions, See BUDGET ACT, NEBRASKA; 13-501 Cash Reserve Fund, 84-612 to 84-614, See also CASH RESERVE FUND Charitable endowment funds, See PRUDENT MANAGEMENT OF INSTITUTIONAL FUNDS ACT, NEBRASKA UNIFORM: 58-610 Contracts, validity, 77-2363 Credit of the state, Article XIII, section 3, Constitution of Nebraska

Depositories,

Bonds or security authority, 77-2364

PUBLIC FUNDS –Cont'd **Depositories** –Cont'd Requirements, See also PUBLIC FUNDS DEPOSIT SECURITY ACT; 77-2386 Capital stock financial institution, 77-2366 Qualifying mutual financial institutions, 77-2365.01 Security required, 77-2362 Deposits, Cities of the first class, 16-712 to 16-716 Cities of the metropolitan class, 14-556, 14-563 Cities of the primary class, 15-845 to 15-849 Cities of the second class, 17-607, 17-720 County, 77-2312 Acts prohibited, 77-2325 Approval of depository, 77-2313 to 77-2320 Bond, 77-2316 to 77-2318 Expiration, 77-2327 Pledge of assets by depository, 77-2364 Limitation on amount, 77-2318 to 77-2319 Location outside of county, 77-2319 Pro rata deposits, 77-2314 Security in lieu of bond, 77-2320 Terms and conditions, 77-2324 Time deposits, 77-2340 Violations, penalty, 77-2323, 77-2325.77-2326 Courts, 77-2326.02 Bonds, 77-2326.04 to 77-2326.08 Federal Deposit Insurance Corporation as surety, 77-2362 Pledge of assets by depository, 77-2364 Designation of depository, 77-2326.03 Liability, 77-2326.09 Securities, 77-2326.04 to 77-2326.08 Depositories, this heading

Federal Deposit Insurance Corporation references, how construed, 77-2302 Interest-bearing deposits, conditions, 77-2365.02 Liability on bond, 77-2329 Local hospital districts, Bond, surety limitation, 77-2374 Deposit outside district, when, 77-2377 Deposit required, 77-2369 Excess deposit, security required, 77-2375, 77-2376 Limitation on amount, 77-2375 Requirements, 77-2371 Depositories, 77-2373 Bond requirements, 77-2373 Interest, how credited, 77-2372 Investments authorized, 77-2372 Secretary-treasurer, Acts prohibited, 77-2383, 77-2384 Duties, 77-2369, 77-2382 Security in lieu of bond, authorized, 77-2378 Selection of depository, procedure, 77-2370 Time deposits authorized, requirements, 77-2385 Violations, penalties, 77-2381, 77-2383, 77-2384 Metropolitan utilities district, Bonds, 77-2344 Federal Deposit Insurance Corporation as surety, 77-2362 Pledge of assets by depository, 77-2364 Deposit required, 77-2342 Designation of depository, 77-2343 Liability, 77-2349 Limitation on amount, 77-2345 Securities, 77-2344, 77-2346, 77-2349 Terms and conditions, 77-2343 Withdrawal, 77-2349 Political subdivisions, interestbearing deposits, conditions, 77-2365.02 Public power districts, 77-2353

PUBLIC FUNDS –Cont'd **Deposits** –Cont'd, Public power districts -Cont'd Bond, 77-2355 to 77-2357 Federal Deposit Insurance Corporation as surety, 77-2362 Pledge of assets by depository, 77-2364 Designation of depository, 77-2354 Liability, 77-2361 Limitation on amount, 77-2356 Rules and regulations, 77-2360 Securities, 77-2355, 77-2357 to 77-2359 Statement of account, 77-2359 Schools, 77-2350 to 77-2352, 77-2362, 77-2364 State, Acts prohibited, 77-2301, 77-2310 Board and agency fees, availability, 33-151 Bond, 77-2303 to 77-2305 Expiration, 77-2327 Federal Deposit Insurance Corporation as surety, 77-2362 Pledge of assets by depository, 77-2364 Interest-bearing deposits, conditions, 77-2365.02 Limitation on amount, 77-2305 Securities, 77-2306 Terms and conditions, 77-2301, 77-2309 Violations, penalty, 77-2311 Villages, 17-607 to 17-609, 17-720 Electronic funds transfers, See ELECTRONIC FUND TRANSFERS Endowment funds, investment by certain cities, 19-5101 Expenditures of state funds, Article III, section 25, Constitution of Nebraska Federal funds, Revenue-Sharing **Trust Fund**, 77-2365 Fees, See FEES Gambling, See GAMBLING

Investment. Cities of the metropolitan class, 14-563 Cities of the second class, 17-608, 17-720 Constitutional provisions, Article XV section 17, Constitution of Nebraska County funds, 77-2315 Interest-bearing deposits, conditions, 77-2365.02 Nebraska Investment Council. See STATE FUNDS INVESTMENT ACT. NEBRASKA; 72-1237 Pension and retirement funds, Authorized, Article XV, section 17, Constitution of Nebraska Nebraska Investment Council. duties, See STATE FUNDS INVESTMENT ACT, NEBRASKA; 72-1237 Political subdivisions, interestbearing deposits, conditions, 77-2365.02 Political subdivisions, surplus funds, treatment, 77-2341 Public power districts, 77-2353.01 State, interest-bearing deposits, conditions, 77-2365.02 State investment officer, duties, See CAPITAL EXPANSION ACT, NEBRASKA; 72-1261; STATE FUNDS INVESTMENT ACT, NEBRASKA; 72-1237 Trustees of retirement and pension funds. 30-3209 Villages, 17-608, 17-720 Political subdivisions, bond and credit support. See **GOVERNMENTAL UNIT CREDIT** FACILITY ACT, NEBRASKA; 10-1201 Purchasing card programs, Political subdivision purchasing card program, 13-610 State purchasing card program, 81-118.02 State Purchasing Card Distributive Fund. 81-1110.06 Recovery of public funds, action by officer, 77-2363

PUBLIC FUNDS -Cont'd Reports of state funds, Article IV, sections 22 and 23, Constitution of Nebraska **Reserve funds**, 84-612 to 84-614, See also CASH RESERVE FUND Retirement and pension funds, investment by trustees, Article XV, section 17, Constitution of Nebraska, 30-3209 **Revenue projections for General** Fund, See ECONOMIC FORECASTING Risk management, See INSURANCE School funds, See SCHOOL FINANCE School lands and funds, See SCHOOL FINANCE Security or bonds, authority, 77-2364 Sinking funds, investment, 77-2334 to 77-2339 State aid, See STATE AID State government named funds, See FUNDS, NAMES OF Transfers, specific, 90-542 to 90-557 Trustee, qualifications, Article XV, section 2, Constitution of Nebraska Warrants, See WARRANTS, GOVERNMENT PAYMENT Web site of state tax receipts, expenditures, and contracts, See TAXPAYER TRANSPARENCY ACT; 84-602.01 PUBLIC FUNDS DEPOSIT SECURITY ACT See generally PUBLIC FUNDS Act, how cited, 77-2386 Authorized depositories, Assignment of securities, when, 77-23,104 Bank, authorized depository, 77-2388 Capital stock financial institution, authorized depository, 77-2388 Default, procedure, 77-23,102 Deposits in excess of insured or guaranteed amount, 77-2398 to 77-23,100

Public funds, prompt payment required, 77-23,106 Qualified trustee, 77-23,100 to 77-23.103 Qualifying mutual financial institution, authorized depository, 77-2388 Reports required, 77-23,105 Security required, 77-2388 Custodial official, Duties, 77-2395 Liability, 77-2396 Definitions. 77-2387 Deposit guaranty bond, statement required, 77-2394 Deposit of trust receipt, authorized, 77-2390 Depositories of public funds, powers, 77-2397 Security, Delivery, 77-2391 How furnished, 77-2389 Perfection, 77-2391 Substitution, 77-2392 Withdrawal, effect, 77-2393 PUBLIC GUARDIANSHIP ACT See generally FIDUCIARIES Act. Findings, 30-4102 How cited, 30-4101 Included in Nebraska Probate Code. 30-2201 Advisory Council on Public Guardianship, 30-4106 to 30-4108 Definitions, 30-4103 Fees, 30-4113 Fund, Public Guardianship Cash, 30-4118 Office of Public Guardian, 30-4104 Public Guardian, Appointment as guardian or conservator, 30-4112, 30-4116 Discharge, when, 30-4116, 30-4117 Limitation, 30-4115 Duties, 30-4104, 30-4105, 30-4109 Guardians and conservators training curricula, 30-2601.01

PUBLIC GUARDIANSHIP ACT –Cont'd Public Guardian –Cont'd Qualifications, 30-4104 Reports, contents, 30-4111 Rules, promulgate, 30-4110 Successor guardian or conservator, report, court filing, 30-4114

PUBLIC LANDS

See generally GOVERNMENT Acquisition by political subdivision, appraisal required, when, 13-403

Alcoholic liquor, consumption restrictions, 53-186, 53-186.01, See also LIQUOR CONTROL ACT, NEBRASKA

Alienation, restrictions, Article III, sections 20 and 21, Constitution of Nebraska

Board of Educational Lands and Funds, Article VII, section 6, Constitution of Nebraska, 72-201, See also EDUCATIONAL LANDS AND FUNDS, BOARD OF

Church building or cemetery, special purpose purchase, 72-227, 72-228

Community gardens, use of vacant public land as, See COMMUNITY GARDENS ACT; 2-301

Conveyances involving, claims and improvements, 76-277 to 76-282

Donation of, prohibited, Article III, section 21, Constitution of Nebraska

Federal enclaves, cession or retrocession, 84-168

Iowa, land ceded to, Vol. 2A Appendix section 1-102

Liquor licenses authorized, 53-124.14, 53-186, See also Liquor CONTROL ACT, NEBRASKA

Mapping, See PLANE COORDINATE SYSTEM ACT, NEBRASKA; 76-2501

Mineral rights, Article III, section 20, Constitution of Nebraska, 72-301 to 72-314 Parks, See PARKS

Plane coordinate system, See PLANE COORDINATE SYSTEM ACT, **NEBRASKA**; 76-2501 Prairies, virgin, sale, conditions, 72-1306 to 72-1308 School lands, See SCHOOL FINANCE State-owned lands, 72-101 to 72-108 Centralization and coordination, 81-1108.57 Deed, custody of, 72-108 Farm lands, 72-1301 to 72-1305 Military property, method of sale, 72-815 Purchase of property valued at \$10,000 or less by Department of Administrative Services, 81-1119 Specific conveyances, 90-202, 90-209 to 90-267 Vacant buildings and excess land, Hastings Regional Center, land sale, 72-815 Listed on National Register of Historic Places, effect, 72-815 Treatment, 72-811 to 72-817 Tax sale, 77-2801 to 77-2809 Trees. Shelterbelts, establishment authorized, 72-105 to 72-107 Tree Recovery Program, Nebraska, 72-1901 to 72-1904 United States, jurisdiction ceded to, Vol. 2A Appendix section 1-107 Utility easement, 37-330, 72-818 PUBLIC MEETINGS See generally GOVERNMENT Handgun, concealed, prohibited, 69-2441, See also CONCEALED HANDGUN PERMIT ACT Open meetings, policy and requirements, See OPEN MEETINGS ACT; 84-1407 OPEN MEETINGS ACT applicable to, Agencies and committees created under Municipal Cooperative

Financing Act, 18-2436, 18-

2438

PUBLIC MEETINGS -Cont'd **OPEN MEETINGS ACT applicable to** -Cont'd Airport authority, space authorized, 3-504 Board of Emergency Medical Services, 71-5176 Board of Regents, 85-104 Cities of the first class, firefighters retirement committee meetings, 16-1037 Counties. Agricultural societies, 2-261 Councils on public improvements and services, 77-3445 Fair boards, 2-238 Municipal counties, creation and dissolution, 13-2801, 13-2812 Vacation of roads, required, 39-1725 Department of Health and Human Services disciplinary actions, 38-190 Fire protection districts, 35-511, 35-535 Game and Parks Commission, 37-104, 37-314, 37-807 Health professions regulation, technical committees, 71-6224 Local emergency planning committees, 81-15,217 Natural resources districts, board meetings, 2-3219 Nebraska Environmental Trust Board grant application subcommittee, 81-15, 175, 84-1409 Nebraska Investment Finance Authority, 58-230 Nebraska State Fair Board, 2-101 Professional boards, health professions, 38-170 Disciplinary action, 38-190 Propane Education And Research Council, 66-1619 Public Employees Retirement Board, telecommunication equipment requirements, 84-1502

Railroad transportation safety districts, 74-1308 Schools, School boards, Approved unified system school district, 79-554 Class I, II, III, or VI school districts, 79-554 Class IV school districts, 79-560 Class V school districts, 79-561 Employment issues, Certificated employees, 79-814.01, 79-827, 79-828 Educational service unit. 79-1236, 79-1239 Formal due process hearings, 79-832 Small Business Compliance Advisory Panel, 81-1505.03 Small business incubators. community boards, 72-1704 State Board of Education, 79-317 State contracts for professional services, 81-1712 State Highway Commission, 39-1108 Tax Equalization and Review Commission, 77-5005 University of Nebraska Board of Regents, 85-104 Wellhead protection area, controlling entity, 46-1505 OPEN MEETINGS ACT not applicable to Child abuse and neglect teams, 28-731 State Child and Maternal Death Review Team, 71-3406 PUBLIC POWER

See PUBLIC POWER DISTRICTS

PUBLIC POWER AND IRRIGATION DISTRICTS

See PUBLIC POWER DISTRICTS

PUBLIC POWER DISTRICTS See generally UTILITIES Alienation, restrictions, 70-646.01 Appeal, 70-604.06, 70-680 Appliances, household, sale, 70-625 Applicability of laws, 70-515, 70-667

PUBLIC POWER DISTRICTS -Cont'd Arbitration of disputes, 70-1301 to 70-1329 Assessments. Against suppliers by board, 70-1020 By power review board, 70-1020 For costs of internal improvement works by districts, 70-667 Audit, annual, 70-623 to 70-623.03 **Authorized**, 70-602 Board, Nebraska Power Review, 70-1001 to 70-1027, See also POWER REVIEW BOARD, NEBRASKA Bonds, issuance, 70-631 to 70-636, See also BONDS Borrowing authorized, 70-631 to 70-636, 70-644, 70-645 Boundaries, 70-604.01 Budget, requirements, 13-516 Nebraska Budget Act, not applicable, 13-502 **Charter**, 70-604 Amendments to, 70-603, 70-662 to 70-665 Chartered territory, 70-604.01 Chief executive officer, Appointment, 70-620.01 Compensation, 70-624 Child support, duty to supply information, 70-101 Compliance with law, procedure, 70-604.05, 70-681 Conflict of interest, 70-624.04, 70-642.02 Contractor rights to payment, See CONSTRUCTION PROMPT PAY ACT. NEBRASKA; 45-1201 Contracts, Applicability, 70-642.01 Conflict of interest, 70-642.02 Construction contracts, 70-637 to 70-641 Contract for construction or delivery service, contractor duties, 48-2911, 48-2912, See also EMPLOYEE CLASSIFICATION ACT Limitations, 70-624.01, 70-624.02 Purchase agreement for power generated by a project, 70-1701 to 70-1705

War or other conditions, applicability of contracts, 70-642.01 Water storage or service, 70-630 With city or village, terms, 70-661 Damage to property of, Criminal trespass, 28-520 to 28-522 Penalties, 70-2104, 70-2105 Default, procedure, 70-647, 70-648 Definitions, 70-601 Directors. Compensation, 70-624.02 Consolidation or merger, effect, 70-604.08 District, formation, effect, 70-609 Elections, 32-512, 32-606, 70-610 to 70-612 Insurance benefits, 70-624.03 Oath. 70-616 Public policy, 70-609.01 Qualifications, 70-610, 70-619 Term, 70-611 Vacancy, 70-615 Dissolution, procedure, 70-666 Elections, directors, 70-610 to 70-612 Electric generating facility, Damage to, criminal trespass, 28-520 to 28-522 Payments to school district, 79-1066 to 79-1069, See also SCHOOL FINANCE Electricity. Cities and villages, See ELECTRICITY **MUNICIPAL** Cooperatives, See ELECTRIC COOPERATIVE CORPORATION ACT: 70-701 Eminent domain, 70-667, 70-670 Employee benefit plans, Authorized, 44-1615 Funding, See POLITICAL SUBDIVISIONS SELF-FUNDING BENEFITS ACT: 13-1601 Insurance benefits, 70-624.03 Joint procurement, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301

PUBLIC POWER DISTRICTS -Cont'd **Energy conservation improvement** program, See LOW-INCOME HOME ENERGY CONSERVATION ACT; 66-1012 Energy equipment, ownership, use authorized. 70-625 Ethanol development, 70-601.01 Expenditures, how made, 70-643 Fiber optic cable, dark fiber, Disposition, 86-574 to 86-578, See also TELECOMMUNICATIONS Disposition, powers, 70-625 Formation, Certificate of approval, 70-608 Petition, 70-604 Amendments to, 70-662 to 70-665 Investigation, 70-607 Requirements, 70-605, 70-606 Franchises, purchase of system, effect, 70-658 to 70-660 Funds, See PUBLIC FUNDS Depository requirements, See PUBLIC FUNDS General manager. Appointment, 70-620.01 Compensation, 70-624 Generating facilities, integrated resource planning, 66-1060 to 66-1066 Hydrogen production and distribution, 70-601.01 Insurance, joint procurement, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Investments authorized, 77-2353.01 Irrigation facilities, 70-627 Joint agreements, Authorized, See INTERLOCAL COOPERATION ACT; 13-801; JOINT PUBLIC AGENCY ACT; 13-2501 Insurance and employee benefits, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Joint authorities, See JOINT PUBLIC POWER AUTHORITY ACT; 70-1401 Power, joint exercise of, 70-628.01 to 70-628.04 Joint authorities, See JOINT PUBLIC POWER AUTHORITY ACT; 70-1401

Lease, sale, transfer. Authorized, 70-649 Dark fiber, 70-625, 86-574 to 86-578. See also **TELECOMMUNICATIONS** Procedure, 70-504 to 70-513 Sale to city or village, 70-650, 70-650.01 Valuation of facilities, 70-650 Violation, 70-511, 70-512, 70-514 Liquor licenses authorized, 53-186, See also LIQUOR CONTROL ACT. NEBRASKA Mandated project charges, treatment, See PUBLIC ENTITIES MANDATED PROJECT CHARGES ACT: 70-1801 Meetings, open, See OPEN MEETINGS ACT: 84-1407 Metropolitan utilities districts, See METROPOLITAN UTILITIES DISTRICT; 14-2101 Microwave communication facilities, authorized, 70-1021, 70-1022 MUD, See METROPOLITAN UTILITIES **DISTRICT**; 14-2101 Negotiated rates, authorized, 70-655 Nuclear power plant, management contract, indemnification, when, 70-627.02 **Officers**, 70-620 Compensation, 70-624 Qualifications, 70-624.04 **Operating area**, 70-604.02 to 70-604.04 Limitation. 70-604.09 Organization, 70-603 Pledge of earnings, when, 70-503, 70-645 Political subdivisions, See POLITICAL SUBDIVISIONS Power supply plan, reports, 70-1024 to 70-1027 Powers, general, 70-625, 70-626, 70-628 President. Appointment, 70-620.01 Compensation, 70-624

PUBLIC POWER DISTRICTS -Cont'd Property damage, emergency, procedure, 70-642 Purchases by, Purchasing card programs, 13-610, 81-118.02 Sales tax exemption, 77-2704.15 Radioactive material and energy, district powers, 70-627.02 Rates, regulation, 70-407 to 70-409, 70-655 Public Service Commission. jurisdiction, 75-701 Receivership, when, 70-648 **Records**, 70-622 Public records. Access, 84-712 to 84-712.09, See also PUBLIC RECORDS Settled claims, requirements, 84-713 Regulation, 70-1001 to 70-1027, See also POWER REVIEW BOARD. NEBRASKA Retail service, agreements with municipalities, 70-1101 to 70-1106 Right-of-way, 70-301 to 70-304 Public Service Commission. jurisdiction, 75-109.01, See also PUBLIC SERVICE COMMISSION Rules and regulations, 70-621 Rural areas. Economic development, grants or loans, 70-625 Legislative findings, 70-625.01 Rural districts, See RURAL POWER DISTRICTS Rural power districts, 70-801 to 70-808 Salaries, publication requirement, 70-624 Sale, lease, transfer, Lease, sale, transfer, this heading Supply agreements, authorized, 70-1501 to 70-1505 Taxation. Payments in lieu of taxes, Distribution, 70-651.02, 70-651.04 Gross revenue tax, 70-651.03 Other taxes, 70-651.05

Payments required, 70-651.01 Restrictions, 70-629 Telecommunications, retail or wholesale services. restrictions, 86-593 to 86-598 **Television equipment, satellite, 70-**625 Transmission facilities, Airports, requirements, 75-713 to 75-717 Appeals, 70-1016, 75-722 Applicability of law, 75-722, 75-724 Clearance, 75-709 Construction or acquisition, procedure, 70-1012 to 70-1016. 75-710 to 75-721 Extension of lines, 70-501 Intent. 70-625.02 Interconnection of lines, 70-502 Interference, 75-712 Powers, 70-628 Railroads, 75-702 to 75-708 Surplus capacity, 70-626.02 to 70-626.05 Vacation of existing lines, 75-718 Violations, penalty, 75-723 Treasurer, bond requirement, 70-620 Violations, penalty, 70-604.05, 70-624 Water. Appropriations, transfer, 46-2,120 to 46-2,130 Eminent domain, 70-672 Rights, 70-668, 70-669 Seepage, 70-671 Storage and service, contracts required, 70-630 Wholesale service, 70-626.01 Wholesale supplier, duties, 70-604.04 PUBLIC POWER INFRASTRUCTURE **PROTECTION ACT** See generally UTILITIES Act, how cited, 70-2101 Intent, 70-2102 Nuclear electrical generating facility, damage to property or fuel, penalty, 70-2105

Nebraska Statutes 2015 General Index	
PUBLIC POWER INFRASTRUCTURE PROTECTION ACT –Cont'd Public power supplier, Damage to property of, penalty, 70- 2104 Defined, 70-2103 PUBLIC PROTECTION ACT See generally CRIMES AND OFFENSES Act, How cited, 28-1352 How construed, 28-1353 Definitions, 28-1354 Pattern of racketeering activity or	 Electronic filings, See ELECTRONIC TRANSACTIONS Electronic postmark, use by state agencies, 86-644 Electronic record constituting permanent record, requirements, 84-1228 Electronic records, requirements, See ELECTRONIC TRANSACTIONS ACT, UNIFORM; 86-612 Emergencies, enemy attack, dispersal of public records, Article III, section 29, Constitution of Nebraska
collection of an unlawful debt, prohibited acts, 28-1355 Violation, penalty, 28-1356	Evidence, Photographic Copies of Business and Public Records as Evidence Act, Uniform, 25- 12,112 to 25-12,114
PUBLIC RECORDS	Insurance information obtained by
See generally GOVERNMENT	Director of Insurance, exempt,
Abuse of, 28-911	when, 44-154
Access to, 84-712 to 84-712.09	Management of, See RECORDS
Denial of, mandamus action, when,	MANAGEMENT ACT; 84-1201
84-712.03, 84-712.07	Motor vehicle records, personal
Electronic access, 84-712.01	information, disclosure of, See
Fees authorized, 84-712, 84-712.01	MOTOR VEHICLE RECORDS
Records which may be withheld	DISCLOSURE ACT, UNIFORM; 60-2901
from public, 84-712.05	Political subdivisions, budgets,
Settled claims, requirements, 84-713	See BUDGET ACT, NEBRASKA; 13-
Audit requirements , See AUDIT	501
REQUIREMENTS	Postmark, electronic, use by state
Auditor of Public Accounts,	agencies, 86-644
working papers exempt, 84-311	Proprietary functions, cities and
Copies,	villages, See MUNICIPAL
Fees, 84-712	PROPRIETARY FUNCTION ACT; 18-
Sales and use tax exemption, 77-	2801
2704.42	Public meetings, See PUBLIC
Criminal records, See also CRIMINAL	MEETINGS
RECORDS	Registries, See REGISTRIES
Criminal history information, See	Requirements, See AUDIT
SECURITY, PRIVACY, AND	REQUIREMENTS
DISSEMINATION OF CRIMINAL	Requirements, permanent
HISTORY INFORMATION ACT; 29- 3501 Traffic offense records, 29-3521 Disposition and destruction of public records, cities and villages, 18-1701 Electronic access, 84-712.01	electronic records, 84-1228 Sales and use tax exemption for copies, 77-2704.42 School districts and educational service units, electronic records authorized, 84-1229 Seals, official documents, requirements, 64-118

PUBLIC RECORDS –*Cont'd* Settled claims of public body or public entity, requirements, 84-713

Signatures, digital and electronic, requirements, See ELECTRONIC TRANSACTIONS ACT, UNIFORM; 86-612

Social security numbers, See SOCIAL SECURITY NUMBERS

State Archivist, duties, 84-1212.01, 84-1214.01

Trademark registration records, 87-135, See also TRADEMARK REGISTRATION ACT

Traffic offense records, 29-3521 Victim or potential victim of crime, address confidentiality, See ADDRESS CONFIDENTIALITY ACT; 42-1201

Vital statistics, See VITAL STATISTICS ACT; 71-601

PUBLIC SAFETY

See generally GOVERNMENT Communications systems, Emergency telephone service, See EMERGENCY TELEPHONE COMMUNICATIONS SYSTEMS ACT;

86-420; ENHANCED WIRELESS 911 SERVICES ACT; 86-442 Political subdivisions, agreement

authorized, 13-2530, See also JOINT PUBLIC AGENCY ACT

Projects under NIFA, 58-202, 58-203, 58-239.03, *See also* INVESTMENT FINANCE AUTHORITY ACT, NEBRASKA

Statewide seamless system, See PUBLIC SAFETY COMMUNICATION SYSTEM ACT, NEBRASKA; 86-401

Emergency management, See EMERGENCY MANAGEMENT Floods, See FLOODS Weather, See WEATHER CONTROL OR MODIFICATION

Emergency medical services, See EMERGENCY MEDICAL SERVICES Ambulances, See AMBULANCES Fire safety and services, See FIRE SAFETY Open burning ban, See FIRE SAFETY Funding by political subdivisions, County sales tax for county or joint political subdivision services. 13-318 to 13-326. See also PUBLIC SAFETY Joint funding, fire equipment, See MUTUAL FINANCE ASSISTANCE ACT; 35-1201 Hazardous materials, See HAZARDOUS MATERIALS Law enforcement, See LAW ENFORCEMENT Military, See MILITARY Public records, withheld to protect public, when, 84-712.05 Public safety services, Commissions, Fire protection and emergency service, 13-318 Public safety, 13-318 Cooperative agreements to provide authorized, 13-318, 13-804 Defined, 13-320, 13-803 Joint financing and operation, 13-318 Tax, county sales and use tax Administration and distribution, 13-324. 13-325 Authorized, when, 13-319 Voter ratification, 13-322, 13-323 Laws governing, 13-326 Public safety system, See PUBLIC SAFETY COMMUNICATION SYSTEM ACT. NEBRASKA: 86-401 Radioactive materials, See RADIOACTIVE MATERIALS **Research**, 85-1001 to 85-1008, See also SAFETY CENTER, NEBRASKA Safety and health regulations, See SAFETY AND HEALTH REGULATIONS Terrorist acts, response, 81-830, See also HOMELAND SECURITY, OFFICE OF Victims of violence or natural disaster, Community Trust, distribute contributions, 81-1801.02

PUBLIC SAFETY –Cont'd Volunteer incentives,

Job protection, See VOLUNTEER EMERGENCY RESPONDERS JOB PROTECTION ACT; 35-1401 Recruitment and retention, See VOLUNTEER EMERGENCY RESPONDERS RECRUITMENT AND RETENTION ACT; 35-1301

Weapons, See WEAPONS Firearms, See FIREARMS Handguns, See HANDGUNS Weather control, See WEATHER CONTROL OR MODIFICATION

PUBLIC SAFETY COMMUNICATION SYSTEM ACT, NEBRASKA

See generally PUBLIC SAFETY Act, how cited, 86-401 Definitions, 86-403, 86-407, 86-408 Funds. Public Safety Communication System Cash Fund, Nebraska, 81-2004.08 Cigarette tax funding, 77-2602, 77-2602.04 **Public Safety Communication** System Revolving Fund, Nebraska, 81-11,105 Incentives. 86-418 Intent. 86-402 Regional communication systems, Service agreement provisions, 86-416 Special tax, procedure, 86-416 Standards, 86-418 State Patrol, Nebraska. administration of system, Nebraska Public Safety **Communication System Cash** Fund, 81-2004.08 PUBLIC SERVICE COMMISSION See generally STATE GOVERNMENT Appeals, Civil penalty, 75-156 Effect, 75-139, 75-143 Fees. 75-106

Orders, district court injunction,

restrictions, 75-134.01

Orders generally, 75-136 to 75-139 Telecommunications companies, 75-132.01 Attorney General, duties, 75-108, 75-141 Claims against, settlement, public access requirements, 84-713 Commissioners, Article IV, section 20, Constitution of Nebraska, 75-101 to 75-105 Conflict of interest, duties, 49-1493 to 49-14.104 Election. 32-509 Resignation, 32-562 Terms, 32-509 Vacancies, Article IV, section 11, Constitution of Nebraska, 32-560, 75-103 Complaint. Petition, this heading Contracts, See STATE GOVERNMENT Definitions, 75-101, 75-139.01 Districts, 75-101.01, 75-101.02 Duties. Automatic Dialing-Announcing Devices Act, 86-236 Enhanced Wireless 911 Services Act. 86-442 Grain Dealer Act, 75-901 Grain Warehouse Act. 88-525 Intrastate Pay-Per-Call Regulation Act, 86-258 Jurisdiction, this heading Manufactured Homes and Recreational Vehicles, Uniform Standard Code for, 71-4601 Modular Housing Units Act, Nebraska Uniform Standards for, 71-1555 Motor carrier, rates and classification of freight, 75-118 Municipal Natural Gas System Condemnation Act, 19-4624 Natural Gas Regulation Act, State, 66-1801 **Telecommunications Regulation** Act, Nebraska, 86-101 **Telecommunications Relay System** Act, 86-301

PUBLIC SERVICE COMMISSION -Cont'd **Duties** –Cont'd **Telecommunications Universal** Service Fund Act, Nebraska, 86-316 **Telemarketing and Prize** Promotions Act, 86-212 **Telephone Consumer Slamming** Prevention Act, 86-201 Water Service Regulation Act, 75-1001 Electronic postmark, use authorized, 86-644 Employees, 75-105, 75-106 **Exempt from State Personnel** System, 81-1316 Established, Article IV, section 20, Constitution of Nebraska Executive director, 75-106 Funds. Moisture Testing Examination Fund, 89-1,104.01 Public Service Commission Housing and Recreational Vehicle Cash Fund, 75-159 Transportation Network Company Regulation Cash Fund, 75-331 Hearings. Administrative fine hearing, 75-157 Civil penalty hearing, 75-156, 75-157 Complaint, 75-132 Ex parte communications prohibited, 75-130.01 Fees, exceptions, 75-128 Infrastructure system replacement cost recovery charge rate and schedules, 66-1866 Jurisdiction, 75-118.01 Jurisdictional utility, 75-132 Location, 75-129 Quorum requirement, 75-128 Railroad carrier wire-crossing agreement, 86-164 Regulated parties, 75-133 Sale of exchange, 86-165 When held, 75-110.01, 75-119, 75-128 Injunction, 75-115, 75-134.01, 75-144 Inspections, 75-113 to 75-115

Investigations, 75-111, 75-112 Undercover license plates authorized, 81-1021 Jurisdiction, 76-109, 76-109.01 Common carriers, approval of consolidation, Article X, section 3, Constitution of Nebraska Natural gas, Condemnation disputes, See MUNICIPAL NATURAL GAS SYSTEM CONDEMNATION ACT: 19-4624 Regulation, See STATE NATURAL GAS REGULATION ACT; 66-1801 Prior law, effect, 75-801 Utilities, approval of consolidation, Article X, section 3, Constitution of Nebraska Mandamus action. failure to publish rate schedule, 75-125 Meetings, Location, 75-129 Quorum, 75-128 Motion for reconsideration, 75-134.02 Office of public advocate, 66-1830 Orders, Appeals, 75-136 to 75-139 To district court, de novo on record, 75-136 Emergency rate orders, 75-121 Enforcement, 75-140 to 75-145 Failure to comply, penalty, 75-117 Generally not stayed by appeal, 75-134 Injunction by district court, 75-134.01, 75-144 Failure to comply, penalty, 75-145 Requirements, 75-134, 75-135 Scope, 75-118.01 State Natural Gas Regulation Act order. Appeal to Court of Appeals, 75-136 Stays enforcement, 75-134 When effective, 75-134, 75-139 Petition. Common or contract carrier, 75-131 Contents, procedure, 75-110.01 Filina fee. 75-128 Jurisdictional utility, 75-131

PUBLIC SERVICE COMMISSION -Cont'd **Petition** –*Cont'd* Regulatory authority, Interpretation, 75-118.01 Review, 75-119 Rates, Appeal, 75-139 Considerations, 75-123 Discriminatory acts, penalty, 75-126, 75-127 Emergency rate orders, 75-121 Motor carriers, Classifications of freight, 75-118 Publication of rates, 75-124, 75-125 Regulation of rates, 75-118 Shipping terms, effect, 75-152 to 75-154 Petition to establish or review, 75-118.01, 75-119 Telecommunications rates and charges, See **TELECOMMUNICATIONS REGULATION ACT, NEBRASKA; 86-**101 **Records**, 75-113 Failure to produce, penalties, 75-114 Reports. Common carriers, Article X, section 1. Constitution of Nebraska. 75-116 Motor carriers, 75-116 Telecommunications, 86-163 Utilities, Article X, section 1, Constitution of Nebraska, 75-116 Rules and regulations, 75-110 Petition to review, 75-118.01, 75-119 Seal. 75-105 Securities, regulation, 75-146 to 75-151 Amount, change in, 75-146 Failure to comply, penalty, 75-151 Issuance, requirements, 75-148 to 75-150 Subpoena, 75-112 Tariff, filing fee, 75-128

Violations. Civil penalty, procedure, 75-156 to 75-158 Criminal penalty, 75-114, 75-117, 75-130, 75-145, 75-151, 75-155 Witnesses, 75-130 PUBLIC TRANSPORTATION ACT, NEBRASKA See generally TRANSPORTATION Act, how cited, 13-1201 Assistance program, Certify funding, 13-1210 Denial, procedure, 13-1212 Established, 13-1209 Report, 13-1210 Authorized, 13-1208 Cities of the metropolitan class and surrounding area, See TRANSIT AUTHORITY LAW; 14-1801 Definitions, 13-1203 Department of Health and Human Services, duties, 13-1207 Department of Roads, Coordinate activities, 13-1204 Powers and duties, 13-1205 Funding, 13-1206 Intent, 13-1202 Intercity bus system assistance program, 13-1213, 13-1214 Reduced fares. Elderly persons, 13-1211 Handicapped persons, 13-1211 Low-income persons, 13-1211.01 Rules and regulations, 13-1212 School districts provide buses, 13-1208 PUBLIC UTILITY DISTRICTS See generally UTILITIES Assessment, 18-405, 18-406

Payment, 18-406 Authorized, 18-401 Contract for construction or delivery service, contractor duties, 48-2911, 48-2912, See also EMPLOYEE CLASSIFICATION ACT

PUBLIC UTILITY DISTRICTS –Cont'd **Contractor rights to payment**, See CONSTRUCTION PROMPT PAY ACT, NEBRASKA; 45-1201 Costs, 18-405 Creation, 18-401 to 18-404 Petition, 18-407 Extension of service, 18-405, 18-409, 18-410 Home rule charter, effect, 18-411 MUD, See METROPOLITAN UTILITIES DISTRICT; 14-2101 **Notice.** 18-403 Protest, effect, 18-403, 18-404 Public power districts, See PUBLIC POWER DISTRICTS Public records, Access, 84-712 to 84-712.09, See also PUBLIC RECORDS Certain records that may be withheld, 84-712.05 Settled claims, requirements, 84-713 Purchasing card programs, 13-610, 81-118.02 Warrants, 18-408 PUBLIC WATER SYSTEM See generally WATER Cities of the first class, See CITIES OF THE FIRST CLASS Cities of the metropolitan class, See CITIES OF THE METROPOLITAN CLASS Cities of the primary class, See CITIES OF THE PRIMARY CLASS Cities of the second class. See CITIES OF THE SECOND CLASS Drinking water, Environmental protection, See WELLHEAD PROTECTION AREA ACT; 46-1501 Financial assistance, See DRINKING

WATER STATE REVOLVING FUND ACT; 71-5314 Radon mitigation program, 71-

3502.01 Regulation,

Rates and charges, See WATER SERVICE REGULATION ACT; 75-1001

Water quality, See SAFE DRINKING WATER ACT, NEBRASKA; 71-5301 Municipal budget and information requirements, See MUNICIPAL **PROPRIETARY FUNCTION ACT: 18-**2801 Public suppliers, transfer of water, permit required, See MUNICIPAL AND RURAL DOMESTIC GROUND WATER TRANSFERS PERMIT ACT; 46 638 Rural water districts. Attachment of property by petition, 46-1012 to 46-1014 Audit by Auditor of Public Accounts, when, 84-304 Board of directors, 46-1006, 46-1007, 46-1016 to 46-1018 Bonds, 46-1015, See also BONDS Refunding, 10-142 Budget requirements, See BUDGET ACT, NEBRASKA; 13-501 Consolidation of districts, 46-1021 to 46-1026 Contracts authorized, 46-1009 Definitions, 46-1001 Dissolution, 46-1019 Employees, 46-1010 Natural resource development loans, See CONSERVATION CORPORATION ACT; 2-4201 Organization. Petition procedure, 46-1002 to 46-1005 Prohibited, when, 46-1001.01 Plans for improvements, filing, 46-1011 Powers, 46-1008 Unit fees, 46-1011 Withdrawal of land by petition, 46-1020 Service, regulation, See WATER SERVICE REGULATION ACT; 75-1001 **Utilities**, See UTILITIES Villages, See VILLAGES Wastewater treatment facilities and systems, See SEWERS AND SEWER DISTRICTS Water, Drinking water, this heading

PUBLIC WATER SYSTEM –Cont'd Water quality monitoring, 46-1301, 46-1304, 46-1305 Wells, See WELLS

PUBLICATIONS CLEARINGHOUSE, NEBRASKA

See generally STATE GOVERNMENT Commission, Nebraska Library, 51-401 to 51-403, See also LIBRARIES Duties, 51-411 to 51-418

PULASKI'S MEMORIAL DAY See HOLIDAYS

PUNITIVE DAMAGES

PURCHASING CARD PROGRAMS

See generally PUBLIC FUNDS Political subdivision purchasing card program, 13-610 State purchasing card program, 81-118.02 State Purchasing Card Distributive Fund, 81-1110.06

PURE FOOD ACT, NEBRASKA

See generally FOOD Access to premises, 81-2,281 Act. How cited, 81-2,239 How construed, 81-2,263 Acts prohibited, 81-2,275 to 81-2,286 Advertising, false, prohibited, 81-2.285 Changes requiring notice, 81-2,271 Codes and practice, Adopted by reference into act, 81-2.239 Construction of codes, 81-2,263 Current Good Manufacturing Practice In Manufacturing, Packing, or Holding Human Food, 81-2,259 Filing, 81-2,262 Food Salvage Code, 81-2,258 Contracts for regulation, 81-2,281, 81-2.288 Definitions, 81-2,240 to 81-2,254.01

Disciplinary actions, 81-2,273 Enforcement, 81-2,287, 81-2,289, 81 2.290 Exemptions, 81-2,270, 81-2,288, 81-2,292 Federal regulations, use of, when, 81-2.286 Food and food containers and linens, restrictions and requirements, Adulteration of food, prohibited, 81-2.282 Deceptive packaging prohibited, 81-2,284 Linens, 81-2,272.34 Misbranded food, prohibited, 81-2,283 Potentially hazardous food, 81-2,272.01, 81-2,272.24, 81-2,272.25 Reduced oxygen packaging, 81-2,272.27 Food employee, health and sanitation requirements, 81-2,272.10, 81-2,272.32, 81-2,272.33 Food establishments, food processing plants, and salvage operations. Change of location or ownership, duties, 81-2,271 Construction, conversion, or remodeling of, 81-2,267 Equipment, design and fabrication requirements, 81-2,268 Facilities, design and fabrication requirements, 81-2,268 Food establishments, water supply requirements, 81-2,272.31 Food processing plants, additional compliance requirements, 81-2,277 Inspections. Access to premises, 81-2,281 Fees, 81-2,270 Intervals, regulatory authority determination, 81-2,288.02 Reporting requirements, 81-2.288.01 Required for permit, 81-2,272

PURE FOOD ACT, NEBRASKA –Cont'd Food establishments, food processing plants, and salvage operations -Cont'd Permits, Denial, hearing, 81-2,272 Disciplinary actions, 81-2,273 Mobile food unit or pushcart, copy available, 81-2,271 Posting, 81-2,271 Required, 81-2,270 Regulation, 81-2,276 Requirements, exemptions, 81-2,270 Unlawful operation, 81-2,275 Fund, Pure Food Cash, 81-2,291 Hearing, 81-2,274 Injunctions and restraining orders, 81-2.289 Orders, stop-sale, stop-use, and removal, 81-2,287 **Probation**, 81-2,273 Rules and regulations, 81-2,288 Service of process, 81-2,274 Suspension or revocation, 81-2,273 Violations, Penalty, 81-2,290 Priority items, designation, 81-2,257

PURSUIT

See generally LAW ENFORCEMENT Arrests by law enforcement officers, 29-215 Death of suspect during apprehension by law enforcement, Grand jury convened, procedure, 29-1401 Notify county coroner, 23-1821 High-speed chases, law enforcement, 29-211 Pursuit by law enforcement, liability, Interstate, 29-417.01, See also FRESH PURSUIT, UNIFORM ACT ON Political subdivisions, 13-911, See also POLITICAL SUBDIVISIONS TORT CLAIMS ACT State, 81-8,215.01, See also STATE TORT CLAIMS ACT

Q

QUALITY ASSESSMENT AND **IMPROVEMENT ACT** See generally HEALTH CARE PLANS Accreditation, use of private entities authorized, 44-7205 Act. Applicability, 44-7204 How cited, 44-7201 Cease and desist order, 44-7214 Confidentiality, 44-7210 Definitions. 44-7203 Health carrier, Closed plans, quality improvement duties, 44-7207 Contracts, duties, 44-7211 Managed care plans, guality assessment duties, 44-7206 Medical officer or director, oversight duties, 44-7208 Reporting and disclosure requirements, 44-7209 Immunity from suit of quality committee, 44-7210 Intent, 44-7202 Quality assessment and improvement programs, **requirements**, 44-7206 to 44-7211 Rules and regulations, 44-7215 Violations. Notice and hearing, 44-7212 Penalties, 44-7213, 44-7214 QUALITY CHILD CARE ACT See generally CHILDREN AND MINORS Accreditation, voluntary, 43-2620.01 Act, how cited, 43-2601 Agency collaboration, 43-2620 Block grants, use, 43-2621

Communicable diseases, notice to

Interagency Coordinating, 43-

parents, 43-2617 Council, Early Childhood

3401, 43-3402

Inspections, 43-2618

Payments, restricted, 43-2609

Definitions, 43-2605 **Family child care homes**,

Location, 43-2616

QUALITY CHILD CARE ACT -Cont'd Family child care homes –Cont'd Registration, 43-2609 Funds. Child Care Grant Fund, 43-2622, 43-2623 Early Childhood Program Training Fund, 43-2607 Grants, 43-2621 to 43-2625 Intent, 43-2602 to 43-2604, 43-2623 Office for child development and early childhood education services. 43-2619 Providers, training requirements, 43-2606 Rules and regulations, 43-2620.01, 43-2625 Toll-free hotline, 43-2608 Training for providers, 43-2606 QUALITY EDUCATION ACCOUNTABILITY ACT See generally ELEMENTARY AND SECONDARY EDUCATION Academic content standards. 79-760.01, 79-760.02 Act, how cited, 79-757 Committee, technical advisory on statewide assessment plans and instruments, 79-760.03 Definitions, 79-758 Mentor teacher program, 79-761 Rules and regulations, 79-762 School districts, educational service units, and learning communities, duties, 79-760.02, 79-760.05 Standard college admission test, pilot project, report, 79-759 State Board of Education, Commissioner of Education, priority school report, 79-760.07 Duties, 79-760.01 to 79-762 Statewide systems, Assessment and reporting of, Individual school performance, 79-760.06 School district performance, 79-760.03, 79-760.06

Priority schools, Commissioner of Education, annual report, 79-760.07 Designation, 79-760.06 Intervention team, duties, 79-760.07 Tracking individual student achievement, 79-760.05 Students with disabilities, accommodations, 79-760.03 QUALITY JOBS ACT See generally ECONOMIC DEVELOPMENT Act. Applicability, 77-4934 to 77-4934.02 How cited, 77-4901 Definitions, 77-4903 to 77-4926 **Department of Revenue report**, 77-4933 Joint hearing, 77-4933 Electric service, negotiated rates, **authorized**, 18-418 **Exclusions**, 77-4931 Fund, Nebraska Incentives, 72-2501, 77-4928 Intent, 77-4902 Project, transfer, 77-4930 Rules and regulations, 77-4932 School districts, additional expenses due to act, compensation, when, 58-529 Wage benefit credit, Agreement, 77-4928 Alternate wage benefit credit, calculation. 77-4927.01 Application, 77-4928, 77-4935 Fee, 77-4928 Calculation, 77-4927 Penalties, 77-4929 Recapture or disallowance, 77-4929 Refund, excess withholding, 77-4927, 77-4927.02

QUESTIONS OF LAW AND FACT

See generally LEGAL PROCEDURE Civil procedure, Clerk of the court, preparation of trial docket, 25-2211 Issues of law and fact, 25-1101

QUESTIONS OF LAW AND FACT -Cont'd

Civil procedure –*Cont'd*, Issues of law and fact –*Cont'd* How tried, 25-1104, 25-1105 Issue of fact, how formed, 25-1102 Joinder issue, 25-311, 25-320 Reference of issues of law and fact, when, 25-1129 Summary judgment, motion for, proceedings, 25-1332 Trial by court, findings of fact, conclusions of law, 25-1127 Trial by referee, 25-1131 Supreme Court, answer questions of law, when, 24-219

QUIET TITLE

See generally ACTIONS Action authorized, 25-21,112 Adverse claims, 25-21,115 Appeal, 25-21,120 Costs, 25-21,119 Liens, Recorded, effect, 25-21,115 Unenforceable, 25-21,116 Parties defendant, 25-21,113, 25-21,114 Process, service, 25-21,118 Remainder or reversionary interest, 25-21,117 Trial, 25-21,120

QUO WARRANTO

See generally ACTIONS Procedure, 25-21,121 to 25-21,148

R

RABIES

See generally DISEASES AND INJURIES Animals, See ANIMALS Bites, Confinement of animal by owner, when, 71-4406 Treatment of bitten domestic or hybrid animal, 71-4407 Definitions, 71-4401 Enforcement, 71-4409, 71-4412 Impoundment, 71-4408, 71-4411

Law enforcement animal. treatment, 71-4406 **Pseudorabies**, See PSEUDORABIES CONTROL AND ERADICATION ACT: 54-2235 Rules and regulations, 71-4402.01, 71-4402.03 Seizure of animal, 71-4406, 71-4410 Vaccination, Certificate, 71-4403 Cost, 71-4404 Exemptions, 71-4405 Required, 71-4402, 71-4402.02 Sales of vaccine, restrictions, 71-4402 Violations, penalty, 71-4410 **RACIAL PROFILING** See generally CIVIL RIGHTS Advisory Committee, Racial

Profiling, Created, 20-506 Duties, 20-506 Definitions, 20-503 Intent, 20-501 Law enforcement agencies, Records required, 20-504 Written prevention policy, contents, 20-504 Law enforcement officers, Motor vehicle stop, information form, 20-505 Racial profiling prohibited in detention or motor vehicle stop, 20-502 Nebraska Commission on Law Enforcement and Criminal Justice, duties, Analysis of records, 20-504 Develop forms, 20-505

Model policy, 20-504 Violations, reporting required, 20-

504

RACKETEERING

See PUBLIC PROTECTION ACT; 28-1352

RADAR

See generally LAW ENFORCEMENT

RADAR –Cont'd County attorney, continuing education requirements include electronic speed measurement principles, 23-1212 to 23-1222 Radar transmission devices, use, 60-6,274 to 60-6,277 Speed measurement device, use, 60-6.192 Traffic regulations, See RULES OF THE ROAD, NEBRASKA; 60-601 RADIATION CONTROL ACT See generally HAZARDOUS MATERIALS Act, Existing rules, licenses, and proceedings, how treated, 71-3518.01 How cited, 71-3519 How construed, 71-3520 Acts prohibited, 71-3514.01 Administrator of radiation control, 71-3504 Agreements authorized, 71-3509, 71-3510 Appeal, 71-3513, 71-3517 Definitions, 71-3503 Department, Powers and duties, 71-3504, 71-3505, 71-3508.01, 71-3510, 71-3513 Right of entry, 71-3507 Disposal sites, 71-3508.01 to 71-3508.04 Emergencies, 71-3513, 71-3516 Impounded source of radiation, disposition, procedure, 71-3516.01 Fees, 71-3508.03 Hearings, 71-3517 **Injunction**, 71-3514 Inspections, 71-3507 Intent, 71-3501, 71-3502 Local law, superseded when, 71-3511 Radioactive material, Possession or use, requirements, 71-3508

Registration or licensure, 71-3507, 71-3515 Exemptions, 71-3507, 71-3518 Required, when, 71-3515 Surety, long-term care, 71-3508.04 Terms and conditions, 71-3508.01 Source material, agreements with federal government, effect, 71-3509 Radon. Radon mitigation program, 71-3502.01 Regulation of measurement and mitigation businesses and professions, 71-3507 Regulated professions, Industrial radiographer, accreditation, 71-3507 Licenses. Radon measurement specialist, 71-3507 Radon mitigation specialists, 71-3507 Reciprocity, 71-3507 Uniform Credentialing Act, applicability, 71-3507, 71-3517 Rules and regulations, 71-3507, 71-3513 Surveys, 71-3507 Violations. Notice requirements, 71-3517 Penalties, 71-3517 Water, drinking, radon mitigation program, 71-3502.01 RADIO See generally TELECOMMUNICATIONS Civil rights, See FREEDOM OF **EXPRESSION** Sources, nondisclosure of, See FREE FLOW OF INFORMATION ACT; 20-144 Copyrighted material, sales and use tax exemption, 77-2704.39 Defamation, liability, 25-840.02 Hunting, prohibited uses, 37-517 to 37-521 Police radio transmissions, interference, 28-1312

RADIO –Cont'd Public safety system, See PUBLIC SAFETY COMMUNICATION SYSTEM ACT, NEBRASKA; 86-401 State, division of communications, duties, 81-1120.17 RADIOACTIVE MATERIALS See generally ENERGY Calibration of radiological instruments, 71-3529 to 71-3536 Compact, Central Interstate Low-Level Radioactive Waste. See LOW-LEVEL RADIOACTIVE WASTE DISPOSAL ACT; 81-1578 Emergencies, department, impound source, 71-3516, 71-3516.01, See also RADIATION CONTROL ACT High-level radioactive waste and transuranic waste, shipment across state. Applicability of sections, 71-3528 Definitions, 71-3524 Fees. 71-3525 Fund, Radiation Transportation Emergency Response Cash, 71-3526 Intent, 71-3523 Rules and regulations, 71-3527 Industrial radiographer, See RADIATION CONTROL ACT; 71-3501 Low-level waste disposal, See LOW-LEVEL RADIOACTIVE WASTE DISPOSAL ACT; 81-1578 Medical radiographers, See MEDICAL RADIOGRAPHY PRACTICE ACT; 38-1901 Midwestern Nuclear Compact, Vol. 2A Appendix section 1-116 Nuclear power plant, Damage to property or fuel, penalty, 70-2105 Management contract, indemnification, when, 70-627.02 Public health threat, detection and monitoring, syndromic surveillance program, 71-552

Public power district, development of radioactive material and energy, 66-1061, 70-627.02 Radiation Health Center, Regional, 85-805 to 85-807 Radioactive material, development by public power district, 66-1061, 70-627.02 Radiological instruments, calibration of, 71-3529 to 71-3536 Radon mitigation, licenses, See RADIATION CONTROL ACT: 71-3501 **Regulatory program, See RADIATION** CONTROL ACT; 71-3501 Remediation. Covenant runs with the land, See ENVIRONMENTAL COVENANTS ACT. UNIFORM: 76-2601 Superfund sites, Superfund Cost Share Cash Fund, 81-15,180 Repair, replacement, and calibration of radiological instruments, 71-3529 to 71-3536 Syndromic surveillance program, 71-552 Tax incentives for renewable energy projects, 77-5715, 77-5725, See also NEBRASKA ADVANTAGE ACT Uranium. Mining, methods prohibited, 81-1531.02 Severance tax. Bond, indemnity, 57-1206 Deductions, 57-1208 Definitions, 57-1201 Delinquent, 57-1209, 57-1210 Enforcement, 57-1214 Levy, 57-1202 Payment, by whom, 57-1207 Payments, 57-1204 By mail, effect, 49-1201 to 49-1203 Perjury, 57-1211 Rate, 57-1203 Remittance, 57-1205 Report, 57-1204, 57-1207 Failure to make, penalty, 57-1213

RADIOACTIVE MATERIALS –Cont'd Uranium –Cont'd,

Severance tax –*Cont'd* Return, failure to make, 57-1213 Rules and regulations, 57-1212

RADIOGRAPHERS

Industrial radiographers, See

RADIATION CONTROL ACT; 71-3501 **Medical radiographers,** *See* MEDICAL RADIOGRAPHY PRACTICE ACT; 38-1901

RADIOLOGICAL INSTRUMENTS

See RADIOACTIVE MATERIALS

RAFFLES

See generally GAMBLING Authorized, Article III, section 24, Constitution of Nebraska Gambling offenses, 28-1101 to 28-1117 Lotteries and raffles, See LOTTERY AND RAFFLE ACT, NEBRASKA; 9-401 Small lotteries and raffles, See

SMALL LOTTERY AND RAFFLE ACT, NEBRASKA; 9-501

RAILROADS

See generally COMMON CARRIERS **Abandoned railroad line**, See also TRAILS Removal of crossing protective

devices, 74-1319

Accident,

Crossings, duty to report, 74-1316 Prohibited law enforcement procedures, 74-597 Reports, 74-1316, 75-426

Agreements with state, outstanding, Department of Roads, oversight, 81-701.05

Animals,

Duty of railroad, 74-605

Liability, 74-604 Assumption of risk, 25-21,184, 75-403

Bridges, requirements, 74-1331

Car line companies, tax assessment, 77-679 to 77-691, See also CAR LINE COMPANIES Carload. commercial unit for sales. UCC 2-105, See also COMMERCIAL CODE, UNIFORM Cars. Stock, unsanitary, 28-1306 Track motor, equipment requirements, 28-1306 Claims against common carriers, 75-131, 75-132 Conductor, intoxication while operating locomotive, penalty, 74-921 Connecting lines, 75-428 Crossings. Accident, duty to report, 74-1316 Blocked, penalty, 17-552 Commercial motor vehicle, requirements, 60-4,162, 60-4.168 Eliminate, when, 39-1730 Federal funds, 74-1315 Obstruction of view, penalty, 74-1323 Removal of crossing protective devices, when, 74-1319 Safety measures. Grade crossings, See HIGHWAY-RAIL GRADE CROSSING SAFETY AND CONSOLIDATION ACT, **NEBRASKA; 74-1320** Priorities, 74-1310 to 74-1314 Signal lights, 60-6,129, 60-6,170 Stop required, certain vehicles, 60-6.172 to 60-6,174 Stop signs, 60-6,171 Defenses, availability, 75-403 Definitions, 75-402 Demurrage charges, agreements, 75-405 Drinking water, duty to provide, 74-918 Eminent domain, Article X, sections 6 and 8, Constitution of Nebraska, 74-308 Equipment, Repair, duty, 75-115 Track motor cars, 74-592, 74-593

RAILROADS –Cont'd Execution and sale of property, Article X, section 2, Constitution of Nebraska Fencing of right-of-way, 74-601 to 74-604 Fund, Grade Crossing Protection, Created, 74-1317 Uses, 74-1318 Hazardous materials, shipment of radioactive materials, fees, 71-3523 to 71-3528. See also RADIOACTIVE MATERIALS Hours of employment, 75-419, 75-420 Hunting on right-of-way, 74-609.01 Land, agricultural lease, See AGRICULTURAL SUPPLIERS LEASE PROTECTION ACT: 2-5501 Liability, Article X, section 4, Constitution of Nebraska Liens, construction, labor, and materials, 52-115 to 52-117 Light-density rail line, political subdivisions, use of local tax funds authorized, procedure, 74-1427 Lighting, 14-102, 17-561 Liquor license, See LIQUOR CONTROL ACT, NEBRASKA; 53-101 Litter, duty to remove, 74-595 Livestock, Injury, Duty of railroad, 74-605 Liability, 74-604 Shipper, requirements, 54-7,104 Mowing, requirements, 74-608, 74-609, 74-919 Negligence actions, assumption of risk, 25-21,184, 75-403 Obstructions, 74-1323 Political subdivisions, use of local tax funds for light-density rail line or facility construction, 74-1427 Public lands, donations to, prohibited, Article III, section 21, Constitution of Nebraska

Public Service Commission. jurisdiction, 75-109, 75-109.01, 75-401, See also PUBLIC SERVICE COMMISSION Safety and health, 74-918, 74-919, 74-1313, 74-1316, 74-1323 Rates. Regulation, Article X, sections 4 and 7, Constitution of Nebraska, 75-119 Unjust discrimination and practices prohibited, 75-126 Regulation, Legislative powers, Article X, section 4, Constitution of Nebraska Municipal, 14-102, 15-209, 15-261, 16-211, 16-212, 17-143, 17-144, 17-551, 17-561 Scope and procedure, 75-401 to 75-430, See also PUBLIC SERVICE COMMISSION Report, annual, and fee, 75-116 **Reports**, Article X, section 1, Constitution of Nebraska Right-of-way. Abandoned right-of-way, development as trail, See TRAILS Fencing, 74-601 to 74-604 Hunting, 74-609.01 Purchase by Department of Roads, when, 90-238 Telecommunications wire-crossing agreement, requirements, 86-164 Wildlife cover, 74-608 Roads, 74-307 Digging up or crossing, 39-1362 Rolling stock, sales and use tax exemption, 77-2704.27, 77-2704.50 Safety, Federal standards, enforcement, 75-401 Flashing amber lights on motor vehicles for passengers, 60-6.232 Measures, Department of Roads determine, 74-1311

RAILROADS –Cont'd Safety -Cont'd Political subdivisions, recommendations, 74-1314 Priority list of crossings, 74-1312, 74-1313 Requirements, 74-915 to 74-919 Sanitation requirements, 74-915 to 74-918 Stock cars, unsanitary, 28-1306 Securities, issuance, 75-148 to 75-151 Security agreements, requirements, 76-1101 to 76-1104 Shipment of personal property, rights, 75-152 to 75-154 Signals, requirements, 75-429, 75-430 Speed limits, interstate railroads, ordinance requirements, 74-596 State, purchase or lease of railroad property, 81-2801 Station, closing, 75-401.01 Statute of limitation, 25-226 Stock, governmental ownership restricted, Article X, sections 3 and 5, Constitution of Nebraska Streets, roads, and highways, blocking, liability, 74-594 Switches, requirements, 75-429 Taxation. Definitions, 77-101 to 77-132 Excise, 74-1320 to 74-1322 Property, 77-602 Annual statement, 77-603, 77-606 Authorized, 77-601 Classification. Article VIII. section 1, Constitution of Nebraska Delinguent, when, 77-623 Injunctions, prohibited, 77-616 Lien, 77-623 Proceeds, distribution, 77-604 Violation, penalty, 77-605 Rolling stock, sales and use tax exemption, 77-2704.27, 77-2704.50 Sale of, report required, 77-603.01 Subpoenas, 77-607 Track, reporting of miles, 77-606

Valuation. Adjustments, 77-693 Appeals, 77-612 Exemption, See PERSONAL PROPERTY TAX RELIEF ACT; 77-1237 Notice requirements, 77-612 Report, contents, 77-621 Taxable value, 77-604, 77-609, 77-623 Track motor cars, equipment requirements, 74-592, 74-593 Trails. See TRAILS **Transmission lines**, 75-701 to 75-708 Telecommunications wire-crossing agreement, requirements, 86-164 Transportation, See TRANSPORTATION Transportation safety districts, railroad, 74-1301 to 74-1308 Budget requirements, See BUDGET ACT, NEBRASKA; 13-501 Violations, penalties, 75-117, 75-155 Civil liability, 75-403 Watercourses, crossings, 74-307 Weeds, destruction by city or village, 18-1719 Weighing, requirements, 74-548 to 74-550 **RAILWAY COMMISSION** See PUBLIC SERVICE COMMISSION RANGELAND GRASSHOPPER CONTROL ACT, NEBRASKA See generally AGRICULTURAL PRODUCTS Act, how cited, 2-1071 Agreements, authorized, 2-1067 Appropriation, limitation, 2-1067 Bidding procedures, 2-1069 Contracts, authorized, 2-1068 County boards, expenditure of funds, 2-1066 Fund, Grasshopper Control Cash, 2 - 1070

RAPE

See SEXUAL ASSAULT

READ, EDUCATE, AND DEVELOP YOUTH ACT, NEBRASKA

See generally CHILDREN AND MINORS Act, how cited, 79-1901 Fund, READY Cash, 79-1904 Newborns, educational packet for parents of, 79-1902, 79-1903

REAL ESTATE

See generally PROPERTY Abandoned,

Acquisition by land bank, See MUNICIPAL LAND BANK ACT, NEBRASKA; 19-5201 Sale by cities of the second class

and villages, 17-569 Abstracts, See ABSTRACTERS ACT; 76-535

Acquisition by political subdivisions, appraisal

required, when, 13-403 Adverse possession, See Adverse POSSESSION

Agents, See REAL ESTATE BROKERS AND SALESPERSONS

Agricultural land, See AGRICULTURAL LANDS

Alien ownership, Article I, section 25, Constitution of Nebraska, 76-402 to 76-415

Appraisers, See REAL PROPERTY APPRAISER ACT; 76-2201

Appraisal management companies, See APPRAISAL MANAGEMENT COMPANY REGISTRATION ACT, NEBRASKA; 76-3201

Assessment of real property, See ASSESSMENT AND EQUALIZATION

Attachment, other county, procedure, 25-533

Boundaries, See BOUNDARIES

Brokers, See REAL ESTATE BROKERS

AND SALESPERSONS

Buildings, See BUILDINGS

Cabin trailers, 77-103

Cities, acquisition, Appraisal required, when, 13-403

Procedure, 18-1755

Closing agents, Certificate of satisfaction, authority to execute, See SECURITY INSTRUMENT SATISFACTION ACT, **NEBRASKA**; 76-2801 Requirements, 76-2,121 to 76-2,123 Condemnation, See EMINENT DOMAIN Condominiums, Condominium property regime, See CONDOMINIUM PROPERTY ACT; 76-801 Requirements, See CONDOMINIUM ACT, NEBRASKA; 76-825 Construction liens, See CONSTRUCTION LIEN ACT, NEBRASKA; 52-125 Construction projects, professional engineer or architect, required. when, 81-3446, 81-3449, 81-3453 Contractors. Registration, See CONTRACTOR **REGISTRATION ACT; 48-2101** Right to payment, See CONSTRUCTION PROMPT PAY ACT, NEBRASKA; 45-1201 Contracts, dual, prohibited, 76-2,106 to 76-2,108 **Conveyances**, See CONVEYANCES Conveyance rules, See PROPERTY ACT, UNIFORM; 76-101 Corporate ownership restrictions. land used for farming or ranching, Article XII, section 8, Constitution of Nebraska, found unconstitutional in Jones v. Gale, 470 F.3d 1261, 2006, 76-402 to 76-415 Cotenancy, when presumed, 76-275.07 Counties, acquisition, appraisal required, when, 13-403 County ag society, See COUNTY AGRICULTURAL SOCIETY ACT; 2-250 Covenants, environmental, See ENVIRONMENTAL COVENANTS ACT, UNIFORM; 76-2601 Crimes and offenses, See CRIMES

AND OFFENSES

REAL ESTATE -Cont'd Curative acts, 76-258 to 76-275.07, See also CURATIVE ACTS **Deeds.** See DEEDS Deeds of trust, See DEEDS OF TRUST Requirements, See TRUST DEEDS ACT, NEBRASKA; 76-1001 **Discrimination**, By real estate professionals, prohibited, 81-885.24 Prohibited, See FAIR HOUSING ACT, NEBRASKA: 20-301 Easements for conservation. See CONSERVATION AND PRESERVATION EASEMENTS ACT; 76-2,111 Ejectment, 25-2124 to 25-2128, See also EJECTMENT Eminent domain, See EMINENT DOMAIN Escheat, 76-401 **Escrow**, See ESCROW Farm land, See AGRICULTURAL LANDS Fences, See FENCES Forced sales, disposition of proceeds, 45-1,111 Foreclosure, See FORECLOSURE Foreign ownership, 76-402 to 76-415 Future interests, See also PROPERTY ACT, UNIFORM; 76-101 Authorized, 76-210 Contingencies, effect, 76-116 Cotenants, treatment, 76-117 Creditors' rights, 76-108 Restrictions and limitations, 76-299 to 76-2,105 Highways, See HIGHWAYS AND ROADS Historic property, Rehabilitation valuation, Classification, Article VIII, section 2, Constitution of Nebraska, 77-201 Procedure, 77-1385 to 77-1388 Tax credits, See JOB CREATION AND MAINSTREET REVITALIZATION ACT, NEBRASKA; 77-2901 Homesteads, See HOMESTEADS Housing, See HOUSING Improvements, holder of better title, payment, 76-301 to 76-311 Investment trusts, 30-3213, 30-3214

Isolated land, access road, 39-1713 to 39-1719 Joint tenancy, severance when, 76-2.109 Landlords, See LEASES AND RENTAL AGREEMENTS Leases. Assignment of rents, terms, 52-1701 to 52-1708, See also LEASES AND RENTAL AGREEMENTS Railroad lands, See AGRICULTURAL SUPPLIERS LEASE PROTECTION ACT: 2-5501 Time-share lease, See TIME-SHARE ACT, NEBRASKA; 76-1701 Writing requirements, 36-103 to 36-107, See also STATUTE OF FRAUDS Liens. See LIENS Commercial real estate broker commissions, See COMMERCIAL REAL ESTATE BROKER LIEN ACT; 52-2101 Federal lien registration, See FEDERAL LIEN REGISTRATION ACT. UNIFORM; 52-1001 Mapping, Geographic Information Systems, 86-569 to 86-573 Plane coordinate system, See PLANE COORDINATE SYSTEM ACT, NEBRASKA; 76-2501 Marketable title, Marketable title requirements, 76-288 to 76-298 Private transfer fee obligations, violate public policy, See PRIVATE TRANSFER FEE **OBLIGATION ACT; 76-3101** Security interest satisfied, instruments to record. See SECURITY INSTRUMENT SATISFACTION ACT. NEBRASKA: 76-2801 Merger of estates, 76-274, 76-275 Mineral interests. 57-227 to 57-238. 72-301 to 72-314 Mobile homes. 77-103 Mortgages, See MORTGAGES

REAL ESTATE –Cont'd Natural areas register, 37-714 to 37-721 Nontestamentary transfers, 30-2715 Transfer on death deed, 76-3407, See also REAL PROPERTY TRANSFER ON DEATH ACT. NEBRASKA UNIFORM Oil and gas interests, 57-201 to 57-224, See also OIL AND GAS Partition, 25-2170 to 25-21,111, See also PARTITION Party walls, See BUILDINGS Patents, See also PATENTS Rights of heirs, 76-281, 76-282 Political subdivision, acquisition, appraisal required, when, 13-403 Possession of. Action for, See FORCIBLE ENTRY AND DETAINER Not effective as notice to creditors and purchasers, when, 76-238 Possibilities of reverter, treatment, 76-107 Prairie, virgin prairie, sale, conditions, 72-1306 to 72-1308 Promissory note, nontestamentary transfers, 30-2715 Publicly financed project, reimbursement to displaced person, See RELOCATION ASSISTANCE ACT; 76-1214 Quiet title, 25-21,112 to 25-21,120, See also QUIET TITLE Ranch land, See AGRICULTURAL LANDS Real property tax, See REAL PROPERTY TAX Recording of instruments, Master form instrument, use, 76-2.125 Procedure, See DEEDS Recreation liability, 37-729 to 37-736, See also AGRITOURISM PROMOTION ACT, NEBRASKA; 82-601 **Redemption,** See TAX SALES Reentry, rights of, 76-107

Rents, security interest in, 52-1701 to 52-1708, See also LEASES AND **RENTAL AGREEMENTS** Retirement communities, 76-1301 to 76-1315, See also SENIOR CITIZENS **Roads**, See HIGHWAYS AND ROADS Rule against perpetuities, See RULE AGAINST PERPETUITIES ACT. UNIFORM STATUTORY; 76-2001 Sale of, See also CONVEYANCES File of sales statewide, 77-1327, 77-1377 Judicial sales, 25-1326 to 25-1328 Tax sales, See TAX SALES **Salespersons,** See REAL ESTATE **BROKERS AND SALESPERSONS** Shelley's case, rule abolished, 76-112 Solar agreements, 66-901 to 66-914, See also SOLAR ENERGY Special assessments, See SPECIAL ASSESSMENTS Specific performance, 36-106 State-owned land. 72-101 to 72-108 Statutes of fraud, See STATUTE OF FRAUDS Streets, See STREETS Subdivisions, sales, 81-885.33 to 81-885.42 Surveys, See SURVEYS AND SURVEYORS Swimming pools, See SWIMMING POOLS Tax sales, See TAX SALES **Taxation of, See REAL PROPERTY TAX** Tenants, See LEASES AND RENTAL AGREEMENTS Testamentary disposition of property held adversely, 76-109 Time-share agreements, See TIME-SHARE ACT, NEBRASKA; 76-1701 Title. Actions to quiet title, 25-21,112 to 25-21,120, See also QUIET TITLE Affidavits to correct defects, 76-271, 76-272, 76-2,110 Deed, See DEEDS

REAL ESTATE -Cont'd Title –Cont'd Holder of better title, payment of improvements and taxes, 76-301 to 76-311 Marketable, 76-288 to 76-298 Title insurance. Agent, See TITLE INSURANCE AGENT ACT; 44-19,106 Requirements, See TITLE INSURERS ACT; 44-1978 Townsites, 76-285 to 76-287 Lots, 76-283, 76-284 Trespass, Damages, 25-2130, 25-2131 Future interests, 25-2132 Heirs, rights, 25-2133 Occupant, timber rights, 25-2135, 25-2136 Purchaser, rights, 25-2134 Trust deeds, See DEEDS OF TRUST Requirements, See TRUST DEEDS ACT, NEBRASKA; 76-1001 Villages, acquisition, Appraisal required, when, 13-403 Procedure, 18-1755 Waste, 25-2132 Damages, 76-120 Heirs, rights, 25-2133 Liability, 25-2129 Occupant, timber rights, 25-2135, 25-2136 Purchaser, rights, 25-2134 Weed control, See WEEDS Wind agreements, 66-901 to 66-914, 76-3001 to 76-3004, See also WIND ENERGY Zoning and planning, See ZONING AND PLANNING REAL ESTATE BROKERS AND SALESPERSONS See generally PROFESSIONS AND OCCUPATIONS Agency relationships, Affiliated licensees, 76-2427, 76-2428 Agreement for brokerage services, when required, 76-2422

Asset management company as client, effect, 76-2422.01 Brokers. Limited agent, appointment, 76-2427 Written policies required, 76-2420 Buyer's agent, powers and duties, 76-2418 Closing agents, Certificate of satisfaction, power to execute, See SECURITY INSTRUMENT SATISFACTION ACT. NEBRASKA: 76-2801 Requirements, 76-2,121 to 76-2,123 Common law superseded, 76-2429 Compensation, 76-2416, 76-2424 Confidentiality, Buyer's agent or tenant's agent, 76-2418 Dual agent, 76-2419 Seller's agent or landlord's agent, 76-2417 Definitions, 76-2402 to 76-2415 Disclosures required, 76-2417, 76-2418, 76-2421 Dual agent, powers and duties, 76-2419 Intent, 76-2401 Landlord's agent, powers and duties, 76-2417 Limited agent, appointment by designated broker, 76-2427 Misrepresentations, liability, 76-2426 Policies, written, required, 76-2420 Representation, commencement and termination. 76-2423 Rules and regulations, 76-2,123, 76-2430 Seller's agent, powers and duties, 76-2417 Tenant's agent, powers and duties, 76-2418 Types authorized, 76-2416 Violations, 76-2425 Brokerage services offered, duties, 76-2421 Brokers, lien for commissions due. See COMMERCIAL REAL ESTATE BROKER LIEN ACT; 52-2101

REAL ESTATE BROKERS AND **SALESPERSONS** –Cont'd **Business forms**, See BUSINESS ENTITIES Contracts, requirements, 36-107, See also STATUTE OF FRAUDS **Disclosures required**, Agent, 76-2417, 76-2418, 76-2421 Seller, Disclosure statement, 76-2,120 Water resources update notice. 76-2.124 Licenses and permits, Appraisers, See REAL PROPERTY APPRAISER ACT; 76-2201 Brokers and salespersons, See REAL ESTATE LICENSE ACT, NEBRASKA: 81-885 Sanitary and improvement districts, statement and acknowledgment, required, 31-727.03 Time-share agreements, See TIME-SHARE ACT, NEBRASKA; 76-1701 Written instruments, when valid if notary is a real estate broker or salesperson, 64-211 REAL ESTATE LICENSE ACT, NEBRASKA See generally PROFESSIONS AND OCCUPATIONS Accounts, separate trust, 81-885.21 to 81-885.23 Act. See also REAL ESTATE BROKERS AND SALESPERSONS Applicability, 81-885.04, 81-885.05 How cited, 81-885 Action for compensation, limitation, 81-885.06 Acts prohibited, 81-885.24 Appeals, 81-885.30 Attorney General, powers and duties, 81-885.09, 81-885.23, 81-885.31, 81-885.43 Brokers. Appraisal report or opinion, exempt from Real Property Appraiser Act, 76-2221

Broker's price opinion or comparative market analysis, Exempt from Real Property Appraiser Act, 81-885.16 Requirements, 81-885.16 Business organization under, Business Corporation Act, Nebraska Model, 21-201 Professional Corporation Act, Nebraska, 21-2223 Defined, 81-885.01 License, 81-885.02 Application, 81-885.11 Expiration, 81-885.11 Conditions, 81-885.12, 81-885.13 Criminal history record information check, 81-885.13, 81-885.17 Display, 81-885.19 Fees, 81-885.14, 81-885.15 Fingerprinting, when required, 81-885.13, 81-885.17 Nonresident, 81-885.17 Prior law, 81-885.46 Refusal. 81-885.18 Required, 81-885.02, 81-885.03 Cease and desist order, 81-885.03 Change place of business, 81-885.20 Commission, State Real Estate, 81-885.07 Legal counsel, 81-885.09 Powers, 81-885.10 Sanctions, 81-885.10 Seal. 81-885.08 Terms of members, 81-885.07 Continuing education and training, 81-885.49 to 81-885.54 Definitions, 81-885.01, 81-885.03, 81-885.48 Disciplinary actions, 81-885.10, 81-885.24 to 81-885.30 Civil fines. Distribution and collection, 81-885.31 Imposition, 81-885.10, 81-885.24 Enforcement, 81-885.03, 81-885.43, 81-885.44 Errors and omissions insurance, required, 81-885.55

REAL ESTATE LICENSE ACT, NEBRASKA – Cont'd Examinations, fees, 81-885.14, 81-885.15 Fees, 81-885.07, 81-885.14, 81-885.15 Fund. State Real Estate Commission's, 81-885.15 **Injunction**, 81-885.43 Rules and regulations, 81-885.07 Salesperson license, Application, 81-885.11 Conditions, 81-885.12, 81-885.13 Criminal history record information check, 81-885.13, 81-885.17 Display, 81-885.19 Fees, 81-885.14, 81-885.15 Fingerprinting, when required, 81-885.13, 81-885.17 Nonresidents, 81-885.17 Prior law, 81-885.46 Refusal, 81-885.18 Required, 81-885.02, 81-885.03 Subdivisions, sales, 81-885.33 to 81-885.42 Subpoena, 81-885.27, 81-885.28 Trust accounts, 81-885.21 to 81-885.23 Violations, Cease and desist order, 81-885.03 Civil action. 81-885.44 Civil fines, 81-885.03, 81-885.10, 81-885.24 Criminal penalty, 81-885.45 Injunctive relief, 81-885.43

REAL PROPERTY

See REAL ESTATE

REAL PROPERTY APPRAISER ACT

See generally PROFESSIONS AND OCCUPATIONS Act, Exemptions, 76-2221 How cited, 76-2201 Action for compensation by credential holder, conditions,

76-2245

Acts prohibited. Appraisal without credentials, penalty, 76-2220, 76-2246 Grounds for disciplinary actions or denial of application, 76-2238 Appraisal report, disclosure statement required, when, 76-2221 Appraisal services authorized, 76-2247.01 Appraisers. Classifications, 76-2228 Directory of, 76-2249 Attorney General, powers and duties, 76-2248, 76-2248.01 Board, employees, and persons under contract, immunity, criminal and civil, when, 76-2225 Board, Real Property Appraiser, Created, 76-2222 Director, 76-2224 Facilities and personnel, 76-2224 Powers and duties. 76-2223 Business, principal place of, 76-2244 Certificate of good standing, 76-2250 Complaint against credential holder, procedure, 76-2239, 76-2240 **Continuing education** requirements, 76-2236 Credentials. Application, 76-2227 Appraisal without, penalty, 76-2220, 76-2246 Classifications, 76-2228 Certified general real property appraiser, National criminal history record check, 76-2232 Qualifications, 76-2232 Scope of practice, 76-2232 Certified residential real property appraiser. National criminal history record check, 76-2231.01 Qualifications. 76-2231.01 Scope of practice, 76-2231.01

REAL PROPERTY APPRAISER ACT -Cont'd Credentials -Cont'd. Classifications -Cont'd. Certified residential real property appraiser -Cont'd Upgraded credential, requirements, 76-2231.01 Licensed residential real property appraiser, National criminal history record check, 76-2230 Qualifications, 76-2230 Scope of practice, 76-2230 Upgraded credential, requirements, 76-2230 Real property associate. National criminal history record check, 76-2227.01 Qualifications, 76-2227.01 Scope of practice, 76-2227.01 Trainee real property appraiser, National criminal history record check, 76-2228.01 Qualifications, 76-2228.01 Scope of practice, 76-2228.01 Supervision, supervisory appraiser, 76-2228.02 Upgraded credential, requirements, 76-2228.01 Expiration, 76-2233.02 Fees, 76-2241 Inactive status, reinstatement, 76-2233.03 Proof of credentialing, issuance, 76-2242 Proper, required, 76-2220 Random fingerprint audit program, 76-2233.02 Reciprocity, Credential issuance, when, 76-2233 National criminal history record check, 76-2233 Renewal, 76-2233.02 Requirements, 76-2227 Temporary, 76-2233.01 Titles, use of, restrictions, 76-2236.01 Definitions, 76-2203 to 76-2219.02

Directory of appraisers, 76-2249 Disciplinary actions, 76-2238 to 76-2240 Enforcement by Attorney General, 76-2248, 76-2248.01 Exemptions from act, 76-2221 Fees, 76-2241 Fund, Real Property Appraiser, 76-2226 Good standing, certificate of, 76-2250 Intent. 76-2202 Investigations, 76-2239 Moratorium on enforcement actions for mass appraisals, 76-2251 Professional corporation, practice authorized, 76-2243 Real estate brokers and salespersons, See REAL ESTATE **BROKERS AND SALESPERSONS** Reciprocity, 76-2233 Rules and regulations, 76-2223 Standards of professional practice, 76-2237 **Uniform Standards of Professional** Appraisal Practice, 76-2237 **REAL PROPERTY APPRAISERS** See generally PROFESSIONS AND OCCUPATIONS Appraisal management company, registration and requirements, See APPRAISAL MANAGEMENT COMPANY REGISTRATION ACT, NEBRASKA; 76-3201 **Requirements, See REAL PROPERTY** APPRAISER ACT; 76-2201 **REAL PROPERTY TAX** See generally TAXATION Administration, See REVENUE, DEPARTMENT OF Adverse possession, reimbursement for taxes paid, 76-301 to 76-311 Agricultural and horticultural land, valuation for taxation. See ASSESSMENT AND EQUALIZATION Greenbelt law, this heading

REAL PROPERTY TAX -Cont'd Air carriers, 77-1244 to 77-1250.05 Assessment, See ASSESSMENT AND EQUALIZATION Assessors, See COUNTY ASSESSORS Board of equalization, See COUNTY BOARD OF EQUALIZATION Classifications of property, Article VIII, section 2, Constitution of Nebraska, 77-201 Collection of tax, 77-1701 to 77-1784 Corporations or companies, 77-1783.01 Liability of officers and employees, statutes of limitation, 77-1783.01 County treasurer, Duties, 77-1759 Failure, effect, 77-1760 to 77-1766 Maintain record, 77-1710 Overpayment to political subdivision, treatment, 77-1776 Delinguent taxes, See also TAX LIENS Foreclosure, See FORECLOSURE List of delinguent taxpayers, 77-378 Tax sale, See TAX SALES Distress warrant, procedure, 77-1717 to 77-1725.01 Electronic funds transfer, 77-2420 Errors. Lists required, 77-1742 Overpayment, treatment, 77-1776 Limited liability companies, 21-129, 77-1783.01, See also LIMITED LIABILITY COMPANY ACT, NEBRASKA UNIFORM Notice, 77-1701 Reciprocity, 77-1774 Settlement of county treasurer, 77-1743 to 77-1750 Tax statement, contents, 77-1701 Warrants, discounting prohibited, 77-1741 **Commission, See TAX EQUALIZATION** AND REVIEW COMMISSION ACT; 77-5001

77-1737 Confession of judgment by county, when, 77-1510.01 County assessor, duties, 77-1301 to 77-1317, 77-1327, 77-1329, See also COUNTY ASSESSORS County board of equalization, See COUNTY BOARD OF EQUALIZATION County taxes, maximum levy, Article VIII, section 5, Constitution of Nebraska Exception, procedure, 23-125 to 23-130 Credit for property tax relief, See PROPERTY TAX CREDIT ACT; 77-4209 Definitions, 77-101 to 77-132 Delinguency, 77-204 Collection, proration, 77-1624 Interest, 77-207, 77-1772 Sales authorized, 77-1801 to 77-1863. See also TAX SALES Setoff or deduction, 77-1771 Department of Revenue, numerical computations authorized, 77-3,117 Discharge of taxes, prohibited, 77-1737 **Documentary stamp tax**, 76-901 to 76-908. See also DOCUMENTARY STAMP TAX Electronic filing and transfers, 77-1784, 77-2420 Electronic postmark, 86-644 Equalization, See ASSESSMENT AND EQUALIZATION Errors, correction by Property Tax Administrator, 77-1335 Exemptions, Article VIII, section 2, Constitution of Nebraska, 77-202 Appeal, 77-202.12 Application procedure, 77-202.01 to 77-202.03 Cemetery organization, procedure, 77-202.09, 77-202.10 Charitable organization exemption, 77-202.01 to 77-202.03 Deadline, waiver, 77-202.01 Forms, 77-202.05

Commutation of taxes, prohibited,

REAL PROPERTY TAX –Cont'd **Exemptions** –Cont'd Homestead exemptions, 77-3501 to 77-3529, See also HOMESTEADS Late filing. Authorized, when, 77-202.03 Penalty, liens, 77-202.01, 77-202.03 Public property, Exempt, when, 77-202 Lease-purchase, exempt, when, 77-202, 77-202.11 Validity, 77-202.03 Extinguished, when, 77-1862, 77-1863 Improvements to leased land, 77-1738 Filing date, Effect of mailing and nonjudicial days, 49-1201 to 49-1203 Electronic postmark, 86-644 Foreclosure of tax liens, 77-1901 to 77-1941, See also FORECLOSURE Greenbelt law. valuation procedures, 77-1343 to 77-1347.01 Historically significant real property, special valuation, 77-201, 77-1385 to 77-1388, See also ASSESSMENT AND EQUALIZATION Hospitals, payments in lieu of taxes, 77-211, 77-212 Improvements, Historical property, rehabilitation valuation, Article VIII, section 2, Constitution of Nebraska, 77-201, 77-1385 to 77-1388 Leased public lands, improvements on. Change of ownership, filing required, 77-1374 How assessed, 77-1374 to 77-1376 Report required, when, 77-1318, 77-1318.01 In lieu of tax payments, See IN LIEU OF TAX PAYMENTS Injunctions prohibited, 77-1727 Interest, canceled when, 77-1739

Legislation, ratification of, Article VIII, section 13, Constitution of Nebraska Legislature, no power to remit taxes, exception, Article VIII, section 4, Constitution of Nebraska Levy, Allocation of levy, 77-3443 Appeal, 77-1606 to 77-1610 Authorized, 23-119 Community building district, levy, 23-2909 Correction of clerical error, 77-1601 County, 77-1601 to 77-1610 Maximum, Article VIII, section 5, Constitution of Nebraska, 23-125 to 23-130 Safety services, levy authorized, 13-303, 35-514.02, See also PUBLIC SAFETY Limitations, 77-3442 to 77-3446 Maximum levy, Article VIII, section 5, Constitution of Nebraska Exception, procedure, 23-125 to 23-130 Property tax levies, limitations, 77-3442 to 77-3446 Property tax request, 77-1601.02 Lid on property tax, Carry forward unused authority, 13-521 Political subdivisions, 13-518 to 13-522, 77-3442 to 77-3446, See also LOCAL OPTION TAX CONTROL ACT: 77-3401 School districts. 79-1023 to 79-1030 Liens, See TAX LIENS Mobile homes, See MOBILE HOMES AND MOBILE HOME PARKS; 77-3701 Notice, contents, 77-1704.01 Oil and gas interests, liability for tax, 57-234 Payment, By mail, effect, 49-1201 to 49-1203 Electronic payment authorized, 13-609, 77-1702 Escrow accounts, when, 77-1704.02 Manner, 77-1702

REAL PROPERTY TAX -Cont'd Payment -Cont'd Overpayment to political subdivision, treatment, 77-1776 Partial payment, 77-1703, 77-1704.02 Proof. 77-1710 Record of payments, 77-1710 When due, 77-203, 77-204 Payment in lieu of taxes, See IN LIEU OF TAX PAYMENTS Personal property tax, See PERSONAL PROPERTY TAX Public property, Leased public lands, improvements on. Change of ownership, filing required, 77-1374 Improvements, how assessed, 77-1374 to 77-1376 Taxation status, 77-202.11, 77-202.12 Used for a public purpose, tax exempt, when, 77-202 Public service entities, 77-801 to 77-804 Railroads, 77-601 to 77-621, See also RAILROADS Receipt, 77-1703 to 77-1708 Redemption from sale of real estate for taxes, Article VIII, section 3, Constitution of Nebraska, See also TAX SALES Redevelopment project, property taxes, how divided, 58-507, See also REDEVELOPMENT ACT. NEBRASKA Refunds, 77-1734 to 77-1735, 77-1736.06, 77-1736.07, 77-1775.01.77-1775.02 Electronic funds transfer, 77-2420 Procedure, 77-1775 to 77-1777 Reimbursement of property tax, adverse possession, claimant of title, 76-301 to 76-311 Release from tax by Legislature, restrictions, Article VIII, section 4, Constitution of Nebraska Replevin prohibited, 77-1727

Reports on loss of potential revenue, See TAX EXPENDITURE **REPORTING ACT; 77-379** Returns. Electronic filing, 77-1784 Electronic postmark, 86-644 Safety services, funding, 13-303, 35-514.02, See also PUBLIC SAFETY Sale, forced, 77-1717 to 77-1724, See also TAX SALES Special assessments, See SPECIAL ASSESSMENTS Stamp tax, 76-901 to 76-908, See also DOCUMENTARY STAMP TAX State property tax, prohibited, Article VIII, section 1A, Constitution of Nebraska Tax liens, See TAX LIENS Tax lists, See ASSESSMENT AND EQUALIZATION Tax sales, 77-1801 to 77-1863, See also TAX SALES **TERC,** See TAX EQUALIZATION AND **REVIEW COMMISSION ACT; 77-5001** Town site, vacated or abandoned, effect, 77-2411 Transfer tax, 76-901 to 76-908, See also DOCUMENTARY STAMP TAX **Uniformity requirements**, Article VIII, section 1, Constitution of Nebraska Utilities, 77-801 to 77-804 Valuation, See ASSESSMENT AND EQUALIZATION REAL PROPERTY TRANSFER ON DEATH ACT, NEBRASKA UNIFORM See generally REAL ESTATE Act, Applicability, 76-3403 How cited, 76-3401 Nonexclusivity, 76-3404 **Relation to federal Electronic** Signatures in Global and National Commerce Act, 76-3423 Uniformity of construction, 76-3422

REAL PROPERTY TRANSFER ON DEATH ACT, NEBRASKA **UNIFORM** –Cont'd Beneficiary. Homicide by, effect on conveyance, 30-2354 Interest, 76-3416 Liability for, Creditor claims and statutory allowances, 76-3417, 76-3418 Medicaid reimbursement, 76-3418 May disclaim interest, 76-3416 Renunciation of succession. applicable to transfer on death deed, 30-2352 Definitions, 76-3402 Transfer on death deed, Authorized, 76-3405 Contents, requirements, 76-3410 Contract to make or not revoke, writing required, 76-3419 Nontestamentary, 76-3407 Not required: notice, delivery, acceptance, or consideration, 76-3411 Revocation. May be required to receive medicaid assistance, 76-3421 Only by instrument, conditions, 76-3406, 76-3413 Signature, witnesses, form, 76-3409 Stamp tax, exempt from, 76-902 Transfer on death deed property, Action to set aside transfer, limitation, 76-3410 Lien for inheritance tax, 76-3420 Purchaser or lender, protections, 76-3420 Transferor, Capacity required, 76-3408 Effect of deed. At transferor's death, 76-3415 During transferor's life, 76-3414 Filing of statement required upon death of, 76-3412

RECALL

See generally POLITICAL PROCESS Authorized, when, 32-1302 Costs, 32-1205, 32-1305

Definitions, 32-1301 Election, Ballot, 32-1307 Results, 32-1308 When held, 32-1306 Official, notification, 32-1303, 32-1306 Petitions. Circulators, requirements, 32-628 to 32-630, 32-1303, 32-1304 Prohibited when, 32-1309 Requirements, 32-628 to 32-632, 32-1303. 32-1304 Signatures, 32-1303 Procedure, See ELECTION ACT; 32-101 Removal, procedure, 32-1302 Sanitary and improvement districts, trustees, 31-786 to 31-793 Signers, requirements, 32-629 to 32-631, 32-1303, 32-1304 Vacancies, filling, 32-567, 32-1308 Verification of signatures, 32-1305 Violations, penalty, 32-1546 RECEIVERS See generally LEGAL PROCEDURE Application, 25-1082 Form, 25-1085 Appointment, 25-1081, 25-1082 Directions, 25-1087 Notice, 25-1082 Refusal, effect, 25-1083 Without notice, void, 25-1089 Attachment, appointment of receiver, powers and duties, 25-1018 to 25-1022 Bond. Appointment bond, required, 25-1084 Exception on application of the state, 25-21,216 Compensation, 25-1092 Corporation, business, receivership, 21-283, 21-2,199 Debtor, discovery of property, appointment of receiver, 25-1573 Compensation, 25-1579 Duties, 25-1574

RECEIVERS –Cont'd Enforcement, 25-1091 Grounds for appointment, 25-1081 Master, appointment when, 25-1090 Nominations, 25-1086 Notice, 25-1082 **Objections**, 25-1086 Order, directions, 25-1087 Possession of property by sheriff, 25-1083 Public power and irrigation districts, 70-648 Qualifications. 25-1086 Receivership, income tax, Income tax, deficiency, assessed upon receivership or bankruptcy, 77-27,112 Receiver, notice to Tax Commissioner, 77-2764 Taxpayer disabled, filed by whom, receiver, 77-2763 Representation, 25-1088 Service on dissolved corporation, 25-511.02 Special statutes authorizing appointment, 25-1081, See also RECEIVERS, STATUTORY AUTHORIZATION FOR APPOINTMENT RECEIVERS, STATUTORY AUTHORIZATION FOR **APPOINTMENT** See generally LEGAL PROCEDURE Appointment of receivers generally, See RECEIVERS Banks and banking, Capital stock, illegal use, 8-148 Commodity Code, violation, 8-1726 to 8-1728 Credit unions, dissolution, liquidation, 21-1734, 21-1735 Department of Banking and Finance as receiver, 8-198, 8-199, 8-1,102 Bond or insurance, 25-21,218 Filing of false statement, 8-119 Injunction against bank, 8-1,136 Insolvent banks, liquidation, 8-197, 8-1.101

Insolvent financial institution. liquidation, 8-703, 8-704, 8-708, 8-709 Powers of receiver, 8-707 Powers of trust company to act as receiver, 8-206, 8-207, 8-211 Receiver for insolvent trust companies, powers, 8-213, 8-214 Securities Act of Nebraska, violation, 8-1116 Trust companies, powers, 8-206, 8-207 Unlawful banking practice, 8-114 Bonds issued by governmental units, 10-1106 Bonds of cities and villages, Community redevelopment projects. 18-2131 Enforcement of security interest, 10-1106 Industrial development projects, 13-1104, 21-2310 Parking authority bonds, 14-1715 Power project bonds, 18-2462 Revenue bonds, 18-1804 Check-cashing services, 45-924 **Conservation Corporation**, Nebraska, 2-4227 Corporations, Business, receivership, 21-283, 21-2,199 Nonprofit corporations, 21-19,143 Service on dissolved corporation, 25-511.02 County hospital authority, 23-35,111 County industrial development bonds, 21-2310 Divorce, 42-367, 42-371 Equipment business regulation, dealer agreement, termination, 87-705 Fraudulent transfers, 36-708 Health care facilities, 71-2084 to 71-2096 Installment loans, 45-1041 Installment Sales Act, Nebraska, 45-353

RECEIVERS, STATUTORY AUTHORIZATION FOR APPOINTMENT -Cont'd

Insurance,

Conservation of property of foreign or alien insurers, 44-4850 to 44-4852, 44-4853, 44-4856, 44-4859

Domestic fraternal benefit society, 44-10,101

Impaired or insolvent insurer, 44-2713

Insurance receiver, requirements, 44-2149, 44-2410, 44-4849

Nebraska Insurers Supervision, Rehabilitation, and Liquidation Act, 44-4803, 44-4805, 44-4812, 44-4821, 44-4826, 44-4827

Livestock, illegal purchase for slaughter, 54-1805

Nebraska Educational, Health, and Social Services Finance Authority bondholder or trustee rights, 58-850

Partnerships, 67-255, 67-430, 67-431 Real estate broker, 81-885.22, 81-885.23

Rents, security interest in, 52-1705

RECKLESS DRIVING

See RULES OF THE ROAD, NEBRASKA; 60-601

RECLAMATION ACT

See generally POLITICAL SUBDIVISIONS Act, Applicability, 46-573 How cited, 46-503 How construed, 46-571 Validity, 46-572 Appeal, 46-527, 46-528 Assessments, 46-553 to 46-557, 46-559 Audits, 46-585 to 46-587 Authorized, 46-515 Board of directors, Bond, 46-535 Compensation, 46-538 Election, 32-516, 32-606, 46-530

Initial, 46-516 Oath, 46-536 Officers, 46-537 Duties. 46-540 Powers, 46-560 Quorum, 46-539 Records, 46-537 Vacancy, 46-534 Bonds, Issuance, 46-503, 46-563 to 46-567 Revenue, 46-567.01 to 46-567.04 Borrowing authorized, 46-567.06 Boundaries, change, 46-561, 46-562, 46-574 to 46-584 Budget, limit on property tax, 13-518 to 13-522, 77-3446 Budget requirements, See BUDGET ACT. NEBRASKA: 13-501 Contested cases, 84-917 to 84-919, See also ADMINISTRATIVE PROCEDURE ACT Contract for construction or delivery service, contractor duties, 48-2911, 48-2912, See also EMPLOYEE CLASSIFICATION ACT **Contractor rights to payment**, See CONSTRUCTION PROMPT PAY ACT, NEBRASKA; 45-1201 Definitions. 46-503 to 46-514 Election. continuation of existence. 46-541 Eminent domain, See EMINENT DOMAIN Displaced persons, See RELOCATION ASSISTANCE ACT; 76-1214 Employees. Benefits, joint procurement, See INTERGOVERNMENTAL RISK MANAGEMENT ACT: 44-4301 Compensation, 46-540 Expense reimbursement, See LOCAL GOVERNMENT MISCELLANEOUS EXPENDITURE ACT; 13-2201 Establishment, 46-525 Filing requirements, 46-529 Hearing, 46-525, 46-570

RECLAMATION ACT -Cont'd Insurance, joint procurement, See INTERGOVERNMENTAL RISK MANAGEMENT ACT: 44-4301 Intent, 46-501, 46-502 Irrigation, See IRRIGATION Joint agreements, Authorized, See INTERLOCAL COOPERATION ACT; 13-801; JOINT PUBLIC AGENCY ACT; 13-2501 Insurance and employee benefits, See INTERGOVERNMENTAL RISK MANAGEMENT ACT: 44-4301 Location, official business conducted, 46-526 Meetings, open, See OPEN MEETINGS ACT; 84-1407 Notice. 46-518 Defective, 46-569 Office, location, 46-526 Petition, 46-516 Bond. 46-517 Denial of, 46-527 Powers, determination of. 46-568 Powers and duties, 46-541 Prior acts, approved, 46-567.05 Protest and objections, 46-519 to 46-524 Public records, Access, 84-712 to 84-712.09, See also PUBLIC RECORDS Settled claims, requirements, 84-713 Records, 46-537 Rulemaking, See ADMINISTRATIVE PROCEDURE ACT; 84-901; NEGOTIATED RULEMAKING ACT; 84-921 Sinking fund, 46-559 Taxation. Authorized, 46-542 Irrigation districts, 46-544, 46-549 Levy, procedure, 46-553 to 46-557, 46-559 Municipalities, 46-544, 46-547 Reclamation district, 46-543 Water service, landowners, 46-544, 46-552 Water, See WATER Water appropriations, transfers of, 46-2,120 to 46-2,130

Water service. Contracts authorized, 46-558 Irrigation districts, 46-548 to 46-552 Municipalities, 46-545 to 46-547 Reclamation district, landowners, 46-550 to 46-552 **RECOGNITION OF** ACKNOWLEDGMENTS ACT, UNIFORM See generally LEGAL PROCEDURE Act. How cited. 64-209 How construed, 64-208 Authority, proof of, 64-202 Certificate, contents, 64-203 Definition, 64-205 Form. Acceptance, 64-204 Statutory short forms, 64-206 Prior notarial acts, effect, 64-207 Seal, ink stamp, 64-210 RECORDINGS **Deeds.** See DEEDS Evidence rules, 27-1001 to 27-1008 Public records, See PUBLIC RECORDS Sound recordings, sale or distribution, prohibitions, 28-1323 to 28-1326 **RECORDS MANAGEMENT ACT** See generally PUBLIC RECORDS Act. Applicability, 84-1217 How cited, 84-1220 Administrator, State Records, Powers and duties, 84-1203, 84-1206 Report, biennial, 84-1219 Secretary of State, designated as, 84-1203 Board. State Records. Created, 84-1204 Duties, 84-1204 to 84-1205.05 Committee, technical advisory, 84-1205.01 Electronic access to public records, 84-1204 to 84-

1205.05

RECORDS MANAGEMENT ACT -Cont'd Board, State Records -Cont'd, Duties -Cont'd. Electronic access to public records -Cont'd Network manager, 84-1205 Definitions, 84-1202 Electronic access, Courts, report required, 84-1205.03 Fees, 84-1205.02, 84-1205.03 Legislature, report required, 84-1205.03 State agencies, duties, 84-1205.03 Essential records program, Establish, 84-1217 Local agencies, 84-1217, 84-1218 Review, 84-1212 State agencies, 84-1214, 84-1217 Funds. Records Management Cash Fund, 84-1227 Records Management **Micrographics Services** Revolving Fund, 84-1226 Grant funds, 84-1204, 84-1227 Inspection or copying of records, 84-1210 Intent, 84-1201 Local agency head, duties, 84-1207 Microfilming, 84-1222 to 84-1226 Private papers, preservation, 84-1206, 84-1215 Public records, Abuse of, penalty, 28-911 Access to, denial, penalty, 84-712.09 Records. Confidential, treatment, 84-1211 Disposition of, 84-1212.01, 84-1212.02, 84-1214 to 84-1215 Duplicate records, 84-1208 Essential records program, this heading Inspection or copying, 84-1210 Maintenance, 84-1210 Mutilate or destroy, penalty, 84-1213 Nonrecord materials, destruction, procedure, 84-1215 Removal, 84-1210

Retention and disposition schedule. 84-1212.01, 84-1212.02 Storage, 84-1209 Records officers, 84-1207.01 Rules and regulations, 84-1216 State agency head, duties, 84-1207, 84-1207.01 State Archives, authority, duties, 84-1214.01 Violations. Penalties, 84-1213, 84-1213.01 Prosecution of, 84-1213.01 RECOUNTS See generally ELECTIONS Applicability of provisions, 32-1101 Automatic recount, Mandatory recount, this heading Contested elections, Appeal, 32-1117 Attorney's fees, 32-1116 Ballot question, 32-1108 Bond for costs, 32-1105, 32-1117 Certificate holder, powers and duties. 32-1111 Certification by election worker, Facts included, 32-1115 Prima facie evidence, 32-1115 Costs, 32-1116 Counting procedure, 32-1114 Grounds, 32-1101 Hearing, 32-1110 Hearing official, 32-1103, 32-1104 Legislature, 32-1106, 32-1107 Notice to parties, 32-1106, 32-1113 Political subdivision officers. 32-1109 Procedure for counting ballots, 32-1114 Resealing ballots, 32-1115 Rights of parties, 32-1104, 32-1115 Writ issued to election worker, 32-1112 Legislature, Ballots delivered by election worker, 32-1118 Bond for costs, 32-1118 Certification of results, 32-1118 Counting procedure, 32-1118 Notice to winner, 32-1118

RECOUNTS -Cont'd Legislature –Cont'd Petition, file with Secretary of State, 32-1118 Procedure for counting ballots, 32-1118 Mandatory recount, Certificates, issuance, 32-1120 Costs, 32-1119 Counting procedure, 32-1119 Margin of votes, 32-1119 Notice to parties, 32-1119 Procedure for counting ballots, 32-1119 Tie vote, 32-1122 Waiver of right to recount, 32-1119 Procedure, See ELECTION ACT; 32-101 Request by losing candidate, 32-1121 State officers. District court for Lancaster County, 32-1102 Petition, contents, 32-1102 Procedure, Article IV, section 4, Constitution of Nebraska, 32-1102 Tie vote, Article IV, section 4, Constitution of Nebraska, 32-1122 RECREATION See generally ENTERTAINMENT Bicycles, See BICYCLES **Boats**, See BOATS Regulation, See BOAT ACT, STATE; 37-1201 Cabin trailers, See CABIN TRAILERS Campers and camping, See also CAMPERS AND CAMPING Camps, requirements, 71-3101 to 71-3107 Fishing and hunting, Citizens right to hunt, fish, and harvest wildlife, Article XV, section 25, Constitution of Nebraska Regulations, See GAME LAW; 37-201 Liability for injury, Of landowners, 37-729 to 37-736. See also AGRITOURISM

PROMOTION ACT, NEBRASKA; 82-601 Of political subdivisions, 13-910, 13-927 Of the state, 81-8,219, 81-8,234 Museums, See MUSEUMS Niobrara scenic river corridor, See NIOBRARA SCENIC RIVER ACT; 72-2004.01 Parks, See PARKS Recreation areas and facilities, See PARKS Recreational licenses and permits, Hunting and fishing, See GAME LAW; 37-201 Suspension of for support order violation, See LICENSE SUSPENSION ACT: 43-3301 Shooting ranges, See SHOOTING RANGE PROTECTION ACT, NEBRASKA; 37-1301 Trailers, See TRAILERS Trails, See TRAILS Vehicles, recreational vehicles, Cabin trailers. See CABIN TRAILERS Motor vehicles, See MOTOR VEHICLES Nonresident owner, avoidance of proper registration, penalty, 60-366 Standards, See MANUFACTURED HOMES AND RECREATIONAL VEHICLES, UNIFORM STANDARD CODE FOR; 71-4601 Traffic regulations, See RULES OF THE ROAD, NEBRASKA; 60-601 Trailers, See TRAILERS Water. Recreational activities and projects, Boats, regulation, See BOAT ACT, STATE; 37-1201 Projects, federal funds, 37-907 Regulations, public property, 2-3296, 37-309 Transfer off overlying land for recreational benefits, when allowed, 46-691.03 Youth recreational activities, concussions, See CONCUSSION AWARENESS ACT; 71-9101

RECREATIONAL LICENSES See RECREATION

RECYCLING

See generally SOLID WASTE Degradable products, See DEGRADABLE PRODUCTS ACT; 69-2001 Grant priority, environmental projects, See ENVIRONMENTAL TRUST ACT, NEBRASKA; 81-15,167

Incentives, See WASTE REDUCTION AND RECYCLING INCENTIVE ACT; 81-15,158.01

Litter reduction and recycling, See LITTER REDUCTION AND RECYCLING ACT, NEBRASKA; 81-1534

Plastic container coding, See PLASTIC CONTAINER CODING ACT; 69-2501

Political subdivisions, powers and duties, See INTEGRATED SOLID WASTE MANAGEMENT ACT; 13-2001

Sale by state of recyclable products, use of proceeds, 77-2368

Scrap metal recycling, Definitions, 69-401 Exemptions, 69-407 Manhole cover or sewer grate, limitations, 69-406.01 Metal beer keg restrictions, 69-406 Peace officer, right of inspection, 69-403 Secondary metals recycler, Payment limitations, 69-404 Requirements, 69-402 Sections, how construed, 69-409 Seller, restrictions, 69-405

Violation, penalty, 69-408 State government, See STATE GOVERNMENT RECYCLING MANAGEMENT ACT; 81-1183 Tires, See TIRES

REDEMPTION

See TAX SALES

REDEVELOPMENT ACT, NEBRASKA See generally COMMUNITY DEVELOPMENT Act How cited, 58-501 How construed, 58-506, 58-512, 58-531 Operative, when, 58-532 Application, 58-504, 58-505, 58-532 Filing limitation, 58-533 Bond required, 58-511 Bonds. Appeals, 58-524 Authorized investment, 58-523 Default, 58-521 Enforcement of security interest, See GOVERNMENTAL UNIT SECURITY INTEREST ACT. NEBRASKA; 10-1101 Issuance, 58-514, 58-516 Liability and payment, 58-515 Negotiability, 58-518 Presumption of validity, 58-519 Sales, 58-517 Validation, 58-525 Contracting public body, Expenses, 58-528 Obligee, rights, 58-522 Powers, 58-513, 58-520, 58-521 County assessor, project valuation, duties, 58-508 Definitions, 58-503 **Designated blighted and** substandard area, 58-504 Economic development, See ECONOMIC DEVELOPMENT Hearing, 58-504, 58-505 Intent, 58-502 Presumptions. Bonds, presumed valid, 58-519 Compliance of instrument, 58-530 Public body powers, 58-526, 58-527 Redevelopment project, 58-505 Valuation, 58-508 Sale or lease procedure, 58-526 School districts, additional expenses due to act, compensation, when, 58-529 Taxes, property, 58-507, 58-509 Pledges, 58-510

REDEVELOPMENT ACT, NEBRASKA -Cont'd Taxing body powers, 58-526, 58-527 REDISTRICTING See APPORTIONMENT REDUCED CIGARETTE IGNITION **PROPENSITY ACT** See generally SALE OF GOODS Act. Exemptions, 69-509 How cited, 69-501 Termination, conditions, 69-510 Action for damages, attorney's fees, 69-506 Attorney General, powers and duties, 69-506, 69-508 Cigarettes, Altered, retesting required, 69-504 Inspections, 69-505, 69-507 Marking, 69-505 Seizure and destruction, 69-506 Testing, standard, 69-503 Definitions. 69-502 Fund, Reduced Cigarette Ignition Propensity, 69-504 **Injunction**. 69-506 Manufacturer, Duties, 69-503 Written certification. Contents, 69-504 Fee, 69-504 Preemption of local law, 69-510 State Fire Marshal, Powers and duties, 69-503 Rules and regulations, 69-511 Tax Commissioner, powers and duties, 69-507 Violations, civil penalties, 69-503, 69-506 REFERENDUM See INITIATIVE AND REFERENDUM REFUSE See SOLID WASTE

REGISTER OF DEEDS See generally COUNTY OFFICERS AND **EMPLOYEES** Acknowledgments, 23-1505 **Counties**, See COUNTIES County clerk, serve as, when, 23-1502 Deputies, Duties, 23-1501.01 Employment, 23-1115, 23-1501.01 Elected, when, 32-518 Evidence, certified copies, 23-1504 Fees, 33-109 Advance payment, 33-120 Deposit, 33-130 Neglect of duties, 23-1507, 33-132 Record keeping, 33-131, 33-132 Filing, recording, or indexing, Bankruptcy proceedings, notice, filing, 23-1527 Certified copies, 23-1504 Computerized system of indexing, 23-1517.02 Construction lien, record, 23-1512 Deed, record, 23-1511 Duties, 23-1506, 23-1517.02 Endorsement, 23-1510 Indexes. Grantor and grantee index, 23-1508, 23-1509 Numerical index, 23-1513 to 23-1515 Other indexes, 23-1517 Instrument or document, Form requirements, 23-1503, 23-1503.01 Required information, 23-1510 Master form instrument, use of, 76-2,125 Microfilming of records, 23-1517.01 Miscellaneous record, 23-1516 Mortgage or security record, 23-1511 Printed form, noncompliance, effect, 23-1528 Signatures on instruments, illegible, effect, 23-1311

REGISTER OF DEEDS –Cont'd Liens,

Federal lien registration, See FEDERAL LIEN REGISTRATION ACT, UNIFORM; 52-1001 Indexes and computer records, duties, 23-1517.02 Neglect of duties, 23-1507, 33-132 Oaths, 23-1505 Office, establish, 23-1501 Records, preservation and technology needs, funding for, 33-109 References, notations required, 23-1514, 76-257 Residency requirements, 23-1501 Violations, penalty, 23-1507

REGISTRATION OF VOTERS

See generally ELECTIONS Absentee voting, See EARLY VOTING Acknowledgment of registration, 32-322, 32-324 Acts prohibited, 32-307, 32-1502 to 32-1512 Address, change of, Residence, this heading Applications, Availability, 32-321 Contents, 32-311.01, 32-312 Required information, 32-312.02 Electronic using Secretary of State website, 32-304 Examine for sufficiency, 32-312.01 Forms, 32-311.01 Identity confirmation, 32-312.03 Identifying number, 32-312.03 Jointly with, Motor vehicle operator's license application, 32-308, 32-309 Social assistance program application, 32-308, 32-309 Mail-in forms, 32-318.01, 32-320, 32-321 Personal application, place or time, 32-311 Ballots. Designation of type, 32-328, 32-914.02

For early voting, See EARLY VOTING

Request for when registering, treatment of ballot, 32-942 Cancellation of registration, 32-324, 32-326, 32-327 Certificate of registration, 32-316 Citizens residing outside the state or country, 32-939, 32-939.02, 32-940 Confidential records, procedure, 32-331 Deadline. 32-302. 32-321 Deceased person, remove from records, 32-327 Deputy registrars, 32-305, 32-306 **Designated voter registration** agencies, 32-302, 32-321 **Disgualification, when,** Article VI. section 2, Constitution of Nebraska, 32-313 Duplicate registration, notice **required**, 32-322 Errors in register, correction, 32-328 Felons, disgualification, Article VI, section 2, Constitution of Nebraska, 29-112 to 29-113, 29-2264, 32-313, 83-1,118 Homeless person, residence determination, 32-317, 32-946 Mail-in forms, Identification documents, 32-318.01 Registration application, 32-320, 32-321 Marriage, change registration, 32-314, 32-315 Military members and families residing outside the state or country, 32-939, 32-939.02 Motor-voter registration, 32-308, 32-309 Name change, change registration, 32-314, 32-315, 32-914.01 Nonpartisan electors, 32-312 Oaths, 32-242 Office hours, 32-302 Petition signatures, deadline to **register**, 32-323 **Places**, 32-303 Procedure, See ELECTION ACT; 32-101

REGISTRATION OF VOTERS -Cont'd Public assistance programs, provide opportunity to register, 32-310 Qualifications of voters, Article VI. sections 1 and 2, Constitution of Nebraska Felons, disqualification, when, Article VI, section 2, Constitution of Nebraska, 29-112 to 29-113, 29-2264, 32-313, 83-1,118 Registered voter, change of name or residence, effect, 32-914.01, 32-914.02 **Registers and lists, voter** registration, Availability, 32-330 Confidential, 32-331 Delivery on election day, 32-301 Errors, correction, 32-328 Format, 32-301, 32-330 Maintenance, 32-329 Preparation and use, 32-301, 32-913 Registration list, computerized, statewide, Maintenance, 32-329 Secretary of State, implement, 32-301 Verification, 32-308 Required, 32-914 Residence. Change of, 32-314, 32-315, 32-324, 32-914.02 Homeless person, determination, 32-317, 32-946 Signature, required when, 32-318 Unaffiliated electors, 32-312 Verification procedure, 32-329, 32-1002 Violations, penalties, 32-1503 to 32-1512 Voter registration record, update, 32-312.04, 32-312.05, 32-314, 32-315, 32-325 REGISTRIES See generally PUBLIC RECORDS

Adoption, biological father registry, 43-104.01 Adult abuse. Creation of registry, 28-365, 28-376 Expundement or amendment of record, 28-380, 28-381 Reports, 28-374 Architects, roster, 81-3433 Assistive technology devices, 79-1159.01 Birth defects, 71-646, See also VITAL STATISTICS ACT **Bone marrow**, 71-4819 Brain injury, See BRAIN INJURY **REGISTRY ACT: 81-653** Cancer, 81-642 to 81-650, See also CANCER Cemetery Registry, Statewide, 12-1401 Child abuse, 28-718, See also CHILD PROTECTION AND FAMILY SAFETY ACT Confidentiality of records, 81-663 to 81-675 Credentialed professions and businesses, 38-123 **Developmental disabilities**, persons with, 83-1209 Dining assistants, paid, 71-6039.04 Donor Registry of Nebraska, 71-4822 Driver Registry, National, check of employee, 60-483.01 Emergency management registries, 81-829.41 Engineers, roster, 81-3433 Foster care placement registry, 43-1303 Foster care placements, 43-1303 Graves of veterans, 80-412 Handgun gualification register for law enforcement officers, 81-1412.02 Handicapped or disabled parking permits, 60-3,113 Health carrier, grievance register, 44-7306 Health professionals, credentialed, 38-123 Injury data reporting, 71-2078 to 71-2082

REGISTRIES –Cont'd Interpreters for deaf and hard of hearing, roster of licensed, 20-156.71-4728 Law enforcement continuing education, central registry, 81-1414.08 Livestock certification programs, 54-797 to 54-7,103, See also LIVESTOCK CERTIFICATION PROGRAMS Medical records, release, restrictions, 81-663 to 81-675 Medication Aide Registry, 71-6727, See also MEDICATION AIDE ACT Metabolic diseases, 71-522 Nationwide Mortgage Licensing System and Registry, See RESIDENTIAL MORTGAGE LICENSING ACT; 45-701 Nebraska Natural Areas Register, 37-716, 37-717 Paid dining assistants, 71-6039.04 Parkinson's Disease Registry, See PARKINSON'S DISEASE REGISTRY ACT; 81-697 Pharmacy Technician Registry, 38-2893 Poison Register, 71-2503 Privacy rights of patient and family, 81-673 Registry of veterans, 80-414 Sex offender registration, 29-4004, See also SEX OFFENDER REGISTRATION ACT Statewide trauma registry, 71-8248, 71-8249 REINSURANCE INTERMEDIARY ACT See generally INSURANCE Act, How cited, 44-5601 How construed, 44-5611 Action for damages, 44-5611 Attorneys, exempt from licensure, 44-5603 Authorization required, 44-5604 Compliance with act, required, 44-

Definitions, 44-5602

5613

Errors and omissions insurance. 44-5603 Examination of, 44-5610 Insurer, acts prohibited, 44-5606 Jurisdiction, consent to, 44-5603.02 **Reinsurance intermediary-broker** license. Nonresident license, Continuing education, 44-5603.01 Reciprocal licensure, 44-5603.01 Requirements, 44-5603 Records, 44-5605 Resident license, requirements, 44-5603 Statement of financial condition, 44-5606 Reinsurance intermediary-manager license. Acts prohibited, 44-5608 Contract requirements, 44-5607 Resident or nonresident license, requirements, 44-5603 Reinsurer, Acts prohibited, 44-5609 Requirements, 44-5609 Rules and regulations, 44-5612 Violations, penalties, 44-5611 RELIGION

RELIGION

See generally CIVIL RIGHTS Cemeteries, See CEMETERIES Charitable organizations, See CHARITABLE ORGANIZATIONS Churches, See CHURCHES Clergy, See CLERGY Organizations, religious, See RELIGIOUS ORGANIZATIONS Religious freedom, See RELIGIOUS FREEDOM

RELIGIOUS FREEDOM

See generally RELIGION City ordinances, authorized, 18-1724

Civil rights, See CIVIL RIGHTS Constitutional citation, Article I, section 4, Constitution of Nebraska

RELIGIOUS FREEDOM –Cont'd Housing, discrimination prohibited, See FAIR HOUSING ACT, NEBRASKA; 20-301 Organizations, religious, See RELIGIOUS ORGANIZATIONS Public accommodations, See PUBLIC ACCOMMODATIONS Restraint or interference, 20-124 Village ordinances, authorized, 18-1724

RELIGIOUS ORGANIZATIONS See generally RELIGION Charitable organizations, See CHARITABLE ORGANIZATIONS **Churches**, See CHURCHES Clergy, See CLERGY Constitutional protections, nonprofit corporations, Article I, section 4, Constitution of Nebraska, 21-1919 Handguns, concealed, when allowed. 69-2441 Health care sharing ministry. exempt from insurance laws, 44-311 Nonprofit corporations, See NONPROFIT CORPORATIONS Religious residential facility. exempt from Health Care Facility Licensure Act, 71-466 Sales and use tax exemption, 77-2704.12

Schools, requirements, 79-1601 to 79-1607, See also PRIVATE SCHOOLS Termination, 21-2801 to 21-2803

RELOCATION ASSISTANCE ACT

See generally REAL ESTATE Act, How cited, 76-1214 How construed, 76-1241 Advisory services, 76-1238, 76-1239 Appeals, 76-1241 Appropriations, 76-1242 Contracts, authorized, 76-1239 Definitions, 76-1216 to 76-1227 Intent, 76-1215

Payments. Amount, 76-1228 to 76-1236 Business or farm, 76-1230 Multiple payments prohibited, 76-1236 Owner of dwelling, additional payment, 76-1231, 76-1232 Renter, additional payment, 76-1233 Treatment as income, 76-1235 Projects, planning requirements, 76-1237 Replacement housing required, 76-1234 Rules and regulations, 76-1240 **REMEDIAL ACTION PLAN** MONITORING ACT See generally ENVIRONMENTAL PROTECTION Act. How cited, 81-15,181 How construed, 81-15,187, 81-15,188 Application for monitoring, 81-15.184 Definitions, 81-15,182 Department, duties, 81-15,184 Fees, 81-15,184 Fund, Remedial Action Plan Monitoring, 81-15,183 Indemnification of state, 81-15,187 Letter from department, 81-15,186 Oil and gas, See OIL AND GAS Remedial action plan, Approval or disapproval, notification, 81-15.185 Completion, duties, 81-15, 185.03 Enforceability, 81-15, 185.03 Notice, hearing, 81-15, 185.01 Ongoing conditions, 81-15,186 Termination, notification, 81-15,185.02 Rules and regulations for administration and enforcement, 81-15, 186.01

REMEDIES

See LEGAL PROCEDURE

REMONSTRANCE

See generally LEGAL PROCEDURE Bond measure for joint projects, See PUBLIC FACILITIES CONSTRUCTION AND FINANCE ACT; 72-2301

Public property, conveyance, Cities of the first class, See CITIES OF THE FIRST CLASS Cities of the second class, See CITIES OF THE SECOND CLASS Counties, See COUNTIES Libraries, See LIBRARIES Villages, See VILLAGES

RENAL DISEASES

See generally DISEASES AND INJURIES Care and treatment program, 71-4901 Definition, 71-4901 Department, duties, 71-4903 Dialysis drug or device distributors, requirements, See PHARMACY PRACTICE ACT; 38-2801 Eligibility standards, 71-4903 Fund, Chronic Renal Disease Cash, 71-4904, 71-4905

RENDITION OF ACCUSED PERSONS ACT. UNIFORM

See generally CRIMINAL PROCEDURE Act, How cited, 29-3106 How construed, 29-3105 Arrest of person illegally in state, 29-3101 Hearing, 29-3102 Order, 29-3103 Return to demanding court, 29-3103 Severability, 29-3104 Warrant, requirements, 29-3101

RENDITION OF PRISONERS AS WITNESSES IN CRIMINAL PROCEEDINGS ACT, UNIFORM

See generally CRIMINAL PROCEDURE Act,

Exceptions, 29-3205 How cited, 29-3210 How construed, 29-3209

Definitions. 29-3201 Exemptions from arrest and personal service, 29-3208 Order, 29-3203, 29-3204, 29-3207 Witness in this state summoned, 29-3202 Witness summoned to this state. 29-3206 RENTAL AGREEMENTS See LEASES AND RENTAL AGREEMENTS RENTAL PROPERTY See LEASES AND RENTAL AGREEMENTS **REORGANIZATION OF SCHOOL** DISTRICTS ACT See generally ELEMENTARY AND SECONDARY EDUCATION Act, how cited, 79-432 Adoption of plan of reorganization, effect, 79-450 Board, school, appointment, 79-451 County clerk, duties, 79-450 Definitions. 79-433 Grants to reorganize, 79-1011 Indebtedness, treatment, 79-449 Methods, enumerated, 79-434 Plan of reorganization, Approval, effect, 79-446, 79-451 Contents, 79-443 Disapproval of voters, effect, 79-448 Election, 79-446, 79-447 Hearings, 79-442 Review, 79-441 State committee, disapproval, effect. 79-445 School board, appointment, 79-451 State Committee for the Reorganization of School Districts. Compensation, 79-435 Duties, 79-439, 79-444, 79-445, 79-451, 79-4, 129 Meetings, 79-436 Membership, 79-435 Officers, 79-436 Vacancies, 79-435

REPLEVIN See generally ACTIONS Action not available, Alcoholic liquor seized for violation of law, 53-1,108 Impounded radiation source, 71-3516 Motor fuel unlawfully transported and vehicle, 66-527 Property seized by city of the primary class for public improvement, 15-733 Property seized by law enforcement officer, 29-818 Property seized for controlled substance violation, 28-431 Property seized for nonpayment of taxes, 77-1727 Stolen vehicle or part, seized by law enforcement officer, 60-2608 Affidavit requirements, 25-1093.01 to 25-1093.03 Bond requirement, 25-1098 to 25-10.101 Action against, 25-10,109 Breaking and entering by sheriff authorized, 25-10,108 Fine and costs, replevy by person convicted, 29-2409, 29-2410 Fur-bearing animals and pelts, 37-722 Judgment, effect on replevy order, 25-10,102 to 25-10,106 Notice, when, 25-1093 Oil field equipment, 57-304 Order for delivery, 25-1093.04 to 25-1097, 25-10, 107, 25-10, 110 Cost of service, 33-117 Procedure, 25-1093 to 25-10,110 Replevy of fine and costs, 29-2409, 29-2410 Substitution of parties, 25-327 Temporary order, failure to comply, 25-1093.02 REPLY See generally PLEADINGS

Frivolous pleading, effect, 25-2211 Issue of fact, how formed, 25-1102 Plea in abatement, 29-1814

Removal of county officers, 23-2006 Trial docket, 25-2211

RESCUE SERVICES

See EMERGENCY MEDICAL SERVICES

RESEARCH AND DEVELOPMENT

See generally ECONOMIC DEVELOPMENT

RESIDENTIAL LEAD-BASED PAINT PROFESSIONS PRACTICE ACT See generally PROFESSIONS AND

OCCUPATIONS

- Act. Existing rules, forms, proceedings, how treated, 71-6328.02 How cited, 71-6318 Purpose, applicability, 71-6318.01 Appeals, 71-6331 Definitions, 71-6319.01 to 71-6319.40
- Department, duties, 71-6321
- Enforcement, 71-6331 Environmental audits. not applicable, 71-6331.01
- Governmental bodies, abatement project, bid limitation, 71-6328 Injunction, 71-6330

Lead abatement project, firm, license required, 71-6320 Licensure,

Disciplinary actions, 71-6331 Firms.

- Application, contents, 71-6323 Current certificate holder, how treated. 71-6323 Qualifications, 71-6322 Required, when, 71-6320 Individuals. Application, 71-6326
- Current certificate holder, how treated. 71-6326 Qualifications, 71-6326 Renewal, 71-6326 Lead-based paint professions, Applications, 71-6327 Continuing competency
- requirements, 71-6327 Disciplinary actions, 71-6327

RESIDENTIAL LEAD-BASED PAINT PROFESSIONS PRACTICE ACT

-Cont'd Licensure -Cont'd, Lead-based paint professions -Cont'd Fees, 71-6327 Reciprocity, 71-6328.01 Lien, 71-6331 Rules and regulations, 71-6321 Violations, penalties, 71-6329, 71-6331

RESIDENTIAL MORTGAGE LICENSING ACT

See generally PROFESSIONS AND **OCCUPATIONS** Act. Exemptions, 45-703 Certificate of exemption to qualified nonprofit organizations, 45-703.01 How cited, 45-701 How construed, 45-746, 45-749, 45-752 Appeals, Action of department, 45-745 Cease and desist order, 45-744 Emergency order, 45-742.01 Licensure denial, 45-706, 45-729, 45-732 Definitions, 45-702 Department, powers and duties, 45-704 to 45-706, 45-726, 45-729, 45-741 to 45-751, 45-742.01 Enforcement. Cease and desist orders, 45-744 Emergency orders authorized, grounds, 45-742.01 Examination or investigation costs, 45-741 Injunction, 45-746 Confidentiality, 45-741 Costs, 45-741 Investigation, 45-741 Subpoena power, 45-741 Fees, 45-704 to 45-706, 45-725, 45-728, 45-732, 45-735 Licensees and registrants,

Appeal remedy authorized, 45-745

Duties. 45-737 to 45-739 Loan processor or underwriter, license required, 45-727 Mortgage bankers, this heading Mortgage loan originators, this heading Nationwide Mortgage Licensing System and Registry, Information sharing, 45-749 Privilege and confidentiality, 45-749 Use and procedures, 45-728, 45-748 Reports, 45-726 Licensure or registration, required when, 45-704, 45-705, 45-727, 45-748 Loans subject to act, 45-754 Mortgage bankers, Bond, surety, requirements, 45-724 Duties, 45-737 Licensure. Abandoned application, 45-706 Denial, appeal, 45-706 Disciplinary actions, 45-742 Costs, 45-743 Expiration, 45-742 Inactive status, 45-706 Issuance, 45-706 Notice of cancellation, 45-706 Procedure, 45-705 Reactivation, 45-706 Registered agent for service of process, 45-705 Reinstatement, 45-742 Renewal, 45-706 Required, when, 45-705 Registration, Bond, 45-704 Procedure, 45-704 Required, when, 45-704 Service of process, registered agent, 45-705 Title, use authorized, when, 45-705 Mortgage banking business, procedure prior to acquisition, 45-725 Mortgage loan originators, Duties, 45-737.01

RESIDENTIAL MORTGAGE LICENSING ACT -Cont'd Mortgage loan originators -Cont'd Education requirements, Continuing education, 45-733 Prelicensure and relicensure, 45-730. 45-733 Written test requirements, 45-731 Employment requirements and restrictions, 45-735 Licensure. Denial, appeal, 45-729, 45-732 Disciplinary actions, 45-742 Costs, 45-743 Expiration, 45-742 Inactive status, 45-734 Issuance, requirements, 45-729 Procedure, 45-728 Application deemed abandoned, when, 45-729 Reactivation, 45-734 Reinstatement, 45-742 Renewal, 45-732, 45-734 Required, when, 45-727 Term. 45-732 Use of nationwide registry, 45-728 Notice to department, required when, 45-735 Written agency contract required, 45-735 **Reports**, 45-726 Residential mortgage loans, Forms, unique identifier of licensee, use required, 45-736 Servicing rights, transfer, 45-739 Reverse-mortgage loans, requirements, 45-702.01 Rules and regulations, 45-750 Violations, penalties, Administrative fines, 45-740, 45-742, 45-743, 45-744 Civil liability, 45-740 Criminal penalties, 45-740, 45-744, 45-747 Fines, disposition, 45-751 Lien, 45-743 Penalties, 45-740, 45-747 Prohibited acts, 45-740, 45-747

RESPIRATORY CARE PRACTICE ACT See generally PROFESSIONS AND OCCUPATIONS Act. See also RESPIRATORY CARE PRACTITIONERS How cited, 38-3201 Board of Respiratory Care Practice, 38-167, See also CREDENTIALING ACT, UNIFORM Membership, qualifications, 38-3207 **Definitions**, 38-3202 to 38-3206 Fees, 38-3213 Licensure, See also CREDENTIALING ACT, UNIFORM; 38-101 Continuing competency requirements, 38-3211, 38-3212 Practices not requiring, 38-3208 Reciprocity, 38-3212 Requirements, 38-3209, 38-3210 Respiratory care practitioner, Licensure, this heading Practice limitations, 38-3215 Subject to facility rules, when, 38-3216 Respiratory care service, requirements, 38-3214 **RESPIRATORY CARE** PRACTITIONERS See generally PROFESSIONS AND **OCCUPATIONS** Diseases, See also DISEASES AND **INJURIES** Care providers, exposure procedures, 71-506 to 71-514.05 Licensure, See RESPIRATORY CARE PRACTICE ACT; 38-3201 Peer review authorized, See PEER REVIEW **REST STOPS** See HIGHWAYS AND ROADS RESTAURANTS See generally ENTERTAINMENT **County regulation**, 23-808 to 23-818 Discrimination prohibited, 20-124. 20-132 to 20-143. See also PUBLIC ACCOMMODATIONS

RESTAURANTS –Cont'd Liability of operator, 41-201 to 41-214 Liquor sales, regulation, See LIQUOR CONTROL ACT, NEBRASKA; 53-101 National Guard member. discrimination prohibited, 55-175 **Permits,** See PURE FOOD ACT, NEBRASKA; 81-2,239 Sidewalk cafes, regulation of, 19-4301 Smoking in public place prohibited, See CLEAN INDOOR AIR ACT, NEBRASKA; 71-5716 Theft of services, 28-515 Unlicensed operation, 23-808, 23-813, 23-817, 53-1,100 RESTITUTION See generally LEGAL PROCEDURE Attached property, 25-1024, 25-1025, 25-1039 Bad check offense, restitution as mitigating factor, 28-611 Bodily injury caused by criminal defendant, 29-2280 to 29-2282 Commodity Code violations, 8-1727 Compounding a felony, defense relating to restitution, 28-301 Contract action, enforcement of judgment, undertaking for restitution, 25-1934 Controlled substances, restitution for purchase price, 28-427 Crime victim compensation, effect of restitution, 81-1817 Criminal defendant, Amount, 29-2281 Adjustment, 29-2285 Authorized, 29-2280, 29-2282 Civil action, effect of restitution order, 29-2283, 29-2287 Enforcement, 29-2286 Failure to make restitution, effect, 29-2284 Organization ordered to make restitution. 29-2288 Setoff authorized, 29-2283

Victim's Compensation Fund, subrogation and subordination, 29-2289 Criminal impersonation, 28-638, See also THEFT **Discount Medical Plan** Organization Act violation, 44-8314 Emergency medical personnel, restitution to employer not required, 13-1801 Employer discrimination, restitution for wages, 43-1725, 48-1223 Estate, fraudulent act, 30-2206 Execution on property, intervening claimant, 25-1521, 25-1522 Extortion, defense relating to restitution. 28-513 Fees, 25-1031.02, 33-117, 33-123 Firefighter, restitution to employer not required, 13-1801 Forcible entry and detainer. See also FORCIBLE ENTRY AND DFTAINER Judgment, 25-21,226 Stay of execution, bond required, 25-1907, 25-21,235 Writ, form of, 25-21,230 Graffiti violation, 28-524 Identity fraud, 28-640, See also THEFT Identity theft, 28-639, See also THEFT Income withholding for child support, employer violations. 43-1725 Injunction, violation of terms, 25-1072 Inmate, use of wages, 83-183 to 83-184.01 Judgment, reversed after sale of land, 25-1541 Juvenile offender, 43-246, 43-274, 43-286 Juvenile diversion program, 43-260.02 to 43-260.07 Landlord and tenant action, Procedures. 76-1441 to 76-1447 Stay of writ, bond required, 25-2730

RESTITUTION –*Cont'd* Law enforcement officer, restitution to employer not required, 13-1801

Licensure as advanced practice registered nurse, past disciplinary action, sufficient restitution required, 38-208

Motor vehicle, impounded, restitution to registered owner by operator, 60-4,110

- Motor vehicle dealer, violation of law, 60-1415
- Political subdivision, restitution from officer or employee, not permitted, 13-1801

Probation, intensive supervision, 29-2262.04

- Property damage caused by criminal defendant, 29-2280 to 29-2282
- Receivership, property held by sheriff, 25-1083
- Securities Act violation, 8-1116 Sex discrimination by employer, restitution for wages, 48-1223

Viatical settlement violation, 44-1113

RESTRAINING ORDER See INJUNCTION

RESTRAINT OF TRADE See MONOPOLIES AND UNFAIR TRADE

RESTRAINT SYSTEM, INFLATABLE See seat belts

RETIREMENT AND PENSIONS

See generally GOVERNMENT OFFICERS AND EMPLOYEES Actuarial and auditing services,

bidding process, state retirement system, 84-1503

Actuarial certification, state retirement system, 84-1507 Aged persons, See SENIOR CITIZENS Benefits, tax exemption permitted, Article VIII, section 2, Constitution of Nebraska **Board, Public Employees** Retirement. Access to income tax addresses of members, not prohibited, 77-27.119 Created, 84-1501 Director, powers and duties, 84-1503.03, 84-1512 Expenses, reimbursement, 84-1501, 84-1502 Internal auditor, duties, 84-1503.04 Liability of members, 84-1513 Meetings, requirements, 84-1502 Membership, 84-1501 Officers, 84-1502 Per diem. 84-1502 Powers and duties, 23-2305, 84-1309.01, 84-1503, 84-1503.02, 84-1512 Cities of the first class, See CITIES OF THE FIRST CLASS Cities of the metropolitan class, See CITIES OF THE METROPOLITAN CLASS Cities of the primary class, See CITIES OF THE PRIMARY CLASS Cities of the second class, See CITIES OF THE SECOND CLASS County employees, See COUNTY **EMPLOYEES RETIREMENT ACT; 23-**2301 Deferred compensation, See DEFERRED COMPENSATION Emergency responders, volunteers, incentives, See VOLUNTEER EMERGENCY RESPONDERS RECRUITMENT AND RETENTION ACT; 35-1301 Employee retirement planning programs, 84-1511, 84-1511.01 Employer education program, 84-1512 Exemption from property tax, permitted, Article VIII, section 2, Constitution of Nebraska Firefighters, See FIRE SAFETY Volunteers, incentives, See VOLUNTEER EMERGENCY RESPONDERS RECRUITMENT AND

RETENTION ACT; 35-1301

RETIREMENT AND PENSIONS -Cont'd Funds, Investment authorized, Article XV, section 17, Constitution of Nebraska, 30-3209 Legislative Council Retirement Study Fund, 50-438 Nebraska Investment Council, duties, See STATE FUNDS INVESTMENT ACT, NEBRASKA; 72-1237 Judges, See JUDGES RETIREMENT ACT; 24-701 Nontestamentary transfers, 30-2715 Police. See POLICE Cities of the first class, See POLICE OFFICERS RETIREMENT ACT; 16-1001 Political subdivisions, Defined benefit plan, valuation report required, 13-2402 Funds investment, Article XV, section 17, Constitution of Nebraska, 30-3209 Transfer of employee between political subdivisions, effect, 13-2401 Preretirement planning program, 84-1511 Property tax exemption, permitted, Article VIII, section 2, Constitution of Nebraska Public employees, Military leave of absence, pension rights of officer or employee, 55-161, 79-990 Municipal agreement with public power district, employees retain pension rights, 70-1104 Public officers and employees, retirement benefits authorized, Article III. section 19. Constitution of Nebraska **Public Employees Retirement** Board. Board, Public Employees Retirement, this heading **Records**, 84-1512

Withheld from the public, when, 84-712.05 Retirement communities, 76-1301 to 76-1315. See also SENIOR CITIZENS **Retirement systems, membership** restriction. 4-108 **Retirement Systems Committee,** Nebraska, 50-416.01, 50-417 School employees, Class I, II, III, IV, and VI school districts, See SCHOOL EMPLOYEES RETIREMENT ACT; 79-901 Class V school districts, See CLASS **V SCHOOL EMPLOYEES RETIREMENT ACT: 79-978** Senior citizens, See SENIOR CITIZENS Social security, referendum groups, 68-621 to 68-630 Spouse, pension rights, Generally, See SPOUSAL PENSION **RIGHTS ACT; 42-1101** Surviving spouse, Benefits. City of the first class firefighters and police officers, 16-1009, 16-1010, 16-1029, 16-1030 Class V School Employees Retirement Act, 79-9,104 County Employees Retirement Act, 23-2321 Judges Retirement Act, 24-707, 24-707.01 School Employees Retirement Act. 79-956 State Employees Retirement Act, 84-1323 State Patrol Retirement Act. Nebraska, 81-2026 Of public officer, agent, or servant pensionable status, Article III, section 19, Constitution of Nebraska State employees, See STATE EMPLOYEES RETIREMENT ACT; 84-1301

RETIREMENT AND PENSIONS -Cont'd State Patrol, Carrier enforcement division. Members of state employees retirement system, 60-1303 Transfer, options, 60-1304 State patrol officers, See STATE PATROL RETIREMENT ACT, NEBRASKA; 81-2014 Study, funding, 50-438 Transfer of status, state employees, 84-1326.01, 84-1332, 84-1333 Villages, See VILLAGES REVENUE, DEPARTMENT OF See generally STATE GOVERNMENT Actions between agencies, costs, 25-1808, 25-1809 Athletic Commissioner, See STATE ATHLETIC COMMISSIONER Business hours, 81-113 **Collection agencies, contracts** with, 45-623, 77-377.01 to 77-377.04 Commissioner, Tax, 77-360 Appointment, Article IV, section 28, Constitution of Nebraska, 77-363 Bond or insurance, 81-111 Certify population of cities and villages, 77-3,119 Compensation, 77-363, 81-103, 81-117 to 81-117.02 Powers and duties, 77-362, 77-375, 77-3910 Car line companies, 77-682, 77-683, 77-693 Removal. 77-364 Term, 81-109 Vacancy, 77-364 Compensation. 81-117 to 81-117.02 Contested cases, 84-917 to 84-919, See also ADMINISTRATIVE PROCEDURE ACT **Contracts,** See also STATE GOVERNMENT

Contract for products and services to identify and collect additional tax revenue, 77-367 Proceeds, use, 77-367 Cooperation, intergovernmental, 77-373 Created. 77-360 Data base, Records, this heading Discovery powers, 77-707 **Divisions**, 77-365 Charitable Gaming Division, created, 9-1,101 Lottery Division, created, 9-804 Motor Fuel Tax Enforcement and Collection Division, created, 66-738 Property assessment division, 77-701 Property Tax Administrator, Appointment and confirmation, 81-102 Certify distributed taxable value, 77-5030 Error correction, when, 77-1335 Powers and duties, 77-701, 77-1334 Qualifications, 77-702 State aid, distribution Until 7/1/2011, 77-27,137 Transferred employees. retirement benefits, effect, 77-701 Documents. Records, this heading Duties. Bingo Act, Nebraska, 9-201 Compressed Fuel Tax Act, 66-697 Confidentiality and use of information received, 77-2711 County and City Lottery Act. Nebraska, 9-601 **Employment and Investment** Growth Act, 77-4101 Information from Department of Motor Vehicles to assist in carrying out duties, 77-362.02 Job Creation and Mainstreet Revitalization Act, Nebraska, 77-2901

REVENUE. DEPARTMENT OF –Cont'd Duties -Cont'd Lottery and Raffle Act, Nebraska, 9-401 Low-Income Home Energy Conservation Act, 66-1012 Mechanical Amusement Device Tax Act, 77-3001 Nebraska Advantage Act, 77-5701 Nebraska Advantage Microenterprise Tax Credit Act, 77-5901 Nebraska Advantage Rural Development Act, 77-27,187 Nebraska Advantage Transformational Tourism and Redevelopment Act, 77-1001 New Markets Job Growth Investment Act. 77-1101 Pickle Card Lottery Act, Nebraska, 9-301 Prepaid Wireless Surcharge Act, 86-901 Revenue Act of 1967, Nebraska, 77-2701 Rural Economic Opportunities Act, 77-5401 Small Lottery and Raffle Act, Nebraska, 9-501 State Lottery Act, 9-801 Tax Expenditure Reporting Act, 77-379 Tax Refund Setoff Act, 77-27,174 Tobacco Products Tax Act, 77-4001 Electronic postmark, use authorized. 86-644 **Eminent domain**, See EMINENT DOMAIN Displaced persons, See RELOCATION ASSISTANCE ACT; 76-1214 **Employees,** See also STATE OFFICERS AND EMPLOYEES Not considered law enforcement officers, 81-1401 Enforcement proceedings, 77-377 Examination of records, 77-376 **Forms**, 77-370 Records, this heading

Funds. Charitable Gaming Investigation Petty Cash Fund, 9-1,105 **Charitable Gaming Operations** Fund, 9-1,101 Department of Revenue Contractor Enforcement Fund, 77-2704,55 Department of Revenue Enforcement Fund, 77-5601 Department of Revenue Enforcement Technology Fund, 77-5601 Department of Revenue Miscellaneous Receipts Fund, 77-3,110 Department of Revenue Property Assessment Division Cash Fund, 77-1342 Deposit in state treasury, 81-118 Expenditure, procedure, 81-104, 81-118 Motor Fuel Tax Enforcement and Collection Cash Fund, 66-739 Petty cash fund. 81-104.01 Revenue Distribution Fund, 77-27,132,77-27,132.01 Goals and functions, 77-361 Information listings, charge authorized, 77-3,118 Investigations, Undercover drivers' licenses, 60-480.01 Undercover license plates, 60-3,135 Legal actions and proceedings, interagency, costs, 25-1808, 25-1809 Mailing, Electronic postmark, 86-644 Filing and payments made by, 49-1201 to 49-1203 Requirements, central mailing room. 81-164 to 81-171 Meetings, open, See OPEN MEETINGS ACT; 84-1407 Mileage, reimbursement, 81-1176 Nepotism, prohibited, 49-1499.07 **Oath**, 81-110 Payments by electronic payment authorized, 81-118.01

Tax books.

REVENUE. DEPARTMENT OF –Cont'd Personnel, Employees, this heading Powers, administrative, 81-1311 Property tax, administration of, Agreements and working relationships authorized, 77-706 Discovery powers, 77-707 Property tax valuation, annual report, 77-709 Public records, Access, 84-712 to 84-712.09, See also PUBLIC RECORDS Settled claims, requirements, 84-713 Publications, charges for, 77-3,109, 77-3,110 Purchase of goods and services, payment for, See PROMPT PAYMENT ACT; 81-2401 Receipts, treatment, 81-118 **Recommendations for revenue** laws, 77-374 **Records**, 77-372 Approval of form required, 77-705 Production of, 77-707 Public records, this heading **Recycling program**, See STATE GOVERNMENT RECYCLING MANAGEMENT ACT; 81-1183 Reports to the Legislature, electronic, requirements, 50-114.03 Requisitions, procedure, 81-159 Rulemaking, See ADMINISTRATIVE PROCEDURE ACT; 84-901; NEGOTIATED RULEMAKING ACT; 84-921 Rules and regulations, 77-369, 77-375, 77-702, 77-707, 81-112 Schedules. Records, this heading Seal, 81-114 Securities, requirements for safekeeping, 81-120 Statistics, compilation and use, 77-373.01 **Subpoenas**, 77-375 Surplus property sale, procedure, 81-161.04

Records, this heading Taxation, See TAXATION Volunteers, payments authorized, 81-1182.01 Witnesses, compel, 77-707 **REVENUE ACT OF 1967, NEBRASKA** See generally TAXATION Act, how cited, 77-2701 Biodiesel facility investment credit, 77-27.236 Definitions. 77-2701.04 to 77-2701.55 Income tax, 77-2714 to 77-27,123, See also INCOME TAX Rate, 77-2701.01 List of taxpayers, provide when, 77-27.126 Pollution control incentive, See AIR AND WATER POLLUTION CONTROL TAX REFUND ACT; 77-27,149 Sales and use tax, 77-2701.02 to 77-2713, See also SALES AND USE ΤΔΧ Unconstitutionality, effect of court ruling, 77-27,135.01 **REVENUE STAMPS** See DOCUMENTARY STAMP TAX; 76-901 **REVISOR OF STATUTES** See generally STATE OFFICERS AND **EMPLOYEES Appointment**, 50-401.01 Crimes and penalties, duty to keep list. 28-1475 Established, 49-701 Fund, Nebraska Statutes Cash, 49-707, 49-708 Member, National Conference of **Commissioners on Uniform** State Laws. 49-901.01 Powers and duties, 49-702, 49-705 Probate Code, Nebraska, terminology, duties, 30-2902 Statutes. Contracts for printing, 49-704 Copyrights, 49-707 Correlation, 49-769, 49-770

REVISOR OF STATUTES –Cont'd Statutes –Cont'd Obsolete sections, duties, 49-771 Price, 49-707 Printing, 49-617 Proceeds, distribution, 49-707 Reissues, powers and duties, 49-705, 49-765, 49-767

REVIVOR

See generally ACTIONS Actions, 25-1403 to 25-1417 Service of order. 25-1408. 25-1409 Time limits, 25-1413 to 25-1415 Trial procedure, 25-1417 Death of party to action, 25-1403 to 25-1410 Compel revivor, 25-1416 Defendant, 25-1411 to 25-1413 Plaintiff, 25-1410, 25-1416 Decedent, claim against, 30-2404 Judgments, 25-1418 to 25-1420 Personal representative, cessation of powers, effect on actions. 25-1403 to 25-1409 Statute of limitation on contract or foreign judgment, nonrevival of action, 25-205 Statutes, revival of former law, 49-302, 49-802 Time limits. Revivor of actions, 25-1413 to 25-1415 Revivor of judgments, 25-1420 **RIDE SHARING** See generally HIGHWAYS AND ROADS Applicability of law, 60-2502, 60-2503, 60-2506, 60-2507 **Defined**, 60-2501 Liability, 60-2504 Licensing prohibited, 60-2505 Public vehicles, use authorized, 60-2508 Tax prohibited, 60-2505

RIGHT TO FARM ACT, NEBRASKA

See generally AGRICULTURE Act. how cited. 2-4401 Applicability of other laws, 2-4404 Definitions. 2-4402 Nuisance, when, 2-4403 Public grain warehouse, 2-4402, 2-4403

RIGHT TO WORK LAW See CIVIL RIGHTS

RIGHTS OF THE TERMINALLY ILL ACT See generally HEALTH CARE Act. How cited. 20-401 How construed, 20-416 Declaration, Contents, 20-404 Operative, when, 20-405 Presumption of validity, 20-413 Previous declaration, effect, 20-415 Definitions, 20-403 **Immunity from liability**, 20-410 Insurance, effect of declaration, 20-412 Intent. 20-402 Life-sustaining treatment, withdrawal, when, 20-408 **Penalties**, 20-411 Pregnant patient, treatment, 20-408 Qualified patient, life-sustaining treatment. 20-408 Reciprocal treatment. 20-414 Recording requirements, 20-407 Revocation of declaration, 20-406 **Rights not affected**, 20-412 Terminal condition, recordation of, 20-407 Transfer of patients, 20-409

RISK MANAGEMENT

See INSURANCE

RISK MANAGEMENT AND OWN RISK AND SOLVENCY ASSESSMENT

ACT See generally INSURANCE Act. Applicability, 44-9002 Exemption or waiver, 44-9008 How cited, 44-9001 Intent, 44-9003

RISK MANAGEMENT AND OWN RISK AND SOLVENCY ASSESSMENT **ACT** –Cont'd Act –Cont'd Purposes, 44-9002 Confidentiality, 44-9010 Own risk and solvency assessment summary report, 44-9003 Definitions, 44-9004 Director, powers and duties, 44-9008, 44-9010 Insurer. Duties. 44-9005 Own risk and solvency assessment, 44-9006 Report, failure to file, penalty, 44-9011 Own risk and solvency assessment summary report. Confidentiality, 44-9003, 44-9010 Preparation and review, 44-9009 Submission, contents, 44-9007 RISK MANAGEMENT PROGRAM See generally STATE GOVERNMENT Action against provider of medical or dental services, representation, 81-8,239.08 Action against state officer or employee, representation, 81-8.239.06 Administered by Department of Administrative Services, 81-1108 Assessments against state agencies, authorized, 81-8,239.02 Attorney General, duties, 81-8,239.05, 81-8,239.06, 81-8.239.11 Board, State Claims, 81-8,220 Budget request, 81-8,239.03 **Emergency appropriation**, 81-8,239.03 Established, 81-8,239.01 Funds. **Risk Management Administration** Cash Fund. 81-8.239.09 State Insurance Fund, 81-8,239.02

State Self-Insured Indemnification Fund, 81-8,239.02 State Self-Insured Liability Fund, 81-8.239.02 State Self-Insured Property Fund, 81-8,239.02 Indemnification of state officials and employees, 81-8,239.05, 81-8,239.06 Money or property recovered by state, disposition, 81-8,239.04 Motor vehicles of state, liability insurance. 81-8.239.07 **Reports**, 81-8,239.05 **Risk Manager**, Bonds or insurance, state officers and employees, 11-201 to 11-203. See also BONDS Motor vehicles of state, liability insurance, 81-8,239.07 Powers and duties, 81-8,239.01, 81-8.239.11 Settlements and judgments, procedure, 81-8,239.11 State agency, Applicable to, 81-8,239.01 Settlements and judgments, duties, 81-8,239.11 **RISK MANAGER** See generally STATE OFFICERS AND EMPLOYEES Powers and duties, 81-8,239.01, See also RISK MANAGEMENT

PROGRAM **RISK RETENTION ACT** See generally INSURANCE Act, how cited, 44-4401 Acts prohibited, 44-4410 to 44-4412 Claims settlement practices, laws applicable, 44-4407 Definitions, 44-4403 Director of Insurance, powers, 44-4419 Examination, financial condition, 44-4408 Financial impairment, compliance with order, 44-4413

RISK RETENTION ACT -Cont'd Foreign risk retention groups, Confidentiality of information, 44-4405 Requirements, 44-4405 Guaranty fund, prohibitions, 44-4414 Injunction, federal, enforced, 44-4422 Intent. 44-4402 License, 44-4404 Policy, notice, 44-4409, 44-4421 Purchasing group, Exemption from laws, 44-4416 Fees, 44-4417 Insurance, purchased when, 44-4418, 44-4421 Notice, 44-4417 Premium taxes, 44-4418.01 Resident agent, 44-4417 **Risk retention group, license** requirements, 44-4404 Rules and regulations, 44-4423 Sale of insurance, requirements, 44-4421 Taxation, premiums, 44-4406 Trade practices, laws applicable, 44-4407 Violations, penalty, 44-4420 RIVERFRONT REDEVELOPMENT PROJECT See MUNICIPAL DEVELOPMENT FUNDS RIVERS AND STREAMS

See WATER

ROADS

See HIGHWAYS AND ROADS

ROADS, DEPARTMENT OF

See generally STATE GOVERNMENT Accident Records Bureau, 60-695 Acquisition of materials and equipment, 39-1356 Actions between agencies, costs, 25-1808, 25-1809 Archaeological Resources Preservation Act, Nebraska, exemption from, 82-505 Business hours. 81-113 **Capital construction project** restrictions, department exempt, 81-1108.43 Collection agency, contracts authorized, 45-623 Compensation, 81-117 to 81-117.02 Contested cases, 84-917 to 84-919, See also ADMINISTRATIVE PROCEDURE ACT Contracts. Airports, to maintain, 3-116 Generally. See STATE GOVERNMENT Created, 81-101 Deputies, appointment, 81-107 **Director-State Engineer**, Appointment, 81-102 Bond or insurance, 81-111 Compensation, 81-103, 81-117 to 81-117.02 Powers and duties, 81-701.01, 81-701.02 Restrictions on office holding or employment, 81-108 Term. 81-109 Duties. Acts administered, Consultants' Competitive Negotiation Act, Nebraska, 81-1702 Highway-Rail Grade Crossing Safety and Consolidation Act, Nebraska, 74-1329 Interstate Bridge Act of 1959, The, 39-891 Public Transportation Act, Nebraska, 13-1201 Relocation Assistance Act, 76-1214 Rules of the Road, Nebraska, 60-601 County roads, See COUNTY ROADS Highway safety program of the Department of Motor Vehicles, 81-701.03 Highway system, See STATE **HIGHWAY SYSTEM**

ROADS. DEPARTMENT OF -Cont'd Duties -Cont'd Occupant protection systems and child passenger restraint systems, public information and education program, 60-6,267 Public transportation, See PUBLIC TRANSPORTATION ACT, NEBRASKA; 13-1201 Railroad agreements, outstanding, oversee, 81-701.05 Eminent domain, See also EMINENT DOMAIN Displaced persons, See RELOCATION ASSISTANCE ACT; 76-1214 Exempt from certain provisions, 25-2501 Power of, 39-1320, 60-1302, 72-221 Signs, 39-212, 39-222, 69-1701 Weighing stations, land for, 60-1302 Employees, See STATE OFFICERS AND **EMPLOYEES** Fees, 81-701.04 Funds. Deposit in state treasury, 81-118, 81-701.04 Expenditure, procedure, 81-104, 81-118 Federal, powers and duties, 39-1305, 39-1305.01 Grade Crossing Protection Fund, 74-1318 Highway Cash Fund, 39-2224, 66-499, 66-4, 100, 81-701.04 Highway Trust Fund, 39-2215, 60-3,191,66-489.02,66-499,66-6,109.02 Petty cash fund, 81-104.01 Roads Operations Cash Fund, 66-4.100 State Recreation Road Fund, 39-1390 Gifts or grants, Interstate bridges, 39-8,118 Public transportation program, 13-1206 Highway safety program of the **Department of Motor Vehicles**, powers and duties, 81-701.03

Highways and roads, See HIGHWAYS AND ROADS Investigations, 39-1317, 81-119 Legal actions and proceedings, interagency, costs, 25-1808, 25-1809 Mailing requirements, Central mailing room, 81-164 to 81-171 Electronic postmark, 86-644 Meetings, open, See OPEN MEETINGS ACT; 84-1407 Mileage, reimbursement, 81-1176 Nepotism, prohibited, 49-1499.07 Oath, 81-110 Payments by electronic payment authorized, 81-118.01 Powers, administrative, 81-1311 Projects, procedures, 81-1711 Public records, Access, 84-712 to 84-712.09, See also PUBLIC RECORDS Settled claims, requirements, 84-713 Public Roads Classifications and Standards, Board of, powers and duties, 39-2106 to 39-2122 Purchase of goods and services, payment for, See PROMPT PAYMENT ACT; 81-2401 Real estate. Conveyance of certain real estate from Game and Parks Commission to Department of Roads, 90-260 Conveyance to state, handling of deed, Department of Roads, exempt, 72-108 Excess property acquired for highway use, sale of, 39-1325 Vacant Building and Excess Land Committee, department exempt from reporting to, 72-817 Receipts, treatment, 81-118 Records, Public records, this heading **Recycling program**, See STATE GOVERNMENT RECYCLING MANAGEMENT ACT; 81-1183

ROADS. DEPARTMENT OF –Cont'd Regulation of railroads, See RAILROADS Reports to the Legislature, electronic, requirements, 50-114.03 Requisitions, procedure, 81-159 Rulemaking, See ADMINISTRATIVE PROCEDURE ACT; 84-901; NEGOTIATED RULEMAKING ACT; 84-921 Rules and regulations, 81-112 Seal, 81-114 Securities, requirements for safekeeping, 81-120 Signs, See HIGHWAYS AND ROADS State Highway Commission, 39-1101 to 39-1111 Subpoena power, civil investigations, 81-119 Surplus property, sale, procedure, 39-1325, 72-817 Surplus property sale, procedure, 81-161.04, 81-916, 81-917 Traffic regulations, See RULES OF THE ROAD, NEBRASKA; 60-601 Transfer of federal surplus and excess property program to the Department of Correctional Services. Employees, effect, 81-917 Transfer of federal surplus and excess property to the Department of Correctional Services, 81-916 Volunteers, payments authorized, 81-1182.01 ROBBERY See generally CRIMES AND OFFENSES Deadly force, use against perpetrator, 28-1411 Offense described, 28-324 Penalty, 28-324 RODENTICIDES See PESTICIDE ACT; 2-2622

RULE AGAINST PERPETUITIES ACT, UNIFORM STATUTORY See generally REAL ESTATE

Act, Applicability, 76-2006 How cited, 76-2001 How construed, 76-2007 Common-law rule superseded, 76-2008 Deeds, See DEEDS Exclusions from rule, 76-2005 Nonvested property interest, created when. 76-2003 Power of appointment, created when, 76-2003 Reformation of disposition, 76-2004 Rule against perpetuities, 76-2002 **Trusts**, See TRUSTS AND TRUSTEES Wills, See WILLS

RULES AND REGULATIONS See STATE GOVERNMENT

RULES OF EVIDENCE Evidence, See EVIDENCE Rules, See EVIDENCE RULES, NEBRASKA; 27-101

RULES OF THE ROAD, NEBRASKA

See generally MOTOR VEHICLES Accidents. Driver's duties, 60-696 to 60-699 Fatality, chemical tests required, 60-6,102 to 60-6,104 Financial responsibility, See MOTOR VEHICLE SAFETY RESPONSIBILITY ACT: 60-501 Investigations, 60-695 Public inspection of reports, 60-699 Reports, Coroner, 60-6,101, 60-6,102 Driver. 60-699 Evidentiary effect, 60-699, 60-6,105 Failure to report, penalty, 60-699 Garages and repair shops, 60-6,100 Peace officer, 60-695 Reimbursement, 60-6,106 Rules and regulations, 60-6,107

RULES OF THE ROAD, NEBRASKA -Cont'd Accidents -Cont'd Vehicle removal, peace officer, powers, 60-696 Act. How cited, 60-601 How construed, 60-604, 60-6,108 Administrative license revocation procedure, drunk driving, 60-498.01 to 60-498.04 Advertising devices, Informational signs, 39-204 to 39-206 Prohibited, when, 60-6,128 Agricultural floater-spreader, 60-6,294.01 Aiding and abetting, 60-690 Alcohol and drug violations, 60-6,196 to 60-6,211.08, See also DRUNK DRIVING All-terrain vehicles, See ALL-TERRAIN AND UTILITY-TYPE VEHICLES AND MINIBIKES Ambulances, See AMBULANCES Animals, regulation of use as transportation, 60-6,111 Applicability of law, 60-603, 60-604 Arrest, operating motor vehicle to avoid, penalty, 28-905 Arrest and apprehension, 60-683, 60-687 **Axle load,** 60-6,294 Backing of motor vehicle, 60-6,169 **Bicycles**, See also BICYCLES Reflective devices, 60-6.319 Regulation, 60-6,314 to 60-6,318 Traffic infractions, general penalty, 60-689 Vehicle duties when overtaking or passing, 60-6,133 Bodies, removal from roadway, 60-679 Bonds, appearance, 60-686 Brakes, Engine brakes or jake brakes, local prohibition authorized, 60-680 Fluid, 60-6,248 Lights, required, 60-6,226 Requirements, 60-6,244 to 60-6,247

Violations, penalties, 60-6,245, 60-6,247, 60-6,248 Bridges, Restrictions on parking, 60-6,164, 60-6,166 Speed limits, 60-6,189 Buildings and large objects, Brake requirements, 60-6,247 Moving permit, 60-6,299 Notification of move to electric utility and infrastructure authorities required, 60-6,288.01 **Buses**, See BUSES Canyon and mountain roads, driver's duties, 60-6,181 **Car pooling**, 60-2501 to 60-2508, See also RIDE SHARING Careless or reckless driving, 60-6,212 to 60-6,218 Children, Minors, this heading Citation for traffic infraction, failure to sign, 60-684 Closed road, travel permitted, when. 60-6.115 Commercial drivers' licenses, See MOTOR VEHICLE OPERATOR'S LICENSE ACT; 60-462 Controlled-access highways, use, 60-6,143 to 60-6,145 Criminal violations, See CRIMES AND OFFENSES Definitions, 60-605 to 60-676 **Disabled persons**, Duties when operating wheelchair, 60-6,152.01 Electric personal assistive mobility device, 60-618.02, 60-6,375 to 60-6,377 Disabled vehicle. Driver's duties, 60-6,164 Liability, 60-6,297 Size limitations, exceptions, 60-6,297 Special single trip permit, required when, 60-6,297 Doors of vehicles, opening and closing restrictions, 60-6,180 Downgrade, gears, position, 60-6,182

RULES OF THE ROAD, NEBRASKA -Cont'd Drag racing, prohibited, 60-6,195 Driver improvement course, required when, 60-691 Drivers' licenses, See DRIVERS' LICENSES Driver's manual, 60-481 Drug and alcohol violations, 60-6,196 to 60-6,211.08, See also DRUNK DRIVING Drunk driving, See DRUNK DRIVING Emergency vehicles, 60-6,114 Authorized emergency vehicle, defined, 60-610 Firefighting apparatus, 60-6,183, 60-6,184 Lights, 60-6,229 to 60-6,234 Privileges, 60-6,114 Right-of-way, 60-6,151 Size and weight limitations, exempt, 60-6.114 Stopped, duties of approaching vehicles, 60-6,378 Emissions. Applicability of sections, 60-6,364, 60-6,374 Definitions, 60-6,363 Diesel-powered vehicle, restrictions, 60-6,365, 60-6,366 Fumes or smoke, excessive, prohibited, 60-6,286 Rules and regulations, 60-6,368 Smokemeter, results, use as evidence, 60-6,367 Violations, penalty, 60-6,373 Employment driving permits, 60-4,129, 60-4,130, See also EMPLOYMENT DRIVING PERMITS Enforcement, 60-683, See also PEACE OFFICERS Evidence of conviction, use in civil action prohibited, 60-693 Farm equipment, Haulers, act as dealer representative, conditions, 60-6,382 Use on roads, regulation, 60-6,111, 60-6,162, 60-6,226, 60-6,298, 60-6,301, 60-6,305

Felony, aiding or abetting, 60-690 Fifth-wheel connection device, repositioning, 60-6,302 Flag, required, when, 60-6,238, 60-6,240, 60-6,243, 60-6,284 Flares, requirements, 60-6,236 to 60-6.240 Following distances, 60-6,140 Golf car vehicles, See also GOLF CAR VEHICLES Operation requirements, 60-6,380 Street or road operation, regulation by local political subdivisions, limitations, 60-6,380 Government employees, treatment, 60-6,112, 60-6,113 Hand signals, 60-6, 162, 60-6, 163, 60-6.226 Headlights. Lights, this heading Height of vehicles, Buildings and large objects, this heading Disabled vehicle. Exception, 60-6,297 Special single trip permit, 60-6,297 Limitations, liability, 60-6,289 Violations, penalty, 60-6,291 Helmet requirements, 60-6,278 to 60-6,282 High-speed chases, See PURSUIT Highways and roads, See HIGHWAYS AND ROADS Hills, neutral gear, prohibited, 60-6,182 Hitchhiking, prohibited, 60-6,157, 60-6.193 Homicide, motor vehicle, See HOMICIDE Horn, requirements, 60-6,285 Infractions, 60-682 to 60-685 Defined, 60-672 Penalties, 60-682,01, 60-689 Pretrial diversion, eligibility for, 29-3605 to 29-3609, See also PRETRIAL DIVERSION Prosecuted as misdemeanor, 60-688 Injured persons on roadway, removal, 60-679

RULES OF THE ROAD, NEBRASKA -Cont'd Intent, 60-602 Interpretation, 60-604 Islands, rotary traffic, 60-6,138 Joyriding, 28-516 Judgments, failure to satisfy, 60-692 Jurisdiction, local traffic regulation, 2-32,100, 2-32,101, 60-677, 60-680, 60-681 Game and Parks Commission regulations, 37-313 Lanes, rules, 60-6,139 Length, Buildings and large objects, this heading Disabled vehicle. Exception, 60-6,297 Special single trip permit, 60-6,297 Emergency vehicles, exempt, 60-6.114 Extra-long vehicle, permit, 60-6,292 Limitations. 60-6.290. 60-6.297 Passing sign, 60-6,293 Violations, penalty, 60-6,291, 60-6,292 Lifetime revocation of operator's license, reduction, 60-6,211 Lights, Auxiliary driving lights, requirements, 60-6,225 Backup lights, use, 60-6,228 Brake lights, required, 60-6,226 Clearance lights. Emergency equipment, required, 60-6.236 Use, 60-6,237, 60-6,238 Requirements, 60-6,235 Violations, penalty, 60-6,235 Colored lights, use restricted, 60-6,229 to 60-6,233 Emergency management vehicle, light permitted, 60-6,232 Emergency vehicles, 60-6,229 to 60-6.234 Flashing or rotating, use restricted, 60-6,229 to 60-6,234 Head, tail, and park lights, use, 60-6,220

Headlights, dimming required, when, 60-6,224, 60-6,225 Minitruck, operate with lights on, 60-6,379 Motor vehicle for railroad passengers, 60-6,232 Requirements, 60-6,219 to 60-6,229 Rotating or flashing, use restricted, 60-6,229 to 60-6,234 Rural mail carrier, light permitted, 60-6,232 Storm spotter, light permitted, 60-6.232 Towing service, light permitted, 60-6,232 Violations, penalties, 60-6,222, 60-6,228, 60-6,234, 60-6,235, 60-6,239, 60-6,240 Livestock forage vehicles, 60-6,305 Livestock lanes, failure to use, 39-1810 Loads. Buildings and large objects, this heading Connection device, 60-6,302 Contents, requirements, 60-6,304 Disabled vehicle, Exception, 60-6,297 Special single trip permit, 60-6,297 Enforcement, 60-6,303 Limit, 60-6,294 to 60-6,301 Overload, Exception permits, 60-6,297, 60-6,298, 60-6,299, 60-6,301 Exceptions, 60-6,301 Prohibited, 60-6,294 to 60-6,301, 60-6.300 Reduce or shift, when, 60-6,301 Refusal to stop for weighing, penalty, 60-6,303 Violations, penalty, 60-6,300 Fines, allocation, Article VII. section 5, Constitution of Nebraska Weighing, 60-6,303 Local traffic regulation, 2-32,100, 2-32,101, 60-677, 60-680, 60-681 Long vehicle, Passing sign. 60-6.293 Permit required, when, 60-6,292

RULES OF THE ROAD, NEBRASKA -Cont'd

Low-speed vehicle, restrictions on use, 60-6,380

Maintenance workers, exemption, 60-6,112, 60-6,114

Medians, driving upon, prohibited, 60-6,141

Medical hardship driving permits, 60-4,130.01, 60-4,130.02, See also MEDICAL HARDSHIP DRIVING PERMITS

Minibikes, See All-TERRAIN AND UTILITY-TYPE VEHICLES AND MINIBIKES

Minitrucks, *See also* MOTOR VEHICLES Restrictions on use, 60-6,379

Minors,

Riding in pickup bed or other nonpassenger areas prohibited, 60-6,267, 60-6,268

Seats and seat belts, requirements, 60-6,265 to 60-6,273, 71-1907, See also SEAT BELTS

Under age sixteen, parental duties, 60-6,117

Under age twenty-one, driving under the influence, zero tolerance, 60-6,211.01 to 60-6,211.07, *See also* DRUNK DRIVING

Mirror requirements, Motor vehicles, 60-6,254

Trucks, 60-6,253

Misdemeanor, aiding or abetting, 60-690

Mopeds, 60-6,309 to 60-6,313, See also MOPEDS

Motor vehicle homicide, penalty, 28-306, 28-394

Motor vehicle operators' licenses and permits, See DRIVERS' LICENSES

Motor vehicles, See MOTOR VEHICLES Motorcycles, See MOTORCYCLES Mufflers, 60-6,286 Nitrous oxide, use in motor vehicle prohibited, 60-6,287.01

Noise,

Applicability of sections, 60-6,364 Definitions, 60-6,363

Engine brakes or jake brakes, local prohibition authorized, 60-680 Excessive noise, prohibited, 60-6.286 Muffler, change prohibited, 60-6,371 Restrictions, 60-6,339, 60-6,369, 60-6.370 Rules and regulations, 60-6,368 Tests, 60-6,372 Violations, penalty, 60-6,373 No-passing zones, authorized, 60-6.137 Occupant protection systems, 60-6,265 to 60-6,273, See also SEAT BELTS Officers, obedience to, required, 60-6,110 **One-way traffic, 60-6,138 Operators' licenses and permits,** See DRIVERS' LICENSES Overloading front seat, 60-6,179 Parental responsibility, 60-6,117 Parking, See also PARKING AND PARKING LOTS County highway right-of-way, restrictions, 39-1816 Prohibited, where, 60-6,166 Regulation of, 60-6,167, 60-6,168 Roads and highways, 60-6,164 to 60-6,167 Towing, 60-6,165 Passenger restrictions, 60-6,179 Passing other vehicles, 60-6,133 to 60-6.137 Peace officers, See PEACE OFFICERS Pedestrians. Applicability of law, 60-6,152 Blind person, liability for injury to, 20-128 Crosswalk, use, 60-6,155 Deaf or hard of hearing person, liability for injury to, 20-128 Death, alcohol and drug tests, 60-6,102, 60-6,103 Drivers, duty to exercise due care and give audible signal, 60-6,109 Hard of hearing person, liability for injury to, 20-128

RULES OF THE ROAD, NEBRASKA -Cont'd **Pedestrians** –Cont'd Hitchhiking or walking on freeways and certain roads, prohibitions, 60-6,144, 60-6,156, 60-6,157, 60-6.193 Physically disabled person, liability for injury to, 20-128 Privileges and duties, 60-6,152 Right-of-way, duties of drivers and pedestrians, 60-6,149 to 60-6.154 Failure of driver to yield, points, 60-4,182 Safety zones, Defined, 60-657 Driving, parking, and stopping, prohibitions, 60-6,150, 60-6,166 Sidewalks and shoulders, use, 60-6.156 Solicitation of rides or business, prohibitions, 60-6,144, 60-6,157 Exceptions, 60-6,157 Traffic control signals, meaning, 60-6,123,60-6,124 Permits. Buildings, moving, 60-6,299 Extra-long vehicle, 60-6,292 Fee, 60-6,301 Overload, 60-6,298 Special single trip permit, 60-6,297 Point system, 60-4,182 to 60-4,186, See also MOTOR VEHICLE **OPERATOR'S LICENSE ACT** Prosecutions. 60-688 Publication of driving rules, 60-481 Pursuit by peace officers, See PURSUIT Racing prohibited, 60-6,195 Radar, See also RADAR Radar transmission devices, 60-6,274 to 60-6,277 Speed measurement device, use, 60-6,192 Railroad crossings, Crossing gate or barrier, prohibited, 60-6.170 Parking prohibited on, 60-6,166

Signals, 60-6, 129, 60-6, 170 Stop required, when, 60-6,172 to 60-6.174 Stop signs, 60-6,171 Rear overhang, flag required, 60-6,243 Rearview mirror, requirements, 60-6,253, 60-6,254 Reckless driving, 60-6,212 to 60-6.218 Recreation areas, traffic violations, 2-32,100, 2-32,101 Repositioning of connection device, 60-6,302 Resisting arrest, penalty, 28-905 Revocation, suspension, or impoundment of license, See MOTOR VEHICLE OPERATOR'S LICENSE ACT: 60-462 Ride sharing, 60-2501 to 60-2508, See also RIDE SHARING Right-of-way. Pedestrian, 60-6, 153, 60-6, 154 Vehicles, 60-6,146 to 60-6,151 Road assistance vehicles, stopped, duties of approaching vehicles, 60-6,378 Roads, operation on right side, 60-6,131 Roundabouts, Islands, rotary traffic, this heading Rules, publications, 60-481 Rules and regulations, consistency Safety, 39-102, 39-103 Violations, 39-103 School buses, safety requirements, 60-6,175 to 60-6,177, See also SCHOOL TRANSPORTATION School crossing zones, 60-658.01, 60-6.134.01 Double fines, 60-682.01 Seat belts, 60-6,265 to 60-6,273, See also SEAT BELTS Shoulders, Driving upon, prohibited, when, 60-6.142 Parking permitted, when, 60-6,167 Sidewalks, driving on prohibited, 60-6.178

RULES OF THE ROAD, NEBRASKA -Cont'd Signals, Hand, 60-6, 162, 60-6, 163 Light, 60-6,162 Required, 60-6,161, 60-6,226 Signs, See also HIGHWAYS AND ROADS Advertising, 60-6,128 Construction zones, 60-6,188 Controlled-access highways, 60-6,145 Damage or removal, 60-6,130 Imitation traffic signs, prohibited, 60-6,127 Interference, liability, 60-6,130 Road name signs, 60-6,126.01 Speed limits, 60-6,186 Tourist-oriented directional sign panels, 39-207 to 39-211, See also BILLBOARDS Traffic regulation, 60-6,118 to 60-6.151 Sirens, acts prohibited, 60-6,285 Slow-moving vehicles, emblem, 60-6,241, 60-6,242 Smoke, excessive, prohibited, 60-6,286, 60-6,363 to 60-6,374 **Snowmobiles,** 60-6,320, 60-6,334 to 60-6,346, See also SNOWMOBILES **Speed limits,** 60-6,185 to 60-6,190, 60-6,305 Agricultural floater-spreader, 60-6,294.01 Basic speed rule, 60-6,185 Bridges, 60-6,189 Burden of proof, 60-6,194 Complaint and summons. requirements, 60-6,194 Construction zones, 60-6,188 Double fines. 60-682.01 Jurisdiction over speed limits, 60-6,190 Low-speed vehicle, 60-6,380 Maximum limits, 60-6,186 Minimum speed, 60-6,193 Radar or other speed measurement devices, use, 60-6,192 School crossing zones, 60-6,134.01 Double fines. 60-682.01 Special speed limits, 60-6,187

Violations, proof, 60-6,194 State Patrol, See STATE PATROL, NEBRASKA Stolen motor vehicles, 28-511, 28-516 Studded tires, 60-6,250 Sunscreening restrictions, 60-6,257 to 60-6,261 Television, prohibited, when, 60-6,287 Tires, See also TIRES Bicycle, requirements, 60-6,319 Vehicles. Condition, 60-6,252 Regrooving, 60-6,251 Requirements, 60-6,249 to 60-6,252 Studded tires, 60-6,250 Towing, Chains, 60-6,246 Connections, 60-6,284 Lights, flashing or rotating, authorized, 60-6,232 Motor club service, 44-3707 Parking lot, restricted, regulations, 60-2401 to 60-2411, See also PARKING AND PARKING LOTS Removal of vehicle, 60-6,165 Towing of persons on bicycles, roller skates, and similar devices, 60-6,308, 60-6,316, 60-6,354 Traffic control devices, Damage or removal, 60-6,130 Interference, liability, 60-6,129, 60-6.130 Lane direction, 60-6,126 Manual on Uniform Traffic Control Devices, adoption, 60-6,118 Meaning of signals, 60-6,123 to 60-6,125 Obedience required, 60-6,119 Pedestrian control, 60-6,124 Placement, 60-677, 60-6, 120, 60-6,121 Sale or lease, prohibited, when, 60-6,122 Unauthorized devices, prohibited, 60-6.127 Trailers, See TRAILERS

RULES OF THE ROAD, NEBRASKA -Cont'd Trucks, See also TRUCKS Brake requirements, 60-6,247 Minor driving under the influence, zero tolerance, 60-6,211.01 to 60-6.211.07 Splash aprons, requirements, 60-6,283 Traffic infraction, 60-682, 60-682.01 Weight limitations, 60-6,294 to 60-6,301 Weight violations, 60-6,296, 60-6,300 Width limitations, 60-6,291 Windshields and windows. sunscreening and tinting, 60-6,257 to 60-6,259, 60-6,263 Turning, Location of vehicle, 60-6,159, 60-6,160 Signals, 60-6,161 to 60-6,163, 60-6,226 U-turns. 60-6.160 Unattended motor vehicle. conditions, 60-6,168 Utility employees, treatment, 60-6,112 Violations, Accident, duty to report, 60-696, 60-699 Alcoholic beverage, open container and consumption prohibitions, 60-6,211.08 Bicycle sales, requirements, 60-6.319 Brakes, 60-6,244 to 60-6,248 Building, moving, 60-6,299 Child passengers, 60-6,268 Conviction or adjudication reports, transmittal to director, 28-416, 60-497.01 to 60-497.04 Criminal. See CRIMES AND OFFENSES Driver improvement course, required when, 60-691 Driving under the influence, 60-6,196 to 60-6,211.08, See also DRUNK DRIVING

Equipment violations, 60-6,222, 60-6,239, 60-6,240, 60-6,244 to 60-6,248 Flashing lights, 60-6,234 General penalty, 60-682 Glass, safety, 60-6,263 Handheld wireless communication device, prohibited acts, 60-6,179.01, 60-6,179.02 Height violations, 60-6,291 Helmets, 60-6,282 Length violations, 60-6,291, 60-6,292 Lights, requirements, 60-6,224, 60-6,235, 60-6,239, 60-6,240 Minors, driving under the influence, zero tolerance, 60-6,211.02, 60-6.211.03 Owner or driver, duties, 60-6,116 Penalty, 60-682 Pretrial diversion, 29-3605 to 29-3609, See also PRETRIAL DIVERSION Procedure, 60-684, 60-685 Racing on highways, 60-6,195 Radar transmission devices, 60-6.275 Rules and regulations, 39-103 School bus, improper passing of, 60-6.175 Seat belts, 60-6,266, 60-6,272 Speed limits, 60-682, 60-682.01, 60-689 Texting while driving, prohibited, 60-6,179.01, 60-6,179.02 Warning lights, emergency vehicles, 60-6,229 to 60-6,234 Weighing, 60-6,303 Weight limitations, vehicles, 60-681, 60-6,294 to 60-6,301 Emergency vehicles, exempt, 60-6,114 Violations, penalty, 60-6,296, 60-6,300 Weighing stations, 60-1301 to 60-1309, See also WEIGHING **STATIONS** Width limitations, vehicles, 60-6,288 Disabled vehicle. Exception, 60-6,297

RULES OF THE ROAD, NEBRASKA -Cont'd Width limitations, vehicles -Cont'd, Disabled vehicle -Cont'd Special single trip permit, 60-6,297 Emergency vehicles, exempt, 60-6.114 Violations, penalty, 60-6,291 Windshields, wipers, and windows, Obstruction of driver's view, 60-6,256 Requirements, 60-6,255 Safety glass, 60-6,262 to 60-6,264 Tinting and sunscreening, restrictions, 60-6,257 to 60-6.261 Violations, penalties, 60-6,258, 60-6,259, 60-6,263 Witness, credibility, 60-694 Zero tolerance, minor driving under the influence, 60-6,211.01 to 60-6,211.07 RURAL BEHAVIORAL HEALTH TRAINING AND PLACEMENT **PROGRAM ACT** See generally HEALTH CARE Act, how cited, 71-5680

Administration by Nebraska Medical Center, 71-5682 Funding, use, 71-5683 Intent, 71-5681 Program, Rural Behavioral Health Training and Placement, 71-5682

RURAL COMMUNITY-BASED ENERGY DEVELOPMENT ACT

See generally ECONOMIC DEVELOPMENT

Act,

How cited, 70-1901 How construed, 70-1908 **C-BED project,** Development, 70-1904 Notice of incentives, 70-1907 Power purchase agreement, 70-1904 Transfer restriction, notice, 70-1904

Definitions, 70-1903 Electric supplier, limit on eminent domain, 70-1909 Electric utility, duties, 70-1905, 70-1906 Intent, 70-1902 Sales and use tax exemption, 77-2704.57 **RURAL ECONOMIC OPPORTUNITIES ACT** See generally ECONOMIC DEVELOPMENT Act, how cited, 77-5401 Definitions, 77-5403 Employee leasing company, qualified, employees, how treated, 77-5404 Fund, Nebraska Incentives, 72-2501, 77-5405 Incentives, Agreement, written, 77-5405 Application, 77-5405, 77-5411 Fee. 77-5405 Filing deadline, 77-5413 Project requirements, 77-5405 Qualified employee leasing company, employees, how treated, 77-5404 Tax credits. Authorization and use, 77-5407, 77-5408 Recapture or disallowance, procedure, 77-5409 Transactions and activities not eligible, 77-5406 Transferable, when, effect, 77-5410 Intent, 77-5402 Rules and regulations, 77-5414 Tax Commissioner, annual report **required**, 77-5412 **RURAL HEALTH CARE**

See generally HEALTH CARE Commission, Nebraska Rural Health Advisory, 71-5654 to 71-5659

Emergency care, trauma system, See STATEWIDE TRAUMA SYSTEM ACT; 71-8201

RURAL HEALTH CARE –*Cont'd* Office of Rural Health, 71-5646 to 71-5649

Residency program, 71-5201 to 71-5209

Professional practice incentives, Behavioral health care, *See* RURAL BEHAVIORAL HEALTH TRAINING AND PLACEMENT PROGRAM ACT; 71-5680

Student loans and repayment, See RURAL HEALTH SYSTEMS AND PROFESSIONAL INCENTIVE ACT; 71-5650

Student loans by city of second class or village, 17-572

Student loans by city of second class or village, 17-572

RURAL HEALTH SYSTEMS AND PROFESSIONAL INCENTIVE ACT

See generally HEALTH CARE Act, Administration, 71-5660

How cited. 71-5650 Purpose, 71-5652 Amount of assistance, 71-5663 Commission, Nebraska Rural Health Advisory, Created, 71-5654 Expenses, 71-5657 Meetings, 71-5658 Officers, 71-5656 Powers and duties, 71-5659 Purpose, 71-5655 Definitions, 71-5653 Financial incentives. Amount, 71-5663 Considerations, 71-5664 Funding, 71-5661 Fund, Rural Health Professional Incentive, 71-5661

Transfers to, 71-5670.01 Health profession shortage areas,

designation, 71-5665 Intent, 71-5651, 71-5652 Medical resident incentive program, Eligibility, 71-5662

Recipient agreements, 71-5669.01

Office of Rural Health. administration of act, 71-5660 Rules and regulations, 71-5670 Student loan program, Eligibility, 71-5662 Recipient agreements, 71-5666 to 71-5667 Student loan repayment program, Community participation, 71-5669 Eligibility, 71-5662 Recipient loan repayment agreement, 71-5668 RURAL POWER DISTRICTS See generally UTILITIES Audit requirements, 70-809 Budget, requirements, 13-516 Nebraska Budget Act, not applicable, 13-502 C-BED project, See RURAL COMMUNITY-BASED ENERGY **DEVELOPMENT ACT: 70-1901** Contract for construction or delivery service, contractor duties, 48-2911, 48-2912, See also EMPLOYEE CLASSIFICATION ACT **Contractor rights to payment**, See CONSTRUCTION PROMPT PAY ACT, NEBRASKA; 45-1201 Election, 32-512 **Energy conservation improvement**

program, See LOW-INCOME HOME ENERGY CONSERVATION ACT; 66-1012 Formation, 70-801 to 70-808

Public records, Access, 84-712 to 84-712.09, See also PUBLIC RECORDS Settled claims, requirements, 84-713

Purchasing card programs, 13-610, 81-118.02

RURAL ROAD IMPROVEMENT DISTRICT ACT See generally HIGHWAYS AND ROADS

Act, How cited, 39-1655 How construed, 39-1654 Advisory committee, 39-1643

RURAL ROAD IMPROVEMENT **DISTRICT ACT** –Cont'd **Assessments**, 39-1647 Bonds, 39-1648, See also BONDS Consolidation, 39-1652 County board, powers and duties, 39-1644 **Definitions**, 39-1638 **Dissolution**, 39-1653 District. Creation, 39-1640 to 39-1642 Enlarge, 39-1650 Withdraw territory, 39-1651 **Fund**, 39-1646 Maintenance, county, 39-1649 Political subdivisions, See POLITICAL SUBDIVISIONS **Resolution**, 39-1639 Tax levy, 39-1649 Warrants, 39-1645

S

SAFE DRINKING WATER ACT, NEBRASKA See generally PUBLIC WATER SYSTEM Act. Existing rules, certificates, proceedings, how treated, 71-5312.01 How cited, 71-5313 Capacity development strategy, 71-5305.02 **Compliance**, 71-5311.01, 71-5311.02 Construction, alteration, or extension of system, 71-5305 **Continuing competency** requirements, 71-5308 Council on Public Water Supply, Advisory, 71-5311 Definitions, 71-5301 Department, powers and duties, 71-5303, 71-5305.02, 71-5306, 71-5309 Disciplinary actions, 71-5303, 71-5304.01, 71-5309 Emergency powers, 71-5304.01 Enforcement, 71-5311.01, 71-5311.02

Fund, Safe Drinking Water Act Cash, 71-5306 Laboratories, certification required for water testing, 71-5306 Lead, restrictions, 71-5301.01 Monitoring standards, 71-5302 Notification requirements. 71-5304.02 Permit, 71-5303 Projects, priority system, 71-5302 Public water system operator, licensure. Application, 71-5308 Disciplinary actions, grounds, 71-5308 Existing certificate holder, how treated, 71-5308 Expired license, relicensure, 71-5309 Qualifications, 71-5309 Required, 71-5307 Rules and regulations, 71-5302, 71-5304 Service of process, 71-5310.01 Standards, 71-5302 Exemptions, 71-5310 System. Capacity, requirements, 71-5305.01 Construction and operation, 71-5304 Variance authorized, 71-5310 Violations, penalties, 71-5304.01, 71-5312 SAFE HAVEN See CHILDREN AND MINORS SAFETY AND HEALTH REGULATIONS See generally PUBLIC SAFETY Amusement rides, See AMUSEMENT RIDE ACT, NEBRASKA; 48-1801 Bathtubs and showers, scald prevention devices, 71-1569 to 71-1571 **Boilers,** See BOILER INSPECTION ACT:

48-719 Building codes, See BUILDING CODES Carbon Monoxide, See CARBON MONOXIDE SAFETY ACT; 76-601

SAFETY AND HEALTH **REGULATIONS** –Cont'd Citations issued for violations, when, 18-1757 Elevators, See CONVEYANCE SAFETY ACT; 48-2501 Environmental protection, See ENVIRONMENTAL PROTECTION Fishing, 37-305 to 37-321 **Food,** See PURE FOOD ACT, NEBRASKA; 81-2,239 Game law, 37-305 to 37-321, See also GAME LAW Hazardous materials, See HAZARDOUS MATERIALS Health care, See HEALTH CARE Housing, See HOUSING Hunting, 37-305 to 37-321, See also GAME I AW Livestock waste, See LIVESTOCK WASTE MANAGEMENT ACT; 54-2416 Mechanical Safety Inspection **Fund**, 81-405 **Propane**, See PROPANE EDUCATION AND RESEARCH ACT; 66-1601 Railroads, See RAILROADS **Restaurants, See RESTAURANTS** Scaffolds, safety regulations, 48-425, 48-428, 48-429, 48-434 Smoking restrictions, See CLEAN INDOOR AIR ACT. NEBRASKA: 71-5716 Cigarette lighters, novelty, sale without child safety feature, penalty, 28-1357 Solid waste, See SOLID WASTE State center, See SAFETY CENTER, NEBRASKA Swimming pools, See SWIMMING POOLS Training and research, 85-1001 to 85-1008, See also SAFETY CENTER, NEBRASKA Water, drinking, See PUBLIC WATER SYSTEM Wells and pitfalls, landowner or holder, safety hazard, duties, violation, penalty, 54-311, 54-315

Workplace requirements, 48-401 to 48-445, See also LABOR AND **EMPLOYMENT** Safety experts, See CERTIFIED INDUSTRIAL HYGIENIST TITLE PROTECTION ACT; 71-8001 Smoking, See CLEAN INDOOR AIR ACT, NEBRASKA; 71-5716 Workplace Safety Consultation Program, 48-446 SAFETY CENTER, NEBRASKA See generally PUBLIC SAFETY Cooperation, 85-1007 Council, Nebraska Safety Center Advisory, 85-1008 **Definition**, 85-1002 Director. 85-1004 Duties. 85-1006 Established, 85-1003 **Funds**, 85-1005 Intent, 85-1001 SAFETY DEPOSIT BOXES See generally FINANCIAL INSTITUTIONS

Company, support order enforcement, bank match system, 43-3328 to 43-3339 Contract, effect, 8-501 Credit union, operate, 21-1741 Lease, effect, 8-501 Liability, determination of, 8-502

SAFETY OF DAMS AND **RESERVOIRS ACT** See generally WATER Act, Applicability of other law, 46-1636 How cited, 46-1601 Appeal, 46-1669 Applications, approval, 46-1654 Approval to operate, 46-1657, 46-1658 Hearing, notice, 46-1660 Complaint, department duties, 46-1661 Dams. Alteration, owner requirements, 46-1658

Penalties, 46-1666

SAFETY OF DAMS AND **RESERVOIRS ACT** –Cont'd **Dams** –*Cont'd* Construction or enlargement, 46-1652 Emergency actions, 46-1665 Existing unapproved, requirements, 46-1670 Modifications, 46-1653 New or modified, owner requirements, 46-1657 Potentially hazardous, emergency action plans, 46-1647 Removal, breach, or abandonment, 46-1659 Review and approval required, when, 46-1646 Definitions, 46-1602 to 46-1634 Department, Consulting board, 46-1645 Employ personnel, 46-1644 Enforcement powers, 46-1650, 46-1659 Investigations and studies, 46-1649 Powers and duties, 46-1661, 46-1662 Engineer, duties, 46-1638, 46-1659 Fees, 46-1655 Fund, Dam Safety Cash, 46-1656 Hearing, 46-1654 Immunity, when, 46-1639, 46-1648 Inspections, 46-1662 Safety inspections, when, 46-1664 Intent, 46-1635 Livestock waste control facility, approvals required, 46-1642 Orders and approval, effect, 46-1640 Other remedies, 46-1643 Ownership, change, notification required, 46-1641 Plans and specifications, 46-1638 Political subdivisions, regulations, restrictions, 46-1637 Private property, right of entry, 46-1648 **Records**, 46-1663 Rules and regulations, 46-1651 Violations. Civil penalty, 46-1668

Procedure, 46-1667 SALE OF GOODS See generally TRADE PRACTICES Alcoholic beverages, Liquor, this heading Assistive devices, consumer protection, See ASSISTIVE TECHNOLOGY REGULATION ACT; 69-2601 Auctions, See AUCTIONS AND AUCTIONEERS Bill of lading, Article 7, UCC, See also COMMERCIAL CODE, UNIFORM Books. News media, See NEWS MEDIA Printing or binding excess copies, prohibition, 63-102 Violation, penalty, 63-103 Textbooks, Elementary and secondary school, 79-734 to 79-737, See also SCHOOL CURRICULUM University of Nebraska, 85-115 Cigarettes, See CIGARETTES Collateral, See SECURED TRANSACTIONS Commercial transactions, Article 2, UCC, See also COMMERCIAL CODE. UNIFORM Commodity contracts, See COMMODITY CODE; 8-1701 Consignment sale, Articles 7 and 9, UCC, See also COMMERCIAL CODE. UNIFORM Contact lenses, mail order purchases, See MAIL ORDER CONTACT LENS ACT; 69-301 Containers. Explosive liquids and gases, 66-103 to 66-107 Labeling requirements, this heading Sales and use tax exemption, 77-2704.47 **Contracts**, See CONTRACTS **Documents of title,** Article 7, UCC, See also COMMERCIAL CODE, UNIFORM

SALE OF GOODS -Cont'd Door-to-door sales, requirements, 69-1601 to 69-1607 Electronic transactions. authorized, See ELECTRONIC TRANSACTIONS ACT, UNIFORM; 86-612 Electronics, portable, See PORTABLE **ELECTRONICS INSURANCE ACT; 44-**8501 Employment Security Law, Applicability, 48-604 Direct seller exemptions, 48-604 Financial transaction devices, See FINANCIAL TRANSACTION DEVICES Food. See FOOD Home solicitations, sales, 69-1601 to 69-1607 Indian arts and crafts, See AMERICAN INDIAN ARTS AND CRAFTS SALES ACT; 69-1801 **Installment sales**, See INSTALLMENT SALES ACT, NEBRASKA; 45-334 Jewelry, Jeweler's liens, requirements, 52-301 to 52-304 Pawnbrokers, 69-201 to 69-210, See also PAWNBROKERS Labeling requirements, Agricultural liming material, 2-4320 Beverage receptacles, 28-1331 to 28-1333 Beverages, 28-1329 to 28-1334 Binder twine, 69-1101, 69-1102 Candy, 53-194.04 Cigarettes, 59-1520, See also CIGARETTES Commercial feed, 54-852 Controlled substances, 28-414.03, 28-415 Dairy products, 2-3937 Eggs, 2-3507, 2-3508 Embalming fluids, 71-2510.01 Feed, animal, 54-852 Fertilizer, commercial, 81-2,162.04, 81-2.162.05 Food, 28-1329 to 28-1334 Honey, 81-2,181 Liming material, 2-4320 Liquor, 53-168, 53-172, 53-1,103

Motor fuels, 66-1214 Pesticides, 2-2630 Recycling coding, plastic containers, See PLASTIC CONTAINER CODING ACT; 69-2501 Seed containers, 81-2,147.02, 81-2.147.09 Liquor, See LIQUOR Beer distribution, See BEER Regulation, See LIQUOR CONTROL ACT, NEBRASKA; 53-101 Livestock. See LIVESTOCK Manufactured homes. motor vehicle dealer's license required, 60-1403.01, See also MOTOR VEHICLE INDUSTRY **REGULATION ACT** Merchants, payment cards, prohibited acts, 28-632 to 28-634 Metals, regulated secondary metal recycling, 69-401 to 69-409, See also RECYCLING Monopolies, See MONOPOLIES AND UNFAIR TRADE Motor vehicles, See MOTOR VEHICLES Dealer's license, See MOTOR VEHICLE INDUSTRY REGULATION ACT; 60-1401 Defective, See LEMON LAW Franchises, See MOTOR VEHICLE INDUSTRY REGULATION ACT; 60-1401 News media, See NEWS MEDIA Pawnbrokers, 69-201 to 69-210, See also PAWNBROKERS Poultry, sales record requirements, 69-1005 to 69-1008 Prescription drugs, See MAIL SERVICE PHARMACY LICENSURE ACT; 71-2406 Recreational areas, Game and Parks Commission permission required, 37-311 Secured transactions, See SECURED TRANSACTIONS Signatures, digital and electronic, authorized, See ELECTRONIC TRANSACTIONS ACT, UNIFORM; 86-612

SALE OF GOODS –Cont'd Taxation of, See SALES AND USE TAX Thermometers, elemental mercury, sale and distribution banned, 28-1349, 28-1350 Tobacco products, See TOBACCO Cigarettes, See CIGARETTES Trade practices, See TRADE PRACTICES Unfair. See MONOPOLIES AND UNFAIR TRADE Vending machines, See VENDING MACHINES Warehouses, See WAREHOUSES Warranties, See WARRANTIES Weights and measures, See WEIGHTS AND MEASURES SALES AND USE TAX See generally TAXATION Agents, treatment as vendors, 77-2704.35 Agricultural machinery and equipment. Exemption. Purchase or lease, 77-2704.36 Repair or replacement parts, 77-2704.64 Refund of tax paid prior to exemption, 77-2708.01 Aircraft and aircraft fuel. Election to pay use tax, 77-2706.01 Exemption, when, 77-2704.03, 77-2704.26 Appeal and review, 77-27,127 to 77-27,130 Audit authorized, 77-2707 Board, Nebraska Economic Forecasting Advisory, 77-27,156 to 77-27,159 Cities, municipal tax, See LOCAL OPTION REVENUE ACT; 77-27,142 **Collection**, 77-2703 Collection fee, 77-2703, 77-2708 Electronic funds transfer, 77-2420 Prohibited acts, 77-2703 Common carrier, Exemption, 77-2704.50 Exemption certificate, 77-2706

Confidentiality. Consumer rights, 77-2711 Disclosure of contractor or repairperson election authorized, 77-27,119.03 Requirements, 77-2705, 77-2706, 77-2711 Taxpayer information, 77-27,126 Construction contracts, fixed-price, refund of tax, when, 77-2704.33 Contract entered into prior to June 1, 1967, exemption, 77-2704.06 Contractors. Election relating to building materials, 77-2701.10 Services, not subject to tax, 77-2704.55 County tax, Public safety services, 13-318 to 13-326, See also PUBLIC SAFETY Visitor attractions, 81-3720, See also VISITORS DEVELOPMENT ACT, NEBRASKA Credits. For tax paid in other state, 77-2704.31 Investment growth, See EMPLOYMENT AND INVESTMENT GROWTH ACT; 77-4101 Investment incentive, See NEBRASKA ADVANTAGE ACT; 77-5701 See NEBRASKA ADVANTAGE RURAL DEVELOPMENT ACT; 77-27,187 Renewable energy tax credit, 77-27.235 Date of delivery, returns and documents, 77-27,125 Deficiency determination, 77-2708, 77-2709, 77-27, 129, 77-27, 130 Nonresident, 77-27,133 Definitions, 77-101 to 77-132, 77-2701.04 to 77-2701.55 Department, Contract for products and services to identify and collect additional tax revenue, 77-367 Numerical computations authorized. 77-3.117 Direct mail sourcing, 77-2703.03

SALES AND USE TAX –Cont'd Direct payment permit, 77-2705.01 to 77-2705.03 Managed compliance agreements, 77-2705.05 Economic forecasting, See ECONOMIC FORECASTING Electronic. Delivery of digital products, taxable, 77-2703 Filing and transfers, 77-1784, 77-2420 Postmark, 86-644 Enforcement, 77-2710 to 77-2713 Exemptions, 77-2704.02 to 77-2704.67 Agricultural, Aquaculture oxygen, 77-2704.46 Chemicals, 77-2704.41, 77-2704.46 Components, 77-2704.46 Energy, 77-2704.13 Fuel, 77-2704.13 Livestock, this heading Machinery and equipment, 77-2704.36 Repair or replacement parts, 77-2704.64 Refund of tax paid prior to exemption, 77-2708.01 Mineral oil for grain dust suppressant, 77-2704.60 Water resources, 77-2704.13 Aircraft. Fuel, 77-2704.03 When, 77-2704.26 Biochips, 77-2704.61 C-BED project, 77-2704.57 Charitable organizations, 77-2704.12 Common or contract carrier, 77-2704.50 Compressed fuel, 77-2704.05 Constitutional exemptions, 77-2704.02 Containers, 77-2704.47 Copyrighted material used for rebroadcast, 77-2704.39 Currency or bullion, 77-2704.66 Data centers, 77-2704.62 Diesel fuel, 77-2704.05

Disabled person, purchase of motor vehicle, exemption, 77-2704.21 Energy sources, 77-2704.13 Exports from state, 77-2704.11 Federal law or constitution or state constitution prohibitions, 77-2704.02 Fine art purchase by museum, 77-2704.56 Food, exempt, when, 77-2704.10, 77-2704.24, 77-2704.46, 77-2704.54 Food and food ingredients sold by certain organizations and facilities, 77-2704.10 Fuel, 77-2704.03 to 77-2704.05, 77-2704.13 Health care. Certain nonprofit care or service providers, 77-2704.12 Hearing instruments, 77-2704.09 Insulin, 77-2704.09 Medical equipment, 77-2704.09 Medical organization, 77-2704.12 Medical records, 77-2704.59 Medicine, 77-2704.09 Prescription medicine, 77-2704.09 Prosthetic devices, 77-2704.09 Historic automobile museum, 77-2704.65 Horseracing licensees, purchases, 77-2704.20 Housing agencies, 77-2704.15 Industry, Industrial machinery and equipment, reciprocal exemption, 77-2704.43 Ingredient or component part, 77-2704.45 Manufacturing machinery and equipment, 77-2704.22 Molds, dies, and patterns, 77-2704.40 Water sources for manufacturing, 77-2704.13 Laundering and cleaning machine, 77-2704.14 Leased property, 77-2704.08, 77-2704.28

SALES AND USE TAX -Cont'd **Exemptions** –Cont'd Legal documents prepared by court reporter, 77-2704.58 Livestock. Feed and water, 77-2704.41 For human consumption, 77-2704.46 Semen and insemination services, 77-2704.23 Veterinary medicines, 77-2704.41 Lottery tickets, state, 77-2704.38 Manufacturing, Industry, this heading Minerals, 77-2704.04 Motor vehicle, purchase by handicapped person, 77-2704.21 Motor vehicle fuel. 77-2704.05 Nebraska State Fair Board purchases, 77-2704.16 Newspapers, when, 77-2704.07 NIFA purchases, 77-2704.17 Nonprofit organizations, 77-2704.12 Occasional sales, 77-2704.48 Oil and gas, 77-2704.04 Political subdivision purchases, 77-2704.15 Public property, acquiring under lease-purchase agreement, exempt, when, 77-2704.15 Public records, copies of, 77-2704.42 Railroad rolling stock, 77-2704.27, 77-2704.50 Reciprocal exemption, 77-2704.49 Religious organizations, 77-2704.12 Schools. School events, admission and fees, 77-2704.10 School or learning community purchases, 77-2704.15 School organization sales, 77-2704.25 University and college purchases, 77-2704.15 Youth sports event, youth sports league, or youth competitive educational activity, 77-2704.63

Sports. Sports events, statewide, conducted by nonprofit, admission and fees, 77-2704.10 Youth sports event or youth sports league, 77-2704.63 State lottery tickets, 77-2704.38 State purchases, 77-2704.15 Telecommunications, Prepaid calling service, 77-2704.52 Satellite programming and service, 77-2704.53 Services between companies, 77-2704.51 University and college purchases, 77-2704.15 Use tax, 77-2704.29, 77-2704.30 Videotape and film rentals, 77-2704.53 Wyuka cemetery purchases, 77-2704.15 Zoos and aquariums, 77-2704.67 Fees, 77-2703, 77-2705.01, 77-2705.04, 77-2706, 77-2708 Funds. Department of Revenue Contractor Enforcement Fund, 77-2704.55 Revenue Distribution Fund, 77-27,132,77-27,132.01 Internet purchases, remittance from out-of-state retailers, use of funds, 77-27,132, 77-27,237 Jeopardy determinations, 77-2710, 77-3906 List of taxpayers, provide when, 77-27.126 Local option tax, See LOCAL OPTION REVENUE ACT; 77-27,142 Mail. Electronic postmark, 86-644 File or pay by, 49-1201 to 49-1203 Motor vehicles. Disposition of tax, 77-27,132 Payment of tax, 77-2703 Rented and leased, collection of sales tax, 77-2703 Municipal county tax, 13-2813 to 13-2816

SALES AND USE TAX -Cont'd Municipal tax, See LOCAL OPTION **REVENUE ACT; 77-27,142** Notice requirements, 77-27,135, 77-27,143 Payment of sales tax, effect on use tax, 77-2704.29 Penalty, waiver, 77-2711 Permit requirements. Direct payment permits, 77-2705.01 to 77-2705.03 Managed compliance agreements, 77-2705.05 Records, electronic access, 77-2705.04 Retailer or utility service, 77-2705 Pollution control incentive, See AIR AND WATER POLLUTION CONTROL TAX REFUND ACT; 77-27,149 Postmark, effect, 77-27,125 Postmark, electronic, 86-644 Property, remove or conceal, 77-2710 Purchasing agents, authorized, 77-2704.12, 77-2704.15 Rate, 77-2701.02, 77-2703 Change, when effective, 77-2701.03 Legislature sets, 77-2715.01 Tax Rate Review Committee, 77-2715.01 Records, 77-2711 Electronic access, 77-2705.04 Refunds, Agricultural machinery repairs or parts prior to exemption, 77-2704.64, 77-2708.01 Certain contractor labor, 77-2704.55 Claim for, 77-2708 Economic incentive, See EMPLOYMENT AND INVESTMENT GROWTH ACT; 77-4101 Electronic funds transfer, 77-2420 Fixed-price construction contracts, 77-2704.33 For bad debts, 77-2708 Foreign projects, 77-2704.32 Pollution control incentive, See AIR AND WATER POLLUTION CONTROL TAX REFUND ACT; 77-27,149 Procedure, 77-1777 to 77-1782

Registration of retailer. Online registration system, 77-2705 Required, 77-2705 Reports on loss of potential **revenue**, See TAX EXPENDITURE **REPORTING ACT; 77-379** Resale certificate, 77-2706 Return, 77-2708, 77-2709 Destruction, when, 77-27,134 Direct payment permit, 77-2705.01 to 77-2705.03 Electronic filing, 77-1784 Electronic postmark, 86-644 Failure to file, 77-2708 Managed compliance agreements, 77-2705.05 **Revenue projections**, See ECONOMIC FORECASTING Sale of business, liability for tax, 77-2707 Sales price, Defined, 77-2701.35 Tax included, 77-2704.34 Security requirements, 77-27,131 Seller. Defined, 77-2701.36 Permit required, 77-2705 Sourcing rules, 77-2703.01 to 77-2703.04 Statute of limitation, 77-2713 Streamlined sales and use tax agreement, Collection or payment error, immunity, when, 77-2712.05 Confidentiality rights, 77-2711 Defined, 77-2701.38, 77-2712.03 Effect, 77-2712.06 Governing board, members, 77-2712.03 Intent, 77-2712.02 Online registration, 77-2705 Payment of tax, rules and regulations, 77-2708 Ratified, 77-2712.03 Relationship to state law, 77-2712.04 Requirements, 77-2712.05 Rights under agreement, 77-2712.07 Taxing jurisdictions, state data bases required, 77-27,143 Tax amnesty program, 77-5601

SALES AND USE TAX –Cont'd Tax authorized, County, for county or joint political subdivision public safety services, 13-318 to 13-326, See also PUBLIC SAFETY Municipal, election to authorize, See LOCAL OPTION REVENUE ACT; 77-27,142 Municipal county, 13-2813 to 13-2816 State sales and use tax. 77-2703 Tax Commissioner, defined, 77-2701.40 Tax situs, Gross receipts calculation, 77-2701.16 Local option tax, 13-326 Municipal tax, 77-27,147 Sourcing rules, 77-2703.01 to 77-2703.04 Taxable services, 77-2703 **Taxation**, See TAXATION **Telecommunications sourcing**, 77-2703.04 Unconstitutionality, effect of court ruling, 77-27,135.01 Understatement of tax due, penalty, 77-2703 Use tax, when imposed, 77-2704.44 Villages, election to authorize, See LOCAL OPTION REVENUE ACT; 77-27,142 Violations, penalty, 77-2704.33, 77-2705, 77-2706, 77-2711, 77-2713 SALINE LANDS See SCHOOL FINANCE SALVAGE See MOTOR VEHICLES

SANITARIANS

See generally PROFESSIONS AND OCCUPATIONS

Environmental health specialists, See ENVIRONMENTAL HEALTH SPECIALISTS PRACTICE ACT; 38-1301 Industrial hygienist title, See CERTIFIED INDUSTRIAL HYGIENIST TITLE PROTECTION ACT; 71-8001

SANITARY AND IMPROVEMENT DISTRICTS

See generally POLITICAL SUBDIVISIONS Administrator, 31-733 Appointment, 31-776 Effect, 31-733, 31-777 Procedure, 31-771 Bonding requirements, 31-734 Petition to change administration, 31-771 to 31-775 Powers, 31-740, 31-740.01, 31-778 Tax for administration, 31-779 Termination, 31-780 Animals, regulation of, 31-727 Annexation of district, 31-763 to 31-766, 31-785 Petition process, 31-781 to 31-785 Approval of county, municipality, or agency required, when, 31-762.01 Audit. 31-740 Bonds, 31-739, 31-755 to 31-758, See also BONDS Powers of administrator and trustees, 31-778 Refunding, 10-615 to 10-617 Boundaries, change of, 31-761 Budget requirements, See BUDGET ACT, NEBRASKA; 13-501 Consolidated with municipal county, 13-2818, 13-2819, See also MUNICIPAL COUNTIES **Contractor rights to payment**, See CONSTRUCTION PROMPT PAY ACT, NEBRASKA; 45-1201 Contracts. Bidding requirements, 31-741, 31-748 Contract for construction or delivery service, contractor duties, 48-2911, 48-2912, See also EMPLOYEE CLASSIFICATION ACT Definitions. 31-727 Detachment of property, 31-769, 31-770 Dissolution, 31-767, 31-768

SANITARY AND IMPROVEMENT **DISTRICTS** –Cont'd District formed under now repealed law, deemed organized under current law, 31-727 Eminent domain. Authorized, 31-736 to 31-738. See also EMINENT DOMAIN Displaced persons, See RELOCATION ASSISTANCE ACT; 76-1214 Employees, Benefit plans, Authorized, 44-1615 Funding, See POLITICAL SUBDIVISIONS SELF-FUNDING BENEFITS ACT; 13-1601 Joint procurement, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Expense reimbursement, See LOCAL GOVERNMENT MISCELLANEOUS EXPENDITURE ACT; 13-2201 Fees for services, 31-742 Fund of district, service fee, 31-739 Improvement projects, Authorized, 31-744 to 31-749 Contracts. 31-740 Intersection and traffic control, improvements, 31-740, 31-744 Insurance, joint procurement, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Joint agreements, Authorized, See INTERLOCAL COOPERATION ACT; 13-801; JOINT PUBLIC AGENCY ACT; 13-2501 Insurance and employee benefits, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Library access, authority to contract for, 31-727, 31-740 Lien for costs of audit, when, 31-740 Meetings, open, See OPEN MEETINGS ACT; 84-1407 Merger, 31-768 Organization of districts, 31-727 to 31-731

District formed under now repealed law, deemed organized under current law, 31-727 Notice to landowners, contents, 31-728 Objections, 31-729, 31-730 Parking, regulation of, 31-727 Property, Acquisition, 31-736 Detachment, 31-769, 31-770 Public records. Access, 84-712 to 84-712.09, See also PUBLIC RECORDS Settled claims, requirements, 84-713 Purchasing card programs, 13-610, 81-118.02 Purposes, 31-727 Roads, snow removal, 39-1405 Rules and regulations, 31-742 Sanitary drainage districts in municipalities, 31-501 to 31-533, See also DRAINAGE DISTRICTS Sections, how construed, 31-762 Sewer. connection. 31-743 Solid waste collection services. Annexation, effect on contracts, 31-763, 31-766 Authority to contract for, 31-727, 31-740 Solid waste disposal sites, approval of county, municipality, or agency required, when, 31-762.01 Special assessments, 31-750 to 31-752 Delinguent, interest, 31-753 Improvements, 31-749 Sinking funds, 31-754 Special assessment lien of district survives tax foreclosure sale, 77-1901, 77-1902, 77-1909, 77-1914 to 77-1916 Statement of current status. acknowledgment of purchaser, required, 31-727.03 Streets and sidewalks, regulation of, 31-727 Tax levy, 31-739, 31-755, 31-779 Property tax levies, limitations, 77-3442 to 77-3446

SANITARY AND IMPROVEMENT DISTRICTS –Cont'd

Tax sales, authorized when, 77-1858 Trustees, Compensation, 31-733 Elections, 31-735 to 31-735.06 Landowner or representative, 31-730 Meetings, 31-727.02 Powers, 31-740, 31-740.01 Suspended, when, 31-733, 31-777 Recall, 31-786 to 31-793 Utilities, See UTILITIES Warrants, 31-755

SAVING STATUTE

See STATUTES

SAVINGS AND LOAN ASSOCIATIONS

See generally FINANCIAL INSTITUTIONS Abandoned property, See UNCLAIMED PROPERTY ACT, UNIFORM DISPOSITION OF; 69-1301

Accounts, multiple-party, 30-2716 to 30-2733, See also PROBATE CODE, NEBRASKA; 30-2201

- Acknowledgments of written instruments, validity if notary is a shareholder, officer, or director of the savings and loan association, 64-215
- Acquisition of credit card bank, 8-1511 to 8-1513

Acquisition of failing institution, 8-1506 to 8-1510

Assessments and fees, state, Costs of examination included, 8-606

Department, levy assessments, 8-601, 8-605

Failure to pay, consequences, 8-607 Schedule of fees, 8-602

Automatic teller machines, 8-157.01, 8-345.01 Branch, limitation on

establishment, 8-345.02 Capital stock, Authorized, 8-306 Dividends, 8-327

Ownership, limitation, 8-303 Purchase of real estate, 8-324

Retirement. Notice, 8-313, 8-314 Withdrawal, enforcement, 8-312 Withdrawal of value, 8-308 Insufficient funds, effect, 8-310, 8-311 Limitation, 8-309 Capital stock savings and loan association, Application, 8-372, 8-373 Fees, 8-306, 8-373 Capital stock, how treated, 8-356 Certificate of approval, 8-374, 8-375 Conversion to mutual association, 8-380 to 8-382 Definitions, 8-357 to 8-370 Hearing, 8-374 Insurance of accounts, required, when. 8-371 Organization, prerequisites, 8-371 Stock. Payments prohibited, 8-377 Subscription, 8-371 Transact business, when, 8-376 Compliance review documents. 8-2001 to 8-2005 Confidential records or information, disclosure, costs, immunity, 8-1401 to 8-1404 Consolidation, procedure, plan, 8-349.8-383 Conversion, Capital stock association to mutual association, 8-380 Certificate, issuance, 8-381 Effect on converting association, 8-382 Federal association to state association, procedure, 8-350 to 8-353 Mutual association to capital stock association. 8-378 to 8-380 State association to federal association, procedures, 8-347, 8-348 State or federal savings association to state bank, 8-183.01 to 8-183.05 Crimes and offenses, See CRIMES AND OFFENSES

SAVINGS AND LOAN ASSOCIATIONS -Cont'd Data processing centers, electronic, regulation, 8-108 **Department of Banking and** Finance, Director and employees, prohibited acts, 8-103 Powers, general, 8-102, 8-103, 8-301 Electronic terminals, automatic teller machines, 8-157.01 Examination, power of department, 8-108, 8-346 Failing institutions, acquisition or merger, 8-1506 to 8-1510, See also BANKS AND BANKING False statements and book entries, penalty, 28-612 Federal Deposit Insurance Corporation, Banking institution, defined, 8-701 Insolvent banks, Borrowing authorized, 8-707 Liquidator, 8-703 Stockholders' liability, enforce, 8-709 Subrogation of rights, 8-704 Title to property, 8-708 Insurance, required, 8-702 Reports, exchange, 8-705, 8-706 Federal Home Loan Bank, 8-322 Assignments authorized, 8-323 Fees, 8-306, 8-373 Fiduciaries, 8-318 Authorized accounts, 8-1,130 Financial data protection, See FINANCIAL DATA PROTECTION AND CONSUMER NOTIFICATION OF DATA SECURITY BREACH ACT OF 2006; 87-801 Formation, 8-306 Certificate of approval, 8-331 Funds, reserve, Amount, 8-326 Investment, 8-320 Insolvency, Declaration of, 8-334

Federal Deposit Insurance Corporation, powers and duties, 8-701 to 8-709 Liquidation procedures, 8-334 to 8-339 Investments. Bonds of Israel, 8-148.03 Service corporations, 8-320.01 Liability, officer or director, limitation, 25-21,240 Liquidation, Department of Banking and Finance, duties, 8-334 to 8-339 Involuntary, Inventory, 8-336 Meetings, 8-335 Reorganization, 8-337 Surrender of assets, 8-337 Voluntary, procedures, 8-338 Loans. Authorized, 8-319 Costs. 8-330 Delinguency, effect on stock, 8-316 Interest. 8-330 Prepayment authorized, 8-315 Restrictions, 8-321 Members, payment required, 8-302 Merger, procedure, plan, 8-349, 8-383 Minors, transfers to, See TRANSFERS TO MINORS ACT. NEBRASKA UNIFORM; 43-2701 Mortgage bankers, requirements, See RESIDENTIAL MORTGAGE LICENSING ACT; 45-701 Mortgage loan originators, requirements, 8-702, See also RESIDENTIAL MORTGAGE LICENSING ACT; 45-701 Mortgages, assignments authorized, 8-323 Name. Requirements, penalty, 8-305 Similar names, use prohibited, 8-1901 to 8-1903 Personnel, bond required, 8-340.01 Point-of-sale terminals, 8-157.01 Real estate. Conveyance, 8-325 Taxation, 8-329

SAVINGS AND LOAN **ASSOCIATIONS** –Cont'd Receiver. Designation of department, 8-198, 8-199 **Designation of Federal Deposit** Insurance Corporation, 8-703 Records. Claims, statute of limitation, 8-328 Destruction, when allowed, 8-328 **Reports**, 8-332 Falsification, penalty, 8-333 Reserve funds. Amount, 8-326 Investments, 8-320 Retirement plan, authorized, 8-307.01 Rights, privileges, benefits, and immunities, same as federal associations, 8-355 Rules and regulations, 8-340 Sections, how construed, 8-384 Share account, withdrawal methods authorized. 8-318 Solicitation for financial products or services, requirements, 8-2501 to 8-2505 Stockholders. Rights, 8-317 Voting rights, 8-304 Withdrawal of value, 8-308 Insufficient funds, effect, 8-310, 8-311 Limitation, 8-309 Support order enforcement, bank match system, 43-3328 to 43-3339 Taxation, 77-3801 to 77-3807, See also FINANCIAL INSTITUTIONS Refunds, 77-1777 to 77-1782, 77-3806 Time deposits by state, See CAPITAL EXPANSION ACT, NEBRASKA; 72-1261 Trust companies, See TRUST COMPANIES Uniform Commercial Code, See COMMERCIAL CODE, UNIFORM SAVINGS BANKS

See SAVINGS AND LOAN ASSOCIATIONS

SCABIES See LIVESTOCK

SCHOLARSHIPS

See FINANCIAL AID FOR POSTSECONDARY EDUCATION STUDENTS

SCHOOL ADMINISTRATORS See generally ELEMENTARY AND SECONDARY EDUCATION Activities pass, issuance authorized, 79-517, 79-518 Appointment, 79-566, 79-594 Benefit plans, Authorized, 44-1615 Funding, See POLITICAL SUBDIVISIONS SELF-FUNDING BENEFITS ACT; 13-1601 Joint procurement, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Certificate. College credits, 79-811 Conditional permit, 79-814.02 Conversion privilege, 79-815 Criminal history record information check, when, effect, 79-808, 79-814.01 Endorsements, 79-810 Extension, when, 79-803 Failure to have, effect, 79-804, 79-805 Fees. 79-810 Funds. Certification Fund, 79-810 Professional Practices Commission Fund, 79-810 Issuance, 79-810 Military service, treatment, 79-803 Probation, conviction set aside, effect, 29-2264 Reciprocity, 79-813 Registration, 79-804 Requirements, 79-801, 79-808 Revocation, 79-867 Rules and regulations, 79-808 Suspension, 79-821 Temporary certificate, 79-808 Unprofessional conduct, 79-868

SCHOOL ADMINISTRATORS – Cont'd Certificate -Cont'd Use, limitations, 79-814 Citizenship instruction, duties, 79-724 to 79-727, See also SCHOOL CURRICULUM Collective bargaining, Employment contracts, this heading **Commission, Professional** Practices, 79-859 to 79-871, See also EDUCATION, STATE DEPARTMENT OF **Continuing education**, 79-830 Contract, *Employment contracts, this heading* County school administrators, County superintendent, Elimination of office, 23-3312 Records, transfer to county clerk, 23-3312 Mileage reimbursement, 23-3311 When authorized, 23-3302 Defined, 79-101 Discipline of students, See STUDENT DISCIPLINE ACT; 79-254 Educational service unit, appointment, 79-1219 Employment contracts, Collective bargaining, Agreements authorized, 79-515 Industrial Relations, Commission of, See INDUSTRIAL RELATIONS ACT; 48-801 State employees, See STATE EMPLOYEES COLLECTIVE BARGAINING ACT; 81-1369 Disciplinary actions, 79-821, 79-826, 79-866 to 79-868 Hiring, 79-501, 79-567, 79-594 Probationary period, 79-828 Requirements, 79-567, 79-594, 79-817 to 79-822 Salary, 79-567, 79-594, 79-822 Superintendent and educational service unit administrator, pay transparency, See SUPERINTENDENT PAY TRANSPARENCY ACT; 79-2401 Leave of absence. 79-838 Merger of cities, effect, 79-853

Oath, 11-101.01 to 11-101.03 Violation, penalty, 11-101.02 Personnel file, access to, 79-8,109 **Pledge**, 79-8,108 Professional organizations, withholding of wages, 79-872 to 79-874 Professional standards, 79-866 to 79-868 Reduction in force, duties, 79-847 Reports. Enrollment reports, 79-528 Failure to submit. effect. 79-528 Financial, annual, 79-528 Failure to file, effect, 79-529 Student attendance, 79-527 Student dropouts, 79-527 Retirement systems, Class I, II, III, IV, and VI school districts, See SCHOOL **EMPLOYEES RETIREMENT ACT; 79-**901 Class V school district, See CLASS V SCHOOL EMPLOYEES RETIREMENT ACT; 79-978 School finance, See SCHOOL FINANCE School organization and reorganization, duties, See SCHOOL DISTRICT ORGANIZATION Students. Discipline, actions authorized, 79-258, See also STUDENT DISCIPLINE ACT Student files and records, access to, 79-2,104, 79-2,105 Suicide awareness and prevention training, 79-2,146 Superintendent, Appointment, 79-567, 79-594, 79-822 Associate superintendent, Class IV, Appointment, 79-566 Audit. 79-597 Duties, 79-595, 79-596 Hiring, Class II, III, IV, VI, 79-594 Class V, 79-567 Pay transparency, See SUPERINTENDENT PAY TRANSPARENCY ACT; 79-2401

Student work permit, duties, 79-203 **Tenure**, 79-824 to 79-845 Unions, Employment contracts, this heading SCHOOL BOARDS See generally ELEMENTARY AND SECONDARY EDUCATION Actions for or against district, president, duties, 79-572 Activities pass, issuance, when, 79-517, 79-518 Administrators, See also SCHOOL **ADMINISTRATORS** Liability, employment of uncertificated administrator, 79-805 Adult education classes, powers, 79-11,134 Americanism committee, Appoint, 79-724 Duties, 79-724, See also SCHOOL CURRICULUM Association of school boards, membership authorized, 79-512 Attorneys, employment authorized, 79-513 Audit, duties, 79-1089 Board of education, defined, 79-101 Boundaries, initiate change, when, 79-415 Budget, failure to approve, effect, 79-1090 Buildings, See also SCHOOL DISTRICTS Duties, 79-525 Lease or acquisition, duties, 79-10,103 to 79-10,107 Bullying prevention and education policy required, 79-2,137 Buses. See also SCHOOL TRANSPORTATION Contracts. Nonresident students, 79-605 Public transportation system, 13-1208 Provide, authority, 79-601

SCHOOL ADMINISTRATORS – Cont'd

Superintendent –Cont'd

Caucus or election, procedure, **Class III**, 79-549 Census, Permanent and continuing, 79-524, 79-537, 79-578 Submit to State Department of Education, 79-537, 79-578 Exception, 79-537 Census, duty to take, Class I, II, III, IV, or VI, 79-524, 79-578 Class V. 79-537 Citizenship education, duties, 79-724 to 79-727, See also SCHOOL CURRICULUM Neglect of, effect, 79-724 Claims against, publication, Class I, II, III, VI, 79-580, 79-581 Closing of school, 79-213, 79-1094 Compensation prohibited, Class III, 79-520 Conflict of interest, member duties, 49-1498 to 49-14,103.07, See also POLITICAL ACCOUNTABILITY AND DISCLOSURE ACT, NEBRASKA Contracts. Instruction in another district, 79-598 Miscellaneous services, 79-515 Retirement annuity, 79-514 Superintendent, 79-567, 79-594, 79-822 Transportation, 79-598 Corporate powers, 79-405 Course of study, establishment, 79-526 Curriculum, See SCHOOL CURRICULUM **Defined**, 79-101 Discipline of students, See STUDENT **DISCIPLINE ACT; 79-254** Disputes over orders, 79-579 County attorney, duties, 79-579 District name, 79-405 Elderly persons, public transportation system, use of school buses, 13-1208 Election, 32-606 Class I, 32-541 Class II. 32-542 Class III. 32-543 Class IV, 32-544

SCHOOL BOARDS -Cont'd **Election** –*Cont'd* Class V, 32-545 Class VI, 32-546 Districts or at large election, 32-552 to 32-555 Vacancies, how filled, 32-570 Elective office, dual office holding, prohibited, 32-604 Employees, Administrators, See SCHOOL **ADMINISTRATORS** Board member cannot teach in district, 79-544 Hiring, Class IV, 79-566 Class V, 79-567 Reduction-in-force policy, 79-846 to 79-849, See also TEACHERS Separation payments, treatment, 79-514 Teachers, See TEACHERS Uncertificated personnel, liability, 79-805 Expenses, 79-512, 79-513, 79-546, See also LOCAL GOVERNMENT MISCELLANEOUS EXPENDITURE ACT: 13-2201 Facsimile signature authorized, 79-575 Fees, student, See PUBLIC ELEMENTARY AND SECONDARY STUDENT FEE AUTHORIZATION ACT; 79.125 Flags and flagstaffs, provide, 79-708 Hearing officer, 79-840 to 79-842 Hiring, authority, 79-501, 79-567, 79-822 Indemnify members, authority, 79-516 Insurance for board members authorized, 79-506, 79-516 Kindergarten, See KINDERGARTEN Lawsuits for or against district, president, duties, 79-572 Legal services, payment authorized, 79-513

Liability. Insurance authorized, 79-506, 79-516 Uncertificated administrators or teachers, employment of, 79-805 Meetings, See also OPEN MEETINGS ACT; 84-1407 Class I, 79-554, 79-556 to 79-558 Class II, 79-554 Class III, 79-554, 79-555 Class IV. 79-560 Class V. 79-561, 79-562 Class VI, 79-554, 79-563 Disorderly conduct, 79-570, 79-571 Employment contracts, Certificated employee, 79-827 Criminal history, 79-814.01 Formal due process hearing, 79-832 Permanent certificated employee, educational service unit, 79-1236, 79-1239 Probationary certificated employee, 79-828 Members. Cannot teach in district, 79-544 Vacancies, how filled, 32-570, 79-545 Membership, Class I. 79-548 Class II, 79-547, 79-550 Class III, 79-547, 79-549, 79-550 Class IV, 79-551 Class V, 79-552 Class VI. 79-553 Number, change, Class III, 79-549 Terms. Class I, 32-541 Class II, 32-542 Class III, 32-543 Class IV, 32-544 Class V, 32-545 Class VI, 32-546 Merger of cities, effect on board, 79-469 Mileage, 79-546 Reimbursement, 79-546 New district, initiate, when, 79-415

SCHOOL BOARDS -Cont'd Nonresident students, Admission, 79-215 Transportation, Contract, 79-605 Fees, 79-605 Tuition, See SCHOOL DISTRICTS Wards, 79-215 Officers, Class I, 79-565, 79-569 to 79-572 Class II, 79-564, 79-569 to 79-572 Class III, 79-520, 79-564, 79-569 to 79-572, 79-589, 79-590 Class IV, 79-521, 79-569 to 79-572, 79-582, 79-591 Class V, 79-522, 79-573, 79-574, 79-583, 79-584, 79-592, 79-593 Class VI, 79-568 to 79-572 Merger of cities, effect, 79-469 Powers and duties, President, 79-569 to 79-574 Secretary, 79-575 to 79-578, 79-818 Treasurer, 79-586 to 79-592 Per diem, prohibited, 79-546 Policies, Bullying, 79-2,137 Dating violence, See LINDSAY ANN BURKE ACT; 79-2,138 Reduction-in-force, 79-846 to 79-849. See also TEACHERS Student fees, See PUBLIC ELEMENTARY AND SECONDARY STUDENT FEE AUTHORIZATION ACT; 79,125 Student records, establish, 79-539 Powers and duties. Class I, II, III, IV, VI, 79-526 Class III, 79-526, 79-534, 79-589 Class IV, 79-521, 79-526 Class V, 79-522, 79-535 Class VI, 79-523, 79-526 President, powers and duties, 79-569 to 79-574 Public transportation system, contract with, 13-1208 Qualifications, limitations, 79-543 to 79-546 Records. Board, 79-577, 79-588

Electronic record of minutes. authorized, 84-1229 Student, establish policy, 79-539 Reduction-in-force policy, 79-846 to 79-849, See also TEACHERS Religious clothing prohibition, failure to enforce, penalty, 79-899 Rental or lease of buildings, 79-10,103 to 79-10,107 Reorganization of district, Appointment of school board. 79-45 Powers and duties. See SCHOOL DISTRICT ORGANIZATION Reports. Attendance, 79-205 Audit, 79-1089 Census, 79-524, 79-537, 79-578 Retirement annuity contracts, authority to purchase, 79-514 School board, defined, 79-101 School closure, powers and duties, 79-1094 Secretary, Assistant secretary, Class VI, 79-585 Duties. Census, 79-578 Contracts, notice to State Department of Education, 79-818 Disbursements, procedure, 79-575 Meetings, duties, 79-576 Records, 79-577 Reports, 79-577 State Board of Education, 79-301, See also EDUCATION, STATE DEPARTMENT OF State school board, See BOARD OF EDUCATION, STATE Student admission, 79-215 Student fees, See PUBLIC ELEMENTARY AND SECONDARY STUDENT FEE AUTHORIZATION ACT: 79 125 Student files and records, establish policy, 79-539 Student member, Class II, III, 79-547, 79-559 Class IV. 79-551. 79-559 Class VI, 79-559

SCHOOL BOARDS -Cont'd Student member, 79-559 Superintendent, Authority to hire, 79-501, 79-567, 79-594, 79-822 Employment of uncertificated administrator, liability, 79-805 Teachers, See TEACHERS Testimony, power to compel, Class IV, 79-521 Class V, 79-522 Textbooks, 79-734 to 79-737, See also SCHOOL CURRICULUM Transportation, 79-598, 79-601 to 79-613, See also SCHOOL TRANSPORTATION Treasurer, Bond or insurance, 79-586 Not filed, county treasurer powers, 23-1601 Disbursements, duties, 79-587 Duties, 79-586 to 79-592 Receipts, duties, 79-587 Records and reports, 79-588 Vacancies, how filled, 32-570, 79-545 Wards, admission and tuition, 79-215 SCHOOL BONDS See SCHOOL DISTRICT BONDS SCHOOL CURRICULUM See generally ELEMENTARY AND SECONDARY EDUCATION Academic content standards, See QUALITY EDUCATION ACCOUNTABILITY ACT; 79-757 Achievement testing, Testing, this heading Adult education, 79-11,134 Affiliated high school districts, coordination, 79-716 Alcohol, tobacco, and drug education, 79-712 to 79-714 Biennial course offerings, authorized, when, 79-704 Books. Textbooks, this heading

Career academy, establishment and operation, requirements, 79-777 Citizenship and character instruction, 79-724 to 79-727 Class VI school districts. coordination, 79-716, 79-717 Commissioner, duties, 79-726 Comparative governments, instruction on, 79-724 Constitutions, instruction on, 79-724 to 79-727 Coordination, when required, 79-716 Course of study, board establish, Class I, II, III, IV, VI, 79-526 Dating violence education required, 79-2,142, See also LINDSAY ANN BURKE ACT Drug alcohol, and tobacco education, 79-712 to 79-714 English language, official language, instruction in, Article I, section 27, Constitution of Nebraska Ethnic groups, Contributions of, 79-719 to 79-723, See also MULTICULTURAL EDUCATION PROGRAM History and civics instruction, 79-724 Federal education and training programs, State Board of Education administer, 79-319 Financial literacy programs, funding, Financial Literacy Cash Fund, 45-930 Fire prevention instruction, 79-706 Graduation requirements, 79-729 Guides. State Board of Education publish, 79-319 Health education, 79-712 to 79-714 Commissioner of Education, duties, 79-713 Failure to instruct, effect, 79-714 Required topics, 79-712 High school equivalency diploma, See STUDENTS

Textbooks.

SCHOOL CURRICULUM –Cont'd History,

Multicultural education program, 79-719 to 79-723 Required grades and hours, 79-724 Required topics, 79-719 to 79-724 Holidays, patriotic exercises. 79-724 Instructional hour, defined, 79-101 Instructional materials, contracts authorized, 79-515 Learning community focus program, focus school, or magnet program, authorized, requirements, 79-769 **Mathematics, Junior Mathematics Prognosis Examination**, JUMP, available, 79-718 Multicultural education program, 79-719 to 79-723, See also MULTICULTURAL EDUCATION PROGRAM Patriotic instruction, 79-724 to 79-727 Patriotic songs, required, when, 79-724 **Quality factors, incentive** payments, See QUALITY EDUCATION ACCOUNTABILITY ACT; 79-757 **Requirements, See ACCREDITATION** OF SCHOOLS Restructuring, 79-748 to 79-750, See also SCHOOL DISTRICT ORGANIZATION Safety education programs, 85-1001 to 85-1008. See also SAFETY CENTER. NEBRASKA Special education, See SPECIAL EDUCATION **Standards**, 79-703 Testing. Achievement, establishment, 79-318 Junior Mathematics Prognosis Examination, available, 79-718 Prohibited, when, 79-722, See also MULTICULTURAL EDUCATION PROGRAM

Quality factors, incentive payments, See QUALITY EDUCATION ACCOUNTABILITY ACT; 79-757 Approval, 79-734 Damage, liability, 79-737 Loan to private school students, 79-734 Modification for blind students, 79-734.01 Publisher or manufacturer, Illegal publisher, contract void, 79-736 Requirements, 79-734.01 Purchase, 79-734 to 79-737 **Values, instruction in,** 79-724

Violations, penalty, 79-210, 79-727 Vocational education, See VOCATIONAL EDUCATION

SCHOOL DISTRICT BONDS

See generally ELEMENTARY AND SECONDARY EDUCATION Affiliated school districts, 10-716.01

Definitions, 79-4,101 Agent, 10-101 to 10-103

Paying agent, fully registered bonds, 10-134, 10-136 American Recovery and

Reinvestment Act of 2009 purposes, 79-10,110, 79-10,110.01

Amount limitation, Class I or Class Il district, 10-704

Authorized, Article XIII, section 1, Constitution of Nebraska, 10-123 10-701 to 10-719, 79-10,110

Buildings, Financing, See ELEMENTARY AND SECONDARY SCHOOL FINANCE AUTHORITY ACT, NEBRASKA; 79-1801

Joint projects, See PUBLIC FACILITIES CONSTRUCTION AND FINANCE ACT; 72-2301

Call premium, 10-126

Certification, 10-707

City of the second class, joint facilities with school district, bonds, 17-157, 17-158

Compromise of indebtedness, 10-301 to 10-305, See also BONDS Consultant fees, 10-133

SCHOOL DISTRICT BONDS -Cont'd Coupon bonds, compromise of indebtedness, 10-303 to 10-305 Destruction, replacement, 10-127 to 10-130 Election procedures, 10-702 to 10-703.01 Statement, 10-707 Enforcement of security interest created, See GOVERNMENTAL UNIT SECURITY INTEREST ACT, NEBRASKA: 10-1101 Facsimile signature, 10-131 Fees, 10-133 Fiscal agent, 10-101 Fully registered bonds, 10-134 to 10-143, See also BONDS Health and safety modifications, 79-10,110, 79-10,110.01 Interest, 10-705 Joint facilities with city of the second class, bonds, 17-157, 17-158 Joint project bonds, See PUBLIC FACILITIES CONSTRUCTION AND FINANCE ACT; 72-2301 Libraries, school, information technology bonds, See PUBLIC FACILITIES CONSTRUCTION AND FINANCE ACT; 72-2301 Payment, Bond and credit support, See GOVERNMENTAL UNIT CREDIT FACILITY ACT, NEBRASKA; 10-1201 Cancellation, 10-103, 10-716 County treasurers, fiscal agents, 10-101. 10-102 Expenses, 10-102, 10-716 Insufficient funds, effect, 10-209 Out of state payment, 10-714 Remittances, 10-102 Perfection and priority of security interest created. See GOVERNMENTAL UNIT SECURITY INTEREST ACT, NEBRASKA; 10-1101 Purchase before maturity, when, 10-126 Class IV or Class V school district, 79-10.116

Qualified zone academy qualified capital purpose, 79-10,110, 79-10,110.01 Redemption, procedure, exceptions, 10-126 Refunding, authorized, 10-142, 10-717, 79-10, 110.01 Election, not required, 10-719 Statement required, 10-718 Registration, 10-123, 10-124, 10-209 Insufficient funds, effect, 10-209 Redemption statement, required, when. 10-126 Remittances, 10-102 Replacement bonds, 10-127 to 10-130 Authority, 10-127 Blank bonds, 10-130 Notice, 10-129 Procedure, 10-128 School district, defined, 10-712 Seal. 10-132 Security interests created, See GOVERNMENTAL UNIT SECURITY INTEREST ACT, NEBRASKA; 10-1101 Signatures, 10-131 Sinking fund, 10-711 Disposition, liability, 10-715 Investment, 10-713 School districts, 79-1084 to 79-1087 Statement, 10-115, 10-707 Tax levy, 10-711

SCHOOL DISTRICT ORGANIZATION See generally ELEMENTARY AND SECONDARY EDUCATION Affiliated districts. Advisory committee, 79-4,103 Bonds, issuance, 10-716.01, See also SCHOOL DISTRICT BONDS Choice of schools, 79-234, See also ENROLLMENT OPTION PROGRAM Curriculum, coordination requirements, 79-716 Definitions, 79-4,100, 79-4,101 Nonresident high school education, applicability of sections, 79-4.104 Residency, determination, 79-4,102

SCHOOL DISTRICT ORGANIZATION -Cont'd Affiliated districts -Cont'd Unconstitutional provisions, revival of statutes, 79-4,104 Annexation. Municipal. Effect on school districts, 79-468, 79-469, 79-473, 79-1079 Rights of teachers, administrators, and employees, 79-483 State aid adjustment, 79-1065.02 Assets, transfer, procedure, 79-479 Board of education, See SCHOOL BOARDS Boundary lines of district, Change, procedure, 79-479 Conform to state boundary, 79-412 Election wards, relation to, 79-423 Filing petition, prima facie evidence of, 79-480 Tract of land set off, 79-458 Cities of the metropolitan or primary class, division of districts within, treatment, 79-497 City of the metropolitan class, school district boundaries extended, tax levy, effect, 79-1079 Class I school districts, dissolution or reorganization, state aid adjustment, 79-1065.02 Contract for instruction, limitation, 79-470 Depopulated districts, 79-498, 79-499 Dissolution, Class I or II districts, 79-452 to 79-455 Contract for instruction, Costs, liability for, 79-471 Limitation, 79-470 When, 79-470, 79-499, 79-598 Depopulated districts, 79-498, 79-499 Educational service units, reorganization, 79-1202 to 79-1230. See also EDUCATIONAL SERVICE UNITS ACT

Encapsulated land, transfer, 79-458.01 Freeholders' petitions, 79-458, 79-458.01 Indebtedness, treatment, Change in boundaries, 79-422, 79-479 City of the second class, certain mergers, 79-468, 79-469, 79-853 Class II district, 79-452 Class III district, merger, 79-474 Class IV or V district, 79-496 New district, formed upon dissolution of other districts, 79-485 to 79-489 Plan of reorganization, 79-442, 79-449, See also REORGANIZATION OF SCHOOL DISTRICTS ACT Villages, certain mergers, 79-468, 79-469, 79-853 Land, change of school district, procedures. Depopulated districts, 79-498, 79-499 Encapsulated land, 79-458.01 Exchange of parcels, 79-413 Federal purchase or appropriation, 79-467 Land outside organized district, 79-421 Parcels less than six hundred forty acres, 79-413 Tract of land set off, 79-458 Maps, boundary change, Effective date, 79-479 New district, petition contents, 79-419 Revision by State Committee, 79-490 Merger. Into Class III or IV district, 79-473 to 79-475 Of cities, effect on school district, 79-468 New district, effect on boundaries, 79-413, 79-420 Presumption of legal organization, 79-491

SCHOOL DISTRICT ORGANIZATION -Cont'd Reorganization, Methods and requirements, See REORGANIZATION OF SCHOOL DISTRICTS ACT; 79-432 Petition methods. 79-413 to 79-423 Plan of reorganization, See **REORGANIZATION OF SCHOOL** DISTRICTS ACT; 79-432 Requirements, 79-401 to 79-403 Reorganized districts. New districts from dissolved districts, procedures, 79-485 to 79-489 Order of reorganization, 79-479, 79-480 Teachers, effect, 79-850 to 79-858 State Committee for the **Reorganization of School** Districts. Created, 79-435, 79-436, See also REORGANIZATION OF SCHOOL DISTRICTS ACT Duties. Dissolution of Class I or II districts, 79-452 to 79-454 District boundary change, 79-479, 79-490 Petition process for reorganization, 79-413, 79-418, 79-419, 79-420 Plan of reorganization, 79-441 to 79-451 Unified system, 79-4,108 Tax list, adjust for boundary change, 79-490, 79-1079 Teachers, unified system or reorganized district, Reduction in force, 79-854 to 79-858 Tenure, effect, 79-850 to 79-852 Unified system, Class I districts, treatment, 79-4,111 Interlocal agreement, Class II or III districts, contents, 79-4,108 Teachers, effect, 79-4,108, 79-850 to 79-858

SCHOOL DISTRICTS See generally ELEMENTARY AND SECONDARY EDUCATION Accounting, Contracts authorized, Class III, IV, V, 79-1093 Uniform system, 79-1088 Accreditation, See ACCREDITATION OF SCHOOLS Actions by or against district, voters' rights, Class I, II, 79-519 Administrators, See SCHOOL **ADMINISTRATORS** Admission requirements, 79-214, 79-220 Annexation of territory, effect, Class III, 79-473 Annual meetings, Class I, 79-556, 79-558 Athletics, concussions, See CONCUSSION AWARENESS ACT; 71-9101 Attendance, See STUDENTS Audit, 79-1089 Class IV. 79-597 Class V, 79-584 Board of education, See SCHOOL BOARDS **Bonds**, See SCHOOL DISTRICT BONDS Books. Textbooks, this heading Borrowing, authorized, 79-1070, 79-1071 Boundaries, See also SCHOOL DISTRICT ORGANIZATION Class III. 79-407 Class IV, 79-408 Class V, 79-409 Budget, See SCHOOL FINANCE Buildings, equipment, facilities, Artwork, purchase for public display, See ART COLLECTION ACT. NEBRASKA: 82-401 Asbestos, abatement, NIFA funding, use authorized, 58-219, See also INVESTMENT FINANCE AUTHORITY ACT, NEBRASKA Bonding, See SCHOOL DISTRICT BONDS

SCHOOL DISTRICTS -Cont'd Buildings, equipment, facilities –Cont'd Building fund, tax, Class V, 79-10,126 Closure, effect, 79-213 Construction. Procedure, 79-1098 to 79-10,102, See also POLITICAL SUBDIVISIONS CONSTRUCTION ALTERNATIVES ACT; 13-2901 Supervision by engineer or architect, when, 81-3445 Tax, special, 79-1098, 79-10,122 Approval, 79-1098 to 79-10,100 Notice of meeting required, Class I, 79-558 Use, 79-10,101 Health and safety modifications, NIFA funding, use authorized, 58-219, See also INVESTMENT FINANCE AUTHORITY ACT, NEBRASKA Tax levy, bonds, and refunding bonds authorized, 79-10,110, 79-10,110.01 Joint facilities with cities of the second class, 17-156 to 17-162 Leases or lease-purchase agreements, authorized, 79-10,105,79-10,107 Limitation on location, 79-10,102 Maintain, 79-525 Rental, 79-10,106, 79-10,107 Rental or lease of facilities for public assemblies, 79-10,106 Sale. Class I, 79-10,113 Class II, III, VI, 79-10,114 Class IV, 79-10,114, 79-10,115 Class V, 79-10,115 Sale, flood control project. proceeds, use, 17-529.03 to 17-529.07 Site. Acquire, Class I, 79-10,121 Class I, II, 79-10,111 Tax, 79-10,120 to 79-10,125 Tax levy, authorized, 79-10,110, 79-10,120 to 79-10,126

Teacherage, Class III, VI, Acquire, 79-10,117 Tax, 79-10,118 **Buses, See SCHOOL TRANSPORTATION** Capitol Square, sale, Class V, 79-10,127 to 79-10,136 Census. Class I, II, III, IV, VI, 79-524 Class V, 79-537 Choice of schools, 79-232 to 79-246, See also ENROLLMENT OPTION PROGRAM City of the metropolitan or primary class, division of districts within, treatment, 79-497 Claims. Against district, Class I, II, III, VI, 79-580, 79-581 Committee on, Class V, 79-584 Settled claims, requirements, 84-713 Classification, 79-102 Class II, 79-406 Class III, 79-407 Class IV. 79-408 Class V. 79-409, 79-476 Reclassification as Class IV, 79-104 Class VI, 79-410 Population, how determined, 79-103 Reclassification as Class II or IV, 79-104 Computers, educational technology, See EDUCATIONAL **TELECOMMUNICATIONS** Contingency fund, authorized, Class II, III, IV, V, VI, 79-1072 Contract for construction or delivery service, contractor duties, 48-2911, 48-2912, See also EMPLOYEE CLASSIFICATION ACT Contractor rights to payment, See CONSTRUCTION PROMPT PAY ACT. **NEBRASKA; 45-1201** Contracts authorized, See SCHOOL BOARDS Contracts for instruction, Authorized, 79-598 Class III, IV, V, 79-5,105, 79-5,106 Limitation, 79-470

SCHOOL DISTRICTS -Cont'd Cooperative programs, plan, when required, Class II, III, 79-499 Corporal punishment, prohibited, 79-295 Corporate powers, 79-405 County school administrators, See SCHOOL ADMINISTRATORS Curriculum, See SCHOOL CURRICULUM Dating violence policy and curriculum required, See LINDSAY ANN BURKE ACT; 79-2,138 **Defined**, 79-101 Depopulation, *Population*, this heading Distance education services, See **EDUCATIONAL TELECOMMUNICATIONS** Early childhood education, See EARLY CHILDHOOD EDUCATION Elections, See also ELECTION ACT; 32-101 Approval for buildings and equipment, 79-1098 to 79-10,100 Ballots, 32-556 to 32-558 Board, 32-606 Class I, 32-541 Class III, 32-543 Class IV, 32-544 Class V, 32-545 Class VI, 32-546 Bond issue, See SCHOOL DISTRICT BONDS Bonds, See SCHOOL DISTRICT BONDS Building, 79-10,100 Class I. 79-1099 Caucus, Class III, 79-549 Certificate of election, 32-558 Date of election, 32-404, 32-556 Special election, 32-405 Election districts or at large, 32-552 to 32-555 Equipment, 79-10,100 Class I, 79-1099 Legal voters, Defined, 79-101 Eligibility, 79-423 Nonpartisan, when, 32-557 Notice, Class V, 79-574

Schoolhouse, 79-10,100 Class I, 79-1099 Voter, oath, refusal, 79-541 Voting, gualifications, 79-423 Electronic records, authorized, 84-1229 Elementary students, instruction coordinated with Class VI school district, 79-717 Coordinator, 79-717 Employees, Administrators, See SCHOOL **ADMINISTRATORS** Benefit plans, Funding, See POLITICAL SUBDIVISIONS SELF-FUNDING BENEFITS ACT; 13-1601 Joint procurement. See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Collective-bargaining agreements, Authorized, 79-515 Collective bargaining, See INDUSTRIAL RELATIONS ACT; 48-801 State employees, See STATE EMPLOYEES COLLECTIVE BARGAINING ACT; 81-1369 Continuing education, teachers and administrators, 79-830 Diseases, exposure procedures, 71-506 to 71-513 Drivers, See SCHOOL TRANSPORTATION Expense reimbursement, See LOCAL GOVERNMENT MISCELLANEOUS EXPENDITURE ACT; 13-2201 Hiring, 79-501, 79-567, 79-594 Immunity for certain student health assistance, 25-21,280 Nurse, contract, 79-843 Personnel files, access, 79-8,109 Pledge, 79-8,108 Retirement system, Class I, II, III, IV, and VI, See SCHOOL EMPLOYEES **RETIREMENT ACT; 79-901**

SCHOOL DISTRICTS –Cont'd Employees -Cont'd, Retirement system –*Cont'd* Class V, See CLASS V SCHOOL EMPLOYEES RETIREMENT ACT: 79-978 Salaries. Collective bargaining, See INDUSTRIAL RELATIONS ACT; 48-801 State employees, See STATE EMPLOYEES COLLECTIVE BARGAINING ACT: 81-1369 Teachers, See TEACHERS Suicide awareness and prevention training, 79-2,146 Teachers, See TEACHERS Tenure, teachers and administrators. 79-824 to 79-845 Violation of traffic rules and regulations, penalty, 79-607 Enrollment option program, 79-232 to 79-246. See also ENROLLMENT OPTION PROGRAM Equipment, Computers, See EDUCATIONAL **TELECOMMUNICATIONS** Lease, 79-10,105 Purchase, 79-515, 79-734, 79-735, 79-1098 to 79-10.101 Tax, special, 79-1098 to 79-10,101 Events, admission and fees, sales tax exemption, 77-2704.10 **Expenditures**, See SCHOOL FINANCE Federal lands, education of resident children. Class III. IV. **V**, 79-5,105, 79-5,106 Finances, See SCHOOL FINANCE Fire prevention, Drills, 81-527 Fire drills, 81-526, 81-527 Fire Recognition Day, 35-1101, 79-705 Instruction, 79-705, 79-706 State Fire Day, schools observe, 79-705 Fiscal year, 79-1091

Health care. Health departments, applicability of law, 71-1636 School-based health centers, 68-968, See also MEDICAL ASSISTANCE ACT Hearing officer, Class IV, V, 79-840 to 79-842 Housing for school employees, Class III, VI, 79-10,117, 79-10,118 In lieu of tax payments, See SCHOOL FINANCE Information technology purchases, requirements, 86-520.01 Interim-program school, 79-215, 79 1119.01, 79-1142 Joint agreements, See INTERLOCAL COOPERATION ACT; 13-801; JOINT PUBLIC AGENCY ACT; 13-2501 Kindergarten, See KINDERGARTEN Learning communities, See LEARNING COMMUNITIES Legal voters, Class I, II, III, IV, VI, 79-423 Libraries. Funds to establish and maintain, 79-1045 Use of public library, 51-217 Meals for students, Commodities, federal program, 81-910, 81-911 Food and food ingredients served, sales tax exemption, 77-2704.10 Qualification for free or reducedprice lunches, parent or guardian, provide information, 79-10,143 School breakfast program, reimbursement by state, 79-10,137 to 79-10,139 Summer food service program, grants, 79-10,140 to 79-10,142 Meetings. Class I, Annual, 79-556, 79-558 Class III, 79-555 Class IV. 79-560 Class V, 79-561, 79-562

SCHOOL DISTRICTS -Cont'd Meetings –Cont'd Open, See also OPEN MEETINGS ACT; 84-1407 Class I, II, III, VI, 79-554 Class IV, 79-560 Class V, 79-561 School board, See SCHOOL BOARDS Special, Class I, 79-557, 79-558 Class III, 79-555 Class IV, 79-560 Class V, 79-561 Voter, challenge of qualifications, Class I, 79-540 to 79-542 Mergers, See SCHOOL DISTRICT ORGANIZATION Multicultural education program, 79-719 to 79-723, See also MULTICULTURAL EDUCATION PROGRAM Name, 79-405 New district, See SCHOOL DISTRICT ORGANIZATION Numbering of, 79-307 Organizations, Rushing or recruiting by outside organizations, prohibited, 79-2,103 Secret organizations, prohibited acts, 79-2,101, 79-2,102 Payroll processing, contracts authorized, Class III, IV, V, 79-1093 Physical examination or inspection, 79-214, 79-220, 79-248 to 79-253, See also STUDENTS Pledge, teachers and employees, 79-8,108 Population, Classification by, 79-102 Reduction. Effect, 79-498 Tract of land set off, 79-458 Property, Annexation for future school sites, Class III, IV, V, 79-10,119 Change in school district, See SCHOOL DISTRICT ORGANIZATION

Lease or acquisition, 79-10,103, 79-10,104 Lease-purchase, authorized, 79-10.105 Real estate, acquisition, appraisal required, when, 13-403 Sale. Class II, III, VI, 79-10,114 Class IV, 79-10,114, 79-10,115 Class V, 79-10,115, 79-10,127 to 79-10,136 Saline lands, 72-501 to 72-504, See also SCHOOL FINANCE Public records, Access, 84-712 to 84-712.09, See also PUBLIC RECORDS Settled claims, requirements, 84-713 Purchasing. Purchasing card programs, 13-610, 81-118.02 Sales tax exemption, 77-2704.15 Textbooks and supplies, 79-734 to 79-737 Reclassification, 79-104 Records. 79-205 Reorganization, See SCHOOL DISTRICT ORGANIZATION Reports. Attendance, 79-205 Audit, 79-1089 Census. Class I, II, III, IV, VI, 79-524 Class V, 79-537 Enrollment, 79-528 Expenditure, Class III, 79-1084 Failure to file, 79-528 Financial, annual, 79-528 Failure to file, effect, 79-529 Statistical summary, annual, 79-528 Student attendance and dropouts, 79-527 Teacher, number of pupils, Class I, 79-8.110 Rural high school district, Class VI, 79-410 Saline lands, in lieu of tax payments, See SCHOOL FINANCE Savings account programs for students by bank, 8-157 School board, See SCHOOL BOARDS

SCHOOL DISTRICTS –Cont'd School finance, See SCHOOL FINANCE School land, See SCHOOL FINANCE School term, 79-211 to 79-213 School transportation, See SCHOOL TRANSPORTATION Schoolhouse, establish site, Class I, II, 79-10,111 Secret organizations, acts prohibited, 79-2,101, 79-2,102 Security standards, 79-2,144, 79-2.145 Sinking fund, Class V, 79-1087 State aid, See SCHOOL FINANCE Student organizations, See STUDENTS Students, See STUDENTS Summer school, 79-536 Superintendent, See SCHOOL **ADMINISTRATORS** Supplies, purchase, 79-734, 79-735 Taxation, See SCHOOL FINANCE Teachers, See TEACHERS Textbooks, 79-734 to 79-737, See also SCHOOL CURRICULUM Tract of land set off, 79-458 Transfer of students, 79-232 to 79-246. See also ENROLLMENT OPTION PROGRAM Truancy, See STUDENTS Tuition, See ELEMENTARY AND SECONDARY EDUCATION **Unified system,** See SCHOOL DISTRICT ORGANIZATION SCHOOL EMPLOYEES RETIREMENT ACT See generally RETIREMENT AND PENSIONS Act, how cited, 79-901

Actuarial valuations, annual, 79-

Contracts, purchase by district, 79-

Service and savings annuities, 79-

966.01

933

Appeal, 79-950

408, 79-514

Formula annuity retirement

allowance, 79-934

Annuity,

Application, 79-931, 79-951 Audit, 79-909 By Auditor of Public Accounts authorized. 84-304 Benefits. Adjustments, 79-904.01, 79-967 Annual benefit adjustment, 79-947.06, 79-947.07 Amount, 79-933, 79-934, 79-935 Denial of, when, 79-949 Final average compensation, calculation, 79-856 Overpayment, investigation, 79-904.01 Payment, 79-938, 79-939 Separate employment, effect, 79-910 Supplemental retirement benefits, 79-941 to 79-947 Unable to distribute, treatment, 79-932 **Board, Public Employees** Retirement, Administration of system, 79-904 to 79-905, 79-907, 79-932, 84-1503 Rules and regulations, 79-904 to 79-907, 79-924, 79-926 to 79-928, 79-933.01 to 79-933.07 Budget limitations, effect, 79-977 Contributions, Accumulated, use, 79-971 Death of member, Military service death, additional benefit, 79-956 Treatment, 79-956 Employee, 79-958, 79-959 Employer, 79-958 Held in trust, 79-977.02 Refund, when, 79-904.01 State deposits, 79-966, 79-966.01 Termination, effect, 79-977.03 Cost-of-living adjustment, 79-947.06, 79-947.07 Death of member, 79-956 Military service death, additional benefit, 79-956 Deferment of benefit payments, restriction, 79-932

SCHOOL EMPLOYEES RETIREMENT ACT –Cont'd Defined benefit plan, valuation report required, 13-2402 Definitions, 79-902 Disability benefits, 79-951 to 79-954 Discharge of claims, when, 79-965 Eligible, when, 79-931 Emeritus member, 79-911 Employee, transfer between political subdivisions, effect, 13-2401 Employer's duties. 79-906 Employment contract, contents, 79-962 Exempt from legal process, **exception**, 79-948 Fees, 79-960 Funds. Contingent Account, 79-968, 79-973 Disbursement, 79-908 Expense Fund, 79-968, 79-974 School Retirement Fund, 79-968, 79-972.01 Service Annuity Fund, 79-916 Information, Duty to furnish, 79-963 Violations, penalty, 79-949 Interest, credit to account, 79-959 Investment services, 79-976 Leave of absence, treatment, 79-933.04, 79-933.06 Membership, Department employees, 79-920 Election, 79-912, 79-913 Eligibility, 79-910, 79-910.01, 79-915. 79-917. 79-918 Emeritus member, 79-911 Employment prior to establishment of system, effect, 79-926 Mandatory, when, 79-910.01 Postsecondary school employees, excluded, 79-919 Restriction, 4-108 State school official, 79-920 Preretirement planning program, 84-1511 Prior service credit, 79-916, 79-920, 79-924 to 79-926 Certification, 79-929

Purchase of credit, 79-933.03 to 79-933.08 Prohibited acts, penalty, 79-949 **Records**, 79-906 Reemployment, effect, 79-921, 79-922 Reretirement benefits. 79-923 Retention of allowance, 79-954 Rollovers, 79-933.01, 79-933.02 Separate employment, effect, 79-910 Separation payments, treatment, 79-514 Service, Credit, computation, 79-927 to 79-929 Credit for leave of absence, 79-933.04, 79-933.06 Credit for service in other schools. 79-933.03, 79-933.05 Statement of information, 79-907 Spouse, pension rights, See SPOUSAL PENSION RIGHTS ACT; 42-1101 State Treasurer. duties. 79-908 Statute of limitation, 79-977.01 Supplemental retirement benefits, . 79-941 to 79-947 System, School Employees Retirement System of the State of Nebraska. Established, 79-903 Termination, effect, 79-977.03 **Tax exempt**, 79-948 Termination. Benefits, return, 79-955 to 79-957 Employer duties, 79-902, 79-921 How effected, 79-921 Reinstatement, Effect. 79-921 Relinguished creditable service. application and payment for restoration, 79-921, 79-924, 79-933.02 Transfers, acceptance, limitations, 79-933.09 Vesting credit, 79-917, 79-918 Withholding authorized, 79-960 to 79-964

See generally ELEMENTARY AND SECONDARY EDUCATION Accounting. Budgets and accounting, this heading Audits of school districts by Auditor of Public Accounts, when, 84-304 **Board of Educational Lands and Funds,** Article VII, section 6, Constitution of Nebraska. See also EDUCATIONAL LANDS AND FUNDS, BOARD OF Bonds, See SCHOOL DISTRICT BONDS Bond support, See GOVERNMENTAL UNIT CREDIT FACILITY ACT, NEBRASKA; 10-1201 Borrowing, Authority, Educational service units, 79-1244 School districts, 79-1070, 79-1071 Credit support, See GOVERNMENTAL UNIT CREDIT FACILITY ACT, NEBRASKA; 10-1201 Budgets and accounting, Accounting, 79-1088, 79-1089 Contracts authorized, Class III, IV, V, 79-1093 Uniform system, establishment, 79-318, 79-1088 Audit requirements, Class IV, 79-597 Class V, 79-584 Class I. Primary high school district, 79-1083.02 Class III, board, duties, 79-1084 Class IV, Estimate, 79-1085 Filing date, 79-1084 Statement, form, 79-1085 Class V, 79-1086 Educational service units, See EDUCATIONAL SERVICE UNITS ACT Expenditures, additional authorized, See LOCAL GOVERNMENT MISCELLANEOUS EXPENDITURE ACT: 13-2201 Fiscal year, school district, 79-1091

SCHOOL FINANCE

Reductions, intent, 79-1083.01 Requirements, applicability, 13-517, See also BUDGET ACT, NEBRASKA Statement, budget, 79-1083 Failure to approve, 79-1090 Taxation, this heading Unified system, effect, 79-4,108 Buildings, See SCHOOL DISTRICTS Financing, See ELEMENTARY AND SECONDARY SCHOOL FINANCE AUTHORITY ACT, NEBRASKA; 79-1801 Commissioner of Education. school funds, duties, 79-1035, 79-1044, 79-1047, 79-1051 Core services, funding, 79-1241.01, 79-1241.03, See also EDUCATIONAL SERVICE UNITS ACT County treasurer, Compensation prohibited, 79-1040 School funds, duties, 79-1034, 79-1037, 79-1039, 79-1041, 79-1045, 79-1046, 79-1052, 79-1053 Economic development incentives. compensation, when, 58-529 Educational service units, core services and technology infrastructure, 79-1241.01, 79-1241.03 Electric generating facility, payments to school district, when, 79-1066 to 79-1069 Embezzlement, penalty, 79-1042 Failure to maintain school, effect, 79-213 Federal funds. services. and commodities program, 81-907, 81-908 Free education, Article VII, section 1, Constitution of Nebraska Grants. See STATE AID LB 1059, See TAX EQUITY AND EDUCATIONAL OPPORTUNITIES SUPPORT ACT; 79-1001 Learning communities, core services and technology infrastructure, 79-1241.01, 79-1241.03

SCHOOL FINANCE -Cont'd Libraries, funds to establish and maintain, 79-1045 Lid, budget limitations, 79-1023 to 79-1030, See also TAX EQUITY AND EDUCATIONAL OPPORTUNITIES SUPPORT ACT Loans, NIFA, purposes authorized, See INVESTMENT FINANCE AUTHORITY ACT, NEBRASKA; 58-201 Lottery, state, use of proceeds, 9-812, See also LOTTERY ACT, STATE Public power entities, Financial support from, when, 79-1066 to 79-1069 In lieu of tax payments, 70-651.01 to 70-651.05 Saline lands. In lieu of tax payments, 79-1035, 79-1036 Lease, 72-501 to 72-504 School district bonds, See SCHOOL DISTRICT BONDS School funds. Cities changing classifications, to whom payable, 79-1092 Collection of, 79-1034 Contingency fund authorized, 79-1072 Deposit of, 77-2350 to 77-2352, See also PUBLIC FUNDS Disbursement of, Article VII, section 9, Constitution of Nebraska, 79-587, 79-1034 to 79-1041 Flood control funds, 79-1049 to 79-1053 Forest reserve funds, 79-1044 to 79-1046 Grazing, 79-1047, 79-1048 In lieu of tax, 79-1035, 79-1036 Land Improvement Fund, 72-232.07 Mineral Leasing Act, federal funds, 79-1062 New district, 79-1038 Permanent school fund, Article VII, section 7, Constitution of Nebraska, 79-1035.01 Judgments, 72-251 Sale of public lands, 72-250 Use, 79-1035.01

Receipt of, 79-587, 79-592 Repurchase agreements authorized, 79-1043 Source of funds, Article VII, sections 7 and 9, Constitution of Nebraska State aid, this heading State Department of Education Cash Fund, 79-1064 State Department of Education Trust Fund, 79-1063 State funds, 79-1035 to 79-1040 Temporary school fund, Article VII, section 9, Constitution of Nebraska, 79-1035.02 Trust funds, Article VII, section 8, Constitution of Nebraska Unified system, treatment, 79-4,108 School lands. Abstracts, 72-203 Administration of unsold lands, costs, 72-232.02 to 72-232.07 Annexation by city, procedure, 72-259.01 to 72-259.07 Auction, required when, 72-212 Timber, 72-248 Cherry County, transaction authorized, 72-267, 72-268 Church building or cemetery, special-purpose purchase, 72-227, 72-228 Council, Nebraska Investment, annual report of sales to Legislature, 72-240.26 Crops, growing, valuation, 72-240.10, 72-240.11 Damage, penalty, 72-245, 72-247 Dawes County, transaction authorized, 72-269 Deeds, issuance, 72-208 Defined, 79-101, 79-1035.03 Eminent domain, 72-213 to 72-226, 79-1095 to 79-1097, See also EMINENT DOMAIN Exchange of lands, 72-253 to 72-256 Federal funds, receipt, 72-249 Fees, 33-104 Publication, 72-242 Game and Parks Commission. acquisition of land, 72-261

SCHOOL FINANCE –Cont'd School lands -Cont'd Grazing, federal funds, 79-1047, 79-1048 Improvements, allowed, 72-240.10 to 72-240.23 Investments authorized, 72-201.01, 72-202, 79-1043 Lease of, Assignments, when authorized, 72-234.02, 72-241 Bidding requirements, 72-233, 72-234 Complaints, 72-240.05 Covenants, 72-246 Default, procedure, 72-235 to 72-236 Expiration, 72-240.04 Extension, 72-239 Improvements, 72-240.07, 72-240.10 to 72-240.23 New lease, 72-240.02 Nonresidents, 72-234.01 Reclassification, 72-204, 72-240.03 Redemption, when allowed, 72-237 Relinquishment, notice, 72-240.25 Rental schedules, 72-205 to 72-205.04 Requirements, 72-233, 72-258.01 Sale of land, when, 72-257 to 72-258.01 Subsequent lessee, treatment, 72-240.23 Terms. 72-234 Weeds, noxious, control of, 72-240.08, 72-240.09 Mineral rights, treatment, 72-223, 72-301 to 72-314 Oil and gas leases, 72-901 to 72-912 Records, 72-203 Report, 72-240.26 Repurchase agreements, authorized, 79-1043 Resurveys, 72-262, 72-263 Rules and regulations, 72-232 Sale. Appraised value, 72-258.03

Expiration of lease, 72-257 to 72-258.01 Improvements, valuation for sale, 72-240.21 Interest, 45-107 Interstate system, construction, 72-258.02 Partition, 72-258 Personal property, sale, 72-266 Plan by Board of Educational Lands and Funds, 72-201.01 Proceeds. 72-259 Report to Legislature, annual, 72-240.26 Request for public auction, requirements, 72-258 State investment officer, duties, 72-201.01 Schoolhouse, special-purpose purchase, 72-227, 72-228 Shelterbelts, establishment authorized, 72-105 to 72-107 Soil conservation, 72-232 Subdivisions authorized, 72-244, 72-259.08 Tax sales, effect, 77-1848 Timber, auction authorized, 72-248 Trespass, penalty, 72-245, 72-247 Wards, tuition, 79-215 Waste, penalty, 72-245, 72-247 Wind or solar agreements, 72-270 to 72-274 Use of funds for evaluation model grants, 79-309.01, 79-1035 Schoolhouse expense account, 79-525 State aid. Adjustments, 79-1065 to 79-1065.02 Educational service units, core services and technology infrastructure, 79-1241.01, 79-1241.03 Elementary improvement grants, 79-1072.04 Grants. Innovation grant program, 79-1054 Learning outside of school hours, See EXPANDED LEARNING **OPPORTUNITY GRANT PROGRAM** ACT; 79-2501

SCHOOL FINANCE –Cont'd State aid –Cont'd, Grants – Cont'd Quality factors, incentive payments, See QUALITY EDUCATION ACCOUNTABILITY ACT: 79-757 State lottery proceeds, Education Innovation Fund, 9-812, See also LOTTERY ACT, STATE Income tax, use for funding schools, See TAX EQUITY AND EDUCATIONAL OPPORTUNITIES SUPPORT ACT; 79-1001 Learning communities, core services and technology infrastructure, 79-1241.01, 79-1241.03 Loss of state aid, when, 79-213 Lump-sum payment, when, 79-1065.01 Unified system, treatment, 79-4,108 Withheld, when, 79-2404, See also SUPERINTENDENT PAY TRANSPARENCY ACT Taxation, Buildings and equipment, special tax, 79-1098 Class VI school system, 79-1078 Health and safety modifications of buildings, tax levy, 79-10,110 Income tax, use for funding schools, See TAX EQUITY AND EDUCATIONAL OPPORTUNITIES SUPPORT ACT; 79-1001 Judgments, levy tax to pay, 77-1619 to 77-1623 Learning community funds, Distribution, 79-2103 General fund property tax receipts, 79-1073 Refund, 79-1073, 79-1073.01 Use, 79-1073.01, 79-2115 Levy, Affiliated school system, Class I, VI. 79-1077 to 79-1079 Authorized, Class III. 79-1084 Class IV. 79-1085 Class V, 79-1086

Educational service units. 79-1224 Joint school district or system or learning community, 79-1074, 79-1075 Buildings and equipment, 79-1098 to 79-10.101 Class II, III, IV, VI, 79-10,120 Class V, 79-10, 120, 79-10, 126, 79-10,126.01 Buildings and facilities, Class I, 79-10,121 to 79-10,125 Common levy, 79-1077 Educational service units, Authorized, 79-1224 Limitations, 79-1225 Reorganization, 79-1215 Expenditure limits, See TAX EQUITY AND EDUCATIONAL **OPPORTUNITIES SUPPORT ACT:** 79-1001 Joint school district or system, 79-1074, 79-1075 Learning communities, 79-1074, 79-1075 Common levy, 79-2104 Elementary learning center facility, focus schools, and early childhood education, 79-2104, 79-2111 Special building fund, 79-2104 Payment, Class IV, V, 79-1080 Property subject to, Class V, 79-476 Property tax levy, limitations, 77-3442 to 77-3446 Class IV. 79-1081 Purposes, Class IV, 79-1081 Restrictions, Class V, 79-1082 Risk management tax levy, restrictions, 44-4317 Vocational education, interdistrict school agreement, 79-747 Sales and use tax exemption for school purchases, 77-2704.15 School lands. Authorized, when, 72-230 Exemption, authorized, Article VIII, section 2, Constitution of Nebraska

SCHOOL FINANCE –Cont'd Taxation –Cont'd.

School lands –*Cont'd* Illegal tax, refund, 72-231 Sale of school lands, entry upon tax list, 72-229

Tax levy authority for certain projects and purposes, 79-10,110

Telecommunications technology infrastructure, funding, 79-1241.01, 79-1241.03

Tuition, See ELEMENTARY AND SECONDARY EDUCATION

SCHOOL LANDS AND FUNDS

See SCHOOL FINANCE

SCHOOL RETIREMENT

See generally RETIREMENT AND PENSIONS

Class I, II, III, IV, and VI school districts, See SCHOOL EMPLOYEES RETIREMENT ACT; 79-901

Class V school districts, See CLASS V SCHOOL EMPLOYEES RETIREMENT ACT; 79-978

SCHOOL TRANSPORTATION

See generally ELEMENTARY AND SECONDARY EDUCATION

Authorized, 79-601

Capacity, determination, 79-609 Cities, counties, and political subdivisions, contracts for use of school bus, 13-1208, See also SCHOOL BOARDS

Drills, evacuation, 79-609 Drivers,

School bus operators, this heading Inspection, violations, penalty, 79-602, 79-603

Insurance, liability, 79-610

Lights, certain front lights prohibited, school bus excepted, 60-6,229

Loading area warning sign, Department of Roads, duties, 60-6,176 Nonresident students. transportation, cost, 79-605 Private school students, transport, when, 79-601 Public transportation system, contract with, 13-1208 Purchase of. 79-601 Rural highway, classification as school bus route, collector, 39-2103 Safety belts, operator required to wear, when, 79-609 Safety requirement, practices, 60-6,175 to 60-6,177, 60-6,263, 79-607, 79-609 Sale, requirements, 79-606 School bus, Defined, 60-658 Safety requirements, 60-6,175 to 60-6,177 Bus route, posting of signs, 60-6,176,79-604 School bus operators, Commercial drivers' license with school bus endorsement. 60-4,138, 60-4,139.01 Qualifications, 79-607, 79-608 Speed limits, 60-6,185 to 60-6,190 Violations, penalty, 60-682, 60-682.01.60-689 State Board of Education, powers, design of vehicle, rules for operation, 79-607 Tires, studs permitted any time, 60-6.250 Transportation, Authorized, 79-601 Before-and-after-school services. 79-1104 Contracts authorized, 79-515 Driver, hours, limitation, 79-608 Enrollment option program, 79-605 Examination, operator, 79-608 Free, partially free, or allowance provided. Allowance amount, 79-611 Claims, 79-612 Elementary students, conditions, 79-611 Fee, when authorized, 79-611

SCHOOL TRANSPORTATION –Cont'd Transportation –Cont'd,

Free, partially free, or allowance provided –*Cont'd* Learning community students, Certification, 79-2120 Open enrollment students with disability, 79-2110.01 Limitations, 79-611 Report, attendance, 79-611 Temporary residence, 79-613 When, 79-611 Nonresident students, 79-605 Private school students, conditions, 79-601

SCHOOLS AND SCHOOL DISTRICTS

See SCHOOL DISTRICTS

SCRAPIE CONTROL AND ERADICATION ACT

See generally LIVESTOCK Act,

Administration, 54-2742 Access to premises, 54-2751 Conformity with federal requirements, 54-2759 *Funding*, this heading Enforcement, 54-2742, 54-2750 How cited, 54-2701 **Animals**, Diversion prohibited, 54-2755 Marketing restrictions, 54-2754 *Quarantine*, this heading Testing and identification, 54-2753 **Attorney General or county attorney, duties**, 54-2750

Code of Federal Regulations, citation, 54-2703

Definitions, 54-2703 to 54-2741 **Department**,

Actions, liability limitation, 54-2760 Bureau of Animal Industry, duties, 54-2742

Rules and regulations, 54-2748 **Designated scrapie epidemiologist**, 54-2749

Federal standards, conformance, 54-2759

Fund, Scrapie Control Cash, 54-2757 Funding, Allocation of funds, personnel, and materials, 54-2743 Costs, assessment and collection, 54-2756 Federal funds, use, 54-2743 State funds, use, limitations, 54-2758 Injunction, 54-2750 Intent, 54-2702 Marketing restrictions, 54-2754 Owner of sheep or goats, Duty to report disease, 54-2747 Prohibited acts, buying and selling, 54-2754 Records and reports, requirements, 54-2752 Testing and identification duties, 54-2753 Quarantine. Flock plan, 54-2746 When, 54-2744, 54-2745 Records and reports. requirements, 54-2752 Rules and regulations, 54-2748 Violations, penalty, 54-2761 SEALS, OFFICIAL DOCUMENTS See PUBLIC RECORDS SEARCH AND SEIZURE See generally CRIMINAL PROCEDURE

Appeal, 29-824 to 29-826 Inspection warrants, Applicability of law, 29-834 Definitions, 29-830, 29-831 Issuance, when, 29-832, 29-833 Violations, penalty, 29-835 Limitations, Article I, section 7, Constitution of Nebraska Motion to suppress, 29-822 to 29-826 Property seized, Custody, 29-818 Disposition, 29-818, 29-820 Return, 29-822, 29-824 Sections, how construed, 29-821 Transfer to other jurisdiction, 29-819

SEARCH AND SEIZURE –Cont'd Review, procedure, 29-824 to 29-826 Search warrants, Affidavit, contents, 29-814.01, 29-814.04 Confidential, 29-817 Constitutional citation, Article I, section 7, Constitution of Nebraska Definitions, 29-817 Filing, 29-816 Issuance, 29-812 Limitation, media information, 29-813 Liquor-law violation, 53-1,108 to 53-1,113, See also LIQUOR CONTROL ACT, NEBRASKA Premises, entry authorized, when, 29-411 Probable cause, Article I, section 7, Constitution of Nebraska Purpose, 29-813 Return, 29-815, 29-816 Statement. Oral and telephonic, 29-814.02 to 29-814.05 Original, lost or damaged, 29-814.06 Weapons, 29-828, 29-829 SEAT BELTS See generally MOTOR VEHICLES Air bags, prohibited acts, penalty, 28-635 Children, Required, 60-6,267 to 60-6,269, 71-1907 Riding in pickup bed or other nonpassenger areas prohibited, 60-6,267, 60-6,268

Enforcement, 60-6,271 Evidence, when admissible, 60-6,273 Exceptions, 60-6,270

Occupant protection system, defined, 60-6,265 Operation of motor vehicle in violation of requirements, 60-6,272

Provisional operator's permit. requirements, 60-6,267 Requirements of equipment, 60-6.266 Sale of vehicle not meeting requirements, 60-6,266 School bus driver, 79-609 School permit, requirements, 60-6,267 Three-point safety belt system, defined, 60-6,265 Traffic law, See RULES OF THE ROAD, NEBRASKA: 60-601 Use by driver or passenger, required, when, 60-6,266, 60-6.267.79-609 Violations, penalties, 60-6,266, 60-6,268, 60-6,272 SECONDARY BOYCOTTS See BOYCOTTS SECRETARY OF STATE See generally STATE OFFICERS AND **EMPLOYEES** Compensation, Article IV, section 25, Constitution of Nebraska, 84-721 84-723 Restrictions, Article III, section 19, Constitution of Nebraska Conflict of interest. Article III. section 16, Constitution of Nebraska Contested cases, 84-917 to 84-919, See also ADMINISTRATIVE PROCEDURE ACT **Contracts.** See STATE GOVERNMENT Deputies, 84-508, 84-509 Dual office holding prohibited, 32-604 Duties. Athlete agent registration, See ATHLETE AGENTS ACT, NEBRASKA UNIFORM; 48-2601 Certificates of registration, See NONRECOURSE CIVIL LITIGATION ACT; 25-3301 Chief protocol officer, 84-502

SECRETARY OF STATE -Cont'd **Duties** –Cont'd Corporations, Business corporations, 21-213, See also BUSINESS CORPORATION ACT, NEBRASKA MODEL Occupation tax, 21-301 to 21-330 Documents, 84-502 Electronic transmission and filing, 84-511 Limited cooperative associations, See LIMITED COOPERATIVE ASSOCIATION ACT, NEBRASKA; 21-2901 Limited liability companies, See LIMITED LIABILITY COMPANY ACT, NEBRASKA UNIFORM: 21-101 Notaries public, See NOTARY PUBLIC Register of office commissions, 84-502 State Records Administrator, See STATE RECORDS ADMINISTRATOR State seal. 84-502 Substitute addresses, See ADDRESS CONFIDENTIALITY ACT; 42-1201 Trademark registration, See TRADEMARK REGISTRATION ACT; 87-126 Election. Contests, Article IV, section 4, Constitution of Nebraska State funds, limitation, 84-733 When, 32-507 **Elections, duties,** See ELECTION ACT: 32-101 Electronic postmark, use authorized, 86-644 Electronic transactions, duties, 86-611 Established, Article IV, section 1, Constitution of Nebraska Fees, amount, 33-101 Funds, Administration Cash Fund, 33-102 Corporation Cash Fund, 84-510 Election Administration Fund, 32-204 Secretary of State Administration Cash Fund, 84-907.03

Legal actions, Between agencies, costs, 25-1808, 25-1809 To establish official status, 84-718 to 84-720 Legislation, authentication, 84-503, 84-504 Legislature, special session, neglect of duties, 50-126 Meetings, open, See OPEN MEETINGS ACT; 84-1407 Mileage, reimbursement, 81-1176 Oaths and affirmations. Of office, Article XV, section 1, Constitution of Nebraska Powers. 84-507 Office hours on election day, 32-205 Pardons, duties, Article IV, section 13. Constitution of Nebraska Political committee, participation, restriction, 84-509.01 Public records. Access, 84-712 to 84-712.09, See also PUBLIC RECORDS Custodian, 84-505 Settled claims, requirements, 84-713 Purchase of goods and services, payment for, See PROMPT PAYMENT ACT; 81-2401 Records. Public records, this heading **Recycling program**, See STATE GOVERNMENT RECYCLING MANAGEMENT ACT; 81-1183 Rulemaking, See ADMINISTRATIVE PROCEDURE ACT; 84-901; NEGOTIATED RULEMAKING ACT; 84-921 Signatures, digital and electronic, duties, 86-611 State seal, Article IV, section 24, Constitution of Nebraska, 84-501 Term, when commenced. Article XVII, section 5, Constitution of Nebraska Vacancy in office, Article IV, section 11, Constitution of Nebraska Volunteers, payments authorized, 81-1182.01

SECTION LINES Counties, See COUNTIES County roads, See COUNTY ROADS

SECURED TRANSACTIONS

See generally FINANCIAL TRANSACTIONS Agricultural products, Filing system. Centralized filing system, this heading Liens, See LIENS Uniform Commercial Code. applicable to agricultural liens, UCC 9-102, See also COMMERCIAL CODE, UNIFORM Centralized filing system, agricultural products, Buyer, Registration, 52-1312 Subject to security interest, 52-1320 Continuation statement, Electronic filing, 52-1314 Electronic postmark, 86-644 Requirements, 52-1314 Definitions, 52-1302 to 52-1311, 52-1319 Duties, 52-1312 Effective financing statement, 52-1307 Defined, 52-1307 Electronic access, 52-1313.01 Electronic postmark, 86-644 Fees, 52-1312 to 52-1313.01, 52-1316 Filing, Electronic filing, 52-1307, 52-1314 Electronic postmark, 86-644 Prior, 52-1321, 52-1322 Requirements, 52-1313 Information, access, 52-1316, 52-1317 Insolvency, 52-1314 Intent, 52-1301 Lapse, notice or waiver, 52-1315 Liability, exemption, 52-1316 Lists, 52-1312 Notice, receipt, defined, 52-1319 Requirements, 52-1312

Rules and regulations, 52-1318 Checks or instruments, failure to endorse, 25-21,188.01 Financing statements, See FINANCING STATEMENTS Liens, See LIENS Master lien list, buyer of farm products, 52-1603 Personal property, security interest Auctioneer, liability, 69-109.01 Removal from county, penalty, 69-110 Sale or transfer, penalty, 69-109 Secured party, rights, 69-111 Real estate, See REAL ESTATE Rents, 52-1701 to 52-1708, See also LEASES AND RENTAL AGREEMENTS Sale of goods, See SALE OF GOODS **Uniform Commercial Code**, Article 9, UCC, See also COMMERCIAL CODE, UNIFORM **SECURITIES** See generally MONEY Abandoned property, See UNCLAIMED PROPERTY ACT, UNIFORM DISPOSITION OF; 69-1301 **Bonds of governmental units**, See GOVERNMENTAL UNIT SECURITY INTEREST ACT, NEBRASKA; 10-1101 Commodities, See COMMODITY CODE; 8-1701 Deposits, Clearing corporation, 8-1302 Definitions, 8-1301 Federal Reserve Bank, 8-1303 Rules and regulations, 8-1302, 8-1303 Fraudulent transfers, See FRAUDULENT TRANSFER ACT, UNIFORM; 36-701 Insurer, Lending its securities, requirements, 44-5120, See also INSURERS INVESTMENT ACT Liquidation, unclaimed securities, 44-319.12 Investment securities, Article 8, UCC, See also COMMERCIAL CODE, UNIFORM

SECURITIES –Cont'd Minors, transfers to, See TRANSFERS TO MINORS ACT, NEBRASKA UNIFORM; 43-2701 Nonprobate transfers, 30-2715, 30-2734 to 30-2746 Regulation, See SECURITIES ACT OF NEBRASKA; 8-1101 State agencies, requirements for safekeeping, 81-120 Support order enforcement, bank match system, 43-3328 to 43-3339 **TOD** security registration, Transfer on death, this heading Transfer on death, 30-2715, 30-2734 to 30-2746, See also PROBATE CODE, NEBRASKA; 30-2201 SECURITIES ACT OF NEBRASKA See generally MONEY Act. How cited, 8-1123 How construed. 8-1122 Acts prohibited, 8-1102 Agent, registration, 8-1103 Appeal, procedure, 8-1108.01, 8-1119 Attorney's fees, 8-1118 Broker-dealer, registration, 8-1103 Burden of proof, 8-1121 Commodity Code, effect on, 8-1723 Criminal prosecution, time limitation, 29-110 Crowdfunding, exempt from registration, when, 8-1111 Definitions, 8-1101 **Director of Banking and Finance,** powers and duties, 8-1120 Exemptions, conditions, 8-1110, 8-1111 Federal covered advisor, notice filings, requirements, 8-1103 Federal covered security, filing requirements, 8-1108.02, 8-1108.03 Federal law, rejected, 8-1122.01 Fees, 8-1103, 8-1108 Filings, unlawful when, 8-1113 Fund, Securities Act Cash, 8-1120

Investigations, Powers, 8-1115 Prohibited acts, 8-1115.01 Investment adviser, registration, 8-1103 Investment adviser representative, registration, 8-1103 Issuer-dealer, registration, 8-1103 Jurisdiction, 8-1112 Proceedings, prohibited acts, 8-1115.01 Registration of persons, Director, powers, 8-1103 Enforcement, order, 8-1108.01 Fees, 8-1103 Procedure, 8-1103 Renewal, 8-1103 Revocation, withdrawal, and bar, 8-1103 Summary postponement or suspension of registration, 8-1103 Registration of securities, 8-1104 Coordination, 8-1106 Disciplinary actions, 8-1109 to 8-1109.02 Enforcement, order, 8-1108.01 Evidence, effect of registration, 8-1114 Exemptions, conditions, 8-1110, 8-1111 Qualification, 8-1107 Requirements, 8-1108 Transactions exempt, 8-1111 Service of process, consent to, 8-1103 Statute of limitation, 8-1118 Violations, Cease and desist order, 8-1108.01 Damages, 8-1118 Orders authorized, 8-1116 Penalty, 8-1108.01, 8-1117 Receiver, appointment, 8-1116 Remedies, 8-1116 SECURITY, PRIVACY, AND

DISSEMINATION OF CRIMINAL HISTORY INFORMATION ACT See generally PUBLIC RECORDS

SECURITY, PRIVACY, AND **DISSEMINATION OF CRIMINAL HISTORY INFORMATION ACT** -Cont'd Access requirements, 29-3518, 29-3519 Accuracy requirements, 29-3517 Act, how cited, 29-3501 Arrest notation, 29-3523 Commission, powers and duties, 29-3526 Computers, use of, 29-3519 **Definitions**, 29-3503 to 29-3514 Expungement, 29-3523 Fees, 29-3524 Inspection of records, 29-3520 to 29-3522, 29-3525 Intent. 29-3502 Maintenance of records, 29-3515 Public records, 29-3520 to 29-3522 Remedies, 29-3528 Report, disposition of case, 29-3516 Rules and regulations, 29-3526 Violations, penalty, 29-3527, 29-3528 SECURITY INSTRUMENT SATISFACTION ACT, NEBRASKA See generally REAL ESTATE Act, how cited, 76-2801 Certificate of satisfaction, Contents. 76-2805 Recording, 76-2807 Closing agent, Liability, 76-2807 Powers and duties, 76-2804, 76-2806, 76-2807 Deed of reconveyance, 76-2803 Definitions, 76-2802 Designation of authority, 76-2807 Notification to secured creditor, contents, 76-2806 Release or satisfaction of security interest. 76-2803 Secured creditor, duties, 76-2803

SEED LAW, NEBRASKA

See generally AGRICULTURAL PRODUCTS Acts prohibited, 81-2,147.03 Definitions, 81-2,147.01 Destruction and disposal of seeds, 81-2,147.07 Enforcement, 81-2,147.06 to 81-2.147.09 **Exemptions**, 81-2, 147.05 Fees, 81-2,147.10 Fund, Nebraska Seed Administrative Cash, 81-2,147.11 Injunctions, 81-2,147.08 Labeling requirements for seed containers, 81-2,147.02 Law, how cited, 81-2,147 List, weed seeds, 81-2,147.06 Permits, 81-2,147.10 Powers and duties, 81-2,147.06 Preemption of local law, 81-2,147.12 **Records**, 81-2,147.04 Rules and regulations, 81-2,147.06 Samples, 81-2,147.04 Violations, penalty, 81-2,147.09 Weed seeds list, 81-2,147.06

SEEDING OF CLOUDS See WEATHER CONTROL OR MODIFICATION

SEEDS

See AGRICULTURAL PRODUCTS

SELF-DEFENSE

See generally CRIMINAL PROCEDURE Use justified, when, 28-1406 to 28-1416, See also JUSTIFICATION

SELF-INCRIMINATION
 See generally CRIMINAL PROCEDURE
 Civil liability, not an excuse, 25 1209
 Constitutional citation, right
 against, Article I, section 12,
 Constitution of Nebraska
 County board of equalization,
 testimony before, 77-1508
 Criminal liability, excuse for
 witness, 25-1210
 Criminal prosecution, procedure to
 compel testimony, 29-2011.02,
 29-2011.03

SELF-INCRIMINATION -Cont'd **Department of Health and Human** Services, testimony before, 83-114 Grand jury testimony, 29-1411, 29-2011.02, 29-2011.03 Insurance company, action against, 44-396 Juvenile hearing, privilege applicable, 43-279 Meat and poultry inspection information, prosecution prohibited, when, 54-1914 Medicaid claims alleged false, testimony involving, 68-947 Monopoly action, 59-824 **Oil and Gas Conservation** Commission. Nebraska. testimony before, 57-912 Prostitution offenses, incriminating testimony, how treated, 28-804.01 Public disgrace, excuse for witness. 25-1210 Public officers, free or underpriced utility services, 18-309 Usury prosecution, 45-113 Waiver of privilege, testimony does not operate as, 27-608 Wiretap witness, 86-2,111 SELLER-ASSISTED MARKETING PLAN ACT See generally TRADE PRACTICES Act. How cited, 59-1701.01 How construed, 59-1761 Acts prohibited, 59-1757 Advertising, 59-1730, 59-1731 Appeal, 59-1725.01 Assignee, rights, 59-1747 Attorney's fees, 59-1758 Cancellation, 59-1743, 59-1744 Cease and desist orders, 59-1725.01 **Civil actions**, 59-1758 Compliance with act, reference **prohibited**, 59-1748 **Contract requirements**, 59-1741 to 59-1746

Criminal proceedings, authorized, 59-1757 Definitions, 59-1702 to 59-1714.01 Department of Banking and Finance, powers, 59-1722, 59-1762 **Disclosure requirements**, 59-1732 to 59-1740 Filing of documents, 59-1724 Downpayment, conditions, 59-1746 Earnings, proof required, 59-1729 Enforcement, 59-1725, 59-1725.01, 59-1757 Exemptions from act or provisions, 59-1715 to 59-1722.01 Burden of proof, 59-1758.01 Fee, 59-1722, 59-1724 Fine, 59-1725.01 Hearing, 59-1725.01 Injunction, 59-1725.01 Intent, 59-1701 Investigations, 59-1725 Lien, 59-1725.01 Personal jurisdiction, 59-1750 Purchaser's rights, 59-1752 to 59-1755 **Records**, 59-1749 Remedies, not exclusive, 59-1759 to 59-1761 Return of money, when, 59-1727, 59-1728 Rules and regulations, 59-1762 Sale, effective when, 59-1723 Security, 59-1728, 59-1751 Seller, reference to compliance with act. 59-1748 Service of process, 59-1750 Statute of limitation, 59-1758 **Terminology**, 59-1726, 59-1727 Violation. Cease and desist orders, 59-1725.01 Investigations, 59-1725 Penalty, 59-1725.01, 59-1757 Waiver of rights, prohibited, 59-1756

SENIOR CITIZENS

See generally HUMAN AFFAIRS

SENIOR CITIZENS –Cont'd Abuse of. Prevention, See ADULT PROTECTIVE SERVICES ACT; 28-348 Sexual abuse of person in custody of department, penalty, 28-322.04 Adult day services, licensure of, See HEALTH CARE FACILITY LICENSURE ACT; 71-401 Aging population needs, planning, Plan for individuals with Alzheimer's disease, 68-1110 Plan for long-term care services, 68-1107 Presentation of plan, 68-1108 Reports, 68-1108 Task Force, Aging Nebraskans, 68-1107 Termination, 68-1109 Annuity contracts, regulation of purchase, exchange, or replacement recommendations, See PROTECTION IN ANNUITY TRANSACTIONS ACT, NEBRASKA; 44-8101 Assistance to aged, blind, or disabled. Assistance, 68-1001 to 68-1014, 68-1203, See also SOCIAL SERVICES Records, use or disclosure, limitations, 68-312 to 68-314 Assisted-living facilities, See ASSISTED-LIVING FACILITIES Assistive devices, consumer protection, See ASSISTIVE **TECHNOLOGY REGULATION ACT; 69-**2601 Care management services, 81-2229 to 81-2235 Purchase, sliding-fee scale, 81-2270 Communities, retirement, Retirement communities, this heading **Conservators**, See CONSERVATORS Discrimination, Age discrimination, See AGE DISCRIMINATION IN EMPLOYMENT ACT; 48-1001

Municipal power to prohibit, 18-1724 Food program for the elderly, **Commodity Supplemental** Food Program or CSF, 71-2225 to 71-2230 Guardian, See GUARDIANS Home health care, Aides, See HOME HEALTH CARE Hospice care, See HEALTH CARE FACILITY LICENSURE ACT; 71-401 Respite services, See LIFESPAN RESPITE SERVICES PROGRAM. NEBRASKA: 68-1520 Use of medicaid waiver funds, 81-2268 Homeowner protection against unconscionable practices, See FORECLOSURE PROTECTION ACT, **NEBRASKA: 76-2701** Homestead exemption, real property tax, 77-3501 to 77-3529, See also HOMESTEADS Incapacitated person, appointment of quardian, 30-2601, 30-2627, See also GUARDIANS Public Guardian, appointed, when, 30-4112 to 30-4117, See also PUBLIC GUARDIANSHIP ACT Living wills, Patient rights, See RIGHTS OF THE TERMINALLY ILL ACT; 20-401 Power of attorney, See POWER OF ATTORNEY FOR HEALTH CARE; 30-3401 Long-term care, Advocate for patient, See LONG-TERM CARE OMBUDSMAN ACT; 81-2237 Care management units, 81-2229 to 81-2235 Insurance, See LONG-TERM CARE **INSURANCE ACT: 44-4501** Purchase of services, sliding-fee scale, 81-2270 Medicaid, See MEDICAL ASSISTANCE ACT: 68-901 Nursing homes, See NURSING HOMES Pensions, See RETIREMENT AND PENSIONS

SENIOR CITIZENS –Cont'd Power of attorney, See POWER OF ATTORNEY Public transportation, Reduced fares, 13-1211 School buses, contract for use, 13-1208 Retirement, See RETIREMENT AND PENSIONS Retirement communities, Applicability of sections, 76-1304 Cancellation rights, 76-1305 Cease and desist order. 76-1315 Commission, State Real Estate, Administer sections, 76-1303 Administrative powers, 76-1312 Appeal from order of, 76-1314 Definitions, 76-1302 Developer or association, Annual report, 76-1310 Escrow requirements, 76-1305 Purchaser representatives or advisory committee, 76-1313 Statement of record, 76-1308, 76-1309 Disposition of lot or unit, Requirements, 76-1305 Injunction, 76-1315 Intent, 76-1301 Investigations, 76-1312 Management, 76-1313 Advisory committee, 76-1313 Public offering, Requirements, 76-1305 Right to cancel, 76-1305 Statement, contents, 76-1307 Purchasers represented on board or separate advisory committee, 76-1313 Registration, Effective date, 76-1309 Hearing, 76-1309 Requirements, 76-1306 Suspension, when, 76-1309 Report, annual, contents, 76-1310 Representatives, election, 76-1313 Rules and regulations, 76-1303, 76-1311 Statement of record. Effective date, 76-1309

Filing, 76-1308 Violations, penalties, 76-1315 Senior companions, See SENIOR COMPANION VOLUNTEER PROGRAM ACT, NEBRASKA; 81-2273 Service coordination, care management units, 81-2229 to 81-2235 Services for, See also SOCIAL SERVICES Adult day services, licensure of, See HEALTH CARE FACILITY LICENSURE ACT; 71-401 Community services, See COMMUNITY AGING SERVICES ACT, NEBRASKA; 81-2201 Purchase of, sliding-fee schedule, 81-2270 Resource centers, See AGING AND DISABILITY RESOURCE CENTER DEMONSTRATION PROJECT ACT: 68-1111 Senior companions, See SENIOR COMPANION VOLUNTEER PROGRAM ACT, NEBRASKA; 81-2273 Wills, See WILLS SENIOR COMPANION VOLUNTEER

PROGRAM ACT, NEBRASKA See generally SENIOR CITIZENS Act. how cited. 81-2273 Definitions, 81-2275 Direct service contractor, Grants, procedure, 81-2281 Powers and duties, 81-2277 Reports required, 81-2282 Grants. Procedure, 81-2281 Reports required, 81-2282 Intent, 81-2274 Program, Nebraska Senior Companion Volunteer, Eligible recipients, 81-2278 Established, 81-2276 Rules and regulations, 81-2283 Volunteers, senior companion, Assignment restrictions, 81-2280 Benefits, 81-2279

SENTENCE AND PUNISHMENT

See generally CRIMINAL PROCEDURE Appeals, Appeal by prosecutor or Attorney

General, 29-2315 to 29-2326 Appeal to district court, no oral argument, when, 29-2326 Effect of, 29-2301 to 29-2303

Bail, excessive, prohibited, Article I, section 9, Constitution of Nebraska

Bill of attainder, prohibited, Article I, section 16, Constitution of Nebraska

Conviction,

Setting aside, 29-2264 Wrongful conviction, damages, See WRONGFUL CONVICTION AND IMPRISONMENT ACT, NEBRASKA CLAIMS FOR; 29-4601

Credit for time served, 47-501, 47-503, 83-1,106

Cruel and unusual punishment, prohibited, Article I, section 9, Constitution of Nebraska

Death penalty, elimination of, legislative intent, 29-2501, 29-2502

Debtor, imprisonment prohibited, Article I, section 20, Constitution of Nebraska

DNA testing, indigent defense, See GENETIC TESTING

Domestic abuse crimes, house arrest prohibited, 29-4402

Drug court programs, 24-1301, 24-1302

Execution of sentence, Delivery of prisoners, 29-2401 to 29-2403 Employment of convicts, 29-2414,

29-2415 Fines and costs, 29-2404, 29-2407 to 29-2413

Misdemeanors, fines and costs, 29-2404

No cell, effect, 29-2406

Fines and costs, 29-2206 to 29-2207, 29-2404

Excessive, prohibited, Article I, section 9, Constitution of Nebraska Good time, 47-501 to 47-503, 83-1,107 to 83-1,109 Habitual criminal. Determination, 29-2221, 29-2222 Probation prohibited, 29-2262 Hard labor, 29-2414, 29-2415 **Incarceration**, See CORRECTIONAL FACILITIES AND INMATES Incarceration work camp, 83-4,142 to 83-4,147, See also CORRECTIONAL FACILITIES AND INMATES Juvenile justice system, See JUVENILE JUSTICE SYSTEM Law enforcement, See LAW ENFORCEMENT Liquor-law violations, See LIQUOR CONTROL ACT, NEBRASKA; 53-101 Pardons, See PARDONS Parole, See PAROLE AND PROBATION Penalties. Classification, Vol. 2A Appendix Proportionality, Article I, section 15, Constitution of Nebraska Personalized program plan, 83-1,107 Postconviction relief proceedings, 29-3001 to 29-3004 Post-release supervision plan, 83-1,107 Probation, See PAROLE AND PROBATION Office of Probation Administration. See PROBATION ADMINISTRATION ACT, NEBRASKA; 29-2246 Problem solving court programs, 24-1301, 24-1302 Proportionality of penalty, Article I. section 15, Constitution of Nebraska Reduction of sentence, 29-2308, 47-501 to 47-503, 83-1,107 to 83-1.109 **Restitution,** 29-2280 to 29-2289, See also RESTITUTION Setting aside,

Motion for new trial, when, 29-2103

SENTENCE AND PUNISHMENT -Cont'd

Setting aside -Cont'd Postconviction relief proceeding, when, 29-3001 Probation, completion, conviction set aside, 29-2264
Sex offenders, See SEX OFFENDERS
Study of offender, 29-2204.03
Terms and conditions, Article I, section 15, Constitution of Nebraska, 29-2204, 29-2204.02
Where served, 28-105, 28-106

SEPARATION OF POWERS

See generally STATE GOVERNMENT Constitutional basis, Article II, section 1, Constitution of Nebraska

SERVICE ANIMALS

See DISABLED PERSONS

SERVICE CONTRACTS

See generally CONTRACTS Actions on, attorney's fees, 45-810 Credit services contract, 45-808 Defined, 44-102.01 Motor vehicles, Motor club services, See MOTOR CLUB SERVICES ACT; 44-3701 Reimbursement insurance, See MOTOR VEHICLE SERVICE CONTRACT REIMBURSEMENT INSURANCE ACT; 44-3520 Sewerage systems, contracts outside city authorized, 19-2701 Water service contracts, 46-558, 70-

630

SERVICE DOGS

See ANIMALS

SERVICE OF PROCESS

See generally LEGAL PROCEDURE Accountant, foreign, 1-125.01, 1-125.02

Affidavit, use to prove service authorized, 25-1244

Agent,

Appointment, effect, 25-528, 25-529 Required, when, 25-530.08 Service authorized, 25-514.01 Annulment action, 42-352 **Applicability of law**, 25-541, 25-542 Appraisal management company, 76-3203, 76-3205 Association, unincorporated, manner of service, 25-513.01 Athlete agent, 48-2603 Attachment order, manner of service, 25-1004, 25-1007 Boycott, service on labor organization, 48-908 Cemetery association, manner of service, 12-503 Child custody, interstate, 43-1233, 43-1256, See also CHILD CUSTODY JURISDICTION AND ENFORCEMENT ACT, UNIFORM Child support, Limitation, 42-727 Withholding of earnings, 42-364.04 Children under fourteen, manner of service, 25-508.01 Cigarette stamping agent, nonresident, agent for service of process, 77-2603 City of the first class, manner of service. 16-115 City of the metropolitan class, Chief of police, powers, 14-603 Manner of service, 14-808 City of the primary class, manner of service, 15-107 City of the second class, manner of service, 17-504 City under city manager, manner of service, 19-617 Commission of Industrial Relations, 48-809, 48-813 Commodity Code, 8-1733 Complaint, Filing commences action, 25-217, 25-501 Serve with summons, 25-504.01 Conservation officer, powers and duties, 37-604

SERVICE OF PROCESS –Cont'd Constable, 25-2229 to 25-2231, 25-2236, 25-2237 Constructive service, 25-517.02 to 25-527, See also CONSTRUCTIVE SERVICE Appointment of agent, effect, 25-528, 25-529 Consumer Protection Act, 59-1616 **Cooperatives, limited cooperative** association, 21-2913 to 21-2916 Corporations. Involuntary dissolution, 21-2215 Manner of service, 25-509.01, 25-511.02 Nonprofit corporation, 21-1937, 21-19,155 Cost of service, 25-507, 33-117 Court of condemnation, 19-703, 19-706 Criminal proceedings, Article I, section 11, Constitution of Nebraska, 29-1604, 29-1608 Defense of insufficiency of process or service. 25-516.01 **Designated delivery service**, 25-505.01 to 25-514.01 Dismissal of action for failure to serve, 25-217 Disobedience of lawful process, penalty, 25-2121 **Dissolved corporation, manner of** service, 25-511.02 Divorce action, 42-352 Elevator contractor, agent for service. 48-2521 **Emergency box drug violations**, 71-2416 Eminent domain appeal, 76-715.01 Escheat of land, service on nonresident alien, 76-408 Extradited person, immunity from service, 29-753 Failure to serve, Dismissal of action, 25-217 Penalty, 23-1701.04, 23-1701.06, 23-1702, 23-1704.03, 28-927 Fees. 33-117. 33-119 Fence disputes, 34-112.02

Forcible entry and detainer action, 25-21,223 Foreign personal representative, manner of service, 30-2511 Fraternal benefit society, 44-10,106 Garnishment order, manner of service, 25-1010 to 25-1012.02 Guardian of child under fourteen, 25-508.01 Immunity from service, when, 25-1235, 29-753, 29-1909, 29-3208, 55-167 In forma pauperis action, 25-2302, 25-2303 Incapacitated person, manner of service, 25-508.01 Individual, manner of service, 25-508.01 Industrial Relations. Commission of, 48-809, 48-813 Injunction, service of order, 25-1068, 25-1069 Insufficiency of process or service defense. 25-516.01 Intercepted communications, 86-2.113 Interstate Commission on Educational Opportunity for Military Children, 79-2201 Irregularity in service, replevin action, 25-10,104 Judgment debtor, writ of execution, 25-1516 Juvenile matters, 43-262 to 43-270, See also JUVENILE CODE, NEBRASKA Landlord, manner of service, 76-1442, 76-1442.01, 76-1456 Legal newspaper, 25-523 Limited cooperative associations, 21-2913 to 21-2916 Limited liability companies, 21-113 to 21-116, See also LIMITED LIABILITY COMPANY ACT, NEBRASKA UNIFORM Liquor Control Commission, Nebraska, 53-1,115 Long-arm statute, 25-535 to 25-541 Manufacturer, nonresident or foreign, 9-334, 69-2707

SERVICE OF PROCESS -Cont'd Medications, emergency box drug violations, 71-2416 Methods and procedure, 25-505.01 to 25-514.01 Designated delivery service, 25-505.01 to 25-514.01 Outside state, 25-540 Military personnel, immunity from service, 55-167 Minor under age fourteen, manner of service, 25-508.01 Misconduct by a public servant, 28-924 Misuse of information by a public servant, 28-925 Mobile home, rental, action, 76-1456, 76-1480, See also MOBILE HOME LANDLORD AND TENANT ACT Mortgage bankers, registered agent, 45-705 Motor carriers, safety regulation violations, 75-369.05 Nonresident employer, workers' compensation action, 48-175.01 Oil and gas, Conservation issues, 57-911, 57-916 Explorers, 57-1001 Order, motion, or notice, service or delivery, 25-534 Outside state, service authorized, 25-537, 25-540 Partition action, manner of service, 25-21.106 Partnerships, Limited liability partnerships, 67-454.67-456 Foreign, 67-281, 67-283, 67-458 Manner of service, 25-512.01 Paternity action, 43-1411 Peremptory writ, service, 25-2161 Personal jurisdiction, See JURISDICTION Pesticides, resident agent, 2-2629, 2-2635, 2-2638, 2-2639, See also PESTICIDE ACT Plant Protection and Plant Pest Act notice or order, 2-10,103.04, See also PLANT PROTECTION AND PLANT PEST ACT

Political subdivisions. City of the first class, manner of service, 16-115 City of the metropolitan class, Chief of police, powers, 14-603 Manner of service, 14-808 City of the primary class, manner of service, 15-107 City of the second class, manner of service, 17-504 City under city manager, manner of service, 19-617 General manner of service, 25-510.02 Villages, manner of service, 17-504 Praecipe, 25-502.01, 25-2204 Process, how served, 25-506.01, 25-507 Process server, requirements, bond, 25-507 Proof of service, 25-507.01 Affidavit, 25-1274, 26-1275 Outside state, 25-540 Publication, 25-517.02 to 25-525, See also CONSTRUCTIVE SERVICE Requirement for legal publication, 25-2228 Quiet title action, 25-21,118 Quo warranto action, 25-21,125 Requirements, Article I, section 11, Constitution of Nebraska Return date, 25-507.01 Revivor, service of order, 25-1408, 25-1409 Securities registration, contains consent to service of process, 8-1103 Sheriff. Conflict of interest, 23-1713, 25-2202 Deputies, 23-1704.02, 23-1704.03 Duties, 23-1701, 23-1701.04, 25-2233 to 25-2238 Failure to serve, penalty, 23-1701.04, 23-1701.06, 23-1702, 23-1704.03, 25-2239, 28-927 Fees, 33-117, 33-119 Powers. 25-2232 Vacancy in office, 23-1708

SERVICE OF PROCESS -Cont'd Simulating legal process, violation, penalty, 28-923 Small claims court, 25-2804 Special process server, appointment, 25-2203 State, manner of service, 25-510.02, 25-21,203, 25-21,206, 81-8,212 Style of process, 25-2201 Subpoena, See SUBPOENA Subpoenas, manner of service, 25-1226 Substitute service, 25-517.02 Summons, See also SUMMONS Methods of service, 25-505.01 Supreme Court bailiffs, powers, 24-217 Tax collection, 77-3905 Tax Commissioner, powers, 77-366 Tenant, manner of service, 76-1442, 76-1442.01 Time requirement, 25-217 Townships, towns, manner of service, 23-263 Trademark actions, nonresident registrant, 87-142 Trees, abatement of nuisance, 16-207, 17-555 Unfair insurance practices, 44-1528, 44-1541 Unknown defendant, how designated, 25-321 Villages, manner of service, 17-504 Voluntary appearance, equivalent to service, 25-516.01, 43-262 Warrants, failure to serve, penalty, 28-927 Wiretaps, 86-2,113 Witness, immunity from service, From outside state, 29-1909 Under subpoena, 25-1235 Workers' compensation action, 48-174 to 48-175.01, 48-190 SESSION LAWS See STATUTES

SETOFF, COUNTERCLAIM, AND CROSS-CLAIM See generally PLEADINGS

Assignment, effect on setoff or counterclaim, 25-303 Delinguent personal tax, setoff for, 23-143 to 23-145 Dismissal of action without prejudice, effect, 25-602, 25-603 Injunction on counterclaim, 25-1077 Issues of fact, how formed, 25-1102 Joinder, procedures, 25-705 Judgment, multiple claims or parties, effect, 25-1315 Judgment on setoff or counterclaim. 25-1316 Restitution by criminal defendant, set off civil recovery, 29-2283, 29-2287 Small Claims Court, procedures, 25-2804, 25-2806 State, action by, 25-21,207, 81-1171 Summary judgment authorized, 25-1330 to 25-1336 Third-party action, 25-331 SEVERANCE TAX See generally TAXATION Oil and gas, 57-701 to 57-719, See also OIL AND GAS Uranium, 57-1201 to 57-1214, See also RADIOACTIVE MATERIALS SEWERS AND SEWER DISTRICTS

See generally UTILITIES Cities of the first class, 16-667 to 16-672, See also CITIES OF THE FIRST CLASS

Cities of the metropolitan class, 14-360 to 14-365.13, See also CITIES OF THE METROPOLITAN CLASS

Cities of the primary class, 15-717, 15-718, See also CITIES OF THE PRIMARY CLASS

Cities of the second class, 17-149 to 17-153, See also CITIES OF THE SECOND CLASS

Claims against, settlement, public access requirements, 84-713 Contract for construction or

delivery service, contractor duties, 48-2911, 48-2912, See

SEWERS AND SEWER DISTRICTS -Cont'd

also EMPLOYEE CLASSIFICATION ACT

Contractor rights to payment, See CONSTRUCTION PROMPT PAY ACT, NEBRASKA; 45-1201

Drainage, See DRAINAGE

Excavation, required marking of underground utilities, See ONE-CALL NOTIFICATION SYSTEM ACT; 76-2301

Industrial sewer construction by county, See COUNTY INDUSTRIAL SEWER CONSTRUCTION ACT; 23-3601

Purchasing card programs, 13-610, 81-118.02

Sanitary and improvement districts, See SANITARY AND IMPROVEMENT DISTRICTS

Storm Water Management Plan Program, grants, 46-2,139

Villages, See VILLAGES

Wastewater treatment facilities and systems,

Loans for financing, See WASTEWATER TREATMENT FACILITIES CONSTRUCTION ASSISTANCE ACT; 81-15,147

Operator certification, See WASTEWATER TREATMENT OPERATOR CERTIFICATION ACT; 81-15,128

Private contractor certification, See PRIVATE ONSITE WASTEWATER TREATMENT SYSTEM CONTRACTORS CERTIFICATION AND SYSTEM REGISTRATION ACT; 81-15,236

Private onsite wastewater treatment system, See also PRIVATE ONSITE WASTEWATER TREATMENT SYSTEM CONTRACTORS CERTIFICATION AND SYSTEM REGISTRATION ACT; 81-15,236

Inspection fees, 71-2622 Professional engineer required, when, 81-15,248, 81-3453 Restriction on establishment, city of the metropolitan class, 14-818

SEX OFFENDER COMMITMENT ACT

See generally SEX OFFENDERS Act, how cited, 71-1201 Dangerous sex offender, Assaults committed by, penalties, 28-309, 28-929 to 28-934 Certificate, contents, 71-1204 Determination, 71-1204 Rights of subjects, 71-1224 Definitions, 71-1203 Psychologists, 38-3111 **Emergency protective custody**, 71-1204 Intent, 71-1202 Mental health board proceedings, Appeal, 71-1214 Burden of proof, 71-1209 Custody of subject, 71-1206, 71-1210 Dangerous sex offender, Cost of transport to treatment facility, 71-1213 Warrant authorizing treatment, 71-1211 Dismissal, when, 71-1206 Hearings. Closed, exception, 71-1225 Discharge or release, 71-1221, 71-1222 Outpatient treatment, 71-1218 Release hearing, 71-1221 Rules of evidence, 71-1226 Status determination. 71-1208 Treatment review, 71-1219 Orders authorized, 71-1209 Petition, 71-1205, 71-1206 Rehearing, 71-1209 Rights of subject, 71-1224 Summons, 71-1207 Warrant for custody, 71-1207 Mental health commitment procedures, applicability, See MENTAL HEALTH COMMITMENT ACT, NEBRASKA; 71-901 Petition for determination of dangerous sex offender, when, contents, 71-1205

SEX OFFENDER COMMITMENT ACT –Cont'd Rights of subjects, 71-1224 Treatment. Discharge or release, Conditions, compliance hearing, 71-1222 Release hearing, 71-1221 When, 71-1219, 71-1220 Escape from facility or program, 71-1223 Outpatient treatment. County attorney, duties, 71-1217 Provider, duties, 71-1217 Warrant for immediate custody, when, 71-1217, 71-1218 Treatment facility, Immunity, when, 71-1211 Subject taken to facility, Cost, 71-1213 Procedure, 71-1212 Warrant for treatment, 71-1211 Treatment order, Individualized treatment plan, 71-1215 Periodic progress reports, 71-1216 Treatment review hearings, 71-1219 Veterans, treatment, 80-601 to 80-606 SEX OFFENDER REGISTRATION ACT See generally SEX OFFENDERS Act. Crimes requiring registration, 29-4003 How cited, 29-4001 Attorney General, duties, 29-4007 Convicted sex offender, Evaluation and treatment program, See CONVICTED SEX OFFENDER ACT: 29-2922 Registration, this heading Treatment and counseling programming, 29-4014 Conviction, setting aside, effect, 29-2264 Court, sentencing, duties, 29-4007 Definitions, 29-4001.01 Enforcement, 29-4011

Immunity for officials acting under act, 29-4012 Information regarding sex offenders, Access to, 29-2261, 29-4005, 29-4009, 29-4013 False or misleading, prohibited, 29-4008 Limit on disclosure, 29-4009 Public notification information, 29-4013 Release, duties, 29-4013 Updates required, 29-4008 Intent, 29-4002 Investigations, 29-4011 Jail or correctional facility, duties, 29-4007 Notification. Motor vehicle operator's license applications, 29-4007 Offender, duties, 29-4004 to 29-4006 To offender, 29-4007 Presentence report or psychiatric examination, access, 29-2261 Registration, Crimes requiring, 29-4003 Duration, 29-4005 Format, contents, 29-4006 Information, 29-4004 Location, 29-4004 Name-change order, treatment, 29-4004 Reduction in time, request, proof, 29-4005 Reports required, 29-4006 Violations, arrest warrant, 29-4006 Rules and regulations, 29-4013 Sheriff, duties, 29-4004 State Patrol, Nebraska, Access to information, 29-2261, 29-4009 Duties, 29-4004, 29-4013 Violations, penalties, 29-4006, 29-4011 SEX OFFENDERS

See generally JUSTICE SYSTEM AIDS testing of convicted person, required when, 29-2290

SEX OFFENDERS –Cont'd Assault committed by, 28-309, 28-929 to 28-933 Civil mental health commitment, Evaluation, Department, duties, 83-174.02 Sentencing court, duties, 29-4018 Procedure, See SEX OFFENDER COMMITMENT ACT; 71-1201 Mental health commitment procedures, applicability, See MENTAL HEALTH COMMITMENT ACT, NEBRASKA; 71-901 State hospital, Admission, 83-338 Costs, 83-351, 83-364, 83-376 Dangerous sex offender, Assaults committed by, penalties, 28-309, 28-929 to 28-934 Civil commitment, when, 83-174.04 Definitions, 83-174.01 Evaluation, 83-174.02 Sentencing court, duties, 29-4018, 29-4019 **Developmental Disabilities Court-Ordered Custody Act, sex** offense, evidence of, effect, 71-1128. See also DEVELOPMENTAL **DISABILITIES COURT-ORDERED** CUSTODY ACT DNA testing, See also GENETIC TESTING Felony and other specified offenders, See DNA **IDENTIFICATION INFORMATION** ACT; 29-4101 Laboratory accreditation requirements, 13-607, 71-6833, 81-2010.03 Postconviction exoneration, See DNA TESTING ACT; 29-4116 Evaluation and treatment. Evaluation, department duties, 83-174.02 Mental health inpatient or outpatient treatment, See SEX OFFENDER COMMITMENT ACT; 71-1201 Personnel, maintain records. contents, 81-3125

Program, See CONVICTED SEX OFFENDER ACT; 29-2922 Treatment and counseling programming, 29-4014 Lifetime community supervision, Annual review, 83-1,103.03 Certificate of community supervision, 83-1,103.02 Conditions, Appeal, 83-1,103.04 Determination, 83-174.02 Penalty, 83-174.05 Violation, effect, 83-174.04 Offense requiring, sentencing court, duties, 29-4019 Parole officer, duties, 83-1,103.01 When, 83-174.03 Parole or probation, Lifetime community supervision, this heading Requirements, See SEX OFFENDER **REGISTRATION ACT; 29-4001** Supervision, termination, registered sex offender, duties, 83-174 **Registration**, See SEX OFFENDER **REGISTRATION ACT; 29-4001 Residency restrictions, See SEXUAL** PREDATOR RESIDENCY **RESTRICTION ACT**; 29-4015 Study of sex offender recidivism data, funding, 29-3921 SEXUAL ASSAULT See generally CRIMES AND OFFENSES Adult, vulnerable, See ADULT PROTECTIVE SERVICES ACT; 28-348 AIDS testing of convicted person, required when, 29-2290 Arrest without warrant, when, 29-404.02 Assault. First degree assault, 28-319 Inmate or parolee, abuse of, 28-322 to 28-322.03 Legislative intent, 28-317 Protected individual, abuse of, 28-322.04 Second degree assault, 28-320 Third degree assault, 28-320

SEXUAL ASSAULT -Cont'd Bail, when not available, Article I, section 9, Constitution of Nebraska Children, See also CHILD ABUSE Assault, sexual, of a child, First degree, 28-319.01 Second or third degree, 28-320.01 Use of electronic communication device to commit. 28-320.02 Enticement by electronic communication device, 28-833 In state custody, 28-322.04 Minor, bypass of parental consent, prosecution of sexual assault encouraged, 71-6908 Sexual assault of, 28-319.01, 28-320.01 Use of electronic communication device to commit, 28-320.02 Classification of crimes, 28-317 to 28-322.04 Definitions, 28-318 Confidentiality of records, victim, 81-1842 **Custodial interrogation statement** of suspect, electronic recordation required, use, 29-4501 to 29-4508, See also CRIMINAL PROCEDURE Definitions. 28-318 DNA testing, See SEX OFFENDERS Domestic assault, 29-323, See also ASSAULT AND BATTERY **Domestic violence**, See ABUSE Evidence. Admissibility in criminal or civil action, 27-412 to 27-415 Collection, requirements, 29-4306 DNA testing, this heading Forensic medical examination, expenses, 13-607, 13-608, 81-2010.03 Furlough of inmates, 83-173.01 Habitual criminal, determination, 29-2221, 29-2222 Inmate, sexual abuse by authorities, 28-322 to 28-322.03

Investigation, truth-telling examination of victim cannot be prerequisite to, 29-216 Laboratory accreditation requirements, forensic DNA testing, 13-607, 71-6833, 81-2010.03 Medical examination, Eighteen-year-old patient, parental consent or notification not required, 29-4306, 71-9001 Expenses, 13-607, 13-608, 81-2010.03 Standardized evidence collection kit, use required, 29-4306 Offenders, See SEX OFFENDERS Parolee, sexual abuse by authorities, 28-322 to 28-322.03 Person in custody of department, sexual abuse by personnel or agent, 28-322.04 Pregnant woman, assault of, enhanced penalty, 28-115 Prosecution of, no time limit, 29-110 Sex offenders. See SEX OFFENDERS Statutes of limitation, General, 29-110 Sexual assault of a child, civil action by victim, 29-228 Testimony, corroboration not required. 29-2028 Truth-telling examination of victim cannot be prerequisite for investigation of offense, 29-216 Victim, See VICTIMS

SEXUAL PREDATOR RESIDENCY RESTRICTION ACT See generally SEX OFFENDERS Act, how cited, 29-4015 Political subdivision restrictions on

residency, requirements, 29-4017

SHAKEN BABY SYNDROME See CHILDREN AND MINORS

SHAREHOLDERS PROTECTION ACT Act, how cited, 21-2431

SHAREHOLDERS PROTECTION ACT -Cont'd
Business combination, prohibited when, 21-2452
Definitions, 21-2433 to 21-2447
Exemptions, 21-2453
Intent, 21-2432
Meeting, required when, 21-2450
Property, value determination, 21-2448
Statement, acquiring person, 21-2449
Stock, value determination, 21-2448
Voting rights, 21-2450, 21-2451

SHEEP

See LIVESTOCK

SHELLEY'S CASE

See generally REAL ESTATE Rule in Shelley's case abolished, 76-112

SHELTERED WORKSHOPS

See generally LABOR AND **EMPLOYMENT** Acts prohibited, 48-1504 **Contracts**, 48-1502 **Defined**, 48-1501 **Disabled persons, See DISABLED** PERSONS Governmental subdivisions, negotiations with, 48-1503 Home rule charter cities, negotiations with, 48-1506 Municipal bidding procedures, waiver, when, 16-321.01, 17-568.02 Public power districts, negotiations with, 70-637 Violations, penalty, 48-1505

SHERIFFS

See generally PEACE OFFICERS Abandoned or unclaimed property, 69-1330 to 69-1332 Accounts and accounting, 25-2238 Assistants, summon, 23-1704 Attorney, acting as, prohibited, 23-1706 College education benefit for child of deceased law enforcement officer, See IN THE LINE OF DUTY DEPENDENT EDUCATION ACT; 85-2301 Continuing education, 23-1701.01 Contracts for law enforcement services by county, 29-215 **County officer**, See COUNTY OFFICERS AND EMPLOYEES Court attendance, when required, 23-1705 Custody, procedure, 25-2237 Deputies, Appointment, 23-1704.01 Compensation, 23-1115, 23-1704.04 Detainee's death during apprehension or custody by law enforcement. Duties, 23-1821 to 23-1823 Grand jury required, procedure, 29-1401 Diseases, exposure procedures, 71-506 to 71-513 Disgualification, effect, 23-1713, 23-1714 Duties, 23-1701 to 23-1710 Endorsement, writs and orders, 23-1701.05 Elected, when, 32-520 Employees, right to accrued benefits, 23-2806 Enforcement jurisdiction, 29-215 Fees, 33-117, 33-119 Advance payment, 33-120, 33-121 Audit, 33-136 Neglect of duties, 33-132 Record keeping, 33-131, 33-132 Forfeited property and money, receipt authorized, 28-1475.01 High-speed chases, See PURSUIT Identification of criminals, duty to keep records, 29-209 Indemnification, 23-1720 Investigations, 23-1711 Jails, 47-101 to 47-124, See also JAILS Duties, 23-1703 Juries. Neglect of duty, 25-1611

SHERIFFS –Cont'd Juries -Cont'd Packing, penalties, 25-1612 Laboratories, forensic DNA, requirements, 13-607, 71-6833, 81-2010.03 Liability insurance required, 13-1802 Lights on vehicles, Requirements, 60-6,229 to 60-6,234 Rotating or flashing lights, authorized uses, 60-6,233, 60-6.234 Merit system, Classified service, Membership, 23-1726, 23-1730 Vacancy, how filled, 23-1731 Commission. Creation. 23-1722 Expenses, 23-1724 Meetings, 23-1725 Members and terms, 23-1723, 23-1723.01 Powers and duties, 23-1727 Discrimination, prohibited, 23-1735 Examinations, 23-1728 Required, when, 23-1732 Grievance procedure, 23-1734 Intent, 23-1721 Personnel director, 23-1729 Political activity, prohibited, 23-1736 Promotions, procedure, 23-1733 Records, 23-1728 Removal, demotion, suspension, 23-1734 Motor vehicles. Privately owned, use by county, 23-1715 Rotating or flashing lights, authorized uses, 60-6,233, 60-6,234 Neglect of duty, penalty, 25-2239 Negligence, liability insurance, payment of judgment, 13-1801 Officer removal, suspension, or demotion, rules and regulations required, 13-3005 Powers and duties, 23-1701 to 23-1702, 23-1710, 25-2232 to 25-2239

Promotions, certificate or diploma required, 81-1414 Public safety system, See PUBLIC SAFETY COMMUNICATION SYSTEM ACT, NEBRASKA; 86-401 Pursuit of motor vehicles, See PURSUIT Racial profiling, prohibited, 20-501 to 20-506, See also RACIAL PROFILING Reserve force, 81-1438 to 81-1446 **Residency**, 23-1701 **Rights**, 13-3001 to 13-3004, See also PEACE OFFICERS Rotating or flashing lights, authorized uses on motor vehicles, 60-6,233, 60-6,234 Sales by sheriff, purchases prohibited, 23-1707 Service of process, See SERVICE OF PROCESS Stress management program for personnel, See CRITICAL INCIDENT STRESS MANAGEMENT ACT; 71-7101 Term of office, expiration, effect, 23-1709 Ticket quota requirements, **prohibited**, 48-235 Training, See also LAW ENFORCEMENT TRAINING Candidate for sheriff, requirements, 23-1701.01 Undercover drivers' licenses, 60-480.01 Undercover license plates, 60-3,135 Uniforms. 23-1717 to 23-1719 Warrants, failure to serve, penalty, 28-927 SHIELD LAW See FREE FLOW OF INFORMATION ACT: 20-144 SHOOTING RANGE PROTECTION ACT, NEBRASKA See generally RECREATION Act. how cited. 37-1301 Definitions. 37-1302

Eminent domain, limitation, 37-1310

SHOOTING RANGE PROTECTION ACT, NEBRASKA – Cont'd

Rules and regulations, 37-1303 Shooting range, Discharge of firearm, How treated, 37-1306 Presumed lawful, when, 37-1309 Existing range, Noise provisions, effect, 37-1305 Permitted activities, 37-1307 Zoning provisions, effect, 37-1304 Performance standards, 37-1303 Regulation of location authorized, 37-1310 Restriction of hours of operation

authorized, 37-1308

\$HOPLIFTING

See generally CRIMES AND OFFENSES Arrest, 29-402.01 to 29-402.03 Civil action, 25-21,194

Detention of suspect not a crime, 29-402.01

Penalty, 28-511.01, 28-518 Possession of security device countermeasure, penalty, 28-511.03

Theft by shoplifting, 28-511.01 Minor defined, 25-21,194

SICKNESS AND ACCIDENT INSURANCE

See HEALTH CARE PLANS

SIDEWALKS

See generally HIGHWAYS AND ROADS Cities of the first class, Assessments, 16-250, 16-664, 16-665 Procedure, 16-666 Closure, authorized, 19-4301 Construction, 16-661, 16-664, 16-665 Cost, 16-664 Districts, 19-2417 to 19-2419 Landowner, duties, 16-662, 16-663 Regulation, 16-207, 16-210 Sale of goods or services, 19-4301 Temporary, 16-665 Cities of the metropolitan class. Closure, authorized, 19-4301 Construction or repair of, 14-3,103 Notice, 14-3,105 Districts, 14-386 Improvements, 14-385, 14-387 Owner, duty, 14-3,106 Sale of goods or services, 19-4301 Temporary, when, 14-3,104 Cities of the primary class, 15-205, 15-265 Assessments, 15-701.01, 15-701.02 Collection, 15-735 Closure, authorized, 19-4301 Construction, 15-734 Improvements, authorized, 15-701 to 15-701.02 Landowner, duties, 15-734 Sale of goods or services, 19-4301 Vacating, 15-701 Cities of the second class, Assessments, 17-524 Bonds, 19-2419 Cleaning, 17-557, 17-557.01 Closure, authorized, 19-4301 Construction, 17-509, 17-522, 19-2417 to 19-2419 Costs. 17-522 Districts, 17-509, 17-510, 19-2417 to 19-2419 Landowner, duties, 17-557.01 Obstructions, 17-555 Regulation, 17-141 Sale of goods or services, 19-4301 Temporary, 17-523 Destruction or injury, penalty, 39-303 Sale of goods and services, 19-4301 Sidewalk cafes, regulation, 19-4301 Streets, See also STREETS Closure, 19-4301 Villages, Assessments, 17-524 Bonds, 19-2419 Cleaning, 17-557, 17-557.01 Construction, 17-509, 17-522, 19-2417 to 19-2419 Costs. 17-522 Districts, 17-509, 17-510, 19-2417 to 19-2419

SIDEWALKS –Cont'd Villages –Cont'd Landowners' duties, 17-557.01 Obstructions, 17-555 Ordinance regulating, 17-207 Temporary, 17-523

SIGNATURES

See generally LAW Attorneys, signature required, when, 7-112 Death certificates, 71-603.01, See also VITAL STATISTICS ACT Digital and electronic, Authorized, 86-611, See also ELECTRONIC TRANSACTIONS ACT. UNIFORM; 86-612 Environmental covenants, relation to federal law, 76-2613, See also ENVIRONMENTAL COVENANTS ACT, UNIFORM Federal Electronic Signatures in Global and National Commerce Act. relationship to. Other Nebraska uniform acts. 21-195, 30-3922, 30-4044, 43-3912, 43-4629, 48-2619, 58-618, 71-4845, 76-3423 Uniform Commercial Code, UCC 1-108 Motor vehicle operators' licenses and state identification cards, 60-4,119 Requirements, 86-611, See also ELECTRONIC TRANSACTIONS ACT, UNIFORM; 86-612 Trusts and trustees, 30-38,109, See also TRUST CODE, NEBRASKA UNIFORM Insurance, life insurance policy, requirements, 44-701 Legal documents, Deeds, illegible signature, effect, 23-1311 Digital and electronic signatures, authorized, 86-611, See also ELECTRONIC TRANSACTIONS ACT. UNIFORM: 86-612 Pleadings, 7-112, 25-824

Power of attorney. Durable, 30-4005 For health care, 30-3404 Petitions, Cities and villages, 16-634, 18-2516, 18-2518 Election, 32-323, 32-629 to 32-632, 32-1303, 32-1304, 32-1404, 32-1409, 77-3407 Irrigation district, boundary change, 46-171 Schools, facsimile signatures authorized, 79-575 Taxation, Income tax, signature, effect, 77-2771 Personal property tax return, signature improper, 77-1229.01 Voters, signature, required when, 32-318 Warrants, 23-1303, 79-575, 81-1121 SIMULCASTING See HORSERACING SIMULTANEOUS DEATH ACT, UNIFORM See generally DECEDENTS' ESTATES Act, how cited, 30-128 Beneficiaries, effect, 30-122 Insured and beneficiary, insurance policy, 30-124 Joint tenants, effect, 30-123 Property, title or devolution, effect, 30-121 Sections, construction of, 30-125 to 30-127 SITE AND BUILDING DEVELOPMENT ACT See generally ECONOMIC DEVELOPMENT Act. Findings, 81-12,145 How cited, 81-12,144 Department. Administer program, 81-12,149 Qualified action plan, contents, 81-12,149 Report, annual, 81-12,151

SITE AND BUILDING DEVELOPMENT ACT –Cont'd Eligible entities, 81-12,147, 81-12,148 Matching funds, 81-12,148 Projects, priority, 81-12,149 Fund, Site and Building Development,

Created, 81-12,146 Funding, 81-12,146 Nonmetropolitan areas, allocation, 81-12,149 Use, eligible activities, 81-12,147 Industrial site and building development activities, 81-12,147

Rules and regulations, 81-12,150

SKIN CARE

See COSMETOLOGY, ELECTROLOGY, ESTHETICS, NAIL TECHNOLOGY, AND BODY ART PRACTICE ACT; 38-1001

SKIN CARE TECHNOLOGISTS

See COSMETOLOGY, ELECTROLOGY, ESTHETICS, NAIL TECHNOLOGY, AND BODY ART PRACTICE ACT; 38-1001

SLANDER

See DEFAMATION

SLAVERY

See generally CIVIL RIGHTS **Prohibited**, Article I, section 2, Constitution of Nebraska

SMALL BUSINESS INCUBATOR ACT, NEBRASKA

See generally ECONOMIC DEVELOPMENT Act, how cited, 72-1701 Business, application to locate, 72-1708, 72 to 1709 Definitions, 72-1702 Feasibility study, 72-1706 Incubation center, designation, 72-1703 Petition, 72-1705 Term, 72-1707 Report, 72-1710 Tenant, Benefits, 72-1712 Duties, 72-1711

SMALL BUSINESS INNOVATION ACT

See generally ECONOMIC DEVELOPMENT Act, How cited, 81-12,136 Intent, 81-12,137 Termination, 81-12,143 Definitions, 81-12,143 Department of Economic Development, Contract authorized, 81-12,139 Report, contents, 81-12,142 Funding, intent, 81-12,141 Pilot program, established, 81-12,140

SMALL CLAIMS COURTS

See generally COURTS Appeal, Arbitration agreements, 25-2618.01 Generally, 25-2807 Authorized, Article V, section 1, Constitution of Nebraska, 25-2801 Claims, restrictions, 25-2803 **County courts**, See COUNTY COURTS Fees and costs, See COURT COSTS Holiday closings, 25-2221 Judgments, Default judgment, actions authorized, 25-2804 Power to set aside, vacate, or modify, 25-2720.01 Jurisdictional amount, 25-2802 Arbitration agreements, when, 25-2618.01 Nonjudicial days, 25-2221 Pleadings, 25-2806 Procedure, 25-2804, 25-2805 Representation by attorneys, 25-2803, 25-2804

SMALL EMPLOYER HEALTH INSURANCE AVAILABILITY ACT See generally HEALTH CARE PLANS Act, Applicability, 44-5256

SMALL EMPLOYER HEALTH **INSURANCE AVAILABILITY ACT** -Cont'd Act -Cont'd. Applicability -Cont'd Waiver, 44-5256 How cited, 44-5223 Agents and brokers, Compensation, 44-5266 Standards, 44-5261 Assessments of reinsuring carriers, 44-5261 Businesses, classification, 44-5257 Criteria, 44-5260 Transfer, 44-5258 Certificate of creditable coverage, 44-5260.01 **Conditions**, 44-5256 Definitions, 44-5225 to 44-5255.01, 44-5260 Group health plans, 44-5260 Health benefit plans, Affiliation period, 44-5260 Agents and brokers, Compensation, 44-5266 Standards, 44-5261 Approval required, 44-5260 Basic plan, requirements, 44-5260, 44-5264 Certificate of creditable coverage, 44-5260.01 Denial, requirements, 44-5266 Premium rates, requirements, 44-5258 Program, establishment of rates, 44-5261 Suspension, 44-5258 Waiver, 44-5256 Reissuance of existing plans, 44-5267 Renewability, 44-5259 Standard plan, requirements, 44-5260 Intent, 44-5224 Liability, limitations, 44-5261 Marketing practices, 44-5266 Network plans, 44-5260 Premium rates, requirements, 44-5258

Program, establishment of rates, 44-5261 Suspension, 44-5258 Waiver, 44-5256 Program, Nebraska Small Employer Health Reinsurance, 44-5261 **Records.** 44-5258 Reinsuring carriers, Assessments, 44-5261 Liability limitations, 44-5261 Reinsure, when, 44-5261 Report by board, 44-5263 Rules and regulations, 44-5265, 44-5266 Small employer, eligibility, 44-5253, 44-5260 Small employer carriers, Acts prohibited, 44-5259, 44-5266 Businesses, classifications, 44-5257 Criteria, 44-5260 Transfer, 44-5258 Disclosures required, 44-5258 Duties, 44-5258 Filing requirements, 44-5260, 44-5261 Marketing requirements, 44-5266 Taxes, exemption, 44-5261 Unfair trade practices, 44-5266 Waiver of applicability, 44-5256

SMALL LOTTERY AND RAFFLE ACT, NEBRASKA

See generally GAMBLING Act, how cited, 9-501 Applicability of law, 9-1,103 Authorized, Article III, section 24, Constitution of Nebraska Definitions, 9-503 to 9-509 **Division, Charitable Gaming, 9-**1.101 Enforcement, use of driver's license encoded information. when. 60-4.111.01 Intent, 9-502 Investigations, 9-512 Organization, nonprofit, Lotteries, conditions, 9-510, 9-511.01 Raffles, conditions, 9-511, 9-511.01 Violations, penalties, 9-513

SMOKE DETECTORS

See generally BUILDINGS Definitions, 81-5,132 to 81-5,139 Exemptions, 81-5,140 Fire equipment, See FIRE EQUIPMENT Investigations, 81-5,141 Political subdivisions, standards, 81-5,145 Rental property, installation and maintenance, responsibility, 81-5,144 Required, when, 81-5,142 Requirements, 81-5,143 Rules and regulations, 81-5,141 Violations, penalty, 81-5,146

SMOKELESS TOBACCO

See TOBACCO

SMOKING

See TOBACCO

\$NOWMOBILES

See generally MOTOR VEHICLES Accident report, 60-6,346 Acts prohibited, 60-6,337, 60-6,344 Age requirements, 60-6,340 Confiscation, when, 60-6,345 Contest, requirements, 60-6,336 Violations, penalty, 60-6,336 Definitions, 60-663, 60-6,320 Driver's license, not required, 60-471, 60-6, 340 Drunk driving, prohibited, 60-6,337 Emergency, use, 60-6,348 Financing of, waiver of payments upon loss or destruction of vehicle, See GUARANTEED ASSET PROTECTION WAIVER ACT; 45-1101 Firearms, 60-6,342, 60-6,344, 60-6,345 Hunting from, unlawful, 60-6,342 Muffler, when required, 60-6.339 Operation, manner, 60-6,335 Parades, use, 60-6,348 Political subdivisions, regulation permitted, 60-6,338 Proof of financial responsibility, exemption, 60-501

Registration, See MOTOR VEHICLE **REGISTRATION ACT; 60-301** Regulations, See RULES OF THE ROAD, NEBRASKA; 60-601 Rules and regulations, 60-6,334, 60-6.335 Safety certificate. 60-6.340. 60-6.341 Violations, penalty, 60-6,336, 60-6,343 SOCIAL SECURITY See generally SOCIAL SERVICES Aged persons, See SENIOR CITIZENS Benefits, income tax treatment, 77-2716 Contributions. Political subdivisions, 68-610, 68-611.68-630 State employees, 68-605 to 68-607 Definitions, 68-602 Disabled persons, See DISABLED PERSONS Federal government, agreements with, 68-603, 68-604 Intent. 68-601 Medicaid, See MEDICAL ASSISTANCE ACT; 68-901 Metropolitan utility districts, 68-631 Numbers, See SOCIAL SECURITY NUMBERS Political subdivisions, coverage, 68-608 to 68-611, 68-630 Referendum. Administration of referendum, 68-627, 68-629 Costs. 68-629 Definitions. 68-621 Procedure, 68-623, 68-626 Results, certification, 68-624 State agreement, modification of, 68-625 Vote, persons eligible, 68-622 Tax levy, cities and villages, 68-620 SOCIAL SECURITY NUMBERS

See generally PUBLIC RECORDS Birth certificates, number required for certain assistance eligibility, 71-604.05, See also VITAL STATISTICS ACT

SOCIAL SECURITY NUMBERS –Cont'd Citation, use prohibited, 18-1741.03, 29-423, 29-430, 32-1549 **Disease registries information**, 81-646, 81-6, 102, 81-6, 103 Employers, Duty to furnish to aid support enforcement, 48-2303, See also NEW HIRE REPORTING ACT Prohibited use of, violations, penalty, 48-237 Identity fraud, 28-640, See also THEFT Identity theft, 28-639, See also THEFT Licenses, professional and recreational, recorded to aid support enforcement. 43-3340 Medicaid benefits, use of number to determine eligibility, 71-604.05, See also VITAL STATISTICS ACT Motor vehicle records, Classified as personal sensitive information. 60-2904. 60-2909.01, See also MOTOR VEHICLE RECORDS DISCLOSURE ACT. UNIFORM Operator's license and state identification cards, limited uses enumerated, 60-483, 60-484 Public records, personal identifying numbers may be withheld, 84-712.05 Recorded to aid support enforcement. 43-3340 Supplemental Nutrition Assistance Program, use to determine eligibility, 71-604.05, See also VITAL STATISTICS ACT Tax records, use, 77-27,119, 77-3903, 77-3904 SOCIAL SERVICES See generally HUMAN AFFAIRS Administration of, Department of Health and Human Services, duties, 68-104, 68-309, 68-312, 68-313 to 68-314,

68-328, 68-1206, 81-3131, 81-3132 Offices and services, Maintained by counties, 68-130 Program administration, Community support specialists, duties, 81-3130 Contracts with community-based organizations authorized. 81-3131 Definitions, 81-3127 In-person services. requirements, 81-3128, 81-3129 Multiple, integrated access points for in-person services required, 81-3128 Stone Office Building. reimbursement rate. 81-1139.01 Aged, blind, or disabled, assistance to. Amounts authorized, 68-1006 Appeal procedure, 68-1016 Application, 68-1008 Eligibility, 68-1002 to 68-1005 Guardian or conservator, payment to, when, 68-1014 Investigation, 68-1008 Legal process, exempt from, 68-1013 Medical assistance, department, right of subrogation, 68-716 Need, determination of, 68-1007 Personal needs allowance, 68-1006.01 Program, established, 68-1001 Reimbursement to department, statute of limitation, 68-1001.02 Rules and regulations, 68-1001.01 Subpoenas, 68-1015 Transfer, prohibited, 68-1013 Violations, penalties, 68-1017 Aging services, Community, See COMMUNITY AGING SERVICES ACT, NEBRASKA; 81-220 Senior companions, See SENIOR COMPANION VOLUNTEER PROGRAM ACT. NEBRASKA: 81-2273 Applicability of federal law, 68-1204

SOCIAL SERVICES -Cont'd Assistance programs, Application, 68-328 Denial, appeal procedure, 68-1016 Payment to guardian or conservator, when, 68-1014 Prompt provision required, 68-328 Verification of lawful presence required, when, 4-108 to 4-112 Violations. Investigations, department powers, 68-1015 Penalties, 68-1017, 68-1017,01 Children, assistance, Aid for dependent children, See ASSISTANCE FOR CERTAIN CHILDREN; WELFARE REFORM ACT: 68-1701 Recipients, work experience, See SUBSIDIZED EMPLOYMENT PILOT PROGRAM; 48-3101 At-risk youth, Youth Conservation Program, Nebraska, 37-915 to 37-921. See also YOUTH CONSERVATION PROGRAM. NEBRASKA Caseload requirements, case plan, 68-1207, 68-1207.01 Child care payments, rate, 68-1206 Child care subsidy program, 68-1202 Administrative disgualification, 68-720 Emergency assistance, 68-129 Emergency shelter care, 13-317 Interim-program school, 79-215, 79-1119.01. 79-1142 Foreign national minors and minors having multiple nationalities, department determination, 43-3801 to 43-3812 Health, 71-2201 to 71-2208, See also MATERNAL AND CHILD HFAI TH Immunization program, See CHILDHOOD VACCINE ACT; 71-526 Community juvenile services, grants for, See JUVENILE SERVICES ACT; 43-2401

Complaints. Public Counsel has jurisdiction, 81-8,240 to 81-8,254 Confidentiality, 68-313 to 68-314, 68-1209 Coordination of services by departments, 83-101.08 County general assistance program, Administration by county board, 68-132 Alienability of benefits, 68-148 Application required, 68-147, 68-150 Clothing, 83-143 Community service program, 68-151 to 68-155 Denial, appeal, 68-138 to 68-142 Eligibility, 68-131, 68-155 Health services. 68-126 Job training program, 68-151 to 68-155 Legal process, exempt from, 68-148 Liability of county, 68-143 to 68-147 Nonresidents. 68-143 to 68-146 Nonresidents, temporary aid, 68-114 Reduction of benefits, 68-138 to 68-142 Repayment, when required, 68-137, 68-149 Standards. 68-133 to 68-136 Review or failure to adopt. mandamus action, 68-136 Subrogation, 68-150 Termination of assistance, 68-138 to 68-142 **Disabled persons,** See DISABLED PERSONS AND FAMILY SUPPORT ACT; 68-1501 Domicile, 68-115 Emergency assistance, 68-128 Family policy, 43-532 to 43-535 Spousal impoverishment, 68-921 to 68-925, See also MEDICAL ASSISTANCE ACT Federal requirements, waiver, care management units, 81-2229 Food programs, CSF or Commodity Supplemental Food Program, 71-2225 to 71-2230

Food programs –*Cont'd* Food stamps, *See* SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM WIC or Special Supplemental Nutrition Program for Women, Infants, and Children, 71-2225 to 71-2230 Genetic handicaps, *See* GENETICALLY HANDICAPPED

SOCIAL SERVICES -Cont'd

PERSONS ACT; 68-1401 Homeless, See HOMELESS SHELTER ASSISTANCE TRUST FUND ACT; 68-1601

Income tax refund, setoff for child, spousal, or medical support debt, 77-27,160 to 77-27,173

Individuals with co-occurring intellectual disability and mental illness, access to appropriate services, report, 81-3134

Legal settlement, defined, 68-115 Lottery Act, State, prize, setoff

against debts to state, 9-810 Lottery prize, setoff for child, spousal, or medical support

debt, 77-27,160 to 77-27,173 Maternal and child health, 71-2201 to 71-2208, See also MATERNAL AND CHILD HEALTH

Medicaid, See MEDICAL ASSISTANCE ACT; 68-901

Medical assistance program, See MEDICAL ASSISTANCE ACT; 68-901

Medical services, provided by county, 68-104 Reimbursement by relatives, 68-149

Standard of need, 68-126

Nonresidents, temporary aid, 68-114 Offices and service facilities,

Maintained by counties, 68-130 Stone Office Building, reimbursement rate, 81-1139.01

Optometrist's services, freedom of choice, 38-2619

Preadmission screening for nursing facilities, 81-2268 to 81-2271 Private social services. Benefit corporations, See BENEFIT CORPORATION ACT, NEBRASKA; 21-401 Institutions, project funding, See EDUCATIONAL, HEALTH, AND SOCIAL SERVICES FINANCE AUTHORITY ACT, NEBRASKA; 58-801 Public assistance, Department duties, 68-717 Eligibility, Available resources, exclusions, 68-129.68-1201 Verification of lawful presence required, when, 4-108 to 4-112 Office and service facilities, counties maintain. 68-130 Records, use or disclosure. limitations, 68-312 to 68-314 Residence, determination, 68-115 Foreign national minors and minors having multiple nationalities. 43-3801 to 43-3812 **Resource centers,** See AGING AND DISABILITY RESOURCE CENTER **DEMONSTRATION PROJECT ACT; 68-**1111 Resources, calculation of aid, 68-129 **Respite services,** See LIFESPAN RESPITE SERVICES PROGRAM, **NEBRASKA**; 68-1520 Sheltered workshops, See SHELTERED WORKSHOPS Social security, 68-601 to 68-631, See also SOCIAL SECURITY Social services. Applicability of federal law, 68-1204 Funds, matching, 68-1205 Hearings, 68-1208 Provided, 68-1202 to 68-1206 Rules and regulations. 68-1208 State Assistance Fund, Administration of, 68-309 Eligibility, 68-129 Statute of limitation, 29-110 Vendors, certain payments to prohibited, 68-719

SOCIAL SERVICES –Cont'd

Veterans aid, 80-401 to 80-413, See also VETERANS

Voting, opportunity for social service recipients to register, 32-310

Welfare reform, See WELFARE REFORM ACT; 68-1708

SOCIAL WORKERS

See MENTAL HEALTH PRACTICE ACT; 38-2101

SOIL

See generally AGRICULTURAL LANDS Conservation,

Incentive, See BUFFER STRIP ACT; 2-5101

Projects, See SOIL AND WATER CONSERVATION ACT, NEBRASKA; 2-1575

Emissions trading programs, authorized, 81-1505

Erosion control, See EROSION AND SEDIMENT CONTROL ACT; 2-4601

Fertilizers, See FERTILIZERS Standards, See COMMERCIAL FERTILIZER AND SOIL CONDITIONER ACT, NEBRASKA; 81-2,162.01

Laboratory for soil analysis, requirements, See SOIL AND PLANT ANALYSIS LABORATORY ACT, NEBRASKA; 2-3101

Lime, See AGRICULTURAL LIMING MATERIALS ACT; 2-4301 State soil, designation, 90-116

SOIL AND PLANT ANALYSIS LABORATORY ACT, NEBRASKA

See generally AGRICULTURE Act, how cited, 2-3101 Definitions, 2-3102 Enforcement, 2-3104 Fund, Soil and Plant Analysis Laboratory Cash, 2-3110 Inspection, 2-3104 Proficiency testing, fees, 2-3105 Registration, 2-3103 Revocation or suspension, 2-3107 Rules and regulations, 2-3108 Samples, report, 2-3105, 2-3106 Violations, penalty, 2-3109

SOIL AND WATER CONSERVATION ACT, NEBRASKA

See generally ENVIRONMENTAL PROTECTION Act, how cited, 2-1575 Administration, 2-1579, 2-1584 Cost-share grants, 2-1579 Recipient, restriction, 4-108 to 4-112 Definitions. 2-1501 Fund, Nebraska Soil and Water Conservation, Created, 2-1577 Use, 2-1577, 2-1579, 2-1580, 2-1581, 2-1583, 2-1585 Intent, 2-1576 Land-diversion payments, 2-1583 Long-term agreements, 2-1585 Reduction of consumptive use of water payments, 2-1581 Rules and regulations, 2-1578 Urban use conversion payments, 2-1580

SOLAR ENERGY

See generally ENERGY Definitions, 66-902 to 66-909.04 Findings, 66-901 School lands, solar agreements, 72-270 to 72-274 Solar agreements, Enforcement, 66-912 Land right or option, Requirements, 66-911.01 Restriction on severance from surface estate, 66-912.02, 76-3004 Manner granted, 66-910 Term. Initial. 66-912.01 Limitation, 66-912.01 Termination, when, 66-912.01 Taxation. Nameplate capacity tax, 77-6201 to 77-6204

SOLAR ENERGY –Cont'd

Taxation –Cont'd

- Tax exemption for personal property used to generate electricity, 77-202
- Tax incentives for renewable energy projects, 77-5715, 77-5725, *See also* NEBRASKA ADVANTAGE ACT
- Zoning, 66-913, 66-914

SOLID WASTE

See generally NATURAL RESOURCES Animals, Carcasses, Disposal facilities, 54-744.01 Manner of disposition, 54-744 Feeding garbage to, prohibited. 54-753.01, 54-753.04 Waste regulation, See LIVESTOCK WASTE MANAGEMENT ACT; 54-2416 Collection by city or village, 18-1752 to 18-1752.02 Deed, notation required, 76-2,119 Degradable products. See DEGRADABLE PRODUCTS ACT; 69-2001 **Disposal areas**, See INTEGRATED SOLID WASTE MANAGEMENT ACT: 13-2001 Junk. See also LITTER Accumulation prohibited, 81-1523 to 81-1525 Junkyards, near highways, 39-2601 to 39-2612, See also JUNK Landfills. See LANDFILLS Landlord and tenant, duties, 76-1419, 76-1421 Litter, See LITTER Management, Disposal, See INTEGRATED SOLID WASTE MANAGEMENT ACT; 13-2001 Livestock. Carcasses, Disposal facilities, 54-744.01 Manner of disposition, 54-744 Waste management, See LIVESTOCK WASTE MANAGEMENT ACT: 54-2416 Plan, comprehensive, 81-15,166

NIFA funds, use for solid waste management projects, See INVESTMENT FINANCE AUTHORITY ACT, NEBRASKA; 58-201 **Recycling,** See RECYCLING **Regulation of, See ENVIRONMENTAL** PROTECTION ACT; 81-1501 Sanitary and improvement districts Annexation by city or village, effect on contracts, 31-763, 31-766 Authority to contract for collection services, 31-727, 31-740 Site approval procedure, Appeal, 13-1712 to 13-1714 Application, amendment, 13-1707 Comments by public, 13-1705 Construction, commencement, 13-1708 Contest, 13-1713, 13-1714 Criteria, 13-1703 Definitions, 13-1701 Fee, 13-1710 Final action, when required, 13-1707 Hearing, 13-1706 Notice to property owners, 13-1704 Reapplication, when, 13-1711 Request to political subdivision, 13-1702, 13-1705 Sections, how construed, 13-1709 Tires. See TIRES Waste reduction and recycling, See WASTE REDUCTION AND RECYCLING INCENTIVE ACT; 81-15,158.01 Water, dumping or draining refuse into, 37-554 SON OF SAM LAW See generally CORRECTIONAL FACILITIES AND INMATES Crime royalties, 81-1836 to 81-1840 SORGHUM See GRAIN

SOVEREIGN IMMUNITY

See generally GOVERNMENT Age Discrimination in Employment Act, immunity waived, 48-1010

SOVEREIGN IMMUNITY –Cont'd Emergency management,

immunity, 81-829.55, 81-829.66, See also EMERGENCY MANAGEMENT ACT

Exceptions to sovereign immunity, Political subdivisions, See POLITICAL SUBDIVISIONS TORT CLAIMS ACT; 13-901

State, See STATE TORT CLAIMS ACT; 81-8,209

State may sue and be sued, Article V, section 22, Constitution of Nebraska

SOYBEAN INDUSTRY DEVELOPMENT

See generally GRAIN Director of Agriculture, duties, 2-3328 Funds, transfer of, 2-3331 Intent, 2-3325, 2-3326 Private nonprofit corporation, Designation as qualified state soybean board, 2-3330 Duties, 2-3327 Program transfer, 2-3328 Transition to, 2-3327

SOYBEANS

See grain

SPECIAL APPEARANCES See APPEARANCES

SPECIAL ASSESSMENTS

See generally ASSESSMENT AND EQUALIZATION Blighted area, industrial development bonds, 13-1101 to 13-1110 Bonds, See BONDS Budget Act, Nebraska, exemption for special assessments, 13-

503 City of the first class, Accounting, 16-648, 18-1802 Agricultural land, deferral, 19-2429 to 19-2431 Annexation, 16-125

Effect of on illegal assessment, 16-708.01 Appeal, 19-2422 to 19-2425 Transcript costs, 19-2424 Bidding requirement, 16-649 Board of equalization, 16-707 Bonds authorized, 16-653 to 16-655, 16-670, 18-1802 Collection, 18-1216 Combined improvements, 19-2413 Depth of assessment, 16-635, 16-636 District, creation, filing required, 18-1215 Division or subdivision of land, reapportionment, 19-2432 Drainage, 16-230 Equalization, 16-672, 16-672.07, 16-672.08 Extension district, creation, 19-2402 to 19-2407 Extension or enlargement by utility district, 18-405, 18-406 General power, 16-204 Illegal assessment, effect of annexation, 16-708.01 Incomplete contract, effect, 19-1501, 19-1502 Lien, 16-646 Limitation on taxes not applicable, 16-702 Matching funds, treatment of assessments, 39-2519 Merger or annexation, effect, 16-126 Mistake, effect, 16-709 Multiple owners, 16-647 Notice, 18-1216 Nuisance, removal costs, 16-207, 16-230 Offstreet parking, See OFFSTREET PARKING DISTRICT ACT; 19-3301 Protest. 16-637 Public property, treatment, 16-633, 18-2480 Reassessment authorized, 16-708, 77-1322 Sewer connection, 16-667.03 Sewer system, 16-667.02, 16-669, 16-670 Equalization, 16-672

SPECIAL ASSESSMENTS -Cont'd City of the first class –Cont'd, Sewer system -Cont'd Reassessment, 16-672 Sidewalks and repair, 16-250, 16-632, 16-664 to 16-666, 19-2418 Cleaning, 16-663 Special improvement districts, 18-1751 Storm sewer, 16-672.01 to 16-672.11 Street improvements, 16-249, 16-606, 16-615, 16-623, 16-627 to 16-633, 16-652, 16-662, 18-2003 Street sprinkling, 16-249 Unsafe building, repair or demolition, 18-1722, 18-1722.01 Utility district, extension or enlargement, 18-405, 18-406 Utility service, 16-682 Weed control, 16-230 Weeds, railroad right-of-way, 18-1719 City of the metropolitan class, Accounting, 18-1802 Amount, calculation, 14-545 Appeal, 14-548 Armor coating of streets, 14-363 Board of equalization, 14-547, 14-548 Bonds authorized, Accounting, 18-1802 General power, 14-3,128 Sewers, 14-517, 14-518 Street improvements, 14-528 to 14-532 Collection, 14-553 to 14-560, 18-1216 Depth of assessment, 14-539, 14-545 Description of lot, 14-546 District, creation, filing required, 18-1215 Equalization, 14-547, 14-548 Exempt property, treatment, 14-542 Expenses included in assessment, 14-544 Extension or enlargement by utility district, 18-405, 18-406

General power to levy, 14-102 Grading and draining of lots, 14-105 Interest rate, 14-549 Lien, 14-557 Matching funds, treatment of assessments, 39-2519 Merger or annexation, effect, 14-121 Mistakes, relevy authorized, 14-540 Notice, 14-550, 18-1216 Offstreet parking, 14-1733 Parks, 14-383 Paving repair, 14-364 Public property, treatment, 14-3,110, 18-2480 Relevy authorized, 14-538, 14-540, 14-562, 77-1322 Sewage service charge, 14-365.03 Sewer connection, 14-361 Sewer system, 14-541 Sidewalks and sidewalk repair, 14-3,103, 14-3,105, 14-3,106 Payment and interest rate, 14-537 Public property, treatment, 14-3,110, 18-2480 Special improvement districts, 18-1751 Street improvement, 14-392 to 14-3.102, 14-3,107, 14-533, 14-536, 18-2003 Payment and interest rate, 14-536, 14-537 Public property, treatment, 14-3,110, 18-2480 Street lights, 14-3,129 Street sprinkling, 14-363 Unsafe building, repair or demolition, 18-1722, 18-1722.01 Utility district, extension or enlargement, 18-405, 18-406 Watercourse, cleaning, 31-230 Weeds, railroad right-of-way, 18-1719 City of the primary class, Accounting, 15-835, 18-1802 Board of equalization, 15-807 to 15-810 Bonds authorized, 15-720, 18-1802 Certificate of assessment, 15-726 Collection, 15-817, 18-1216

SPECIAL ASSESSMENTS -Cont'd City of the primary class –Cont'd District, creation, filing required, 18-1215 Drainage, 15-211 Equalization, 15-807 to 15-810 Extension or enlargement by utility district, 18-405, 18-406 General power, 15-201, 15-204 Incomplete contract, effect, 19-1501, 19-1502 Levy, procedure, 15-725 Lien. 15-821 Matching funds, treatment of assessments, 39-2519 Merger or annexation, effect, 15-115, 15-116 Mistake, effect, 15-824 Multiple owners, 15-727 Notice, 15-726, 18-1216 Offstreet parking, See OFFSTREET PARKING DISTRICT ACT; 19-3301 Park, 15-754 Payment, manner, 15-818 Power to purchase property sold for assessments, 15-201 Public property, treatment, 15-708, 18-2480 Reassessment authorized, 15-822, 77-1322 Sewer connection, 15-238, 15-709 Sewer system, 15-718, 15-720 Sidewalks, 15-701.01, 15-701.02, 15-734, 15-735 Special improvement districts, 18-1751 Street improvement, 15-701.01, 15-701.02, 15-713, 15-754, 18-2003 Street lighting, 15-753 Street railway, 15-732, 15-733 Trees, 15-201 Unsafe building, repair or demolition, 18-1722, 18-1722.01 Utility connection, 15-238, 15-709 Utility district, extension or enlargement, 18-405, 18-406 Water district. 15-228 Weeds, railroad right-of-way, 18-1719

City of the second class, Accounting, 17-710, 18-1802 Agricultural land, deferral, 19-2429 to 19-2431 Appeal, 19-2422 to 19-2425 Transcript costs, 19-2424 Board of equalization, 17-920 Bonds, 18-1802 Collection, 18-1216 Combined improvements, 19-2413 District, creation, filing required, 18-1215 Division or subdivision of land. reapportionment, 19-2432 Drainage, 17-563 Equalization, 17-920 Expenditure, limitation, 17-710 Extension district, creation, 19-2402 to 19-2407 Extension or enlargement by utility district, 18-405, 18-406 Fire protection, 17-539 General power, 17-507 Illegal, refund required when, 17-703 Incomplete contract, effect, 19-1501, 19-1502 Interest rate, 17-515, 17-923 Levy authorized, 17-702 Lien, 17-514 Matching funds, treatment of assessments, 39-2519 Notice, 18-1216 Offstreet parking, See OFFSTREET PARKING DISTRICT ACT; 19-3301 Public property, treatment, 17-519, 17-520, 17-922, 18-2480 Reassessment authorized, 77-1322 Release, 18-1216 Sewer connection, 17-149.01 Sewer system, 17-913, 17-920 to 17-924 Sidewalks, 17-522 to 17-524, 19-2418 Cleaning, 17-557.01 Special improvement districts, 18-1751 Street improvement, 17-509 to 17-516, 17-524, 18-2003 Trees, abatement of nuisance, 17-555

SPECIAL ASSESSMENTS -Cont'd City of the second class -Cont'd Unsafe building, repair or demolition, 18-1722, 18-1722.01 Utilities, contract for service, 17-902 Utility district, extension or enlargement, 18-405, 18-406 Water service district, 17-970 to 17-976 Weed control, 17-563 Weeds, railroad right-of-way, 18-1719 Collection. Foreclosure, See FORECLOSURE Personal property tax, See PERSONAL PROPERTY TAX Real property tax, See REAL PROPERTY TAX Tax sales. See TAX SALES Condominium sale, information **required**, 76-884 County, Accounting, 23-1611 Budget, contents, 23-903 Levee or dike, 23-316 to 23-320 Resurvey, 23-303 Road improvement, See HIGHWAYS AND ROADS Sidewalks outside of city, 23-365 to 23-367 Street improvement outside of city, 23-340, 23-341 County treasurer, collection fees, 33-114 Drainage, See DRAINAGE Electronic data processing, use authorized, 77-1615.01 Exemptions. Interlocal Cooperation Act, joint entity, property, 13-824 Public property, 14-3,110, 15-708, 16-633, 17-519, 17-520, 17-922 When, 18-2480 Risk management pool, 44-4337 Hedges and trees, trimming, 39-1812, 39-1813 Improvements, constitutional provisions, Article VIII, section 6, Constitution of Nebraska

Insurance company liquidation, assessment against members, 44-4831 Insurance guaranty association, failure to pay assessment, effect, 44-2710 Interest rate on delinquent payment, generally, 45-104.01, 45-104.02 Interlocal Cooperation Act, joint entity, property exempt, 13-824 Irrigation, See IRRIGATION Lien, priority of, 77-209 Natural resources district, Improvement project, 2-3254 to 2-3254.06 Water service, 2-3239 Nebraska Power Review Board, member assessment. 70-1020. 70-1024 Notice requirement, 13-310 to 13-314 Reassessment authorized, 77-1322 Public power district, 70-667 Public property, exempt, 14-3,110, 15-708, 16-633, 17-519, 17-520, 17-922 Public property tax exempt, when, 18-2480 Reassessment authorized, 77-1322 Reclamation districts. 46-544 Redemption, constitutional provisions, Article VIII, section 3 Constitution of Nebraska Release, when, Article VIII, section 4. Constitution of Nebraska, 77-2809 Retirement subdivision or community, information required, 76-1306, 76-1307 Risk management pool, Assessments, 44-4312 Exempt as public agency, 44-4337 Road improvement district, See HIGHWAYS AND ROADS Sanitary and improvement districts, 31-740, 31-749, 31-750 to 31-754, See also SANITARY AND IMPROVEMENT DISTRICTS Sanitary drainage district, See DRAINAGE

SPECIAL ASSESSMENTS -Cont'd Savings and loan association, loan **amount**, 8-319 School lands, treatment, 72-230, 72-259.07 Service of process, 25-520.01 to 25-520.03 Tax liens, See TAX LIENS Tax sales, 77-1801 to 77-1863, See also TAX SALES Village, Accounting, 17-710, 18-1802 Agricultural land, deferral, 19-2429 to 19-2431 Appeal, 19-2422 to 19-2425 Transcript costs, 19-2424 Board of equalization, 17-920 Bonds, 18-1802 Collection, 18-1216 Combined improvements, 19-2413 District, creation, filing required, 18-1215 Division or subdivision of land, reapportionment, 19-2432 Drainage, 17-563 Equalization, 17-920 Expenditure, limitation, 17-710 Extension district, creation, 19-2402 to 19-2407 Extension or enlargement by utility district, 18-405, 18-406 Fire protection, 17-539 General power, 17-507 Illegal, refund required when, 17-703 Incomplete contract, effect, 19-1501, 19-1502 Interest rate, 17-515, 17-923 Lien, 17-514 Matching funds, treatment of assessments, 39-2519 Notice, 18-1216 Public property, treatment, 17-519, 17-520, 17-922, 18-2480 Reassessment authorized, 77-1322 Release, 18-1216 Sewer connection, 17-149.01 Sewer system, 17-913, 17-920 to 17-924 Sidewalks, 17-522 to 17-524, 19-2418

Cleaning, 17-557.01 Special improvement districts, 18-1751 Street improvement, 17-509 to 17-516, 17-524, 18-2003 Trees, abatement of nuisance, 17-555 Unsafe building, repair or demolition, 18-1722, 18-1722.01 Utility district, extension or enlargement, 18-405, 18-406 Water service district, 17-970 to 17-976 Weed control, 17-563 Weeds, railroad right-of-way, 18-1719 Watercourse, cleaning, 31-202.03, 31-230 Weed control, 2-955, 14-102, 15-268, 16-230, 17-563, 39-1811, 77-1701 SPECIAL EDUCATION See generally EDUCATION Certificate of attendance, issued, when, 79-770 Choice of schools, 79-235, 79-238, 79-244, See also ENROLLMENT **OPTION PROGRAM** Disabled children, Disability defined, 79-1118.01, See also SPECIAL EDUCATION ACT Special populations, this heading Discipline of student, 79-259, See also STUDENT DISCIPLINE ACT Early childhood education, Early intervention, See EARLY INTERVENTION ACT; 43-2501 Grants. Early Childhood Education Grant Program, 79-1103 Eligibility, 79-1132, See also SPECIAL EDUCATION ACT Funding, See also SCHOOL FINANCE Affiliated school districts, student residency established, 79-4,102 Early childhood programs, Child care grants, eligibility, 43-2624

SPECIAL EDUCATION -Cont'd **Funding** –*Cont'd*, Early childhood programs -Cont'd Federal funding, 43-2515, See also EARLY INTERVENTION ACT Grants, 79-1132, See also SPECIAL EDUCATION ACT Educational service units, reimbursement, 79-1231 Fund. School District Reimbursement, 83-121 Option student, costs, 79-246, See also ENROLLMENT OPTION PROGRAM Patient in state hospital, education costs. 83-366 Ward of state, nonresident student, costs, 79-215 Programs and support services, See also SPECIAL EDUCATION ACT: 79-1110 Contracts authorized, Article VII, section 11, Constitution of Nebraska Educational service units. See EDUCATIONAL SERVICE UNITS ACT; 79-1201 Interim-program school, 79-215, 79-1119.01, 79-1142 Transition services, 83-1225 Vocational rehabilitation services. 79-11,121 to 79-11,132, See also VOCATIONAL EDUCATION Waiver of rules and regulations, authorized when, 79-1188 Special populations, Learners with high ability, 79-1105 to 79-1108.03 Consultant authorized, 79-1105 Students with intellectual disabilities. See DEVELOPMENTAL **DISABILITIES SERVICES ACT; 83-**1201 Students with visual handicaps, Nebraska Center for the Education of Children who are Blind or Visually Impaired, 79-11,109,79-11,110 State Board of Education, duties, 79-318 to 79-321, 79-11,110

Student eligibility, Disability defined, 79-1118.01, See also SPECIAL EDUCATION ACT Juvenile offenders on probation, screening required, 29-2272 Teachers, training required, 79-808, 79-809 SPECIAL EDUCATION ACT See generally EDUCATION Act. Applicability, 79-1126 How cited, 79-1110 Age, requirements, 79-1126 Allowable costs, 79-1115 Assistive technology devices, registry, 79-1159.01 Boards of education, duties, 79-1127 Cooperation, contracts authorized, 79-1128, 79-1146 Definitions, 79-1113 to 79-1125.01, 79-1154 Disabilities, children with, Developmental. See DEVELOPMENTAL DISABILITIES SERVICES ACT; 83-1201 Identification of, 79-1162 Intervention, See EARLY INTERVENTION ACT; 43-2501 Need for services, 79-1138 Related services, 79-1138 Surrogate parent, assignment, when, 79-1161 Discipline of students, compliance with act required, 79-259 **Division of Vocational** Rehabilitation, duties, 79-1126 Educational service units, payments, 79-1231 Fiscal year for act, 79-1143 Funds. Grants, children less than five, 79-1132 Limitation, 79-1145 Use, 79-1144 Hearing. Appeal, 79-1167 Enforcement, 79-1167 Hearing officers, 79-1163, 79-1164

SPECIAL EDUCATION ACT -Cont'd Hearing -Cont'd Rights, 79-1165 Special education matters, 79-1162 Subpoena, 79-1166 Intent, 79-1111, 79-1137 Programs and support services, Application by school districts, 79-1155, 79-1156 Children less than five, 79-1131 Funding, effect of sections, 79-1136 Grants, 79-1132 Payment, 79-1133 Plan, regional, 79-1135 Disabilities, children with, this heading Eligibility, 79-1139 Evaluation, 79-1157 Failure to offer, effect, 79-1128 Interim-program school, 79-1119.01 Attendance, when, 79-215 Payment, amount, 79-1140 Preschool age, 79-1131 to 79-1136 Reimbursement, 79-1142 to 79-1144, 79-1158 Required, 79-1127 Review, 79-1154, 79-1157 Regional networks, schools, or centers. Admissions, 79-1149 Authorized, 79-1148 Emergency cash fund, 79-1151 Remittance of money, 79-1150 Registry, assistive technology devices, 79-1159.01 Residential care. Placement, 79-1152, 79-1153 Temporary, payment, 79-1147 Residential schools or centers, Admissions, 79-1149 Authorized, 79-1148 Emergency cash fund, 79-1151 Remittance of money, 79-1150 Rules and regulations, 79-1138, 79-1160 Technical assistance, department, duties, 79-1159 Transportation, 79-1129, 79-1130

SPECIAL FUELS See MOTOR FUEL TAXES

SPECIAL LEGISLATION See STATUTES

SPECIAL PROSECUTORS

See generally LEGAL PROCEDURE Grand juries, 29-1408, 29-1419 Public officers, malfeasance, 25-21,148 Real estate broker trust accounts, 81-885.23

SPEECH-IMPAIRED PERSONS See DISABLED PERSONS

SPEECH-LANGUAGE PATHOLOGISTS

- See generally PROFESSIONS AND OCCUPATIONS
- Licensure, See AUDIOLOGY AND SPEECH-LANGUAGE PATHOLOGY PRACTICE ACT: 38-501
- Peer review authorized, See PEER REVIEW

SPEED LIMITS

See RULES OF THE ROAD, NEBRASKA; 60-601

SPEEDY TRIAL

See TRIAL

SPORTS

See ATHLETICS

SPORTS ARENA FACILITY FINANCING ASSISTANCE ACT See generally ECONOMIC DEVELOPMENT Act, how cited, 13-3101 Bonds and refunding bonds for sports arena facilities, 13-3109 Definitions, 13-3102 Fund, Sports Arena Facility Support, 13-3108 Rules and regulations, 13-3107

SPORTS ARENA FACILITY FINANCING ASSISTANCE ACT -Cont'd State assistance, Application, Approval or temporary approval, 13-3106 Contents, 13-3104 Requirements, 13-3103 Board. Duties, 13-3104 to 13-3106 Public hearing, 13-3105 Political subdivision, bond issue required, 13-3103 Restrictions, 13-3108 Sales tax revenue. Distribution, 13-3108 Informational returns, 13-3107 State Treasurer, duties, 13-3108 Tax Commissioner, duties, 13-3107 SPOUSAL PENSION RIGHTS ACT See generally RETIREMENT AND PENSIONS Act. Applicability, 42-1112 How cited, 42-1101 Alternate payee, Death, 42-1106 Filing of order, 42-1108 Payment of benefits, 42-1104 Benefits, Alternate payee, 42-1104 Death, effect, 42-1106 Form of payment, 42-1105 Payment, 42-1104, 42-1105 Definitions. 42-1102 Investment authority, 42-1111 Liability of state, limitations, 42-1113 Qualified domestic relations order, Determination by board, 42-1110 to 42-1112 Filing with board, 42-1108 Requirements, 42-1103, 42-1110 Rules and regulations, 42-1109 Surviving spouse, payment option, 42-1107

SPOUSAL SUPPORT See generally MARRIAGE Alimony, criteria, 42-365 Annulment, compensation awarded, when, 42-378 Applications for support or alimony, financial statements, 42-359 Bond requirements, 42-358.05 Child support, See CHILD SUPPORT Child support referees, assignment, 43-1608 to 43-1613 Clerk of the court, nonperformance of duties, 42-358.07 Conciliation petition, effect, 42-821 Contempt proceedings, 42-358, 42-370 Criminal nonsupport, 28-706 Debts, obligation of spouse, 42-201, 42-206 Decree, 42-365 Delinguency of payments, record, 42-358, 42-358.01 Enforcement. Bank match system, 43-3328 to 43-3339 Decree, court powers, 42-358.05 Garnishment of settlements, 25-1563.02 Income withholding, 42-358.05, 42-718. See also INCOME WITHHOLDING FOR CHILD SUPPORT ACT; 43-1701 Information regarding obligor, duty of governmental body to furnish. 42-358.08 Interstate, See FAMILY SUPPORT ACT. UNIFORM INTERSTATE; 42-701 License suspension, See LICENSE SUSPENSION ACT; 43-3301 Lien on property of obligor, 42-358.06, 42-371 Subordination, release, or partial release, procedure, 42-371 Obligor, locating, See NEW HIRE **REPORTING ACT; 48-2301** Payment for obligor under Uniform **Disposition of Unclaimed** Property Act authorized, 69-1318.01

SPOUSAL SUPPORT -Cont'd Enforcement -Cont'd Setoff against tax refunds or state lottery prize, 77-27,160 to 77-27,173 Social security numbers, recorded to aid enforcement. 43-3340 State Disbursement Unit, 43-3341 to 43-3347 Foreign judgments, Enforcement of, See FAMILY SUPPORT ACT. UNIFORM INTERSTATE: 42-701 Income withholding, 43-1729 Registration, 42-737 Health insurance, 42-369 Information regarding obligor, governmental body must furnish, 42-358.08 Jurisdiction, 25-2740, 42-351, 42-705 to 42-709, 42-711 Legal separation, 42-367 to 42-369 Lien on property of obligor, 42-358.06, 42-371 Medical assistance, spousal impoverishment, 68-921 to 68-925, See also MEDICAL ASSISTANCE ACT Mental illness, effect, 42-362 Modification of alimony, 42-365 Order. Contents, 42-351, 42-364.13, 42-364.17, 42-365 to 42-369 Juvenile court orders, filing, 43-2,113 Temporary or ex parte, 42-357, 42-367.42-821 Ordered, when, 42-365 to 42-369 **Payments**, 42-369 Delinquent payments, 42-358, 42-358.01 Interest rate, 42-358.02 Pension rights, See SPOUSAL PENSION RIGHTS ACT; 42-1101 Property division or settlement, 42-365 to 42-369 Pension rights, See SPOUSAL PENSION RIGHTS ACT; 42-1101 Release or partial release, support judgment lien, when, 42-371

Setoff against tax refund or state lottery prize, 77-27,160 to 77-27,173 Spousal support, defined to include alimony, 42-347, 43-1715 Subordination, support judgment lien, when, 42-371 Temporary alimony, 42-357, 42-821 Withholding of earnings, Court-ordered, 42-358.05, 42-718 Income withholding, See INCOME WITHHOLDING FOR CHILD SUPPORT ACT; 43-1701 **SPOUSES** See MARRIAGE STALKING See generally CRIMES AND OFFENSES Acts prohibited, 28-311.03 Definitions, 28-311.02 Harassment protection order, 28-311.09. 28-311.10 Intent, 28-311.02 Labor picketing, exempt, 28-311.05 Penalties, 28-311.04 Enhanced, when, 28-311.04 Victim or potential victim, address confidentiality, See ADDRESS CONFIDENTIALITY ACT; 42-1201 STANDARD VALUATION ACT See generally INSURANCE Act. Applicability, 44-8902 How cited, 44-8901 Company, Opinion of actuary, annually submit, 44-8905 Reserves, duties, 44-8909 Submit data, 44-8910 Confidential information. 44-8911 Definitions, 44-8903 Director, powers and duties, 44-8904, 44-8905, 44-8908, 44-8911 Policies and contracts, Minimum standard of valuation, 44-8906 to 44-8908 Valuation of reserves, 44-8904

STANDARD VALUATION ACT –Cont'd Valuation manual, Contents, 44-8908 Exemptions from, 44-8912

STANDARDIZED HEALTH CLAIM FORM ACT

See generally HEALTH CARE PLANS Act, how cited, 44-524 Definitions, 44-526 Electronic transfer procedures, development, 44-527 Intent, 44-525 Uniform claim forms, Acceptance, required, 44-528 Development, 44-527 Utilization, required, 44-528, 44-529 Violations, penalty, 44-530

STATE

See STATE GOVERNMENT

STATE AID

See generally PUBLIC FUNDS Aid to all governmental units, 60-3,202, 77-3523

- Aid to certain political subdivisions, 81-2509 to 81-2515 Aid to counties, 29-3933, 39-2501 to
- 39-2520, 43-2404.02, 60-3,184 to 60-3,190, 71-1628.08
- Aid to municipal counties, 39-2501 to 39-2520
- Aid to municipalities, 18-2605, 39-2501 to 39-2520, 60-3,190, 77-27,139.01 to 77-27,139.04
- Aid to owners of real property, See PROPERTY TAX CREDIT ACT; 77-4209
- Aid to people living on tribal lands or service areas for welfare reform, 68-1738
- Aid to persons, verification of lawful presence of contracting person, requirements, 4-108 to 4-112

Annexation, cities and villages, additional population, effect, 18-1753, 18-1754

Autopsy on minor required, reimbursement, 23-1824 Civic, community, and recreation centers and historic buildings, grants to municipalities, See CIVIC AND COMMUNITY CENTER FINANCING ACT; 13-2701

Community colleges, See COMMUNITY COLLEGE AID ACT; 85-2231

Conservation projects, grants-inaid, 37-905, 37-906

Convention centers, facility financing, See CONVENTION CENTER FACILITY FINANCING ASSISTANCE ACT; 13-2601

Educational service units, See SCHOOL FINANCE

Energy conservation improvements, See LOW-INCOME HOME ENERGY CONSERVATION ACT; 66-1012

- Homestead exemption reimbursement, 77-3523
- Infrastructure redevelopment, cities of the primary class, See MUNICIPAL INFRASTRUCTURE REDEVELOPMENT FUND ACT; 18-2607
- Insurance Tax Fund, allocation, 77-913
- Juvenile services, Communitybased Juvenile Services Aid Program, 43-2404.02
- Landfills, closure, 81-15,177 to 81-15,179
- Learning communities, See SCHOOL FINANCE
- Property tax lid, state aid defined, 13-518

Public health, County Public Health Aid Program, 71-1628.08

- Road funds, 39-2501 to 39-2520 Schools and school districts, See SCHOOL FINANCE
- Sports arena facility financing, See CONVENTION CENTER FACILITY FINANCING ASSISTANCE ACT; 13-2601; SPORTS ARENA FACILITY FINANCING ASSISTANCE ACT; 13-3101
- Trails, See TRAIL DEVELOPMENT ASSISTANCE ACT; 37-1001

STATE ARCHIVIST

See generally STATE OFFICERS AND **EMPLOYEES** Duties, 84-1212.01, 84-1214.01

STATE ATHLETIC COMMISSIONER

See generally STATE OFFICERS AND **EMPLOYEES Appointment**, 81-8,128 Bond or insurance, 81-8,128 Charitable Gaming Division of Department of Revenue, under general supervision of, 81-8,128 Claims against, settlement, public access requirements, 84-713 Electronic postmark, use authorized, 86-644 **Employees,** 81-8,128 Fund. State Athletic Commissioner's Cash, 81-8,129.01 Jurisdiction, activities covered, 81-8,129 to 81-8,141, See also ATHLETICS **Office, location, 81-8,128** Rules and regulations, 81-8,139 Salary, 81-8,128, 81-8,128.01

STATE AUDITOR

See AUDITOR OF PUBLIC ACCOUNTS

STATE BANNER

See generally STATE SYMBOLS **Design**, 90-102 State Capitol, displayed during legislative session, 50-116 Use as advertisement or trademark, prohibited, 90-103, 90-104

STATE BIRD

See generally STATE SYMBOLS Designation, 90-107

STATE BOARD OF EDUCATION See BOARD OF EDUCATION, STATE

STATE BOARD OF HEALTH See HEALTH, STATE BOARD OF STATE BUILDING CODE See BUILDING CODES

STATE BUILDINGS See PUBLIC BUILDINGS

STATE CAPITOL See generally PUBLIC BUILDINGS

Administrative Services, Department of, Director, office location, 81-1106 Divisions, office location, 81-1106 Aeronautics, Department of, office location, 3-106 Allotment of space, 72-2213 Barber Examiners, Board of, office location, 71-222 Cafeteria, authorized, 72-2205 Commissions. Nebraska Capitol Commission, Created, 81-1108.32 Duties, 72-729, 81-1108.36, 81-1108.38, 90-309 Office of the Nebraska Capitol Commission, 72-2204, See also STATE CAPITOL PRESERVATION AND RESTORATION ACT, NEBRASKA Nebraska State Capitol Environs Commission, 90-301 to 90-309 Education, State Board of, meetings and offices, 79-317, 79-319 **Environs,** See STATE CAPITOL ENVIRONS ACT, NEBRASKA; 90-301 Flags. POW/MIA flag, display when, 80-206 State banner displayed during legislative session, 50-116, 90-102 United States Flag, display, 72-2205 Furniture, original, identification, return, use, 81-1108.48 to 81-1108.53 Furniture and equipment, material administrator, duties, 81-1118.01

Hall of Fame, 72-724 to 72-729.01, See also HALL OF FAME. NEBRASKA

STATE CAPITOL –Cont'd Heat, provided by University of Nebraska, 81-1108.26 Improvement district, powers, 81-1108.31 Industrial Relations, Commission of. office location. 48-807 Janitors, 72-2205 Legislative offices, 50-402 Light, provided by University of Nebraska, 81-1108.26 Location. 72-701 Mail, metered and dispatched, 81-165 to 81-168 Maintenance, 72-2213 Management of space, 72-2213 Monuments and memorials, See MONUMENTS AND MEMORIALS Motor Vehicle Industry Licensing Board, Nebraska, office location, 60-1404 Office of the Nebraska Capitol Commission, 72-2204, See also STATE CAPITOL PRESERVATION AND **RESTORATION ACT. NEBRASKA** Parking, Fund, Capitol Buildings Parking Revolving, 81-1108.17 Rules and regulations, 72-2212 Permanent fixtures, removal when, 72-723 Power, provided by University of Nebraska, 81-1108.26 Preservation and restoration, See also STATE CAPITOL PRESERVATION AND RESTORATION ACT, NEBRASKA; 72-2201 Fund, State Capitol Restoration, 72-730 Promotional materials, develop and provide, 72-2205 Restaurant, authorized, 72-2205 Security, Capitol Security Revolving Fund, 81-2004.06 Nebraska State Patrol, duties, 81-1108.15 Supreme Court, Clerk of the Supreme Court, office location, 24-211

location, 24-211 Utilities, supplied, 81-1108.26 to 81-1108.30 Veterans' Affairs, Department of, office location, 80-401.11 Visitors, 72-2205 Zoning of area surrounding, See STATE CAPITOL ENVIRONS ACT, NEBRASKA; 90-301 STATE CAPITOL ENVIRONS ACT, **NEBRASKA** See generally STATE CAPITOL Act, how cited, 90-301 Beautification projects, 90-304, 90-305 Design review process, 90-303 City of Lincoln, duties, 90-303, 90-308 **District, Nebraska State Capitol** Environs, 90-303 to 90-305 Financing agreements, 81-1107 Height restrictions, 90-303 Intent, 90-302 Nebraska State Capitol Environs Commission. Annual meeting with Nebraska Capitol Commission, 90-309 Appointment, 90-306 Decision, appeal, 90-307 Report, 90-309 STATE CAPITOL PRESERVATION AND RESTORATION ACT. **NEBRASKA** See generally STATE CAPITOL Act, how cited, 72-2201 Definitions, 72-2203 **Department of Administrative** Services, duties, 72-2204 Funds, Capitol Commission Revolving Fund, 72-2211.01 Capitol Restoration Cash Fund, 72-2211 State Capitol Restoration Fund, 72-730

Reporter of the Supreme Court and

Court of Appeals, office

Intent, 72-2202

STATE CAPITOL PRESERVATION AND RESTORATION ACT. **NEBRASKA** – Cont'd Maintenance of building, 72-2213 Office of the Nebraska Capitol Commission. Established, 72-2204 Powers and duties, 72-2210, 81-1108.48 to 81-1108.53 Office space, allocation determination, 72-2213 State Building Administrator, Motor vehicle parking, rules and regulations, 72-2212 Transfer of personnel and property, 72-2208 State Capitol Administrator, Appointment, 72-2204 Bond or insurance, 72-2207 Landscape restoration plan, 72-2214 Personnel, 72-2208, 72-2209 Powers and duties, 72-2205, 72-2205.01, 72-2209 Qualifications, 72-2206

STATE CLAIMS BOARD

See generally STATE GOVERNMENT Created, 81-8,220 Duties,

Contract claims, See CONTRACT CLAIMS ACT, STATE; 81-8,294 Miscellaneous claims, See MISCELLANEOUS CLAIMS ACT,

STATE; 81-8,294 Risk management, See RISK

MANAGEMENT PROGRAM; 81-8,239.01

Tort claims, See STATE TORT CLAIMS ACT; 81-8,209

Electronic postmark, use authorized, 86-644

Federal court, award of fees and expenses against state, 25-1806

Warrant, state, unpaid, present to board, 77-2205

Workers' compensation, claims against the state, 48-192 to 48-1,109

STATE COLLEGES See generally POSTSECONDARY EDUCATION Admission. 85-310 Denial, prohibited when, 85-607 Artworks, 85-304.01 to 85-304.03 Athletics. Association, procedures, See COLLEGIATE ATHLETIC ASSOCIATION PROCEDURES ACT. NEBRASKA; 85-1201 Financial aid, withholding prohibited, 85-9,133 to 85-9,139 Authorization to operate required, See POSTSECONDARY INSTITUTION ACT: 85-2401 Board of trustees, Article VII, section 13, Constitution of Nebraska, 85-301 to 85-305 Contract, contingent fee, void, when, 73-201 to 73-204 Electronic postmark, use authorized, 86-644 Technology access clause, requirements, 73-205 Bonds, Enforcement of security interest, See GOVERNMENTAL UNIT SECURITY INTEREST ACT, **NEBRASKA**; 10-1101 Issuance, general provisions, 10-126, 10-127, 10-142, See also BONDS Issuance authorized. Article XIII. section 1, Constitution of Nebraska, 85-403 to 85-410 Buildings and facilities. Artwork, purchase for public display, See ART COLLECTION ACT. NEBRASKA; 82-401 Boards, powers, 85-411 Bonds to fund, Article XIII, section 1 Constitution of Nebraska, 85-403 to 85-410

Building Renewal Assessment, State College, 81-188.05 Campus buildings and facilities, 85-

401 to 85-411 Approval by Legislature, 85-404, 85-408

STATE COLLEGES –Cont'd Buildings and facilities -Cont'd Construction alternatives, See POLITICAL SUBDIVISIONS CONSTRUCTION ALTERNATIVES ACT; 13-2901 Construction costs, pledge of income, 85-402 Funding of projects, 85-322 to 85-329 Intent, 85-419 Lease and lease back. 85-323 Lease-purchase agreements, 85-401 Maintenance. Deferred maintenance, 85-412 to 85-415 State College Facilities Program, 85-416 to 85-418 State College Facilities Program of 2006, 85-423 to 85-425 Maintenance and renewal projects, See DEFERRED BUILDING RENEWAL ACT: 81-173 Nonprofit corporation created by board, capital construction projects, approval by Legislature, 85-426 Revenue bonds, Article XIII, section 1. Constitution of Nebraska Utilities. 85-409 Chadron State College, 85-301 **Continuing education**, 85-950 Data System, Nebraska Educational, 85-1421 to 85-1427 Degrees authorized, 85-308.01 Discipline of students or faculty, 85-601 to 85-605 Dormitory funds, 85-318 Elections, provide students with information on early voting, 85-903 Eminent domain. 85-319 Endowment fund, use, 85-317 Fee, matriculation, 85-311 Waiver, when, 85-504 Financial aid for students, See FINANCIAL AID FOR POSTSECONDARY EDUCATION STUDENTS

Funds. Disbursements, 85-316 Dormitory funds, 85-318 Endowment fund, use, 85-317 State College Buildings Renovation and Land Acquisition Fund, 85-322 State College Facilities Improvement Fund, 85-324, 85-325 State College Facility Fee Fund, 85-328 State College Facility Fund, 85-326 State Colleges Sport Facilities Cash Fund, 85-329 Use. 85-316 Gifts, acceptance, 85-317.01 Information technology purchases, requirements, 86-520.01 Liquor sales on or near campus, restrictions, waiver, 53-177.01 Minors. Power to consent to medical treatment, when, 30-2604 Power to contract or lease, when, 43-2101 Nebraska Educational Data System, 85-1421 to 85-1427 Peru State College, 85-301 President, duties, 85-306, 85-307 Purchase of goods and services, payment for, See PROMPT PAYMENT ACT; 81-2401 Religious test to qualify for position, prohibited, 85-312 Retirement benefits, 85-320, 85-606.85-606.01 Role and mission, 85-308, 85-950 to 85-958 Board, duties, 85-949 Chadron State College, 85-956 Community services, 85-950 Continuing education, 85-950 Master's program, 85-954 Peru State College, 85-957 Priorities, 85-951 Programs authorized, 85-952 Research programs, 85-953 Wavne State College, 85-958 Rules and regulations, 85-314

STATE COLLEGES – Cont'd Student information.

Joint system with colleges and university, 85-415 Share data with State Board of Education, 79-776, 85-309 Tuition, nonresident, 85-501 Utility services, sale or lease authorized, 85-315 Wayne State College, 85-301

STATE COURT ADMINISTRATOR

See generally STATE OFFICERS AND EMPLOYEES Duties. Abortion consent appeal forms and instructions, 71-6903, 71-6904 Court of Appeals, duties for, 24-1108, 24-1109 Judicial Resources Commission, provide support for, 24-1205, 24-1206 Judicial workload statistics, 24-1007 Public Guardianship Act. See PUBLIC GUARDIANSHIP ACT; 30-4101 Purchase liability insurance, when, 24-218 Report on juveniles, 24-1007 Settlement escrow, duties, 25-2928 Writs of execution, provide uniformity, 25-1516 Established, Article V, section 1, Constitution of Nebraska Fund, Supreme Court Automation Cash, administer, 24-227.01 Office of Dispute Resolution, where housed, 25-2904

\$TATE EMPLOYEES

See STATE OFFICERS AND EMPLOYEES

STATE EMPLOYEES COLLECTIVE BARGAINING ACT

See generally STATE OFFICERS AND EMPLOYEES Act, how cited, 81-1369 Appeals,

Labor contracts, 81-1383 Prohibited practices, 81-1387 Bargaining units, classifications, 81-1373 Chief Negotiator, 81-1376, 81-1384 Collective-bargaining agents, Certification, 81-1373 Contracts, negotiation, 81-1377 Limitations. 81-1375 Commission of Industrial Relations Orders authorized, 81-1383, 81-1387 Appeal, 81-1383, 81-1387 Determination criteria. 81-1383 Modification, when, 81-1383 Powers and duties, 81-1382, 81-1383 Prehearing conference, 81-1382 Procedure, 81-1383 Evidence or testimony, receipt by electronic transmission authorized, 81-1383 Contracts. Negotiation, 81-1377 When effective, 81-1383 Definitions. 81-1371 Division of Employee Relations, 81-1376 Employer-representatives, contracts, negotiation, 81-1377 Industrial Relations Act, relationship to, 81-1372 Intent. 81-1370 Mediation, 81-1381 Negotiation of labor contracts, Agreements, 81-1379 Issues, unresolved, Final offers, 81-1382 No change in employment allowed, 81-1385 Submitted to commission, 81-1382 Negotiator, report on status, 81-1384 Requirements, 81-1377 Supplementary bargaining, 81-1379 Time, computation of dates, 81-1378 Timelines, jurisdictional, 81-1378 Practices prohibited, Enumerated, 81-1386 Proceedings, appeal, grounds, 81-1387 Rules and regulations, 81-1388

Safety committees, requirements, 48-443 to 48-445 STATE EMPLOYEES RETIREMENT ACT See generally RETIREMENT AND PENSIONS Act, how cited, 84-1331 Actions and proceedings, 84-1316 Limitation. 84-1329 Administrative services agreements, authorized, 84-1309.02 Age of retirement, 84-1317 Annuities. Annuity start date, 84-1301, 84-1317, 84-1319 Future service retirement benefit, 84-1319 Prior service, 84-1320 Selection, 84-1319 Attorney General, duties, 84-1316 Audit and report of system, 84-1315 Benefits, Adjustment, 84-1305.02 Amount, 84-1318 Annuity, authorized, 84-1319 Application for, 84-1317 Cash balance benefit, 84-1309.02 Certain required minimum distributions, election authorized, 84-1317, 84-1319, 84-1321 Denial of, when, 84-1327 Exemption from legal process, exceptions, 84-1324 Lump-sum distribution, 84-1319 Overpayment, investigation, 84-1305.02 Payments deferred, 84-1317, 84-1319, 84-1321 Reemployment, effect, 84-1322, 84-1325 Social security, effect, 84-1328 Termination of employment, 84-1321, 84-1321.01 Transferred employee, effect, 81-2031.04

STATE EMPLOYEES COLLECTIVE

BARGAINING ACT –Cont'd

Unable to distribute, treatment, 84-1317 **Board, Public Employees** Retirement, powers and duties, 84-1305, 84-1317, 84-1503 Contributions. Acceptance of. 84-1302 Employee, how made, 84-1308 Employer, 84-1309, 84-1311, 84-1321.01 Forfeited amounts, treatment, 84-1314.84-1317.84-1321.01 Held in trust. 84-1329.04 Refund, when, 84-1305.02 Termination of system, effect, 84-1329.05 Death benefit, 84-1323 Military service death, additional benefit. 84-1323 Deferment of benefit payments, Exceptions, 84-1317, 84-1319, 84-1321 Restrictions, 84-1317 Deferred compensation, rollover distribution to, conditions, 84-1313.02 Definitions, 84-1301 Disability, 84-1323.01 Elected officials, applicability of act, 84-1330, 84-1330.01 Eligibility for retirement, 84-1317 Employee, Plan participation, election, 84-1309.02 Transfer between political subdivisions, effect, 13-2401 Employee account. Convert to cash balance benefit, when, 84-1309.02 Defined. 84-1310 Employee cash balance, 84-1309.02 Investment options, 84-1310.01 Employee education programs, 84-1511, 84-1511.01 Employer account, Convert to cash balance benefit, when, 84-1309.02 Defined. 84-1311 Employer cash balance, 84-1309.02 Investment options, 84-1311.03

STATE EMPLOYEES RETIREMENT ACT –Cont'd Employer account –Cont'd Termination of employment, effect, 84-1321.01 **Employer education program**, 84-1305.01 Exemption from legal process, exceptions, 84-1324 Final account value, 84-1301, 84-1317 to 84-1320 Funds. Accounting of funds, 84-1309 State Employees Cash Balance Retirement Expense Fund, 84-1314 State Employees Defined **Contribution Retirement** Expense Fund, 84-1314 State Employees Retirement Fund, 84-1309 State Employer Retirement Expense Fund, 84-1321.01 State Equal Retirement Benefit Fund. 84-1319.01 Investments, board verify, 84-1309.01 Legal actions, authorized, 84-1316 Lump-sum distribution, when allowed, 84-1319 Membership, eligibility, 84-1307, 84-1326 Restriction, 4-108 Military service, Credit, 84-1325 Reemployment, effect, 84-1325 Preretirement planning program, 84-1511 Prior service annuity, 84-1320 Prohibited acts, penalty, 84-1327 **Records**, 84-1305.01 Record-keeping services, 84-1309.02 Reemployment, effect, 84-1322 Reinstatement, repay amount received, 84-1322 Retirement date, 84-1317 Retirement education and financial planning program, 84-1511.01

Retirement system, Actuarial valuation, 84-1319 Authorized, 84-1302 Termination, effect, 84-1329.05 Rollovers, Accept cash rollovers, 84-1313 To deferred compensation plan, 84-1312.02 To eligible retirement plans, 84-1312 Rules and regulations, 84-1305, 84-1305.02 Separate employment, effect, 84-1307 Social security benefits, treatment, 84-1328 Spouse, pension rights, See SPOUSAL PENSION RIGHTS ACT; 42-1101 State investment officer, duties, 84-1311 State Treasurer, duties, 84-1309 Statute of limitation, 84-1329 Tax information, 84-1319 Termination of employment, 84-1321, 84-1321.01 Employer duties, 84-1301 Transfers, acceptance, limitations, 84-1313.01, 84-1313.02 Rollover to deferred compensation, 84-1313.02 Transfers of employees, effect, 13-2401, 84-1326.01, 84-1332, 84-1333 Vesting, 84-1321 Prior service, 84-1326.01, 84-1332, 84-1333 Vesting credit, 84-1307 STATE ENERGY OFFICE See generally STATE GOVERNMENT Advisory committees, 81-1603

Advisory committees, 81-1603 Carbon dioxide emissions from electricity generation, state plan relating to, requirements, 66-301 to 66-304 Created, 81-1601 Director, 81-1601

STATE ENERGY OFFICE -Cont'd Duties, Clean-burning Motor Fuel Development Act, Nebraska, 66-201 Energy Code, Nebraska, 81-1611 **Employees**, 81-1601 Energy, See ENERGY Funds. Clean-burning Motor Fuel Development Fund, 66-204 Energy Settlement Fund, Nebraska, 81-1635 State Energy Office Cash Fund, 81-1607.01 Lighting and thermal efficiency, violations, 81-1626 Petroleum overcharges, 81-1635 to 81-1641 Powers and duties, 81-1602, 81-1603, 81-1604, 81-1605 Public records. Access, 84-712 to 84-712.09, See also PUBLIC RECORDS Settled claims, requirements, 84-713 Reports, 81-1606, 81-1607 Rules and regulations, 81-1603 Strategic state energy plan, development of, 81-1604 STATE ENTOMOLOGIST See generally STATE OFFICERS AND **EMPLOYEES** Established, 2-1090 STATE FAIR, NEBRASKA See generally ENTERTAINMENT Carnival, contract requirements, 2-220.01 to 2-220.04 Findings, legislative, 2-101.01 Foundation, State Fair, 2-105 Funding, County of location, tax levy, 2-258 Income tax check-off contribution programs, 77-27, 119.05, 77-27,119.06

State lottery, 9-812 Conditions, Article III, section 24, Constitution of Nebraska

Host city, matching fund requirements, 2-109, 2-110 Funds. Nebraska State Fair Relocation Cash Fund, 2-112 Nebraska State Fair Support and Improvement Cash Fund, 2-108 State Fair Cash Fund, 2-107 Income tax check-off contribution programs, 77-27,119.05, 77-27,119.06 Liquor license authorized, 53-124.14 Location, 2-101 Relocation to city of Grand Island, 2-101, 2-113 Deadline, 2-101 Nebraska State Fair Board, Contract for electricity with University authorized, 81-1108.30 Meetings, 2-101 Open, 2-101, See also OPEN MEETINGS ACT: 84-1407 Membership, terms, 2-103 Purchases, sales and use tax exemption, 77-2704.16 Purpose, 2-101 Relocation, duties, 2-113 Report, annual, 2-111 Nebraska State Fairgrounds, Lancaster County, Paving petition for districts adjacent to. 83-136 Transfer to Board of Regents, 2-101, 2-113 STATE FIRE MARSHAL

See generally STATE OFFICERS AND EMPLOYEES Accessibility standards, 81-505.01, 81-5,147, 81-5,148 Actions between agencies, costs, 25-1808, 25-1809 Appointment, 81-501.01 Removal, 81-501.01 Arson investigation, release of information, See ARSON REPORTING IMMUNITY ACT; 81-5,115

STATE FIRE MARSHAL –Cont'd Board, Nebraska Fire Safety Appeals, 81-502.01 to 81-502.03 Compensation, payment and records, 81-524 Condemnation, procedure, 81-513 to 81-519 Deputies, assistants, and inspectors, 81-503 Duties, 81-505 Duties. Cigarette paper flammability, See REDUCED CIGARETTE IGNITION PROPENSITY ACT; 69-501 Excavation notification center, duty to certify, 76-2320 Explosive and inflammable materials, removal, order, 81-520 Fire alarms, unlawful testing or inspection, 28-1251 Fire escapes and exits, 81-514 Fire prevention, 81-502 Fireworks, 28-1239.01, 28-1241 to 28-1252. See also FIREWORKS Natural Gas Pipeline Safety Act of 1969, 81-542 Open burning ban permit form, 81-520.01 Smoke detectors, requirements and violations. 81-5.141 to 81-5.146 Failure of city or county authorities to report and investigate fires, 81-522 Fees, 81-502, 81-505.01 Funds. Emergency Firefighting Fund, 35-601 to 35-603 **Reduced Cigarette Ignition** Propensity Fund, 69-504 State Fire Marshal Cash Fund, 81-528 Training Division Cash Fund, 81-5,153 Inspections, 81-511, 81-512 Investigations, 81-508 to 81-510, 81-526 Undercover drivers' licenses, 60-480.01 Undercover license plates, 60-3,135

Legal actions and proceedings, interagency, costs, 25-1808, 25-1809 Legal counsel, 81-504, 81-526 Mileage, reimbursement, 81-1176 Oaths and affirmations, administration of, perjury, 28-915, 81-509 Protests, procedure, 81-502.03 Records, 81-507, 81-525 Public records. Access, 84-712 to 84-712.09, See also PUBLIC RECORDS Settled claims, requirements, 84-713 Repairs, required when, 81-502.03, 81-513 to 81-519 Rules and regulations, violation, 81-502 Enforcement, 81-502.04 Sections, how construed, 81-529 Training division, 81-5,151 Training program, Establish. 81-5.151 Fees. 81-5.152 Transfer of personnel and records, 81-5,157 **Uniform.** 81-503 Violations, penalty, 81-520, 81-538 Volunteers, payments authorized, 81-1182.01 STATE FLAG See generally STATE SYMBOLS Designation and use, 90-102 to 90-104 STATE FLOWER See generally STATE SYMBOLS **Designation**, Vol. 2A Appendix section 1-101 STATE FORESTER See generally STATE OFFICERS AND **EMPLOYEES** Duties, 85-162.01 to 85-162.05 STATE FOSSIL

See generally STATE SYMBOLS Designation, 90-109

STATE FUNDS INVESTMENT ACT. **NEBRASKA** See generally PUBLIC FUNDS Act, how cited, 72-1260 Agencies, power to invest, 72-1258 Audit. 72-1255 Auditor of Public Accounts, duties, 72-1255 Cash funds, deposit with fiscal agent, 72-1250.01 Council, Nebraska Investment, Contract for comprehensive review, 72-1277. 72-1278 Created, 72-1237 Duties, fiduciary responsibility, 72-1239.01, 72-1243 Membership, 72-1238, 72-1239 Default, proceedings, 72-1257 Earned income, notice, 72-1252 Expenses, where charged, 72-1249, 72-1249.02 Fund, State Investment Officer's Cash, 72-1249.02 Funds available for investment. State Treasurer. duties. 72-1244 Investment and reinvestment of funds, 72-1243 Investment income, disbursement, 72-1248 Political subdivisions, assistance, 72-1259 Prudent investor rule, 72-1246 Reports, 72-1254, 72-1255 Securities, safekeeping, 72-1250 to 72-1251 Standards, 72-1246 State investment officer. Appointment, 72-1240 Bond or insurance, 72-1241 Deputy, 72-1241 Duties, 72-1243, 72-1250 to 72-1251 Earned income, duties, 72-1252 Employees, 72-1242 Fiduciary responsibility, 72-1246 Political subdivisions, assist, 72-1259 Reports, 72-1254, 72-1255 State Treasurer. Default proceedings, duties, 72-1257 Notification duties, 72-1244

Securities, safekeeping, 72-1250 to 72-1251 Student loans, investment in, 72-1246.01 to 72-1246.05 STATE GEM See generally STATE SYMBOLS Designation, 90-108 STATE GOVERNMENT See generally GOVERNMENT Accounts and accounting, system of. 81-1111 to 81-1111.04 Accounts and contracts, record keeping, 81-1107.01 to 81-1107.04 Actions and proceedings, Award against state, 25-1802 to 25-1807 Bond, not required, 25-21,216 Claims against, this heading Administrative orders, action in federal court, 25-21,165 to 25-21.167 Affirmative action program, 81-1355 to 81-1368 Agency procedure, See ADMINISTRATIVE PROCEDURE ACT: 84-901 Appropriations, See APPROPRIATIONS Architectural services, See CONSULTANTS' COMPETITIVE NEGOTIATION ACT, NEBRASKA; 81-1701 Artwork, purchase for public display, See ART COLLECTION ACT, NEBRASKA; 82-401 Audits, Accountant, requirements, 1-170, 1-171 By Auditor of Public Accounts, when. 84-304 Preaudits, 81-1111, 81-1111.01 Bankruptcy petition, filing authorized, when, 13-402 Banner, 90-102 to 90-104 Bids and bidding, See BIDS AND BIDDING **Bird.** 90-107 **Boards**, See BOARDS

STATE GOVERNMENT -Cont'd Boards -Cont'd State Board of Education, See BOARD OF EDUCATION, STATE Bonds, See BONDS Official bonds, See OFFICIAL BONDS OR INSURANCE Security interests created by, See GOVERNMENTAL UNIT SECURITY INTEREST ACT, NEBRASKA; 10-1101 Boundaries, Commission, Nebraska Boundary, Vol. 2A Appendix section 1-120 Compacts. Iowa-Nebraska Boundary Compact, Vol. 2A Appendix section 1-104 Lands Ceded to Iowa, Vol. 2A Appendix section 1-102 Missouri-Nebraska Boundary Compact, Vol. 2A Appendix section 1-114 South Dakota-Nebraska Boundary Compact, Vol. 2A Appendix section 1-123 Branches, Executive branch, this heading Judicial branch, See COURTS Legislative branch, See LEGISLATURE Budget, 81-125 Appropriation, when available, 81-138 Deficiency funding, requirements, 81-126 Encumbrances, 81-138.01 to 81-138.04 Estimates by departments, Article IV, section 23, Constitution of Nebraska, 81-132 to 81-136, 81-138 Central warehouse system, separate budget programs, 83-959 Forms and procedures, 81-1113, 81-1113.01 Hearing, 81-136 Increase by Legislature, when, 81-137

Investigation and report by Director of Administrative Services, 81-129, 81-133 Legislation, 81-137 Planning, 81-1115 Reserves, 81-125.01 Restrictions, 81-1116.01 Buildings and grounds, See PUBLIC BUILDINGS Capital, Emergencies, See EMERGENCY SEAT OF STATE GOVERNMENT ACT, NEBRASKA; 72-701.01 Relocation or removal of seat of government, Article XV, section 12, Constitution of Nebraska Capitol, See STATE CAPITOL Cash Reserve Fund, 84-612 to 84-614, See also CASH RESERVE FUND **Civil defense**, See EMERGENCY MANAGEMENT Claims against, Appeals and reviews, See APPEALS AND REVIEWS Authorized, Article V, sections 22 and 24. Constitution of Nebraska Board, See STATE CLAIMS BOARD Claims upon treasury, Article VIII, section 9, Constitution of Nebraska Contract claims, See CONTRACT CLAIMS ACT, STATE; 81-8,302 District court, jurisdiction and procedure, 25-21,201 to 25-21.217 Expenses, state officers and employees, 81-1174 to 81-1182 Fees and expenses, this heading Judgment, deposit in permanent school fund, 72-251 Miscellaneous claims. See MISCELLANEOUS CLAIMS ACT, STATE; 81-8,294 Officers, quo warranto, 25-21,121 to 25-21,148 Payment for goods and services, See PROMPT PAYMENT ACT; 81-2401

STATE GOVERNMENT -Cont'd Claims against -Cont'd Reimbursement procedures, 81-1170.01 to 81-1182.01 Settled claims, public access requirements, 84-713 State, See STATE TORT CLAIMS ACT; 81-8,209 Workers' compensation, 48-190, 48-199, 48-1,105 Collection agency, contracts authorized, 45-623 **Collective bargaining, See STATE** EMPLOYEES COLLECTIVE BARGAINING ACT; 81-1369 **Commissions**, See COMMISSIONS **Committees,** See COMMITTEES Communications, 81-1120.01 to 81-1120.28. See also ADMINISTRATIVE SERVICES, DEPARTMENT OF **Computers**, See COMPUTERS Conference expenses, 81-1182 Constitutional officers. See CONSTITUTIONAL OFFICERS Consultants' services, requirements, See CONSULTANTS' COMPETITIVE NEGOTIATION ACT, NEBRASKA; 81-1701 Contested cases. 84-917 to 84-919. See also ADMINISTRATIVE PROCEDURE ACT Contracts. Action on contract against, 25-21,206 Agency negotiated rulemaking committee convenor or facilitator, authorized, 84-931 Claims, See CONTRACT CLAIMS ACT, STATE; 81-8,302 Contingent fee, void, when, 73-201 to 73-204 Contract for construction or delivery service, contractor duties, 48-2911, 48-2912, See also EMPLOYEE CLASSIFICATION ACT Contract for services. Agency directors, duties, 73-505

Competitive bidding requirements, 73-504 Contract requirements, 73-506 Contracts greater than fifteen million dollars, 73-510 Definitions, 73-502 Documentation requirements, 73-503 Exceptions, 73-507 Preapproval, when, 73-508, 73-509 Purposes, 73-501 Contracts for debt, limitation, Article XIII, section 1, Constitution of Nebraska Discrimination or affirmative action prohibited in public contracting, Article I. section 30. Constitution of Nebraska Discrimination prohibited, 48-1122 Fair, See also FAIRS AND **EXPOSITIONS** Contract requirements, 2-220.01 to 2-220.04 Form. 81-162 Health and human services contract Child welfare services, requirements, 43-4410 Jurisdiction of public counsel, clause required, 73-401 Personal services. Approval required, when, 73-304 **Director of Administrative** Services, review contracts, 73-301, 73-305 Displaced state employees, 73-303 Exceptions, 73-307 Rules and regulations, 73-306 State agency, duties, 73-302 Private prison contractors, See PRIVATE PRISON CONTRACTING ACT: 47-801 Procurement contracts, See TRANSPARENCY IN GOVERNMENT PROCUREMENT ACT; 73-601 Professional services, negotiation, See CONSULTANTS' COMPETITIVE NEGOTIATION ACT, NEBRASKA; 81-1701

STATE GOVERNMENT -Cont'd **Contracts** –Cont'd State-tribal, See STATE-TRIBAL COOPERATIVE AGREEMENTS ACT; 13-1501 Technology access clause, requirements, 73-205 Verification of lawful presence of contracting person, required when, 4-108 to 4-112 Web site, data base of state contracts, reports, 73-603, 84-602.84-602.02 Conveyances, specific, 90-201, 90-202, 90-209 to 90-267 Cornhusker State, designation, 90-101 **Councils**, See COUNCILS Courts. See COURTS Credit, restrictions, Article XIII, section 3, Constitution of Nebraska Debts owed to state, Collection agency contracts authorized, 45-623 Political subdivisions, delinquent accounts, collection, 72-1501 to 72-1503 Returned check or electronic payment, charge and limitations for payor, 84-617.01, 84-620 Withholding, allowed when, 72-1601 Departments, See DEPARTMENTS Disabled persons, designation of parking spaces, 18-1737, See also PARKING AND PARKING LOTS Electronic postmark, use by state agencies, 86-644 **Emblems**, See STATE SYMBOLS Emergencies, See EMERGENCY MANAGEMENT Eminent domain, power of, 76-725, 81-1108.38 Employees, See STATE OFFICERS AND **EMPLOYEES** Engineering services, See CONSULTANTS' COMPETITIVE NEGOTIATION ACT, NEBRASKA; 81-1701

English language, official language, Article I, section 27, Constitution of Nebraska Evaluation of. Audits by Auditor of Public Accounts, when, 84-304 Effectiveness, See STATE **GOVERNMENT EFFECTIVENESS** ACT; 81-2701 Performance review, See PERFORMANCE REVIEW Program evaluation, See LEGISLATIVE PERFORMANCE AUDIT ACT; 50-1201 State officers and employees, whistle blowers, See WHISTLE **BLOWERS** Executive branch. Boards. See BOARDS Commissions, See COMMISSIONS Committees, See COMMITTEES Councils, See COUNCILS Departments, See DEPARTMENTS Military, See MILITARY Nepotism, prohibited, 49-1499.07, See also NEPOTISM Office of Chief Information Officer, See ADMINISTRATIVE SERVICES. DEPARTMENT OF Office of Homeland Security, 81-830, See also HOMELAND SECURITY, OFFICE OF Rules and regulations, this heading State Claims Board, See STATE CLAIMS BOARD State Energy Office, See STATE ENERGY OFFICE Executive offices, creation, Article IV, section 27, Constitution of Nebraska Farm land, leasing, 72-1301 to 72-1305 Federal funds, receipt, 72-249 Federal jurisdiction, cession or retrocession, 80-413, 84-168 Federal projects, cooperation by state, 84-109 Fees, expenses, and money due state. Remit to treasury, 84-710, 84-711

STATE GOVERNMENT -Cont'd Fees, expenses, and money due state –Cont'd Request, procedure, 81-8,297 to 81-8,301 State boards and agencies fees, Availability, 33-151 Withdrawal, 33-152 Fees and expenses, award against state, 25-1802 to 25-1807 Financial data protection, See FINANCIAL DATA PROTECTION AND CONSUMER NOTIFICATION OF DATA SECURITY BREACH ACT OF 2006; 87-801 Financial report, Director of Administrative Services, 81-1125.01 Fiscal year, 84-701 Flag, 90-102 to 90-104 Flower, designation, Vol. 2A Appendix section 1-101 Fossil, 90-109 Funds. Deposit of, 77-2301 to 77-2311, See also PUBLIC FUNDS Depository requirements, See PUBLIC FUNDS Investment of, See PUBLIC FUNDS Listing of state funds, See FUNDS, NAMES OF Revenue projections for General Fund, See ECONOMIC FORECASTING **Gem**, 90-108 Geographic Information Systems, Advisory committees, 86-571 Council, Geographic Information Systems, 86-570 to 86-572 Intent, 86-569 Report, 86-573 Gifts and devises, Acceptance of, 30-241 to 30-243 Notice, 30-3001 Proposed gift of real property to state, review required, 81-176, 81-1108.33 Government, levels and issues, See GOVERNMENT

Government publications, Nebraska Publications Clearinghouse, 51-411 to 51-418 Grass. 90-112 Hall of Fame in the State Capitol, 72-724 to 72-729.01, See also HALL OF FAME, NEBRASKA Handicapped persons, designation of parking spaces, 18-1737, See also PARKING AND PARKING LOTS Health, State Board of, See HEALTH, STATE BOARD OF: 71-2601 Historic structures, 72-808 to 72-810 Historical Society, See HISTORICAL SOCIETY, NEBRASKA STATE Hours, office, 32-205, 81-168, 84-1001 to 84-1005 Impeachment, See IMPEACHMENT Indebtedness, limitations, Article XIII, section 1, Constitution of Nebraska Information technology, Infrastructure, See INFORMATION TECHNOLOGY INFRASTRUCTURE ACT; 86-501 Intergovernmental data services program, See INTERGOVERNMENTAL DATA SERVICES PROGRAM ACT; 86-550 Web site of state tax receipts. expenditures, and contracts, See TAXPAYER TRANSPARENCY ACT; 84-602.01 Insect, 90-114 Insurance. Excess property program, 81-1139 Joint procurement, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Risk management, See RISK MANAGEMENT PROGRAM; 81-8.239.01 Intergovernmental cooperation, Article XV, section 18, Constitution of Nebraska, 81-824 Authorized, See INTERLOCAL COOPERATION ACT; 13-801; JOINT PUBLIC AGENCY ACT; 13-2501

STATE GOVERNMENT -Cont'd Intergovernmental cooperation –Cont'd Indian tribes, See STATE-TRIBAL COOPERATIVE AGREEMENTS ACT: 13-1501 Information technology, this heading Insurance and employee benefits, See INTERGOVERNMENTAL RISK MANAGEMENT ACT: 44-4301 **Investments**, See also PUBLIC FUNDS Requirements, See CAPITAL EXPANSION ACT, NEBRASKA; 72-1261; STATE FUNDS INVESTMENT ACT, NEBRASKA; 72-1237 Judgments, power to sell or assign, 84-616 Laboratory fees, 81-156 Land. See PUBLIC LANDS Law enforcement, See PEACE OFFICERS Leases, See LEASES AND RENTAL AGREEMENTS Legislature, See LEGISLATURE Library, State, 51-101 to 51-109 Limitations, powers retained by people, Article I, section 26, Constitution of Nebraska Lottery, state, See LOTTERY ACT. STATE; 9-801 Mail. Electronic postmark, 86-644 Official, requirements, 81-164 to 81-171 **Mammal**, 90-117 Meetings, open, See OPEN MEETINGS ACT; 84-1407 **Military**, See MILITARY Mineral rights, 72-301 to 72-314 Monuments and memorials. See MONUMENTS AND MEMORIALS Mortgages, power to sell or assign, 84-616 Name, popular, Cornhusker State, 90-101 Nebraska Historical Society, See HISTORICAL SOCIETY, NEBRASKA STATE Office hours, 32-205, 81-168, 84-1001 to 84-1005

Office of Chief Information Officer. See ADMINISTRATIVE SERVICES, DEPARTMENT OF Office of Homeland Security, 81-830, See also HOMELAND SECURITY, OFFICE OF Office of Juvenile Services, See HEALTH AND HUMAN SERVICES, OFFICE OF JUVENILE SERVICES ACT; 43-401 **Office space**, 81-1108.22 Officers, See STATE OFFICERS AND **EMPLOYEES** Official items, Governor designate, 90-119, See also STATE SYMBOLS Ombudsman, Public Counsel, 81-8,240 to 81-8,254, See also **OMBUDSMAN** Parking, designation of parking spaces for handicapped or disabled persons, 18-1737, See also PARKING AND PARKING LOTS Peace officers, See PEACE OFFICERS Personnel. See also PERSONNEL SERVICE. STATE Personnel service, 81-1301 to 81-1319 Political subdivisions, See POLITICAL SUBDIVISIONS Postmark, electronic, use by state agencies, 86-644 Prison-made goods, purchase **required**, 83-145 Professional services, See CONSULTANTS' COMPETITIVE NEGOTIATION ACT, NEBRASKA; 81-1701 Program evaluation, See LEGISLATIVE PERFORMANCE AUDIT ACT; 50-1201 Property, Excess property program, 81-1139 Governor, legal custodian, 84-101 Identification, 81-1118.02 Inventory, 81-1118.01, 81-1118.02 Lost, destroyed, or unaccounted for, 81-1118.02 Purchase of property valued at \$10,000 or less, 81-1119

STATE GOVERNMENT –Cont'd **Property** –*Cont'd* Tax exempt, public use exception, Article VIII, section 2, Constitution of Nebraska, 77-202 Public Counsel. 81-8.240 to 81-8,254, See also OMBUDSMAN Public records, See PUBLIC RECORDS Public works, supervision by engineer or architect, when, 81-3445 Publications, Nebraska Publications Clearinghouse, 51-411 to 51-418 Purchasing, Materiel division, See ADMINISTRATIVE SERVICES, DEPARTMENT OF Payment for goods and services, See PROMPT PAYMENT ACT; 81-2401 Sales tax exemption, 77-2704.15 State purchasing card program, 81-118.02 State Purchasing Card Distributive Fund, 81-1110.06 Railroad property, purchase or lease, 81-2801 **Records**, See PUBLIC RECORDS **Recycling**, See STATE GOVERNMENT **RECYCLING MANAGEMENT ACT; 81-**1183 Recycling and reusable products, sale, proceeds, use, 77-2368 Regulations. Adoption by negotiation, See NEGOTIATED RULEMAKING ACT; 84-921 Adoption of, procedure, See ADMINISTRATIVE PROCEDURE ACT: 84-901 **Reserve funds,** 84-612 to 84-614, See also CASH RESERVE FUND Retirement system, See STATE EMPLOYEES RETIREMENT ACT; 84-1301 Retrocession of jurisdiction of the federal government, 80-413, 84-168

Risk management, Insurance, joint procurement, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Program, See RISK MANAGEMENT PROGRAM; 81-8,239.01 State Claims Board, See STATE CLAIMS BOARD Rock, 90-110 Rules and regulations, Adoption by negotiation, See NEGOTIATED RULEMAKING ACT; 84-921 Adoption of, procedure, See ADMINISTRATIVE PROCEDURE ACT: 84-901 Seal, Article IV, section 24, Constitution of Nebraska, 84-501 Separation of powers, Article II, section 1, Constitution of Nebraska Slogan and symbol, 90-105, 90-106 Soil, 90-116 Song, 90-111 Sovereign immunity, See SOVEREIGN IMMUNITY State aid, See STATE AID State aircraft, purchase, sale, and use, 3-106, 3-159 State Claims Board, See STATE CLAIMS BOARD State Day, 84-107, 84-108.01 State Energy Office, See STATE ENERGY OFFICE State funds, See FUNDS, NAMES OF State lottery, See LOTTERY ACT, STATE; 9-801 State office buildings, agreements authorized, 72-1401 to 72-1412, 81-1108.37, 90-244 State officers and employees, See STATE OFFICERS AND EMPLOYEES Whistle blowers, See WHISTLE **BLOWERS** State official items, See STATE SYMBOLS State seat of government, See STATE CAPITOL State treasury, Funds, public, See PUBLIC FUNDS

STATE GOVERNMENT -Cont'd State treasury –Cont'd State funds, See FUNDS, NAMES OF State vehicles. Title, 81-1013, 81-1015, 81-1017 Transportation services bureau, Department of Administrative Services. Created, 81-1008 to 81-1010 Duties, 81-1011 to 81-1025 Use by state officers and employees, See STATE OFFICERS AND EMPLOYEES Statehood anniversary, Nebraska Sesquicentennial Commission, 81-8,309, 81-8,310 Succession, See GENERAL EMERGENCY SUCCESSION ACT, NEBRASKA: 84-1101 Surplus and excess property programs, federal, 81-907, 81-908 Task Forces, See TASK FORCES Tort claims against, See STATE TORT CLAIMS ACT; 81-8,209 Trees. State tree, 90-113 Tree Recovery Program, Nebraska, 72-1901 to 72-1904 Vacant buildings, treatment, 72-811 to 72-817 Vending facilities, blind persons, 71-8611, See also BLIND PERSONS Warrants. Electronic funds transfers, 81-1121 Funds transfer, 81-1121 Interest rate, 45-106 Issuance, procedure, See WARRANTS, GOVERNMENT PAYMENT; 77-2201 Mistake, 81-1121 Signatures, 81-1121 Work week, 84-1001 to 84-1005 STATE GOVERNMENT EFFECTIVENESS ACT See generally STATE GOVERNMENT

Act, how cited, 81-2701

Allegation of wrongdoing, procedure, 81-2704 Attorney's fees, 81-2707, 81-2709 Confidentiality, 81-2704 Definitions, 81-2703 Employee, Misuse of act, intentional, disciplinary action, 81-2710 Protections, 81-2705 Rights and responsibilities, notice required, 81-2711 Intent. 81-2702 Investigations, 81-2704, 81-2708 Public counsel, powers and duties, 81-2706. 81-2711 **Report**, 81-2704 Reprisals. Appeal, 81-2707 Employee lawsuit, 81-2709 Expenses, 81-2707 Preliminary finding, procedure, 81-2707 Presumption, 81-2707 Prohibited, 81-2705 Public counsel, powers and duties, 81-2706 Relief. 81-2707

Statute of limitation, 81-2707

STATE GOVERNMENT RECYCLING MANAGEMENT ACT

See generally SOLID WASTE Act, how cited, 81-1183 Department of Administrative Services, duties, 81-1186 Fund, Resource Recovery, 81-1188 Intent, 81-1184 Recyclable material, Defined, 81-1185 Disposition, 81-1187 Rules and regulations, 81-1189

STATE GRASS

See generally STATE SYMBOLS **Designation**, 90-112

STATE GUARD ACT See generally MILITARY Act, how cited, 55-219 Compensation, 55-207 Enlistments, 55-205, 55-218 Equipment, 55-208

STATE GUARD ACT -Cont'd Facilities, 55-208 Federal service, 55-217 Fugitives, apprehension, 55-213 to 55-216 Gifts, acceptance prohibited, 55-202 Jury duty, 55-173 Membership, qualifications, 55-203 Officers, eligibility, 55-204 Oath, 55-206 Organization, 55-201 Rules and regulations, 55-202 Service, boundaries, 55-212

STATE HIGHWAY SYSTEM

See generally HIGHWAYS AND ROADS Abandonment and relinguishment, procedure, 39-1110, 39-1313 to 39-1315 Access, controlled, Agreements, state and local governments, 39-1336 County roads, treatment, 39-1728 Designation of facility, 39-1327 Enforcement, 39-1334 Landowner's rights, 39-1329, 39-1330 Permit required, private access, 39-1332, 39-1333 Rules and regulations, 39-1333 Violations, penalty, 39-1335 Appurtenances, construction and maintenance, 39-1342 Bidding requirements, 39-1348 to 39-1354 **Billboards**, See BILLBOARDS City, maintenance, 39-1339 to 39-1341 Closing, temporary, 39-1345 **Construction and maintenance**, 39-1337 Contractor's liability, 39-1345.01, 39-1345.02 Contracts, 39-1348 to 39-1354 Rating system, improvements, 39-1337 Corridors,

Beltway, county and municipalities, duties, 39-1311

Building permits and subdivision plat reviews, 39-1311 to 39-1311.05 Maps, 39-1311, 39-1311.01 Definitions, 39-101, 39-1302 Designation of, 39-1309, 39-1309.01 Detour, route designation, 39-1346, 39-1347 Drainage facility, use and control, 39-1338, 39-1360 Emergencies, powers of Department of Roads, 39-1343 Entry authorized, 39-1324 Equipment, 39-1355, 39-1356 Farmland, severance, effect, 39-1331 Federal aid, 39-1304 to 39-1306.02 Agreements, 39-1305 to 39-1306 Funds, 39-1305.01 to 39-1306.02 Freeways, maintenance, 39-1367, 39-1372 Frontage roads, 39-1328 to 39-1328.02 Funds. Assistance by political subdivisions, 39-1358 Source, 39-1358 State Highway Capital Improvement Fund, 39-2703, See also BUILD NEBRASKA ACT **Highway Beautification Control** System, 39-201.01 to 39-226 Highways and roads, See HIGHWAYS AND ROADS Historic remains, preservation, 39-1363 Intent. 39-1301 Lights, 39-1342 Map of system, 39-1311, 39-1311.01 Materials, Acquisitions, 39-1355 to 39-1357 Inspection and testing, 39-1318, 39-1319 Offices. 39-1355 Plans and specifications, 39-1316, 39-1317, 39-1365 to 39-1365.02 Public inspection, 39-1364 Property, Acquisition, 39-1320, 39-1321 to 39-1323 Sale, 39-1325, 39-1326

STATE HIGHWAY SYSTEM -Cont'd **Property** –*Cont'd* Use, 39-1323.01 Railroads. Railroad crossings, regulation by municipality, 16-212, 17-144 Blocking a crossing, penalty, 17-225 Stop sign at crossing, when, 60-6,171 Railways declared public highways, Article X, section 4, Constitution of Nebraska Street railways, powers of municipality, 14-102, 15-729 to 15-733, 19-701 Unclean stock cars, 28-1306 Recreation roads, 39-1390 to 39-1392 Removal, 39-1315.01 Rights-of-way, 39-1359 Erosion prevention, 2-4603, See also EROSION AND SEDIMENT CONTROL ACT Hay mowing and harvesting, permit, 39-1359.01 Temporary use for special events by political subdivision, liability consequences, 13-928, 39-1359, 81-8,219 Utilities. Cities of the second class and villages, 17-902 Rules and regulations, Department of Roads, 39-102 Waterworks, 18-413 Sidewalks, 39-1342 Signs, Advertising, 39-201.01 to 39-226 Tourist-oriented, 39-207 to 39-211, See also BILLBOARDS Traffic control, 60-6,118 to 60-6,151, See also RULES OF THE ROAD, NEBRASKA Skeletal remains, discovery, removal procedure, 12-1205 Snow and ice, removal, 39-1344 Cities of the second class. 17-557 Snow fences. 39-1344

Utility,

Change, costs, 39-1304.02 Lines, maintenance, 39-1361, 39-1362

Village, maintenance, 39-1339 to 39-1341

STATE HORTICULTURAL SOCIETY See AGRICULTURAL ORGANIZATIONS

STATE IDENTIFICATION CARDS

See MOTOR VEHICLE OPERATOR'S LICENSE ACT; 60-462

STATE INSECT

See generally STATE SYMBOLS **Designation**, 90-114

STATE INVESTMENT OFFICER

See generally STATE OFFICERS AND EMPLOYEES Appointment, 72-1240, 72-1241 Duties, 72-1243 Employees, 72-1241, 72-1242 Funds, public, See PUBLIC FUNDS

STATE JUDGE ADVOCATE

See generally STATE OFFICERS AND EMPLOYEES Appointment, 55-407 Duties, 55-408, See also MILITARY CODE Court martial, See MILITARY JUSTICE, NEBRASKA CODE OF; 55-401

Military, See MILITARY

STATE LIBRARIAN

See generally STATE OFFICERS AND EMPLOYEES Deputy, 84-801 to 84-807 Duties, 51-101 to 51-109 Legislative journal and session laws, 49-507, 49-509

STATE MAMMAL

See generally STATE SYMBOLS **Designation**, 90-117

STATE NAME

See generally STATE SYMBOLS Designation as Cornhusker State, 90-101

STATE NATURAL GAS REGULATION ACT See generally UTILITIES Act. How cited, 66-1801 How construed, 66-1804 Not retroactive, 66-1850 Prior law, applicability, 66-1850 Rights and remedies, how construed, 66-1857 Attorney General, duties, 66-1805 Audits, 66-1818 Certificate of convenience, restrictions. 66-1821 Certificate of public convenience, requirements, 66-1853 Competitive natural gas providers and aggregators, 66-1848 Certification. 66-1849 Complaint, 66-1811, 75-131, 75-132 Definitions, 66-1802 Enforcement, 66-1823, 66-1850 Examinations, 66-1818 Exemptions, conditions, 66-1803 Federal actions, commission powers, 66-1824 Franchise, restrictions, 66-1821 Franchise ordinances, requirements, 66-1820 Funds, **Municipal Rate Negotiations** Revolving Loan Fund, 66-1839 Public Service Commission Regulation Fund, 66-1842 Hearings, 66-1809, 66-1811, 66-1866 Fees, 75-128 Where held, 75-129 **Injunction**, 66-1823 Intervention, Federal proceeding, by commission, 66-1824 Rate proceeding, by county or city, 66-1812 Investigations, 66-1809, 66-1811, 66-1836, 66-1840, 75-112

Jurisdiction of commission, action to determine, 66-1803 Jurisdictional utilities, Assessments. Action to recover, 66-1845, 66-1846 Determination, 66-1840, 66-1841 Failure to pay, 66-1843 Objections to, 66-1844 Certificate of public convenience, 66-1853 Completion and dedication of property, 66-1817 Construction of new facilities, 66-1856 Customer choice or other programs. how treated, 66-1851, 66-1855 Dividends, limitations, 66-1826 Encumbrance of property, limitation, 66-1827 Filings required, 66-1806 Infrastructure system replacement cost recovery charge, Commission, duties, 66-1865 to 66-1867 Hearings, 66-1866 Office of public advocate, duties, 66-1866 Rates, this heading Records, withheld from the public, when, 84-712.05 Reorganization or change of control, approval required, 66-1828 Reports, failure to file, penalty, 66-1815 Rural infrastructure development, 66-2101 to 66-2107 Act not applicable, when, 66-2106 Certain utilities, sections not applicable, 66-2107 Considerations, 66-2105 Powers, 66-2104 Rural infrastructure surcharge tariff. Commission and public advocate limitations, 66-1808, 66-1831 Requirements and collection, 66-1868

STATE NATURAL GAS REGULATION ACT -Cont'd Jurisdictional utility expanding into metropolitan utilities district, Commission review, when, 66-1863 Restrictions. 66-1859 to 66-1864 Metropolitan utilities district. overlap, 66-1858 to 66-1864 Metropolitan utilities district expanding into jurisdictional utility. Proposals authorized, when, 66-1858 Solicitations prohibited in jurisidictional utility service area, 66-1858 Natural gas mains or services, extension of, limitations and exemptions, 66-1852 Nonregulated private enterprise, how treated, 66-1819 Ownership of competitor, prohibited, when, 66-1816 Public natural gas utilities, requirements, 66-1847 **Public Service Commission**, Application or petition, procedure, 75-110.01 Duties, 66-1865, 66-1867 Hearings, 66-1809, 66-1811, 66-1866, 75-128, 75-129 Investigations, 66-1809, 66-1811, 66-1836, 66-1840, 75-112 Jurisdiction, 75-109.01 Office of public advocate, Administration of office, 66-1832 Duties, 66-1830, 66-1866 Ex parte communications, restrictions, 66-1835 Information access, limitations, 66-1833 Powers. 66-1831 Qualifications. 66-1830 Records, how kept, 66-1834 Order, stays enforcement, 75-134 Powers, 66-1804, 66-1805, 66-1811 Contract for services, 66-1837 Enforcement, 66-1823 Federal actions, 66-1824

High-volume ratepayer, waiver, 66-1850 How construed, 66-1807 Rates. Banded rates, 66-1855 By negotiation, 66-1855 Changes, when effective, 66-1808 Customer choice or other programs, 66-1855 Gas supply cost, rate schedule adjustment, 66-1854 General rate filings, requirements, 66-1838 Infrastructure system replacement cost recovery charge, Rate schedules, Adjustments, 66-1866 Affected cities Negotiations, time limit, 66-1867 Powers, 66-1867 Application by jurisdictional utility, 66-1865 to 66-1867 Notice requirements, 66-1867 Contested proceedings, requirements, 66-1867 Establishment or change, 66-1865 Proposed rate schedule, filing requirements, 66-1865 Rates. Allocation, limit on recovery charge, 66-1866, 66-1867 Collection of charges, 66-1866, 66-1867 Refund, when applicable, 66-1865 Rate changes, 66-1808 Rate negotiation loans, 66-1839 Rate proceeding, intervention by county or city, 66-1812 Requirements, 66-1825 Rural infrastructure surcharge tariff, Commission and public advocate limitations, 66-1808, 66-1831 Requirements and collection, 66-1868 Records. Disclosure, limitations, 66-1829

STATE NATURAL GAS REGULATION ACT –Cont'd Records –Cont'd Office of public advocate, access, limitations, 66-1833 Prohibited acts, penalty, 66-1822 Review proceeding, Commission actions, subject to, 66-1814 Parties, rights and privileges, 66-1813 Rules and regulations, 66-1805 Rural infrastructure development. Act not applicable, when, 66-2106 Certain utilities, sections not applicable, 66-2107 Considerations, 66-2105 Powers. 66-2104 Service to high-volume, agricultural, and interruptible ratepayers, 66-1810, 66-1850 Term or condition of service, change, 66-1808 Violations, penalties, 66-1815, 66-1822, 75-156 STATE OFFICERS AND EMPLOYEES See generally GOVERNMENT OFFICERS AND EMPLOYEES Adjutant General, See ADJUTANT GENERAL; 55-121 Affirmative action program, 81-1355 to 81-1368 Appointment, Article IV, sections 1 and 10, Constitution of Nebraska, 81-107 Archivist, State, duties, 84-1212.01, 84-1214.01 Athletic Commissioner, See STATE ATHLETIC COMMISSIONER; 81-8,128 Attorney General, 84-201 to 84-219, See also ATTORNEY GENERAL Auditor of Public Accounts, See AUDITOR OF PUBLIC ACCOUNTS; 84-304 Board, State Personnel, 81-1318 to 81-1319

Bonds or insurance requirements, Article IV, section 26, Constitution of Nebraska, See

also OFFICIAL BONDS OR INSURANCE Brand recorder, 54-192 Building division, state, 81-1108.56 Campaign practices, See POLITICAL ACCOUNTABILITY AND DISCLOSURE ACT, NEBRASKA; 49-1401 Checks, cashing, 84-615 Chief Information Officer, 86-519, See also ADMINISTRATIVE SERVICES, DEPARTMENT OF Civil office, vacancies, 81-2901 Collective bargaining, Generally, See INDUSTRIAL **RELATIONS ACT; 48-801** State employees, See STATE EMPLOYEES COLLECTIVE BARGAINING ACT; 81-1369 Compensation and salaries, Basic workweek, 81-117 to 81-117.02, 84-1001 to 84-1005 Benefits. Insurance, this heading Retirement, this heading Collective bargaining, this heading Deferred compensation, See DEFERRED COMPENSATION Department heads, 81-103 Payroll, payment methods, 81-1117.01, 81-1117.05 Restrictions. Article III. section 19. Constitution of Nebraska Salary surveys, 81-1307.01, 81-1307.02 State Personnel System, See also PERSONNEL SERVICE, STATE Exempt employees, 81-1316 Withholding, Credit unions and charitable organizations, 48-224 Income tax, withholding of federal tax authorized, 81-901, 81-902 Complaints by, See WHISTLE **BLOWERS** Conflict of interest, Article III, section 16, Constitution of Nebraska Duties, 49-1493 to 49-14,104, See also POLITICAL ACCOUNTABILITY AND DISCLOSURE ACT, NEBRASKA

STATE OFFICERS AND EMPLOYEES -Cont'd **Constitutional officers**, See CONSTITUTIONAL OFFICERS Contracts. Contingent fee, void, when, 73-201 to 73-204 Personal services, 73-301 to 73-307, See also STATE GOVERNMENT Public official, conflict of interest, 49-14.102 to 49-14.104 Technology access clause, requirements, 73-205 Criminal misconduct, See also CRIMES AND OFFENSES Misuse of official information, 28-925 Official misconduct, 28-924 Oppression under color of office, 28-926 Deferred compensation program, See DEFERRED COMPENSATION Department directors and executive officers. Commission of civil officers, 84-103 Report to Governor, required, 84-102 Disaster service volunteer, leave authorized, 81-1391 Discount program, participation by state employees authorized, 81-1394 Election of, See ELECTION ACT; 32-101 Employee Recognition Program, 81-1307 Employees and employment, Compensation and salaries, this heading Disclosure of criminal record on application, limitation, 48-202 Discount program, Participation by state employees authorized, 81-1394 Discrimination or affirmative action prohibited, Article I, section 30, Constitution of Nebraska Displaced, 73-303 Insurance, this heading Multicultural or diversity education and events, 81-1327

Reports of animal abuse required. when, 28-1017, 28-1020, 54-908 Restrictions, appointive officers, Article IV, section 2, Constitution of Nebraska Salaries. Compensation and salaries, this heading State Personnel System, See also PERSONNEL SERVICE, STATE Exempt employees, 81-1316 Temporary employees, 81-1307, 84-1601, 84-1617 Terms and conditions, 81-1317, 81-1317.01 Work eligibility status verification required, 4-114 Entomologist, State, 2-1090 Expense reimbursement procedures, 81-1170.01 to 81-1182.01 Fire Marshal, See STATE FIRE MARSHAL; 81-501.01 Fiscal Analyst, See FISCAL ANALYST, LEGISLATIVE; 50-401.01 Forester, State, 85-162.01 to 85-162.05 Administrator of Compact for Prevention and Control of Forest Fires, 35-201 Gifts, when permissible, See POLITICAL ACCOUNTABILITY AND DISCLOSURE ACT, NEBRASKA; 49-1401 Governor, See GOVERNOR Research office, See POLICY **RESEARCH OFFICE, GOVERNOR'S** Hours in workweek, 84-1001 to 84-1005 Immunity for information provided in performance audit, 50-1213 Impeachment, See IMPEACHMENT Indemnification, 81-8,239.02, 81-8,239.05, 81-8,239.06 Information, release of, 81-1117.02 to 81-1117.04 Injunction, action in federal court to enforce statute or order, 25-21,165 to 25-21,167

-Cont'd **Inspector General of Nebraska** Child Welfare, See OFFICE OF INSPECTOR GENERAL OF NEBRASKA CHILD WELFARE ACT; 43-4301 Inspector General of the Nebraska Correctional System, See OFFICE OF INSPECTOR GENERAL OF THE NEBRASKA CORRECTIONAL SYSTEM ACT; 47-901 Insurance. Applicability of law, 84-1614, 84-1615 Benefits, extension and payment, 84-1607 to 84-1609 Carrier selection, 84-1603 Contract. 84-1605 to 84-1610 Contributions, 84-1611, 84-1612 Coverage provided, 84-1601 Additional or supplemental, 84-1610 Personnel division, powers and duties, 84-1602, 84-1603 Eligibility, Certain blind persons, 84-1604.01 Employees, 84-1604 Employee benefits, joint procurement, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Fund, State Employees Insurance, 84-1613 Group. Coverage authorized, 44-1615, 44-1615.01 Participation, 44-1617 Withholding, 44-1608 to 44-1611, 44-1616 Health insurance, 84-1606, 84-1611 Health maintenance organization program, 84-1611, 84-1612 Investment officer, state, See STATE INVESTMENT OFFICER; 72-1240 Judge Advocate, See STATE JUDGE ADVOCATE; 55-407 Labor disputes, See INDUSTRIAL RELATIONS ACT: 48-801 Laws, duty to implement by state agency, 84-216, 84-217

STATE OFFICERS AND EMPLOYEES

Leave of absence. Adoptive parent, 48-234 Military leave, 55-160 to 55-166 Legislative Auditor, See LEGISLATIVE AUDITOR; 50-401.01 Legislature, Director of Research, See LEGISLATURE; 50-401.01 Fiscal Analyst, See FISCAL ANALYST, LEGISLATIVE; 50-401.01 Legislative Auditor, See LEGISLATIVE AUDITOR: 50-401.01 Revisor of Statutes. See REVISOR OF STATUTES; 50-401.01 Liability insurance for court and employees, 24-218 Librarian, State, See STATE LIBRARIAN: 51-102 Lieutenant Governor. See LIEUTENANT GOVERNOR Mileage, reimbursement, 81-1176 Military. Active service, public employees, leave of absence, 55-160 to 55-166 Officers. Adjutant General, See ADJUTANT **GENERAL**; 55-121 Judge Advocate, See STATE JUDGE ADVOCATE; 55-407 Money, Compensation and salaries, this heading Embezzlement of state funds, 84-711 Employee discount program, participation by state employees authorized, 81-1394 Expenses, reimbursement, 81-1174 to 81-1182 Fees, proceeds, and money due state, duties, 84-710, 84-711 Indemnification, 81-8,239.02, 81-8,239.05, 81-8,239.06 Petty cash fund, 84-615 Reports on expenses, Article IV, sections 22 and 23, Constitution of Nebraska Nepotism, executive branch. prohibited, penalty, 49-1499.07

STATE OFFICERS AND EMPLOYEES –Cont'd **Oath**, Article XV, section 1, Constitution of Nebraska Office hours, 32-205, 81-168, 84-1001 to 84-1005 Ombudsman, See OMBUDSMAN; 81-8,241 Performance evaluation, noncode agency heads, 81-11,104 **Periury, penalty,** Article IV, section 22. Constitution of Nebraska Personnel division, See PERSONNEL SERVICE, STATE Petty cash fund, 84-615 Political activities, prohibited when, 20-160, 81-1315 Private papers, preservation, 84-1215 Property Tax Administrator, See REVENUE, DEPARTMENT OF Public Counsel, See OMBUDSMAN; 81-8,241 Public Guardian, See PUBLIC GUARDIANSHIP ACT; 30-4101 Public records, Access, 84-712 to 84-712.09, See also PUBLIC RECORDS Settled claims, requirements, 84-713 Public resources, de minimis use authorized, when, 49-14,103.03, See also POLITICAL ACCOUNTABILITY AND DISCLOSURE ACT, NEBRASKA Qualifications, positions of trust, Article XV, section 2, Constitution of Nebraska **Records Administrator**, See STATE **RECORDS ADMINISTRATOR; 84-1203** Red Cross volunteer. leave authorized, 81-1391 Religious test to qualify for position, prohibited, Article I, section 4, Constitution of Nebraska Removal, Article IV, sections 1 and 10, Constitution of Nebraska, See also IMPEACHMENT Reports, biennial, 84-702

Reports on expenses, Article IV, sections 22 and 23, Constitution of Nebraska **Retirement, See STATE EMPLOYEES** RETIREMENT ACT; 84-1301 Revisor of Statutes, See REVISOR OF STATUTES; 50-401.01 Risk Manager, See RISK MANAGER; 81-8,239.01 Savings bonds, U.S., payroll deductions, 81-1126 to 81-1129 Secretary of State, See SECRETARY OF STATE: 84-502 Social security, 68-601 to 68-631, See also SOCIAL SECURITY State aircraft, use by, 3-106 State Archaeologist, 82-504 State Archivist, 84-1212.01, 84-1214.01 State Athletic Commissioner, See STATE ATHLETIC COMMISSIONER; 81-8.128 State Auditor. See AUDITOR OF PUBLIC ACCOUNTS; 84-304 State Court Administrator, See STATE COURT ADMINISTRATOR State Entomologist, 2-1090 State Fire Marshal, See STATE FIRE MARSHAL; 81-501.01 State Forester, 35-201, 85-162.01 to 85-162.05 State Historic Preservation Officer, Energy Code exemption, duties, 81-1615 Historic properties, tax credit, See JOB CREATION AND MAINSTREET **REVITALIZATION ACT, NEBRASKA;** 77-2901 Historically significant real property, historic rehabilitation valuation procedure, 77-1385 to 77-1388 Public historic structures, alteration requirements, 72-810 Public historic structures, demolition, notification of, when. 72-815 State investment officer, See STATE **INVESTMENT OFFICER; 72-1240** State Judge Advocate, See STATE JUDGE ADVOCATE; 55-407

STATE OFFICERS AND EMPLOYEES -Cont'd State Librarian, See STATE LIBRARIAN; 51-102 State Records Administrator, See STATE RECORDS ADMINISTRATOR; 84-1203 State Surveyor, See STATE SURVEYOR; 84-407 State Treasurer, See STATE TREASURER; 84-601 State vehicles, use by, Bureau fleet vehicles. Permanent assignment to employee, approval required, 81-1020 Travel reports, 81-1025 Use state fuel. 81-1019 Court vehicles, 81-1017 Definitions, 81-1011 Gasohol, use of, 66-821 to 66-824 Identification requirements, exceptions, 81-1021, 81-1022 Violation, penalty, 81-1023 Insurance, Risk Manager, procure, 81-8,239.07 Official misconduct, 81-1023 Personal use, prohibited, 81-1024 Private, use, conditions, 81-1014 Reports, 81-1025 Rules and regulations, 81-1016 Special-use vehicles, 81-1011 State fleet card program, 60-3101, 60-3102 Travel report, 81-1025 State Veterinarian, 81-202 to 81-202.02 Steroids, anabolic, acts prohibited, 48-232, 48-233 Succession, See GENERAL EMERGENCY SUCCESSION ACT, NEBRASKA; 84-1101 Suggestion system, employee, 81-1346 to 81-1354 Superintendent of Law **Enforcement and Public** Safety, 81-2001 Surveyor, State, See STATE SURVEYOR; 84-407

Tax Equalization and Review Commission, commissioners, employee status, 77-5004, See also TAX EQUALIZATION AND **REVIEW COMMISSION ACT** Telecommunications system of state, use by officials and employees, 81-1120.27 Tenure, See TENURE Terms of elected officers, when commenced, Article XVII, section 5. Constitution of Nebraska Limits, Article IV, sections 1 and 3, Constitution of Nebraska Tort claims against, See STATE TORT CLAIMS ACT; 81-8,209 Treasurer, State, See STATE TREASURER: 84-601 Vacancy in office, Article IV, sections 11 and 12, Constitution of Nebraska, 81-2901 Veterinarian, State, 81-202 to 81-202.02 Volunteers, expenses, authorized, 81-1182.01 Wages, Compensation and salaries, this heading Whistle blowers, See WHISTLE **BLOWERS** Workers' compensation. applicability, 48-106, See also WORKERS' COMPENSATION ACT, **NEBRASKA** Workweek, 84-1001 to 84-1005 STATE PARKS See PARKS STATE PATROL, NEBRASKA See generally STATE GOVERNMENT Accounting, records, 81-2004.04 Amos trust funds, 81-2011 to 81-2013 Attorneys, agency legal counsel, 81-2009 Badges, 81-2007

Business hours, 81-113 Carrier enforcement division, Duties, 60-1301, 60-1303, 60-1307

STATE PATROL. NEBRASKA – Cont'd Carrier enforcement division -Cont'd Fund, Carrier Enforcement Cash, 81-2004.01 Officers, status and training, 81-2002.01 Powers, 60-1306 Retirement benefits, Members of state employees retirement system, 60-1303 Transfer, retirement options, 60-1304 Uniform requirements, 60-1305 Weighing stations, See WEIGHING **STATIONS** Chief officer. Superintendent of Law Enforcement and Public Safety, this heading Child abuse investigator, 81-2010.01, 81-2010.02 **Collection agency, contracts** authorized, 45-623 College education benefit for child of deceased law enforcement officer, See IN THE LINE OF DUTY **DEPENDENT EDUCATION ACT; 85-**2301 Compensation and salaries, 81-117 to 81-117.02, 81-2002 Contested cases, 84-917 to 84-919, See also ADMINISTRATIVE PROCEDURE ACT Contracts, See STATE GOVERNMENT Created, 81-101, 81-2001 Deputies, powers and duties, 84-106 Deputy state sheriffs, appointment, powers and duties, 81-106 Diseases, exposure of officer, procedures, 71-506 to 71-513 Divisions. Carrier enforcement division, this heading Division of Drug Control, 28-429 Drug control, Clandestine drug labs, 71-2432 to 71-2435 Division of Drug Control, 28-429 Special investigators, 81-2004

Duties. location information from wireless communications devices, See KELSEY SMITH ACT: 86-801 **Eminent domain, See EMINENT** DOMAIN Displaced persons, See RELOCATION ASSISTANCE ACT; 76-1214 Employees, Appointment, 81-107, 81-2002 Bond or insurance, 81-2002 Carrier enforcement division, this heading Salary, 81-2002 Superintendent, 81-102, 81-2001 Failure to obey rules and orders of, resisting arrest, 81-2008 Forfeited property and money, receipt authorized, 28-1475.01 Funds. Capitol Security Revolving Fund, 81-2004.06 Carrier Enforcement Cash Fund, 81-2004.01 Expenditure, procedure, 81-104 Investigation Petty Cash Fund, 81-2004.03 Petty cash fund, 81-104.01 Public Safety Cash Fund, 81-2004.05 **Public Safety Communication** System Cash Fund, Nebraska, 81-2004.08 State Patrol Cash Fund, Nebraska, 81-2004.02 State Patrol Criminal Investigation Cash Fund, Nebraska, 81-2004 State Patrol Vehicle Replacement Cash Fund, Nebraska, 81-2004.07 High-speed chases, 29-211 Liability for damage, 81-8,215.01 Highways and freeways, jurisdiction, 81-2006 Informants, See INFORMANTS Investigation powers, 81-119 Laboratory, criminalistics, DNA testing, accreditation requirements, 71-6833, 81-2010, 81-2010.03

STATE PATROL, NEBRASKA – Cont'd Laboratory, criminalistics -Cont'd Established, 81-2010 Law enforcement officers. See PEACE OFFICERS Mailing requirements, Central mailing room, 81-164 to 81-171 Electronic postmark, 86-644 Meetings, open, See OPEN MEETINGS ACT; 84-1407 Memorials, Amos trust funds, 81-2011 to 81-2013 **Missing Persons Information** Clearinghouse, 29-212 to 29-214.01 Motor vehicles, identification requirements, 81-1021 to 81-1023 Nepotism, prohibited, 49-1499.07 Oath, 81-110 Offices, 81-2003 **Communications Operations** Center, 90-270 Payments by electronic payment authorized, 81-118.01 Petty cash fund, 81-104.01 Powers, administrative, 81-1311 Powers and duties, 81-2004 to 81-2006 Promotions, certificate or diploma **required**, 81-1414 Public records, Access, 84-712 to 84-712.09, See also PUBLIC RECORDS Settled claims, requirements, 84-713 Public safety system, See PUBLIC SAFETY COMMUNICATION SYSTEM ACT, NEBRASKA; 86-401 Purchase of goods and services, payment for, See PROMPT PAYMENT ACT; 81-2401 Racial profiling, prohibited, 20-501 to 20-506, See also RACIAL PROFILING Receipts, treatment, 81-118 Records. Public records, this heading **Recycling program**, See STATE GOVERNMENT RECYCLING MANAGEMENT ACT; 81-1183

Reports to the Legislature, electronic, requirements, 50-114.03 Requisitions, procedure, 81-159 Retirement systems, Carrier enforcement division, Members of state employees retirement system, 60-1303 Transfer, options, 60-1304 State patrol officers, See STATE PATROL RETIREMENT ACT, **NEBRASKA**; 81-2014 Rulemaking, See ADMINISTRATIVE PROCEDURE ACT; 84-901; NEGOTIATED RULEMAKING ACT; 84-921 Rules and regulations, 81-112, 81-2003 Seal, 81-114, 81-2003 Securities, requirements for safekeeping, 81-120 Security for certain state buildings, duties, 81-1108.15, 81-2004 Sexual assault, forensic medical examination, payment of expense, 81-2010.03 Subpoena power, civil investigations, 81-119 Superintendent of Law **Enforcement and Public** Safety, 81-2001 Appointment, 81-102 Bond or insurance, 81-111, 81-2002 Chief officer, 81-2001 Compensation, 81-103 Restrictions on office holding or employment, 81-108 Term, 81-109 Surplus property sale, procedure, 81-161.04 Ticket guota requirements, prohibited, 48-235 Traffic regulations, See RULES OF THE ROAD, NEBRASKA; 60-601 Training, Individual training academies, authorized, 81-1402.01 Training, See LAW ENFORCEMENT TRAINING

480.01 Undercover license plates, 60-3,135 **Uniforms**, 81-2007 Violations, penalty, 81-2008 Weighing stations, 60-1301 to 60-1309, See also WEIGHING STATIONS STATE PATROL RETIREMENT ACT, NEBRASKA See generally RETIREMENT AND PENSIONS Act, how cited, 81-2014.01 Actions and proceedings, 81-2024 Administration, 81-2019 Age, 81-2025 Annuity, 81-2025, 81-2026 Adjustment, 81-2035, 81-2036 Deferred annuity, 81-2031 Audit and report, 81-2023 Benefits, Adjustment, 81-2019.01 Annual benefit adjustment, 81-2027.08 Amount, 81-2026 Death benefits, 81-2026 Military service death, additional benefit, 81-2026 Denial of, when, 81-2038 Overpayment, investigation, 81-2019.01 Reemployment, effect, 81-2031.05, 81-2031.06 Separate employment, effect, 81-2016 Unable to distribute, treatment, 81-2025 **Board, Public Employees** Retirement, duties, 81-2019, 81-2025, 84-1503 Contributions. Amount, 81-2017 Held in trust, 81-2039 Refund, when, 81-2019.01 Return, when, 81-2031 Termination, effect, 81-2031.06, 81-2040

STATE PATROL. NEBRASKA – Cont'd

Undercover drivers' licenses, 60-

Cost-of-living adjustment, 81-2027, 81-2027.08, 81-2035, 81-2036 Creation, 81-2015 Deferred payment, 81-2025 Deferred retirement option plan participation authorized. requirements, 81-2041 Definitions, 81-2014 Disability, 81-2025, 81-2026, 81-2028 to 81-2030 Eligibility, 60-1304, 81-2016, 81-2031.02, 81-2031.06 Employee, transfer from carrier enforcement, retirement options, 60-1304 Employer education program, 81-2021 Exemption from legal process, exception, 81-2032 Funds. Investment, 81-2022 State Patrol Retirement Act Expense Fund, 81-2018 State Patrol Retirement Fund, 81-2018.81-2020 Intent, 81-2015 Legal counsel, 81-2024 Mandatory retirement, 81-2025 **Membership**, 81-2016 Restriction, 4-108 Military service, credit, 81-2033, 81-2034 **Optional retirement**, 81-2025 Preretirement planning program, 84-1511 Prohibited acts, penalty, 81-2038 Records, 81-2021 Rejoin system, 81-2031, 81-2031.01, 81-2031.06 Retired officer, reemployment, 81-2031.05 Rollovers, 81-2031.03, 81-2031.04 Direct transfer, 81-2026 Rules and regulations, 81-2019 Separate employment, effect, 81-2016 Service, computation, 81-2033 Spouse, pension rights, See SPOUSAL PENSION RIGHTS ACT; 42-1101

STATE PATROL RETIREMENT ACT. NEBRASKA – Cont'd

State Treasurer, duties, 81-2020 Statute of limitation, 81-2037 Survivors, 81-2026 System,

Funding of, 81-2017 Termination, effect, 81-2040 Termination of employment, 81-2031, 81-2031.06 Employer duties, 81-2014 Transfers, acceptance, limitations, 81-2031.07 Vesting credit, 81-2016, 81-2031.02

STATE PERSONNEL SYSTEM

See PERSONNEL SERVICE, STATE

STATE RECORDS ADMINISTRATOR

See generally STATE OFFICERS AND EMPLOYEES Duties, 84-1203, See also RECORDS MANAGEMENT ACT Official records, duties, 25-1281, 25-12,112, 25-2209, 47-204

Public records, See PUBLIC RECORDS

STATE ROCK

See generally STATE SYMBOLS Designation, 90-110

STATE SLOGAN AND SYMBOL

See generally STATE SYMBOLS **Designation**, 90-105, 90-106

STATE SOIL

See generally STATE SYMBOLS Designation, 90-116

STATE SONG

See generally STATE SYMBOLS Designation, 90-111

STATE SURVEYOR

See generally STATE OFFICERS AND EMPLOYEES Application for survey, costs, 84-409.01 Appointment, 84-407

Compensation, 84-409

Deputies. 84-407. 84-407.01 Disputes, arbitration procedure, 84-410 Funds. Survey Record Repository Fund, 84-414 Surveyors' Cash Fund, 84-409 Powers and duties, 76-2504, 81-8,110.03, 84-407 to 84-413 Property, access to, 84-411 Record repository of surveys, 84-412 to 84-415 Surveys, See SURVEYS AND SURVEYORS

STATE SYMBOLS

See generally STATE GOVERNMENT Banner, 90-102 to 90-104 Bird. western meadowlark. 90-107 **Designation by Governor** authorized, 90-119 Flag, 90-102 to 90-104 Flower, Golden Rod, Vol. 2A Appendix section 1-101 Fossil, mammoth, 90-109 Gem, blue agate, 90-108 Grass, little blue stem, 90-112 Insect, honeybee, 90-114 Mammal, whitetail deer, 90-117 Name, Cornhusker State, 90-101 Official state language, Article I, section 27, Constitution of Nebraska Rock, prairie agate, 90-110 **Slogan,** 90-105, 90-106 Soil, Holdrege series, 90-116 Song. Beautiful Nebraska. 90-111 Symbol, 90-105, 90-106 Tree, cottonwood, 90-113

STATE TORT CLAIMS ACT

See generally STATE GOVERNMENT Act, how cited, 81-8,235 Appeals, 81-8,216 Applicability of law, 81-8,230 Attorney's fees, 81-8,228 Award. Acceptance, effect, 81-8,223 Payment, 81-8,224

STATE TORT CLAIMS ACT -Cont'd Board, State Claims, Duties, 81-8,213, 81-8,221, 81-8,228 Members, 81-8,220 Powers, 81-8,211, 81-8,212, 81-8,224 Court action, when allowed, 81-8,213 Definitions, 81-8,210 Division, Claims, created, 81-8,222 Employees of the state, Duties. 81-8.233 Liability. 81-8.232 **Exemptions**, 81-8,219 Filing of claims, procedure, 81-8,212, 81-8,213 Fund, Tort Claims, 81-8,225 Insurance coverage, effect, 81-8,231 Intent, 81-8,209 Judgment, effect, 81-8,217 Jurisdiction of district court, 81-8.214 Legal counsel, 81-8,212, 81-8,218 Legislature, review awards, when, 81-8,224 Liability. Negligent execution of certificate of title, 81-8,219 Of employee to state, 81-8,232 Of state under act, 81-8,215, 81-8.216 Remedies, exclusive, 81-8,229 **Reports**, 81-8,226 Risk Manager, duties, 81-8,211, 81-8,212, 81-8,213, 81-8,225, 81-8,226, 81-8,233 Rules and regulations, 81-8,221 Service of process, 81-8,212 Statute of limitation, 81-8,227 Tolling of, when, 25-213 Vehicular pursuit, liability for, 81-8,215.01 **STATE TREASURER** See generally STATE OFFICERS AND **EMPLOYEES**

Abandoned property, See UNCLAIMED PROPERTY ACT, UNIFORM DISPOSITION OF; 69-1301 Actions between agencies, costs, 25-1808, 25-1809 Audit, 84-605 Compensation, Article IV, section 25 Constitution of Nebraska, 84-721, 84-723 Restrictions. Article III. section 19. Constitution of Nebraska Conflict of interest, Article III, section 16, Constitution of Nebraska Contracts, See STATE OFFICERS AND **EMPLOYEES** Deputies, 84-608, 84-801 to 84-807 Dual office holding, prohibited, 32-604 Duties. Achieving a better life experience program, 77-1401 to 77-1409 Educational savings plan trust, 85-1804, 85-1811 Generally, 84-602 Taxpayer Transparency Act, 84-602.01 Election. Contests, Article IV, section 4, Constitution of Nebraska State funds, limitation, 84-733 When, 32-507 Electronic funds transfer system, authorized, 77-2420, 81-1121 Electronic postmark, use authorized, 86-644 Established, Article IV, section 1, Constitution of Nebraska Funds. Cash Reserve Fund. See CASH **RESERVE FUND** State Treasurer Administrative Fund, 84-617 Treasury Management Cash Fund, 84-618 Funds transfers, 81-1121 Legal actions. Interagency, costs, 25-1808, 25-1809 To establish official status, 84-718 to 84-720 Meetings, open, See OPEN MEETINGS ACT; 84-1407

STATE TREASURER -Cont'd Mileage, reimbursement, 81-1176 Oath, Article XV, section 1, Constitution of Nebraska, 84-606 Office, 84-601 Petty cash fund, authorized, 84-615 Public records. Access, 84-712 to 84-712.09, See also PUBLIC RECORDS Settled claims, requirements, 84-713 Purchase of goods and services, payment for, See PROMPT PAYMENT ACT; 81-2401 Records. Inspection, 84-605 Public records, this heading **Recycling program**, See STATE GOVERNMENT RECYCLING MANAGEMENT ACT; 81-1183 **Residency**, 84-601 Returned check or electronic payment not accepted, charges for and payment limitations, 84-617, 84-617.01, 84-720 School funds, duties, See SCHOOL FINANCE Seal. 84-603 Services, fee schedule, 84-617 Successor, delivery of property and records. 84-604 Term, when commenced, Article XVII, section 5, Constitution of Nebraska Term limits, Article IV, section 3, Constitution of Nebraska Vacancy in office, Article IV, section 11, Constitution of Nebraska Volunteers, payments authorized, 81-1182.01 Warrants, failure to pay, penalty, 84-607 STATE TREASURY See generally STATE GOVERNMENT Funds, public, See PUBLIC FUNDS State funds, See FUNDS, NAMES OF STATE TREE See generally STATE SYMBOLS

Designation, 90-113

STATE VETERINARIAN See generally STATE OFFICERS AND **EMPLOYEES** Powers and duties, 81-202 to 81-202.02 STATE-TRIBAL COOPERATIVE AGREEMENTS ACT See generally INDIANS Act, how cited, 13-1501 Agreements, 13-1503 Contents, 13-1504 Filing, 13-1505 Prohibited provisions, 13-1508 Revocation, 13-1506 Applicability of law, 13-1509 Definitions, 13-1502 Powers, 13-1503, 13-1507 STATEWIDE TRAUMA SYSTEM ACT See generally EMERGENCY MEDICAL SERVICES Act. How cited, 71-8201 How construed, 71-8253 Board, State Trauma Advisory, 71-8236, 71-8237 Definitions, 71-8203 to 71-8235 Department, statewide duties, 71-8240 to 71-8242, 71-8246 Funds. Nebraska Emergency Medical System Operations Fund, 71-51.103 State Trauma System Cash Fund, 71-8238 Legislative findings, 71-8202 Medical directors, state and regional, appointment, 71-8239 Regional trauma system, 71-8246, 71-8247 Quality assurance program, 71-8247 Rehabilitation centers, Categorized, 71-8243 Designation, 71-8244, 71-8245 Appeal, 71-8244 Applicant, duties, 71-8245 Onsite review, 71-8245

STATEWIDE TRAUMA SYSTEM ACT -Cont'd **Rehabilitation centers** –Cont'd Requirements, 71-8243 Rules and regulations, 71-8239 Statewide trauma registry, Confidentiality of records, 81-663 to 81-675 Established, 71-8248, 71-8249 Statewide trauma system, established, 71-8239 Statewide trauma system. establishment and maintenance, 71-8239 Trauma care regions, Designated, 71-8250 Regional trauma advisory boards, 71-8251, 71-8252 Trauma centers. Categorized, 71-8243 Designation, 71-8244, 71-8245 Appeal, 71-8244 Applicant, duties, 71-8244 Onsite review, 71-8245 Requirements, 71-8243 STATUTE OF FRAUDS See generally CONTRACTS Agent's authority, 36-409 Consideration, how proved, 36-408 Contracts not relating to real property, 36-202 to 36-213.01 Assignment of wages, requirements, 36-213, 36-213.01 Auctioneer's memorandum, how construed, 36-203 Motion picture film rentals, security requirements, 36-211, 36-212 Writing, when required, 36-202, 36-404 Credit agreements, actions or defenses, 45-1,112 to 45-1,115 Real property, Agent's authority, 36-107 Interest. Created, how, 36-103 Void, when, 36-105 Specific performance, authorized, 36-106

Trust. treatment. 36-104 Writing requirements, 36-402 to 36-409 Trusts. Grants or assignments of, requirements, 36-404 Statute, effect, 36-104 Uniform Commercial Code, See COMMERCIAL CODE, UNIFORM Wills, statute, effect, 36-104 Writing requirements, 36-402 to 36-409 **STATUTES** See generally LAW Action in federal court, procedure, 25-21,165 to 25-21,167 Acts, named, See ACTS, NAMES OF Annotations. 24-212 Appropriations, requirements, 49-804 to 49-805.01 Attorney General, notice of constitutional challenge, 25-21.159 Civil procedure statutes, applicability, 25-2225 Code of civil procedure, rule requiring strict construction of statutes in derogation of common law not applicable, 25-2218 Commission on Uniform State Law, 49-901 to 49-905 **Common names,** See POPULAR NAMES Constitutionality, supermajority of Supreme Court required for unconstitutionality, Article V, section 2, Constitution of Nebraska Construction, 25-2218, 49-802, 49-806 **Copyrights**, 49-707 Correlation, 49-769, 49-770 Courts, practice and procedure, general laws governing, Supreme Court recommendations, Article V, section 25. Constitution of Nebraska

STATUTES –Cont'd Definitions, general terms, 49-801 Effective date, Article III, section 27, Constitution of Nebraska Enactment of, See LEGISLATURE Ex post facto laws, prohibited, Article I, section 16, Constitution of Nebraska Initiative enactment, See INITIATIVE AND REFERENDUM Internal Revenue Code, reference to, how construed, 49-801.01 Judicial notice, See JUDICIAL NOTICE Legal proceedings, proof of, Foreign states and governments, 25-1290, 25-1293 Proceedings of the Legislature, 25-1290 Legislative enactment, See LEGISLATURE Mortality tables, Tables are found in the Cumulative Supplement Appendix Named state acts, See ACTS, NAMES OF Notice to Attorney General in action involving constitutional challenge, 25-21,159 Obsolete sections, 49-771 Official version, 49-767 Popular or common names, See POPULAR NAMES **Price**, 49-707 Printing and distribution, 49-617, 49-704, 49-707 Program evaluation, See LEGISLATIVE PERFORMANCE AUDIT ACT; 50-1201 Ratification of legislation by Constitution, Article VIII, section 13, Constitution of Nebraska Reissues, 49-705, 49-765, 49-767 Repeal, effect, 49-301 to 49-303 Revisor of Statutes, 49-701 to 49-771, See also REVISOR OF STATUTES Revival of former law, 49-302, 49-802

Saving statute, Abatement of actions, See ABATEMENT OF ACTIONS Repeal of statute, action not affected, 49-301 Savings clause after statute of limitation has run, conditions, 25-201.01 Survival of actions, See SURVIVAL OF **ACTIONS** School laws, statutory construction, 79-1701 to 79-1708 Secretary of State, Custodian of legislative acts and resolutions, 84-505 Session laws. Initiative or referendum, publication, 32-1415 Publication and distribution. Article III, section 27, Constitution of Nebraska, 49-501 to 49-509.01 84-502, 85-176, 85-177 Special legislation, prohibited, Article III, section 18, Constitution of Nebraska Statute of frauds, See STATUTE OF FRAUDS Statutes of limitation, See STATUTES OF LIMITATION Tort claims acts. Political subdivisions, See POLITICAL SUBDIVISIONS TORT CLAIMS ACT; 13-901 State, See STATE TORT CLAIMS ACT; 81-8,209 **Uniform acts.** See UNIFORM ACTS Uniform Commercial Code, See COMMERCIAL CODE, UNIFORM **Uniform laws**, See also UNIFORM ACTS Commission on Uniform State Laws. 49-901 to 49-905 Uniform Commercial Code, See COMMERCIAL CODE, UNIFORM STATUTES OF LIMITATION See generally LEGAL PROCEDURE Acknowledgment of debt, 25-216

Action not specified, 25-212

STATUTES OF LIMITATION –Cont'd Aged, blind, or disabled, assistance to, action for reimbursement to state, 68-1001.02 Annexation of territory by cities and villages, 18-1718 Appeals, 25-1931 Asbestos, 25-224 Assault and battery, For actions accruing before 7/13/2000, 25-208 For actions accruing on or after 7/13/2000. 25-212 Assistance, action for reimbursement, 68-1001.02 Banks, claims inconsistent with records, 8-173 **Beatrice State Developmental** Center, patients' funds, claims, 83-153 to 83-156 Bonds, actions on, 25-209, 25-210 Certificates of deposit, UCC 3-118, 25-227 Cities of the metropolitan class, Claims against, 14-806 Zoning, notices, 14-420 Cities of the primary class, claims against, 15-840 **Civil actions**, 25-201 to 25-227 Savings clause, conditions, 25-201.01 Stay, effect on limitation, 25-201 Civil rights, invasion of privacy, 20-211 Collateral, recovery, 25-205 Commencement of action, 25-201, 25-217, 25-501 Amendment of pleading, effect, 25-201.02 New actions, when authorized, 25-201.01 Commodity Code, civil action, 8-1721.01 Common carriers, 25-226 Conflict of laws, See CONFLICT OF LAWS LIMITATIONS ACT, UNIFORM; 25-3201 Consumer protection actions, 59-1612

Contract claims, state, 81-8,305, 81-8,306 Contracts. Action against state, 81-8,305, 81-8.306 Failure or want of consideration, 25-211 Oral contract, 25-206 Partial payment, effect, 25-216 Tolling, when, 25-213 Unconstitutional statute, effect, 25-205 Written contract. 25-205 Conversion, 25-207 **Corporations**, business corporations, Claim against dissolved corporation. 21-2.190 Director liability, 21-2,104 Correctional facilities and inmates, claims, 83-153 to 83-156 County assessor, disciplinary action, 77-5020 County Employees Retirement Act, 23-2330.01 Credit Services Organization Act, 45-813 Crime Victim's Reparations Act, Nebraska, 81-1821 Criminal procedure, 29-110 Postconviction relief proceedings, 29-3001 Debt management, 69-1216 Debtor, absconding or absent, effect, 25-214 **Deceptive Trade Practices Act. Uniform.** 87-303.10 Discriminating wages based on sex, 48-1224 **Discrimination-based offenses.** civil action, 28-113 **Dispute Resolution Act, tolling of** statute, when, 25-2917 Estate and generation-skipping transfer tax, 77-2102 **Estate tax**, 77-2102 Execution of judgment, sale, 25-1505 Fair Housing Act, Nebraska, 20-342

STATUTES OF LIMITATION –Cont'd False imprisonment, For actions accruing before 7/13/2000, 25-208 For actions accruing on or after 7/13/2000. 25-212 False Medicaid Claims Act. 68-941 Federal law, 25-219 Fence disputes, 34-112.02 Forcible entry and detainer, 25-203 Foreign judgments, 25-205 Foreign laws, how treated, See CONFLICT OF LAWS LIMITATIONS ACT, UNIFORM; 25-3201 Forfeiture, action for based upon a statute. For actions accruing before 7/13/2000, 25-208 For actions accruing on or after 7/13/2000, 25-212 Frauds, 25-207 Fraudulent transfers, 36-710 Game law, 37-602 General. 25-212 Hospital-Medical Liability Act, Nebraska, 44-2828, 81-8,227 Human trafficking victim, 25-21,300 Income tax, prosecutions, 77-27,117 Indian skeletal remains and burial goods, 12-1212 Intimate area imaging, 28-311.08 Intrusion, unlawful, 28-311.08 Irrigation districts, failure to deliver water, 46-160 Judges Retirement Act, 24-713.01 Judgments or orders, lien, 25-1542 Jurisdictional utility, erroneous assessment action, 66-1845 Jury, limitation of service, 25-1639 Juveniles, hearings, 43-271, 43-277 to 43-280 Libel, 25-208 Limited cooperative associations. actions against, 21-2981.03, 21-2992 Malicious prosecution, For actions accruing before 7/13/2000, 25-208 For actions accruing on or after 7/13/2000, 25-212

Malpractice claims, medical, 44-2828, 81-8, 227 Marijuana and controlled substances tax, 77-4309 Mechanical Amusement Device Tax Act. 77-3010 Medicaid claims, false, 68-941 Medical assistance violations, 29-110 Military Justice, Nebraska Code of, 55-427 Minor Alcoholic Liquor Liability Act. 53-408 Mortgage or deed of trust, Foreclosure, 25-202 Partial payment, inapplicable, 25-216 Trust Deeds Act, Nebraska, 76-1015 Motor carriers. 25-226 Motor vehicles, manufacturers warranty, 60-2706 Municipal Cooperative Financing Act, action to contest board's action. 18-2478 Oil and Gas Lien Act. 57-814 Penalty, action for based upon a statute. For actions accruing before 7/13/2000, 25-208 For actions accruing on or after 7/13/2000. 25-212 **Political Accountability and** Disclosure Act, Nebraska, 49-14.136 Political Subdivisions Tort Claims Act. 13-919 to 13-922 Postconviction relief proceedings, 29-3001 Premarital agreements, 42-1008 Privacy rights, invasion of, 20-211 Private Postsecondary Career School Act, Tuition Recovery Cash Fund, claim, 85-1657 Probate of will, 30-2408, 30-2409 Claims against estate, 30-2484, 30-2485, 30-24,119 Distribution, 30-24,120 Personal representative, 30-24,119 Product liability, 25-224 Professional negligence, 25-222

STATUTES OF LIMITATION –Cont'd Public buildings, construction, 52-118.02 Railroad agricultural lessee, right of first refusal, 2-5507 **Railroads**, 25-226 **Real estate.** 25-202 Improvements, 25-223 Sale, cause of action against seller on disclosure statement, 76-2,120 Subdivision of real estate, action to challenge, 76-2,110 Regional centers, patients' funds, claims, 83-153 to 83-156 Rental purchase agreements, 69-2114 **Revivor,** See REVIVOR Rule or regulation, contest of validity, 84-906 Sales and use tax, 77-2713 Savings and loan associations, claims inconsistent with records. 8-328 Savings clause, conditions, 25-201.01 School Employees Retirement Act, 79-977.01 Securities actions, 8-1117, 8-1118, See also SECURITIES ACT OF NEBRASKA Seller-Assisted Marketing Plan Act, enforcement, 59-1758 Sex discrimination involving wages, 48-1224 Sexual assault of a child, civil action by victim, 25-228 **Slander**, 25-208 Social service benefit violations, 29-110 State. Claims, 25-218 Contract claims, 81-8,305, 81-8,306 Tort claims, 81-8,227 State Employees Retirement Act, 84-1329 State Government Effectiveness Act. 81-2707 State Patrol, Nebraska, retirement system, 81-2037

Stay, civil actions, effect on limitation, 25-201 Tax, unconstitutional, 25-208 Tax sales, 77-1855 Taxation, corporate, liability of officers or employees, 77-1783.01 Telephones and telecommunications, interception of communications, 86-293 Time-Share Act, Nebraska, 76-1723 Tolling of, when, 25-213, 25-214 New actions, when authorized, 25-201.01 Torts, 25-207, 25-208, 25-212 Tractor testing claims, 2-2701, 2-2710 Trade Secrets Act, 87-506 Trespass, 25-207 Trial procedure, 25-221 Trusts and trustees, Actions against trustee, 30-3894 Custodial trustee, 30-3517 Personal liability of trustee, 30-3899 Unclaimed property, 69-1315 Unlawful intrusion, 28-311.08 **Unspecified action**, 25-212 Veterans' homes, residents' funds, claims, 83-153 to 83-156 Volunteer emergency responders wrongful termination, 35-1408 Water, construction projects, 46-238 Water well standards violation, 46-1239.46-1240 Wiretap, civil actions, 86-293, 86-297, 86-2,110 Workers' compensation, 48-137, 48-144.04 Wrongful conviction claims against state, 81-8,227 Zoning, notice in cities of the metropolitan class, 14-420 STAYS See generally LEGAL PROCEDURE Administrative decisions, appeals,

84-917

STAYS –Cont'd **Adult Guardianship and Protective Proceedings Jurisdiction Act,** Nebraska Uniform, stay of proceedings, when, 30-3912, 30-3913, 30-3915 Affidavit, use to obtain, 25-1244 Airport licensing, 3-134 Appeals, 25-1907, 25-1908, 25-1916, 25-1926, 25-2730 Arbitration proceedings, 25-2603, 25-2620 Attachment orders, 25-1047, 25-1048 Bond requirements, Administrative decisions, 84-917 Appeals, 25-1907, 25-1908, 25-1916 to 25-1918, 25-2730 Department of Banking and Finance, 8-196 Execution of judgment, 25-1507 to 25-1510 Exemptions from, Cities and villages, 14-817, 15-842.01, 16-729, 18-2463, 19-4901 County, 25-1717 Metropolitan utilities district, 14-2151 Natural resources district, 2-3281 Public power district, 70-680 State, 25-21,213, 25-21,216 Forcible entry and detainer actions, 25-1907, 25-21, 234, 25-21, 235, 25-2730 Landlords and tenants, 76-1447 Motor vehicle judgment, 60-511 **Public Service Commission** decisions, 75-139 Rate order, Public Service Commission, 75-139 Student discipline, 79-289 Temporary injunction, 25-1078 to 25-1080 Capital punishment appeal, Article I, section 23, Constitution of Nebraska Commodity Code orders, 8-1736 **Corporations**, derivative proceedings, 21-278

County courts, 25-2730, 43-2,106 Criminal proceedings, irregularities, 29-1501 **Developmental disability** decisions, 83-1224 Drainage districts, appeals, 31-433 Electrical connections, orders, 81-2141 Estates. Conflicting claim of domicile, 30-2411 Personal representative, appointment, 30-2438 Supervised administration, effect, 30-2441 Evidence rules, claim of privilege, 27-509 Execution of judgment, See EXECUTION OF JUDGMENT Forcible entry and detainer, 25-1907, 25-21, 231, 25-21, 234, 25-21,235, 25-2730 Foreclosure action, 25-1506, 25-2149 Foreign action, Child custody, stay of Nebraska action, 43-1243 Stay of Nebraska action, 25-415, -25-538, 25-2149 Foreign judgment, enforcement, 25-1587.05 Fuel tax, petition filing acts as stay, when, 66-1406.02 Grain warehouse. closure. 88-547 Health care facility receivership, 71-2086 Homestead, farm, redemption of equity, effect, 76-1909, See also FARM HOMESTEAD PROTECTION ACT Insolvent banks. 8-196 Insolvent insurers, 44-2718, 44-4804, 44-4809, 44-4810, 44-4815 Interlocutory injunction in federal court, 25-21,166 Judgment against city of the first class, 16-729 Judgment against city of the primary class, 15-841 Judgment against state, 25-21,211, 25-21,213

STAYS –Cont'd Judgment involving multiple claims or parties, 25-1315 Jury selection, failure to comply with law, 25-1637 Juvenile courts, 43-2,106 Juvenile placement orders, 43-285 Landlord and tenant actions, 76-1447 Limited liability company, derivative proceeding, 21-168 Motor vehicles. Commercial, alcoholic liquor disqualification, 60-4,167.02 Suspension, revocation, cancellation, or refusal to issue registration certificate, 60-3,205 Probate Code, Nebraska, appeal, 30-1601 Public Service Commission orders, 75-134 Restitution of rental property, appeals, 76-1447 Special education decisions, 79-1167 State lottery contract, termination, 9-832 Statutes of limitation, effect of stay on, 25-201 Student discipline, appeal of decision, 79-289 Support order enforcement, 43-3319, 43-3333, 43-3335, 43-3336 Tax collection proceedings, 77-2785 Tax equalization and review, 77-5019 Temporary injunction, dissolution, 25-1078 to 25-1080 Unauthorized insurers, 44-2006 Unemployment benefits, unconstitutional law, effect, 48-670 Water appropriations, 46-712, 46-714 Immediate temporary stay, 2-32,115 Water well, stay on new construction, 46-707 Zoning orders, Cities, 14-410, 19-909, 19-912 Counties, 23-168.04

STEM CELL RESEARCH ACT See generally HEALTH CARE Act, how cited, 71-8801 **Committee, Stem Cell Research** Advisory. Created, 71-8803 Establish grant process, 71-8804 Reports, 71-8804 Definitions, 71-8802 Fund, Stem Cell Research Cash, 71-8805 Limitation on use of facilities and funds, 71-8806 Research grants, Fund match, 71-8805 Process, 71-8804 Recipients, restriction, 4-108 to 4-112 Use, limitations, 71-8806 STEP UP TO QUALITY CHILD CARE ACT See generally CHILDREN AND MINORS Act. How cited. 71-1952 Purposes, 71-1953 Child care licensee, failure to comply, effect, 71-1960 Definitions, 71-1954 **Department of Health and Human** Services, duties, 71-1955, 71-1963, 71-1964 Nebraska Early Childhood Professional Record System, creation and operation, 71-1962 Quality rating and improvement system, Incentives and support, 71-1961 Participation, 71-1957 Rating, 71-1956 Voluntary, exceptions, 71-1957 Quality rating criteria, 71-1956 Quality scale rating, 71-1958 Available on web site, when, 71-1963 Review, reevaluation, 71-1959 Rules and regulations, 71-1964 State Department of Education, duties, 71-1955, 71-1962, 71-1963, 71-1964

STEROIDS

See ANABOLIC STEROIDS

STOCKYARDS

See LIVESTOCK

STORAGE TANKS

See generally OIL AND GAS Aboveground motor fuel storage tanks, 81-1577.01 Hazardous materials, 81-1575 to 81-1577

Petroleum products,

Contamination, clean up, See PETROLEUM RELEASE REMEDIAL ACTION ACT; 66-1501 Storage and handling, See PETROLEUM PRODUCTS AND HAZARDOUS SUBSTANCES STORAGE AND HANDLING ACT; 81-15,117

STORM WATER MANAGEMENT See UTILITIES

STRANGULATION

See generally CRIMES AND OFFENSES Defense, affirmative, 28-310.01 Penalty, 28-310.01

STREETS

See generally HIGHWAYS AND ROADS Bonds, See BONDS Carcass or offal, putting into street, penalty, 28-1305 Cities of the first class, Abutting property, how treated, 16-609.01 Addresses, 16-614 Armor-coating of streets, 16-621.01 Streetcars, right-of-way, 16-625 Assessments, See SPECIAL ASSESSMENTS Bidding, 16-649 Bonds, 66-4,101, 66-4,102 Curbing and guttering, 16-629 to 16-631 Grading, 16-653 to 16-655 Highway Allocation Fund receipts, pledge, 66-4,101

Improvement, 16-623, 16-624, 16-631 Intersections, 16-626 Paving, 18-2003 Classification, jurisdiction, 39-2104, 39-2105 Closure, authorized, 19-4301 Commissioner, 16-324 Common boundary, jurisdiction, 18-2005 Condemnation, 16-605 to 16-608 Damages, 16-645 County road annexation, effect, 39-1702 Curbing and guttering, 16-629 to 16-631 Districts, 18-1751 Assessment of adjacent land, 19-2427 to 19-2431 Grading, 16-615 Assessments, 16-652 Bonds, 16-653 to 16-655 Amount, 16-655 Damages, 16-655 Districts, 16-651 Petition, 16-651, 16-654 Improvement projects, combined, See COMBINED IMPROVEMENT ACT; 19-2408 Improvements. Acquisition of land, 18-1705 Assessments, 16-622, 16-632, 18-2003, 18-2004 Definitions, 16-635 Determination, 16-635 Protest. 16-637 Authorized, 16-609, 18-2001, 18-2002 Defined, 16-617.01 Districts. Authorized, 16-617 Boundaries, 16-618, 16-636 Creation, 16-619 Petition, 16-624 Limited districts, 19-2416 Materials, 16-621, 16-622 Objections, 16-620 Sections, how construed, 18-2004 Intersections, 16-625 Bonds, 16-626 to 16-628

STREETS -Cont'd Cities of the first class -Cont'd Jurisdiction, joint, 18-2005 Lighting, 16-675, 16-677 Maintenance, 16-249, 16-610 By county, when, 39-1803 Menace to travel, 18-1705 Minor or protected person, petition, signatures, 16-634 Petition, signatures, 16-634 Public property, how treated, 16-633 Railway, duty to improve right-ofway. 16-625 Regulation, 16-207, 16-210 Sinking fund, 16-623 Sprinkling, 16-249 State funds, allocation, 39-2517 to 39-2520 Streetcar company, duty to improve right-of-way, 16-625 Superintendents, Incentive payments, 39-2511 to 39-2515 Licensing requirements, See COUNTY HIGHWAY AND CITY STREET SUPERINTENDENTS ACT; 39-2301 Supervision, 16-210 Tax levy, 16-622, 16-627, 16-628, 16-632, 18-2003 Protest, 16-637 Vacation, effect, 16-611 Warrants, 18-2003 Cities of the metropolitan class, Administration, 14-3,108 Armor-coating districts, 14-363, 14-3.127 Assessments, See SPECIAL ASSESSMENTS Bidding required, 14-3,111, 14-3,115, 14-3,124 Bonds, 66-4,101, 66-4,102 Authorized, 14-528 Highway Allocation Fund, receipts, pledge, 66-4,101 Intersections, funding, 14-531 Paving, 18-2003 Sinking fund, 14-530 Investment, 14-532 Terms, 14-529

Classification, jurisdiction, 39-2104, 39-2105 Closure, authorized, 19-4301 Controlled access, 14-389 Costs, assessment of, 14-392 Exemptions, 14-3,110 County road annexation, effect, 39-1702 Definitions, 14-384 Districts, 14-386, 18-1751 Petition, 14-391 Excavations, 14-3,108 Government property, how treated, 14-3,110, 14-542 Grading. Appraiser, fees, 14-3,100 Assessments, 14-397, 14-398 Authorized, 14-393, 14-395 Bonds, 14-535 Change without petition, procedure, 14-3,102 Cost estimate, 14-534 Damage award, 14-3,100 Appeal, 14-3,101 Pavable when, 14-3,101 Petition, 14-394, 14-396 Contents, 14-399 Special assessments, 14-536 Computation, 14-539 Width requirements, 14-397 Improvements, authorized, 14-385, 14-387, 18-2001, 18-2002 Acquisition of land, 18-1705 Assessments, 18-2003 Districts, 14-386, 18-1751 Intersections, alleys, and sidewalks, 14-3,113 Sections, how construed, 18-2004 Intersections, improvements, 14-3.113 Jurisdiction, joint, 18-2005 Lighting, 14-106, 14-108, 14-3, 129 Main thoroughfare, 14-388 Maintenance, by county, when, 39-1803 Materials. Petition, 14-3,116, 14-3,125, 14-3.126 Standards, 14-3, 124 Narrow, 14-3,107

STREETS –Cont'd Cities of the metropolitan class –Cont'd Paving repair, 14-364 Petition, 14-3,114 to 14-3,123 Required, when, 14-387, 14-390 Property, acquisition, 14-389 Protest, 14-3, 127 Rules and regulations, 14-3,108 Sections, how construed, 14-3,112 Special assessments, Authorized, 14-533 Grading, 14-536 State funds, allocation, 39-2517 to 39-2520 Street sprinkling district, 14-363, 14-3,127 Superintendents, Incentive payments, 39-2511 to 39-2515 Licensing requirements, See COUNTY HIGHWAY AND CITY STREET SUPERINTENDENTS ACT; 39-2301 Tax levy, 18-2003 Utilities, 14-3,109 Vacating, 14-375, 14-3,107 Warrants, 18-2003 Cities of the primary class, Access, 15-702.03 Controlled access, 15-702.01, 15-702.02 Standards, 15-702.04 Assessments, 15-701.01, 15-701.02, See also SPECIAL ASSESSMENTS Bonds, 15-713, 66-4,101, 66-4,102 Paving, 18-2003 Classification, jurisdiction, 39-2104, 39-2105 Closure, authorized, 19-4301 Controlled access, 15-702.01, 15-702.02 County road annexation, effect, 39-1702 Districts, authorized, 15-754, 18-1751 Frontage roads, 15-702.02 Government property, how treated, 15-708

Grading, 15-701.01, 15-701.02 Improvements, Acquisition of land, 18-1705 Assessments, 18-2003 Authorized, 15-701, 18-2001, 18-2002 Districts, 15-754, 18-1751 Sections, how construed, 18-2004 Special improvement districts authorized, 18-1751 Jurisdiction, joint, 18-2005 Lighting, 15-222, 15-266, 15-753 Maintenance, By county, when, 39-1803 Railway companies, 15-729 to 15-733 Regulation, 15-207, 15-208, 15-266 Special improvement districts, authorized. 18-1751 State funds, allocation, 39-2517 to 39-2520 Superintendents, Incentive payments, 39-2511 to 39-2515 Licensing requirements, See COUNTY HIGHWAY AND CITY STREET SUPERINTENDENTS ACT; 39-2301 Supervision, 15-265 Tax levy, 18-2003 Utilities, 15-709 Vacating, 15-701 Warrants, 18-2003 Cities of the second class, Assessment, 17-510, See also SPECIAL ASSESSMENTS Certification, 17-514 Collection, 17-524 Delinguency, 17-515 Lien, 17-514 Public lands, payment, 17-519 Bonds, 17-516, 17-520, 66-4, 101, 66-4.102 Paving, 18-2003 Classification, jurisdiction, 39-2104, 39-2105 Closure, authorized, 19-4301 Contracts for maintenance. authorized, 17-508.01

STREETS –Cont'd Cities of the second class -Cont'd County road annexation, effect, 39-1702 Districts. Assessment of adjacent land, 19-2427 to 19-2431 Created, 17-509, 17-512 Limited, 19-2416 Notice, 17-511 Petition, 17-510 Appeal, 17-513 Protest, procedure, Appeal, 17-513 Procedure, 17-511 Special improvement districts, authorized, 18-1751 Highways and thoroughfares, 17-512, 17-567 Road tax, 17-713 Improvement projects, combined, See COMBINED IMPROVEMENT ACT; 19-2408 Improvements, 17-508, 17-509, 17-558 Acquisition of land, 18-1705 Assessments, 18-2003 Authorized, 18-2001, 18-2002 Sections, how construed, 18-2004 Special improvement districts authorized, 18-1751 Intersections, 17-520 Tax levy, 17-717 Jurisdiction, joint, 18-2005 Lighting, 17-520 Maintenance, 17-119, 17-508, 17-567 By county, when, 39-1803 Contracts authorized, 17-508.01 Obstructions, 17-142, 17-555 Overseer of the streets, 17-119 Railways, 17-521 Regulations, 17-557 Remonstrance, restriction, 17-509 Sinking fund, investment, 17-518 Snow removal, 17-557 Special improvement districts authorized, 18-1751 State funds, allocation, 39-2517 to 39-2520

Superintendents. Incentive payments, 39-2511 to 39-2515 Licensing requirements, See COUNTY HIGHWAY AND CITY STREET SUPERINTENDENTS ACT: 39-2301 Tax levy, 17-508.02, 17-717, 18-2003 Vacation, 17-558 Warrants, 17-516, 18-2003 Golf car vehicles, street or road use, regulation by cities, villages, and counties, limitations, 60-6,381 Highways and roads, See HIGHWAYS AND ROADS Offensive matter, penalty, 28-1305 State institutions, paving abutting streets, 83-135 Superintendents, Incentive payments, 39-2511 to 39-2515 License requirements, See COUNTY HIGHWAY AND CITY STREET SUPERINTENDENTS ACT; 39-2301 Vacation of, effect, 14-375, 14-3,107, 15-701, 16-609, 16-611, 17-558 Villages, Assessments, 17-510, See also SPECIAL ASSESSMENTS Certification, 17-514 Collection, 17-524 Delinguency, 17-515 Lien. 17-514 Public lands, payment, 17-519 Bonds, 17-516, 17-520, 66-4,101 Paving, 18-2003 Classification, jurisdiction, 39-2104, 39-2105 Contracts for maintenance authorized, 17-508.01 County road annexation, effect, 39-1702 Districts. Assessment of adjacent land, 19-2427 to 19-2431 Created, 17-509, 18-1751 Limited, 19-2416

STREETS –Cont'd Villages -Cont'd, Districts -Cont'd Notice, 17-511 Petition, 17-510 Appeal, 17-513 Protest. Appeal, 17-513 Procedure, 17-511 Remonstrance, restriction, 17-509 Highways and thoroughfares, 17-512.17-567 Road tax, 17-713 Improvement projects, combined, See COMBINED IMPROVEMENT ACT; 19-2408 Improvements, 17-229, 17-508, 17-509, 17-558 Acquisition of land, 18-1705 Assessment, 18-2003 Authorized, 18-2001, 18-2002 Cost, limitation, 17-231 Sections, how construed, 18-2004 Warrants, 17-231 Intersections, 17-520 Tax levy, 17-717 Jurisdiction, joint, 18-2005 Lighting, 17-528 Maintenance, 17-214, 17-508, 17-567 By county, when, 39-1803 Contracts, authorized, 17-508.01 County, duties, 39-1405 Obstructions, 17-555 Overseer of street, 17-214 Railways, 17-521 Regulation, 17-557 Remonstrance, restriction, 17-509 Sinking fund, investment, 17-518 Snow removal, 17-557 State funds, allocation, 39-2517 to 39-2520 Superintendents, Incentive payments, 39-2511 to 39-2515 Licensing requirements, See COUNTY HIGHWAY AND CITY STREET SUPERINTENDENTS ACT; 39-2301

Tax levy, 17-229, 17-230, 17-508.02, 17-717, 18-2003 Vacation, 17-558 Warrants, 17-516, 18-2003

STRUCTURED SETTLEMENTS TRANSFERS PROTECTION ACT See generally DAMAGES Act. Applicability, 25-3102, 25-3107 How cited, 25-3101 Purpose, 25-3102 Definitions, 25-3103 Failure to meet conditions, effect, 25-3106 Hearing, 25-3105 Jurisdiction of court, 25-3105 Notice requirements, 25-3105 Payment rights, transfer of, Court order required, 25-3104 Requirements, 25-3104 Workers' compensation settlements, act not applicable. 25-3102 STUDENT DISCIPLINE ACT See generally ELEMENTARY AND SECONDARY EDUCATION Absence, disciplinary, treatment, 79-259 Act, how cited, 79-254 Appeal, Appellate court, 79-292 Case record, 79-284 District court, 79-288 to 79-292 Appeal from, authorized, 79-292 Board, powers and duties, 79-290 Dispositions authorized, 79-291 Filing, 79-289 Procedure, 79-289, 79-291 Transcript, 79-290 School board. Additional evidence, 79-286 Appeal to, authorized, 79-285 Final action, 79-287 Hearing, 79-285 Powers and duties, 79-286 Request for hearing, 79-285 Authorized actions, 79-257, 79-258

STUDENT DISCIPLINE ACT -Cont'd Classwork, guidelines for completion, 79-265 **Compulsory attendance** requirements, treatment of disciplinary absence, 79-259 Criminal violations. Notice to law enforcement, 79-293 Release to peace officer, 79-294 Definitions, 79-256 Disciplinary absence, how treated, 79-259 **Emergency actions authorized**, 79-257, 79-264, 79-268 Exclusion, Grounds, 79-264 Hearing, establish procedure for, 79-264 Procedures, 79-265 Expulsion, Alternative assignment, 79-266 Alternatives for truant, tardy, or absent students, 79-267 Defined, 79-256 Expunge record, when, 79-266 Grounds, 79-262 to 79-264, 79-267 Interim suspension, 79-268 Length, 79-283 Pre-expulsion procedures, 79-266 Previous expulsion, enrollment in public school, when, 79-266.01 Procedure, 79-268 Appeal, 79-285 to 79-292 Hearing, 79-269 to 79-283 Notice, 79-268, 79-269 Readmittance, 79-283 Review, automatic, 79-283 Suspension of enforcement, 79-266 Firearms, school policy requirements, 79-263 Grounds, 79-262 to 79-264, 79-267 Hearing on expulsion, long-term suspension, or mandatory reassignment, Access to documents, 79-269 Attendance, limited, 79-273 Attorney, powers and duties, 79-274 Case record, contents, 79-284 Evidence, 79-276 to 79-278

Nebraska Rules of Evidence, not applicable, 79-277 Student conduct, 79-276 Student records, 79-276 Examiner, appointment and duties, 79-269, 79-270 Failure to request, effect, 79-271, 79-272 Final order, 79-282, 79-283 Joinder of actions, 79-281 Notice, 79-269 Persons permitted to attend, 79-273 Procedure, courtroom, not applicable, 79-277 Record, Contents, 79-284 Costs, 79-280 Report, 79-282 Request by student, 79-269 Separate hearings, 79-281 Student, testimony, 79-275 When, 79-269 Witnesses, 79-273 Attendance, 79-273, 79-278 Cross-examination, 79-278 Immunity, 79-279 Intent, 79-255 Involuntary transfer, 79-256 Notice. Expulsion, 79-268, 79-269 Final disposition, Board, 79-287 Hearing examiner, 79-283 Superintendent, 79-283 Hearing, 79-269 Parents and quardians, notice of rules, standards, and violations, 79-262, 79-265, 79-268 Reassignment, mandatory, 79-268, 79-269 Release to peace officer, 79-294 Suspension. Long-term, 79-268, 79-269 Short-term, 79-265 When deemed given, 79-260 Parents and guardians, notice of rules, standards, and violations, 79-262, 79-265 Peace officer. release to. 79-294 Pre-expulsion procedures, 79-266

STUDENT DISCIPLINE ACT -Cont'd Procedure, 79-265, 79-266, 79-268 to 79-292 Reassignment, mandatory, Defined, 79-256 Grounds, 79-267 Interim suspension, 79-268 Procedure, 79-268 Appeal, 79-285 to 79-292 Hearing, 79-269 to 79-283 Notice, 79-268, 79-269 Removal of student from school grounds, 79-294 Reports, 79-282, 79-293, 79-527 Rules and standards, 79-262 School board, powers and duties, 79-261 to 79-263, 79-266, 79-266.01, 79-285 to 79-287 Settlement, 79-268, 79-516 Sexual assault, grounds for discipline, 79-267 **Special Education Act, compliance** required, 79-259 Standards of conduct, 79-262 Suspension, Alternatives for truant, tardy, or absent students, 79-267 Long-term, Defined, 79-256 Grounds, 79-267 Interim suspension, 79-268 Procedure, 79-268 Appeal, 79-285 to 79-292 Hearing, 79-269 to 79-283 Notice, 79-268, 79-269 Short-term, 79-265, 79-268 Transfer, involuntary, 79-256 STUDENT DIVERSITY SCHOLARSHIP PROGRAM ACT See generally POSTSECONDARY EDUCATION Act. how cited. 85-9.177 Appropriations, use, 85-9,180 Committee, scholarship award determination, 85-9,182 Endowed scholarship funds, use,

purpose, 85-9,179 Funds, use and administration, 85-9,181 Intent, 85-9,178 Scholarship awards, 85-9,182

STUDENT LOANS

See FINANCIAL AID FOR POSTSECONDARY EDUCATION STUDENTS

STUDENTS

See generally ELEMENTARY AND SECONDARY EDUCATION Admission requirements, 43-2007, 79-214 to 79-223 Adult education programs, 79-11,133 to 79-11,135 Affiliated districts, residency of students, determination, 79-4.102 Age, Attendance, this heading Kindergarten, 79-214, See also KINDERGARTEN Maximum, minimum, Article VII, section 1. Constitution of Nebraska, 79-201, 79-214 Prekindergarten programs, 79-101 Special education, See SPECIAL EDUCATION ACT; 79-1110 Alcohol, tobacco, and drug education, 79-712 to 79-714 Athletic activities, concussions, See CONCUSSION AWARENESS ACT; 71-9101 Attendance. Adjoining state, attendance in, 79-599 to 79-5.103 Attendance officers, 79-208, 79-209 Choice of schools, Enrollment option program, 79-232 to 79-246, See also ENROLLMENT OPTION PROGRAM Learning community, diversity plan, attendance centers, 79-2110 Compulsory, 79-201 to 79-211 Absenteeism, excessive, At-risk youth, Youth Conservation Program, Nebraska, 37-915 to 37-921, See also YOUTH

STUDENTS –Cont'd Attendance – Cont'd. Compulsory –*Cont'd* CONSERVATION PROGRAM, **NEBRASKA** Collaborative plan, 79-209 County attorney involvement, when, 79-509 Reports, 79-509, 79-2104, 79-2104.02 School policy required, 79-209, 79-2121 Disciplinary action, treatment of absence, 79-259 Enforcement, 79-208 to 79-210 Exceptions. Child at least sixteen, valid withdrawal, procedure, 79-202 Disciplinary actions, 79-259 Instruction complete, 79-201 Records and reports, 79-205 to 79-209, 79-2104 Violations, penalty, 79-210 Council on Student Attendance, 79-527.01 Employed child, Continuation schools, 79-204 Work permit, conditions, 79-203, 79-204 Foreign state, 79-599 to 79-5,103 Location, 43-1311, 79-215, 79-216 Tuition, payment when, 79-215, 79-216 Banks, school savings account programs for students, 8-157 Before-and-after-school services, 79-1104 Birth certificate, home school, parent duty, See PRIVATE SCHOOLS Blind and visually impaired students. Disabled students, this heading Bullying, Grounds for discipline, 79-267 Prevention and education policy required in each school district, 79-2,137

Child care programs, See CHILD CARE Church schools, Requirements, 79-1601 to 79-1607, See also PRIVATE SCHOOLS Students, part-time enrollment in public school, requirements, 79-2,136 Community colleges, See COMMUNITY COLLEGES Contagious disease, student with symptoms, duty of school personnel, 79-248 Corporal punishment, prohibited, 79-295 County fair exhibits, 79-709 Curriculum, See SCHOOL CURRICULUM Dating violence policy and curriculum education. See LINDSAY ANN BURKE ACT; 79-2,138 Day care, See CHILD CARE Denominational schools, Requirements, 79-1601 to 79-1607, See also PRIVATE SCHOOLS Students, part-time enrollment in public school, requirements, 79-2,136 **Disabled students**, Beatrice State Developmental Center, 83-217, See also DISABLED PERSONS Certificate of attendance, when, 79-770 Deaf or hard of hearing, interpreter appointed, when, 20-150 Developmental disabilities. See DEVELOPMENTAL DISABILITIES SERVICES ACT; 83-1201 Nebraska Center for the Education of Children who are Blind or Visually Impaired, 79-11,109, 79-11.110 Preschool intervention, See EARLY INTERVENTION ACT; 43-2501 Programs and services, contracts authorized, Article VII, section 11, Constitution of Nebraska Special education, See SPECIAL EDUCATION ACT; 79-1110

STUDENTS –Cont'd **Disabled students** –Cont'd State Board of Education, duties, 79-318 Surrogate parent, assignment by school district, when, 79-1161 Treatment, early intervention, See EARLY INTERVENTION ACT; 43-2501 **Discipline,** See STUDENT DISCIPLINE ACT; 79-254 **Discrimination prohibited**, See EQUAL OPPORTUNITY IN EDUCATION ACT. NEBRASKA: 79-2.114 Disease, contagious or infectious, student with symptoms, duty of school personnel, 79-248 Driving, school permit, 60-4,124, 60-6.267 Holder not eligible for ignition interlock permit, 60-4,124 Dropouts, reports, 79-527 Drug, tobacco, and alcohol education, 79-712 to 79-714 Employment, 79-203, 79-204, 79-210 Certificate, 48-301 to 48-311 Requirements, 48-301 to 48-311 Restrictions, 79-203, 79-210 Enrollment option program, 79-232 to 79-246, See also ENROLLMENT OPTION PROGRAM Exhibits, county fair, 79-709 **Expulsion**, See STUDENT DISCIPLINE ACT; 79-254 Eye protective devices, required, when, 79-715, 85-901 Federal employees, children of, 79-216, 79-5, 105, 79-5, 106 Federal funds, services, and commodities program, 81-907, 81-908 Fees, See PUBLIC ELEMENTARY AND SECONDARY STUDENT FEE AUTHORIZATION ACT; 79-2,125 Fire Day, State, 79-705 Fire drills, 81-527 Fire prevention, 79-706 Fire Recognition Day, 79-705 Flags, 79-707, 79-708 Foreign state, attendance in, 79-599 to 79-5,103

Free education. Article VII. section 1. Constitution of Nebraska Gifted children, Learners with high ability, this heading Graduation, Certificate of attendance to special education student, 79-770 High school, requirements, 79-729 High school equivalency diploma, 79-730 to 79-733 Guidance and counseling program, 79-2.107 Handicapped students, Disabled students, this heading Health care. Asthma or anaphylaxis, selfmanagement, 79-224 Concussions and youth athletics, See CONCUSSION AWARENESS ACT; 71-9101 Diabetes, self-management, 79-225 School-based health centers, 68-968. See also MEDICAL ASSISTANCE ACT Health education, 79-712 to 79-714, See also SCHOOL CURRICULUM High school equivalency diploma, Acceptance by colleges, 79-733 Application, 79-731 Requirements, 79-730 Rules and regulations, 79-732 High school equivalency diploma institutions, assistance to, See **DIPLOMA OF HIGH SCHOOL** EQUIVALENCY ASSISTANCE ACT; 79-2301 Home schools, requirements, 79-1601 to 79-1607, See also PRIVATE SCHOOLS Immunization, Clinics, 79-218 Cost. 79-217 Exchange of information, 71-539 to 71-544, See also IMMUNIZATIONS Provisional enrollment, 79-222 Required, when, 79-217, 79-221 Exceptions, 79-221, 79-222 Refusal, effect, 79-217, 79-220, 79-223

STUDENTS –Cont'd Immunization –Cont'd, Required, when -Cont'd Violation, penalty, 79-223 State program, See CHILDHOOD VACCINE ACT; 71-526 Immunization program, See CHILDHOOD VACCINE ACT; 71-526 Infectious disease, student with symptoms, duty of school personnel, 79-248 Intellectual disabilities, students with. Disabled students, this heading Interpreter appointed, when, 20-150 Kindergarten, See KINDERGARTEN Learners with high ability, programs, 79-1105 to 79-1108.03 Mathematics, Junior Math **Prognosis Examination**, available, 79-718 Meals for students. Commodities, federal program, 81-910.81-911 Qualification for free or reducedprice lunches, parent or guardian, provide information, 79-10.143 School breakfast program, 79-10,137 to 79-10,139 Summer food service program, grants, 79-10,140 to 79-10,142 Mental retardation, students with, Disabled students, this heading Military personnel, children of, Attendance at schools, 79-216 Compact, See INTERSTATE COMPACT ON EDUCATIONAL OPPORTUNITY FOR MILITARY CHILDREN; 79-2201 Missing, See MISSING CHILDREN **IDENTIFICATION ACT; 43-2001** Open enrollment, 79-232 to 79-246, See also ENROLLMENT OPTION PROGRAM **Option students,** 79-232 to 79-246, See also ENROLLMENT OPTION PROGRAM Organizations, Career education student organizations, See CENTER FOR

STUDENT LEADERSHIP AND EXTENDED LEARNING ACT; 79-772 Public schools, Rushing or recruiting by outside organizations, prohibited, 79-2.103 Secret organizations, prohibited acts, 79-2,101, 79-2,102 Parochial schools, Requirements, 79-1601 to 79-1607. See also PRIVATE SCHOOLS Students, part-time enrollment in public school, requirements, 79-2,136 Patriotic instruction, 79-724 to 79-727 Pediatric cancer survivors, returnto-learn protocol, 79-2,147, 79-2.148 Personnel services, student, provision, 79-2,107 Physical examination or inspection. Beginner grade, required, 79-214, 79-220 Concussions and youth athletics, See CONCUSSION AWARENESS ACT; 71-9101 Contagious or infectious disease, student with symptoms, duty of school personnel, 79-248 Cost. 79-214. 79-220 Enforcement by school board, 79-251 Inspections, 79-248 to 79-253 Kindergarten, required, 79-214, 79-220 Objection by parent, effect, 79-214, 79-220 Refusal, right of parent or guardian, 79-214, 79-220 Seventh grade, required, 79-214, 79-220 Statement from physician, effect, 79-248 Transfer student, required, 79-214, 79-220 Violation, penalty, 79-253 Prekindergarten programs offered by school, 79-1104

STUDENTS –Cont'd Preschool, See EARLY CHILDHOOD EDUCATION Private schools, See also PRIVATE SCHOOLS Students, part-time enrollment in public school, requirements, 79-2,136 Probation of student, educational programs, duties, 29-2270 to 29-2273 Reassignment, mandatory, disciplinary, See STUDENT DISCIPLINE ACT; 79-254 Records, student, 79-2,105 Policy, board establish, 79-539 **Reform schools,** Article VII, section 12. Constitution of Nebraska Religion, constitutional restrictions, Article VII, section 11, Constitution of Nebraska **Residency, determination, students** in affiliated system, 79-4,102 Safety devices, required, when, 79-715, 85-901 Savings account, programs by banks for students, 8-157 School board, student member, 79-559 School breakfast program, 79-10,137 to 79-10,139 School files and records, Policy, board establish, 79-539 Student, 79-2,104, 79-2,105 School permit, driving, 60-4,124, 60-6.267 Sexual assault, grounds for discipline, 79-267 Special education, See SPECIAL EDUCATION Steroids, anabolic, acts prohibited, 48-232, 48-233, 79-296 Students with intellectual disabilities. Disabled students, this heading Suspension, See STUDENT DISCIPLINE ACT; 79-254

Testina. Assessment and reporting system, See QUALITY EDUCATION ACCOUNTABILITY ACT; 79-757 Curriculum, See SCHOOL CURRICULUM Tobacco, alcohol, and drug education, 79-712 to 79-714 Transfer, Involuntary, See STUDENT DISCIPLINE ACT; 79-254 Physical examination and visual evaluation, required, 79-214, 79-220 Student files and records, school provide, 79-2,105 **Transportation**, See ELEMENTARY AND SECONDARY EDUCATION Truancy, Attendance, this heading **Tuition,** See ELEMENTARY AND SECONDARY EDUCATION Vocational education, See VOCATIONAL EDUCATION Wards, education of, 79-215

SUBPOENA

See generally LEGAL PROCEDURE Abstracters Board of Examiners, 76-541 Accountability and Disclosure Commission, Nebraska, 49-14,124, 49-14,125 Acknowledgment, proof in lieu of, 76-229 to 76-233 Actions against state, 25-21,208 Airport zoning board, 3-323 Antitrust investigations, 84-213 Arbitration, 25-2608 Death tax board, 77-3303 Purchase of electricity, 70-1318 Athletic Commissioner, State, 81-8.141 Attorney General, Antitrust investigations, 84-213 Competitive Livestock Markets Act, 54-2630 Consumer Protection Act, 59-1611 Corporate farming violations, 76-1524

SUBPOENA –Cont'd Attorney General –Cont'd Credit Report Protection Act, 8-2615 Deceptive trade practices, 87-303.03, 87-303.04 Fair Employment Housing Act, 20-343 False medicaid claims, 68-945 General power, 86-2,112 Intercepted communications, 86-2,111 to 86-2,114 Invention development practices, 87-608 Nonprofit Hospital Sale Act, 71-20,106 Uniform Credentialing Act, 38-186 Board of Barber Examiners, 71-218, 71-230 Board of Education. State, 79-870 **Board of Educational Lands and** Funds, 72-224.03 Board of Examiners for Land Surveyors, State, 81-8,125 **Board of Landscape Architects,** State. 81-8.191 Board of Pardons, powers, 83-1,128 Board of Parole, powers, 83-195 Board of Public Accountancy, Nebraska State, 1-143, 1-144 City board of equalization in city of the primary class, 15-810 City council in city of the first class, 16-406 City council in city of the metropolitan class, 14-136 City council under city manager plan, 19-618 City manager, 19-647 City zoning board of appeals or adjustment, 14-408, 19-908 Civil service commission, City, 19-1830 County, 23-2512 Claims Board, State, 81-8,299 **Collection Agency Licensing** Board. 45-614 Commission of Industrial Relations, General powers, 48-809, 48-815 State employee collective bargaining, 81-1387

Commission on Judicial Qualifications, 24-721 Commissioner of Labor, Employment agencies, 48-504, 48-505 Enforcement of Nebraska Wage Payment and Collection Act, 48-1233 Minimum wages, 48-1206 Unemployment compensation, 48-613, 48-614 Conciliation court, 42-817 Contempt. For disobedience of subpoena, 25-1229 Punishment, 25-1231 Reasons for punishment by, 25-1229 Conveyances, acknowledgment, proof, 76-229 Coroner, 23-1806, 23-1818 Corporations, information subject to subpoena, 8-1401 to 8-1403 County assessor, 77-1236 County attorneys, 86-2,112 County board, drainage improvement, 31-114 County board of equalization, 77-1509 Homestead real property tax exemptions, 77-3519 County personnel board, 23-2522 County surveyor, 23-1903 County zoning board of adjustment, 23-168.01 Court of condemnation, 19-703, 19-706 **Crime Victim's Reparations Committee**, 81-1810 Criminal cases, Misdemeanor cases, 29-610.01, 29-610.02 Subpoena of witnesses, Article I, section 11. Constitution of Nebraska, 29-1901 to 29-1903 Witnesses outside jurisdiction of court, 29-1906 to 29-1911 Debtor examination, 25-1570 **Deceptive trade practices**, 87-303.03, 87-303.04

SUBPOENA –Cont'd **Department of Administrative** Services, 81-119 Department of Agriculture, 81-119 **Department of Banking and** Finance, 8-112, 8-218, 81-119 **Department of Correctional** Services, 81-119 **Department of Economic** Development, 81-119 **Department of Environmental** Quality, 81-1504 **Department of Health and Human** Services, 68-1015, 71-3410, 81-119 Department of Insurance, 81-119 Department of Insurance, actuarial documents not subject to subpoena, 44-7903 Department of Labor, 81-119 Department of Motor Vehicles, 81-119 Department of Natural Resources, 61-206. 81-119 Department of Roads, 81-119 Depositions, issuance of subpoena, 25-1225, 25-1226 **Developmental Disabilities Court-**Ordered Custody Act, subject's right to subpoena witnesses, 71-1118 Developmental disability hearing, 83-1222, 83-1223 Director of Aeronautics, 3-117 Director of Agriculture, Livestock auction markets, 54-1169 Meat and poultry inspection, 54-1914 **Director of Banking and Finance,** Commodity Code investigation, 8-1725 Consumer rental purchase agreements, 69-2116 Examination of, Check-cashing services licensee, 45-921 Credit unions, 21-1732, 21-1736 Financial institutions, 8-108 Loan brokers, 45-191.08 Records of mortgage bankers or loan originators, 45-741

Trust companies, 8-218 General powers, 8-1,134 Securities investigation, 8-1115 Seller-assisted marketing plans, 59-1725 **Director of Insurance.** Examinations, 44-5905 Exceptions, 44-5906 Insolvent companies, 44-4821 Insurance fraud, 44-6606 Insurance Holding Company System Act, 44-2137 Risk retention, 44-4419 Unfair trade practices, 44-1528 Viatical Settlements Act, 44-1107 Director of the Lottery Division, 9-817 **Disciplinary actions, health** occupations and professions, 38-186, 38-1, 120, 38-1, 122 Discovery, Nonparty, subpoena, procedure, 25-1273 Property of the debtor, subpoena to aid. 25-1570 Discriminatory housing practices, 20-139, 20-334 **Discriminatory wages**, 48-1222 **Disobedience of**, Failure to obey, this heading Drainage district board, 31-327 Duces tecum, 25-1224 Educational service unit, 79-1237 Election commissioner, 32-328 Election contests, depositions, 32-1107 Equal Opportunity Commission, Discriminatory housing practices, 20-139, 20-334 Discriminatory wages, 48-1222 Estate appraiser, 77-2020 Evidence, issuance of subpoena, 25-1223 Exempt from, See DISCOVERY Failure to obey, 25-1229 to 25-1232 Board of Barber Examiners, 71-230 Board of Public Accountancy, Nebraska State, 1-144 Claims Board, State, 81-8,299 Commissioner of Labor, 48-614

SUBPOENA –Cont'd Failure to obey -Cont'd Continuance, granted when, 25-1239 Conveyances, acknowledgment, proof, 76-230 Director of Agriculture, 54-1914 Fire Marshal, State, 81-510 Legislative subpoena, 50-407 Liquor Control Commission, Nebraska, 53-117.02 Military courts, 55-428 Misdemeanor cases, 29-610.01, 29-610.02 Oil and Gas Conservation Commission, Nebraska, 57-912 Power Review Board, Nebraska, 70-1019 Powers of server, 25-1238 Public Service Commission, 75-130 Real Estate Commission, State, 81-885.28 Restraint of trade, 59-825 Tax Commissioner, 77-4316 Fees. 33-117. 33-119 Financial institutions. information subject to subpoena, 8-1401 to 8-1403 Fire Marshal, State, 81-509, 81-510 Game and Parks Commission, 37-493 Grand jury, 23-1208, 29-1409, 29-1412.01 Habeas corpus proceedings, 29-2803, 29-2804 Health care facility receivership, 71-2086 Immunity from service, when, 25-1235 In forma pauperis proceeding, witnesses, 25-2304 Inspector General of Nebraska Child Welfare, power, 43-4323, 43-4324 Inspector General of the Nebraska Correctional System, power, 47-910, 47-911 Interception of communications, 86-2,106, 86-2,107, 86-2,113, 86-2,114

Invention development practices, 87-608 Judgment debtor examination, 25-1570 Juvenile Code, Nebraska, 43-267 to 43-270 Legislative Performance Audit Committee, power, 50-1205 Legislature and committees, 50-406, 50-407 Liquor Control Commission, Nebraska, 53-117.01, 53-117.02 Mental health commitment. 71-917 Metropolitan water district, 14-2107 Misdemeanor cases, procedures, 29-610.01 Monopoly actions, 59-820 Motor Vehicle Industry Licensing Board, Nebraska, 60-1414, 60-1415.01, 60-1431 Municipal natural gas system condemnation court, 19-4633 Mutual Insurance Holding Company Act, 44-6136 Notaries public, powers, 64-108, 76-218 Oil and Gas Conservation Commission, Nebraska, 57-912 Ombudsman, Office of Public Counsel, 81-8,245 Patient Safety Improvement Act, provider duty to track and **report**, 71-8717 Patient safety work product, not subject to subpoena, 71-8710 Power Review Board, Nebraska, 70-1019 Process, defined to include subpoena, 49-801 **Professional Practices** Commission, 79-870 Public Accountancy, Nebraska State Board of, 1-143, 1-144 Public Service Commission, 71-4611, 75-112, 75-130 Real Estate Commission, State, 76-1312, 81-885.27, 81-885.28 Real estate conveyance, acknowledgment, proof, 76-229

SUBPOENA –Cont'd Real Property Appraiser Board, 76-2223 Restriction on issuance, 25-2211 School district, Class IV, 79-521 Class V, 79-522 Teacher tenure matters, 79-837 Secretary of State, Corporate farming violations, 76-1524 Debt management, 69-1211 Service, methods, 25-1226, 29-610.01 Sheriff, fees, 33-117, 33-119 Sheriff's office merit commission, 23-1727 Special education hearing, 79-1165, 79-1166 State Patrol, Nebraska, 81-119 Subpoena duces tecum, 25-1224 Summons, witness immunity from service, when, 25-1235, 29-1909 Support order, information, 43-3327 Surveyor, State, 84-410 Tax Commissioner, Drug tax, 77-4316 General powers, 77-366, 77-375 **Tax Equalization and Review** Commission, 77-5016 to 77-5016.08 Veterinarians, disclosure of information, 38-3330 Victim rights, 81-1847, 81-1848 Village board of adjustment, 19-908 Witnesses. Criminal cases, 29-1901 to 29-1903 Deaf of hard of hearing, right to interpreter, 20-153 Distance restrictions, 25-1227 Fees, payment, 25-1227, 25-1228, 25-1236 Immunity from service, when, 25-1235, 29-1909 Issuance of subpoena, 25-1223 to 25-1226 Workers' Compensation Court, **Nebraska**. 48-162 Zoning boards, 14-408, 19-908, 19-929, 23-168.01

SUBPOENA DUCES TECUM See SUBPOENA

SUBSIDIZED EMPLOYMENT PILOT PROGRAM See generally SOCIAL SERVICES

Created, 48-3103 Definitions, 48-3102

- Department of Health and Human Services, duties, 48-3103, 48-3107
- Department of Labor, duties, 48-3103
- Employer and participant recruitment organization, Duties, 48-3103 Performance measures, report, 48-3103, 48-3105 Qualifications, 48-3103 Funding intent, 48-3108 Intent, 48-3101 Rules and regulations, 48-3107 Subsidies, 48-3104 Termination, 48-3106

SUBSTANCE ABUSE See ALCOHOLISM; DRUGS AND MEDICINE

SUCCESSOR ASBESTOS-RELATED LIABILITY ACT See generally HAZARDOUS MATERIALS Act, Applicability, 25-21,289 How cited, 25-21,283 How construed, 25-21,289 Definitions, 25-21,284 Successor corporation, Asbestos-related liabilities, limitations, 25-21,285, 25-21,286 Fair market value of total gross assets, 25-21,287, 25-21,288

SUDDEN INFANT DEATH SYNDROME See DEATH

SUICIDE

See generally DEATH Assisting, penalty, 28-307

SUICIDE –Cont'd

Life or endowment insurance policies, provisions prohibited, 44-503

Life-sustaining treatment, death from withholding or withdrawing not suicide, when, 20-412

Mentally ill and dangerous person, defined, 71-908

Power of attorney for health care, Effect of attempted suicide, 30-3431 Intent not to promote suicide, 30-3429

Public school personnel, suicide awareness and prevention training, 79-2,146

SUMMARY JUDGMENTS

See generally JUDGMENTS Actions to chill public involvement in government, 25-21,241 to 25-21,246, See also ACTIONS INVOLVING PUBLIC PETITION AND PARTICIPATION

Affidavit requirements, 25-1334 to 25-1336

Motion for authorized, 25-1330, 25-1331

Motion to alter or amend, limitation, 25-1329

Requirements for granting, 25-1332, 25-1333 Service of motion, 25-1332

Summary proceedings, See SUMMARY PROCEEDINGS

SUMMARY PROCEEDINGS

See generally CIVIL PROCEDURE Alternate dispute resolution, summary jury trial, 25-1154 to 25-1157

Appeal of summary order, 25-1902 Attachment, proceedings on security, 25-1034 Candidate filing form, validity determination, 32-624 Child custody determination, 43-1255, See also CHILD CUSTODY JURISDICTION AND ENFORCEMENT ACT. UNIFORM Commercial driver's license, revocation. 60-4.169 Commodity Code, administrative proceedings, 8-1735, 8-1736 **Contempt**, 25-2122 Deserter, apprehension, 55-410 Disciplinary actions, health occupations and professions, 38-186 Drainage district, objections to engineer's report, 31-329 Evidence rules, applicability, 27-1101 Game refuges, challenge to rules and regulations, 37-708.01 Insolvent insurers, 44-4809, 44-4810, 44-4828, 44-4854 Meat and poultry plant inspectors, discharge, 54-1913 Membership campground, disciplinary action against operator, 76-2108 Motor vehicle operator's license, revocation, 60-498.02, 60-4,183 Packing plants, suspension of license, 54-1904 Securities, postpone or suspend registration, 8-1103 Seller-assisted marketing plans, orders. 59-1725.01 State identification card, 60-4,181 Summary judgments, motion for, 25-1330 to 25-1332, See also SUMMARY JUDGMENTS Summary jury trial, alternate dispute resolution, 25-1154 to 25-1157 Suppression of statements, summary review, 29-116, 29-823 to 29-826 Tax collectors, court orders authorized, 77-1765 Title insurance agent violations,

cease and desist order, 44-19,120.01

SUMMONS See generally LEGAL PROCEDURE Administrative contested cases, 84-917 Adverse possession, appraisal, 76-303 Affidavit, use to prove service authorized, 25-1244 Amercement, failure to serve, 23-1701.06 Annulment action, 42-352 Appeals, 29-1903, 29-1904 Attachment actions, 25-1010, 25-1011 Board of adjustment, appeal of decision, 19-912, 23-168.04 Boundaries, disputes, 84-410 Boycott, service on labor organization, 48-908 Carrier enforcement officers, 60-1307 Child support referees, powers, 43-1612 City planning commission, 19-929 **Collective bargaining, state** employees, 81-1387 Complaint, service with summons, 25-504.01 Condemnation, appraiser, 76-706 Conservation officers, 37-605 Contents, 25-503.01 Coroner's inquest, 23-1801 Correctional institutions, disciplinary actions, 83-4,122 County officer or department, Appeal of decision, 23-168.04 Removal of county officer, contents of summons, 23-2005 County surveyor, 23-1903 Court of condemnation, 19-703, 19-706 Criminal proceedings, 29-1604, 29-1608 Dental service corporation, prepaid, examination by department, 44-3821 Department of Banking and Finance, examination of trust companies, 8-218

Department of Health and Human Services, 83-114 Department of Insurance, Examination of legal service insurance corporation, 44-3322 Examination of prepaid dental service corporation, 44-3821 Department of Revenue, 9-226, 9-322, 9-418, 9-620 Divorce action, 42-352 Drainage district organized in district court, 31-303, 31-320 Election contests. 32-1103 Endorsement, 23-1701.05 Failure to serve, penalty, amercement, 23-1701.06 Fees, 25-1713, 33-117, 33-119 Forcible entry and detainer action, 25-21,222, 25-21,223 Gaming licensees, examination by department, 9-226, 9-322, 9-418 9-620 Garnishment actions, 25-1010, 25-1011.25-1056 Grand juries, See GRAND JURIES Habeas corpus proceeding, 29-2803, 29-2815 Immunity from service for nonresident witness, 25-1235, 29-1909 In forma pauperis, 25-2302 Indictment against corporation, 29-1608 Inheritance tax, nonpayment, 77-2028 Injunctions, endorsement on summons, 25-1068 Interlocal cooperative agreements, effect on summons, 25-412.04 Judgments, vacate or modify, 25-2002 Juries, See JURIES Juvenile Code, Nebraska, 43-262 to 43-270, 43-291, 43-2,108 Landlord, 76-1442, 76-1442.01 Legal service insurance corporation, examination by department, 44-3322 Liquor Control Commission, proceedings before, 53-1,115

SUMMONS –Cont'd Mental health commitment, 71-923, 71-944 Methods of service, 25-505.01 Military personnel, service prohibited, 55-167 Nonresident witness, immunity from service, 25-1235, 29-1909 Notary public, powers, 64-108 **Oil and Gas Conservation** Commission, Nebraska, 57-912 Oil and gas waste. 57-916 Other county, return and fees, 25-1713 Paternity action, 43-1411 Petition in error, 29-1903, 29-1904 Pornography, effect of service of summons, 28-819 Praecipe, 25-502.01, 25-2204 Process, definition, 49-801 Quo warranto actions, 25-21,125 Record of service, 25-2207 Referees, powers, 25-1131 Restraint of trade, 59-820 Return date. 25-507.01 Sanitary and improvement district organized in district court, 31-728 School lands, appraisal, 72-240.14 Service, methods, 25-505.01 Service of process, See SERVICE OF PROCESS Sex offender, dangerous, commitment, 71-944, 71-1207 Sheriff. Duties, 23-1701.05, 23-1701.06 Failure to serve, amercement, 23-1701.06 Fees, 25-1713, 33-117, 33-119 Simulating legal process, penalty, 28-923 Small claims court, 25-2804 Speeding violations, 60-6,194 State Fire Marshal, powers, 81-509 Student disciplinary action, appeal, 79-289 Subpoenaed witness, immunity from service, 25-1235 Surveyor, State, 84-410

Tax Commissioner, enforcement powers, 66-1344, 77-366, 77-27,119 Tax Equalization And Review Commission, enforcement powers, 77-5019 Tenant. 76-1442. 76-1442.01 Termination of parental rights, 43-291 Third-party action, 25-331 Trust company, examination by department, 8-218 Unknown defendants, 25-321 Voter registration, correction of errors, 32-328 Workers' compensation actions. 48-174 to 48-175.01, 48-190 SUNSHINE COMMISSION See ACCOUNTABILITY AND DISCLOSURE COMMISSION, NEBRASKA; 49-14,105 SUPERINTENDENT PAY TRANSPARENCY ACT See generally ELEMENTARY AND SECONDARY EDUCATION Act, how cited, 79-2401 School board or ESU board, Duties, 79-2402, 79-2403 Failure to comply with act, state aid withheld, 79-2404 State Department of Education, powers and duties, 79-2403, 79-2404 Superintendent or ESU administrator service contract, Amendments, subject to act, 79-2405 Approved, File with department, 79-2403 Publication, 79-2402, 79-2403 Proposed, publication, contents, 79-2402 **SUPERINTENDENTS** See SCHOOL ADMINISTRATORS **SUPERSEDEAS**

See stays

SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM

See generally SOCIAL SERVICES Benefits, overissuance, collection from unemployment benefits, 48-647 Department, duties, 68-1017, 68-

1017.02

Drug crimes, effect on eligibility, 68-1017.02

Fraud, 68-1017, 68-1017.01

Opportunity to register to vote, 32-310

Recipients, verification of lawful presence required, when, 4-108 to 4-112

Sales and use tax exemption, 77-2704.24

Social security number, use regarding eligibility for assistance, 71-604.05, See also VITAL STATISTICS ACT

State outreach plan, 68-1017.02 Violations, penalties, 68-1017, 68-1017.01

SUPPORT

Children,

Child support, See CHILD SUPPORT Government aid to, See ASSISTANCE FOR CERTAIN CHILDREN

Disabled persons, See DISABLED PERSONS

Medicaid, *See* MEDICAL ASSISTANCE ACT; 68-901

Social services, See SOCIAL SERVICES

Spousal support, See SPOUSAL SUPPORT

State, to political subdivisions, See STATE AID

SUPREME COURT

See generally COURTS **Appeals**, See also APPEALS AND REVIEWS Civil, 25-1911 to 25-1937 Criminal, 29-2301 to 29-2325 **Attorney's fees, when allowed**, 24-204.01 Automation expenses, payment, 24-227.01, 33-107.03 Bailiffs, 24-217 Budget. Article V. section 8. Constitution of Nebraska Certification of law, requests for, 24-219 to 24-225 Chief Justice, Article V, sections 1 and 6, Constitution of Nebraska, 24-201 Clerk of the Supreme Court, Appointment, Article V, section 8, Constitution of Nebraska Deputies, 24-401 to 24-403 Duties, 24-211 Fees, 24-214 to 24-216 Issuance of writs and orders, 25-2204 Mail notice of judgment, 25-1301.01 Powers and duties, 25-2214 Praecipe, filing requirements, 25-2204 Records, duties, 25-2204 to 25-2214 Commissions, judicial, Nominating, 24-801 to 24-812.01, See also JUDICIAL NOMINATING COMMISSIONS Qualifications, 24-715 to 24-721, See also JUDICIAL QUALIFICATIONS, COMMISSION ON Resources, 24-1201 to 24-1206, See also JUDICIAL RESOURCES COMMISSION **Committee, Judicial Branch** Education Advisory, 24-205.01 Conflict of interest, effect, 24-739 Constitutional powers, Article V, section 1, Constitution of Nebraska Contempt powers, 25-2121 **Costs and fees.** See COURT COSTS Court procedure, Supreme Court adopt rules, 25-1273.01 Courtroom standards, 24-515 **Decisions, State Reports,** copyright, Article V, section 8, Constitution of Nebraska District court operating expenses, paid by Supreme Court, when, 24-226, 24-228

SUPREME COURT -Cont'd Districts, Article V, section 5, Constitution of Nebraska, 24-201.02 to 24-201.04 **Divisions,** Article V, section 2, Constitution of Nebraska Docket. 25-1913 Electronic postmark, use authorized, 86-644 Electronic research, authorization and payment of costs, 24-226 Fees and costs, See COURT COSTS Funds. Counsel for Discipline Cash Fund, 24-229 Nebraska Statutes Distribution Cash Fund, 49-708 Supreme Court Attorney Services Cash Fund, 24-231 Supreme Court Education Fund, 24-205 Supreme Court Reports Cash Fund, 24-209 Holiday closings, 25-2221 Insurance, liability, purchase, 24-218 Judges, 24-201 Correctional facilities, visitation of by judges allowed, 83-186 Disciplinary actions, Article V, sections 30 and 31, Constitution of Nebraska Eligibility, 24-202 Other offices, 24-741 Marriage ceremony, authorized to perform, 42-108 Oath. Article XV. section 1. Constitution of Nebraska Powers, 24-734 Practice of law, Article V, section 14, Constitution of Nebraska Qualifications. Article V. section 7. Constitution of Nebraska Residence, Article V, sections 4 and 20, Constitution of Nebraska Retention in office, procedure, Article V, section 21, Constitution of Nebraska, 24-813 to 24-818

Retired, appointment by Supreme Court, 24-729 to 24-733 Retirement, Effect, 24-714 Retirement system, See JUDGES RETIREMENT ACT; 24-701 Salary, Article V, section 13, Constitution of Nebraska, 24-201.01, 24-201.03 Restrictions, Article III, section 19, Constitution of Nebraska Term. Commencement, 24-819 End, 24-819 Term, commencement, 24-819 Vacancy in office, Article V, section 21, Constitution of Nebraska Judgment, vacate or modifv. powers, 25-2001 to 25-2009 Judicial hearing officers for juvenile courts, appoint, 24-230 Judicial statistics, lower courts **report**, 24-1006 Jurisdiction, Article V, sections 2 and 23, Constitution of Nebraska, 24-204 Membership, Article V, section 2, Constitution of Nebraska Nebraska Advance Sheets, 24-209 Nebraska Reports, 24-209 Nonjudicial days, 25-2221 Oaths, administration, 24-1002 **Opinions**, 24-208 Probation, intensive supervision, standards and criteria, 29-2262.05 Quorum. Article V. section 2. Constitution of Nebraska Records. Electronic access, report required, 84-1205.03 Preservation, 24-1003 to 24-1005 Reporter of the Supreme Court and Court of Appeals, Appointment, Article V, section 8, Constitution of Nebraska Duties, 24-211 Publications, 24-212 Rules of practice, Article V, section 25, Constitution of Nebraska

SUPREME COURT -Cont'd State Court Administrator, See STATE COURT ADMINISTRATOR State library, 51-101 to 51-109 Terms, Article V, section 3, Constitution of Nebraska, 24-206 **Uniform practice.** Article V. section 19, Constitution of Nebraska SURPLUS LINES INSURANCE ACT See generally INSURANCE Act, how cited, 44-5501 Appeal, 44-5512 Definitions, 44-5502 **Director of Insurance**, Nonadmitted Insurance Multi-State Agreement, use authorized, 44-5506 Powers and duties, 44-5506, 44-5512 Hearing, 44-5512 Nonadmitted insurer, Personal jurisdiction, 44-5507 Purchase from. Exempt commercial purchaser, due diligence search not required, 44-7510 Terms and conditions, 44-5509, 44-5510 When authorized, 44-5510 Record of business, requirements, 44-5505 Surplus lines license required, 44-5504 Rules and regulations, 44-5514 Surplus lines license, License. Application, 44-5504 Expiration and renewal, 44-5504 Fee. 44-5504 Issuance, 44-5503 Requirements, 44-5503, 44-5504 Licensee. Duties regarding placing coverage with nonadmitted insurer or insurance, 44-5508 Policies procured, required information, 44-5509 Quarterly reports, contents, 44-5511

Quarterly statement, 44-5506 Record of business, requirements, 44-5505 Tax payments, 44-5506 Taxation of, Exempt commercial purchaser, 44-5515 Surplus lines licensee, 44-5506 Violations, penalties, Surplus lines licensee violations, 44-5508 Violations of act, 44-5512 SURVEYOR, STATE See STATE SURVEYOR SURVEYS AND SURVEYORS See generally PROFESSIONS AND **OCCUPATIONS** Construction project, violation of safety practice, liability, 25-21.187 Contracts with state, See CONSULTANTS' COMPETITIVE NEGOTIATION ACT, NEBRASKA; 81-1701 County surveyors, See COUNTY **SURVEYORS Global positioning**, See PLANE COORDINATE SYSTEM ACT, NEBRASKA; 76-2501 Land office records, 84-404 to 84-406 Landmarks, preservation, 34-201, 34-202 Licensure, See LAND SURVEYORS REGULATION ACT; 81-8,108 Mapping, Geographic Information Systems, 86-569 to 86-573 Plane coordinate system, See PLANE COORDINATE SYSTEM ACT, NEBRASKA; 76-2501 Real estate, See REAL ESTATE Record repository of surveys, 84-412 to 84-415 **Registration,** See LAND SURVEYORS REGULATION ACT; 81-8,108 State Surveyor, See STATE SURVEYOR

SURVIVAL OF ACTIONS See generally ACTIONS Abatement of actions, See ABATEMENT OF ACTIONS Actions which survive, 25-1401 Commodity Code, civil action, 8-1721.01 Corporations, merger or other consolidation. Nonprofit, 21-19,122, 21-19,176 Crime victim reparations claim, nonsurvival, exception, 81-1831 Death, effect on action, 25-322, 25-1402 to 25-1405 Disability, effect on action, 25-322 Insurance companies, consolidation, 44-224.07 Invasion of privacy, nonsurvival of action. 20-208 Limited liability companies, merger or other consolidation, 21-178, 21-182, 21-174, See also LIMITED LIABILITY COMPANY ACT, NEBRASKA UNIFORM Partnerships. Conversion, 67-299 Merger, 67-451 Revivor of actions, procedures, 25-1403 to 25-1417, See also REVIVOR Saving statute, repeal of statute, no effect on action, 49-301 Savings clause, action authorized after statutes of limitation have run, conditions, 25-201.01 Securities law violations, civil action. 8-1118 Statute of limitation, Extension upon death, 30-2409 Savings clause, 25-201.01 Substitution of parties, allowed when. 25-322 Transfer of interests, effect on action, 25-322 SWIMMING POOLS See generally SAFETY AND HEALTH REGULATIONS Authorization to build and operate, Cities of the first class, 16-695

Cities of the primary class, 15-210 Cities of the second class, 17-948 to 17-952 Eminent domain power, 17-559 Political subdivisions, joint facilities authorized, 13-304 to 13-307 Villages, 17-948 to 17-952 Eminent domain power, 17-559 Drug dealing near public pool, penalty, 28-416 Regulation of. Construction permit, 71-4303, 71-4304 Defined, 71-4301 Inspections, 71-4305 Plans, review, 71-4305 Sanitary and safety regulations, 71-4302 Violations, 71-4306, 71-4307 SWINE See LIVESTOCK SWINE BRUCELLOSIS ACT, NEBRASKA See generally LIVESTOCK Act. Administration. 54-1362 How cited, 54-1366 Acts prohibited, 54-1357 Blood samples, 54-1351 Costs, 54-1361 Definitions, 54-1348 Identification, 54-1359 **Injunction**, 54-1364 Premises, treatment, 54-1356 Quarantine, 54-1352, 54-1353 Reactor swine, duty of owners, 54-1354, 54-1355 **Reports**, 54-1360 Rules and regulations, 54-1363 Sale and lease, requirements, 54-1350 Services, availability, 54-1361 Slaughter swine, identification, report, 54-1358 Testing, Identification, 54-1359 Required when, 54-1350, 54-1351

Validation of herd, 54-1350, 5

SWINE BRUCELLOSIS ACT, NEBRASKA –Cont'd Violations, penalty, 54-1365

FANNING FACILITY

See INDOOR TANNING FACILITY ACT; 71-3901

FASK FORCES

See generally STATE GOVERNMENT Aging Nebraskans Task Force, 68-1107

Children's Behavioral Health Task Force, 43-4001 to 43-4003

Community gardens task force, 2-305

Human Trafficking Task Force, 81-1430, 81-1431

Intergenerational Poverty Task Force, 50-429 to 50-433

Riparian Vegetation Management Task Force, 2-967, 2-968

Task Force for Building Renewal, 81-174

Water Funding Task Force, 50-505

FATTOOS

See COSMETOLOGY, ELECTROLOGY, ESTHETICS, NAIL TECHNOLOGY, AND BODY ART PRACTICE ACT; 38-1001

TAX EQUALIZATION AND REVIEW COMMISSION ACT

See generally STATE GOVERNMENT Act, how cited, 77-5001 Administrative Procedure Act, contested case exemption, 84-912.03

Appeals from commission, District court lacks appellate jurisdiction, 25-1901 To Court of Appeals, 77-5019

Appeals to commission,

By county assessor, 77-5007.01 Costs, 77-5016 Fee, 77-5013 Hearing, Notice, 77-5015, 77-5015.01

Powers and duties, 77-5015 to 77-5016 Jurisdiction, 77-1507, 77-1510, 77-5013 Petition, 77-5015.01 Single commissioner hearing, 77-5015.02 Jurisdiction, 77-5005 Rehearing, 77-5005 Commission, Tax Equalization and Review, Chairperson, 77-5003, 77-5011 Claims against, settlement, public access requirements, 84-713 Commissioners, Qualifications, 77-5004 Salary, 77-5003 Term, 77-5003 Created, Article IV, section 28, Constitution of Nebraska, 77-5003 County assessor or deputy assessor. Appeals by, 77-5007.01 Disciplinary action, when, 77-5020 Definitions, 77-5002 Electronic postmark, use authorized. 86-644 Enforcement of commission orders and process by district court for Lancaster County, 77-5011 Equalization, See ASSESSMENT AND EQUALIZATION Fund, Tax Equalization and Review Commission Cash, 77-5031 Hearings and proceedings, Appeals to commission, this heading Change of value, 77-5026 False statement, penalty, 77-5016 Party, death or disability, effect, 77-5016.09 Petition, 77-5013, 77-5016.01 Procedure, 77-5015 to 77-5016 Property, transfer of, effect, 77-5016.09 Single commissioner, effect, 77-5005, 77-5015.02 Judicial review, 77-5019 Mandamus, writs of, costs, 77-5008

AX EQUALIZATION AND REVIEW **COMMISSION ACT** –Cont'd Meetings, Annual meeting, 77-5022 Notice and agenda, 77-5024.01 Open to public, 77-5005, See also **OPEN MEETINGS ACT: 84-1407** Quorum, 77-5005 **Office space**, 77-5006 Orders and decisions, Authorized, 77-5017 Errors. correction. 77-5018 Publication on web site, 77-5018 Requirements, 77-5017, 77-5018 Perjury, 77-5016, 77-5016.01 Personal property tax, See PERSONAL PROPERTY TAX Personnel. Employment authorized, 77-5009 Exempt from State Personnel System, 81-1316 Political subdivisions, levies not **restricted**, 77-5010 Presumption of truth, 77-5016.01 Procedure, 77-5007, 77-5007.01, 77-5013 to 77-5019 Property Tax Administrator, duties, 77-5027, 77-5029, 77-5030 **Quorum**, 77-5005 Real property tax, See REAL PROPERTY TAX **Referees**, 77-5009 Rules and regulations, 77-5021 Special masters, 77-5009 Stay, may issue, 77-5019 Subpoena powers, 77-5016, 77-5016.02 to 77-5016.08 Summons, 77-5019 Survival of proceedings, 77-5016.09 Tax-exempt status, review, 77-5007, 77-5016 Time for filing, 77-5013 Valuation, See also ASSESSMENT AND EQUALIZATION Certify distributed taxable value, 77-5030 Change, 77-5023, 77-5026, 77-5027 Order, 77-5028 Recertification, 77-5029 Review of, 77-5024.01 to 77-5028

Witnesses. Demand for fees, 77-5016.06, 77-5016.07 Power to subpoena, 77-5016.02 to 77-5016.05 Prohibited acts, penalty, 77-5016.08 TAX EQUITY AND EDUCATIONAL **OPPORTUNITIES SUPPORT ACT** See generally ELEMENTARY AND SECONDARY EDUCATION Act. how cited. 79-1001 Adjusted valuation, Calculation and objection, 79-1016 Errors, correction, 79-1016 Appropriations Committee, duties, 79-1031.01 Averaging adjustment, calculation, 79-1007.18 Basic funding, calculation, 79-1007.16 Best practices allowance, calculation, 79-1004, 79-1054 Budget. Basic allowable growth rate, 79-1025 Budget authority for general fund budget of expenditures, 79-1023 Unused budget authority, carry forward, limitation, 79-1030 Vote to exceed, procedure, 79-1029 Budget statement, 79-1024 Class I school districts, 79-1083.02 Exceed certain limits, when, 79-1028.01, 79-1029 Federal aid. American Recovery and Reinvestment Act allocation, 79-1028.02 Education Jobs Fund allocation, 79-1028.04 Legislative intent, 79-1083.01 Levy reductions, procedure, 79-1027.01 Property tax request reductions, when permitted, 79-1027.01 Restrictions, 79-1027 Retirement aid. 79-1028.03 Special grant funds, treatment, 43-2513

TAX EQUITY AND EDUCATIONAL **OPPORTUNITIES SUPPORT ACT** -Cont'd Cost growth factor, computation, 79-1007.10 Definitions, 79-1003 **Distance education and** telecommunications allowance, calculation, 79-1007.14 Elementary class size allowance, calculation, 79-1007.04 Elementary site allowance, calculation, 79-1007.15 Equalization aid, Amount, 79-1008.01 Federal aid, American Recovery and Reinvestment Act allocation. 79-1028.02 Education Jobs Fund allocation, 79-1028.04 Minimum levy adjustment, 79-1008.02 Focus school and program, funding allowance, 79-1007.05 Funding, Insurance Tax Fund, allocation, 77-913 Funds, School District Reorganization Fund, 79-1012 Lottery funding, 9-812 Tax Equity and Educational Opportunities Fund, 79-1021 Income tax receipts, Allocation percentage, 79-1005.01 Certification, 79-1022 Null and void, when, 79-1022.02 Distribution, 79-1022, 79-1065.01 Early payments, 79-1033 Local system's allocated income tax funds, 79-1005.01 Tax Commissioner, certify data, 79-1005.01 Instructional time allowance, calculation, 79-1007.23 Intent, 79-1002 Learning communities, General fund property tax receipts, 79-1073

Refunds, 79-1073, 79-1073,01 Special building funds, distribution, 79-1073.01 Limited English proficiency allowance, 79-1007.09 Calculation, 79-1007.08 Plan. Required, when, appeal, 79-1014 Review, 79-11,155 Local choice adjustment, calculation, 79-1007.17 Local effort rate yield, 79-1015.01 Local system formula resources, 79-1015.01, 79-1017.01, 79-1018.01 Minimum levy adjustment, 79-1008.02 New learning community transportation adjustment, application, 79-1007.22 **Option school districts**, Converted contract option students, calculations, 79-1009.01 Net option funding, 79-1009 Other actual receipts, 79-1018.01 Poverty allowance, 79-1007.06, 79-1007.07 Calculation, 79-1007.06 Poverty plan. Required, when, appeal, 79-1013 Review, 79-11,155 Property, adjusted valuation, 79-1016 Property tax request reductions, when permitted, 79-1027.01 Reorganized school districts, grants, 79-1011, 79-1012 Reports, 79-1033 Retirement aid, 79-1028.03 School district formula need, calculation, 79-1007.11 School employees retirement expenditures, treatment, 79-977 Special education, budget authority, 79-1025 Special receipts allowance, calculation, 79-1007.13 State aid. Aid allocation adjustments, 79-1020 Annual estimate required, 79-1031

TAX EQUITY AND EDUCATIONAL OPPORTUNITIES SUPPORT ACT

-Cont'd State aid -Cont'd Appropriations Committee of Legislature, amount to be certified, 79-1031.01 Certification, 79-1022 Null and void, when, 79-1022.02 Distribution, 79-1022, 79-1065.01 Early payments, 79-1033 Income tax receipts, this heading Lump-sum payment, when, 79-1016, 79-1022, 79-1065.01 Reorganized school districts, grants, 79-1011 Unified systems, 79-4,108 State funding annual estimate, 79-1031 Student growth adjustment, school district, application, 79-1007.20 Summer school allowance, 79-1003.01 Teacher education allowance, calculation. 79-1007.25 Transportation allowance, calculation, 79-1007.12 Two-year new school adjustment, school district, application, 79-1007.21 **FAX EXPENDITURE REPORTING ACT** See generally TAXATION Act, how cited, 77-379 Definitions, 77-381 Intent, 77-380 Joint hearing, 77-385 Reports, 77-382 to 77-385 AX LIEN REGISTRATION AND ENFORCEMENT ACT, UNIFORM STATE See generally TAXATION

Abatement, 77-3907 Act, how cited, 77-3901 Actions prohibited, 77-3908 Collection, By agreement of financial institution and Tax Commissioner, 77-

3910

Procedure, 77-3905 Definitions, 77-3902 Enforcement, 77-3905 to 77-3908 Fee, 77-3903 Filing requirements, 77-3903 Lien, 77-3904 Priority, 77-3904 Sale of property, 77-3906 Termination, 77-3904

TAX LIENS

See generally TAXATION Air carrier, 77-1250, 77-1250.03 Campgrounds, membership, See MEMBERSHIP CAMPGROUND ACT: 76-2101 Car line company, 77-689 City of the first class, Agricultural land, deferred assessment, 19-2431 Annexed property, 16-708.01 Business improvement district assessment, 19-4030 Drainage district assessment, 31-514 Offstreet parking, 19-3316 Property tax, unpaid, first lien, 77-203.77-208 Sewer tax, 16-694 Sidewalk assessment, 19-2418 Special assessments, General provisions, 16-646, 77-1917.01 Priority, 77-209 Street improvement assessment, 16-606 Unsafe building, repair assessment, 18-1722 City of the metropolitan class, Appeal, decree validating assessment, 14-548 Armor-coating assessment, 14-363 Business improvement district assessment, 19-4030 Drainage district assessment, 31-514 General provisions, 14-557 Property tax, unpaid, first lien, 77-203, 77-208

AX LIENS – Cont'd City of the metropolitan class -Cont'd Special assessment, General provisions, 77-1917.01 Priority, 77-209 Street sprinkling assessment, 14-363 Unsafe building, repair assessment, 18-1722 City of the primary class, Business improvement district assessment, 19-4030 Drainage district assessment, 31-514 General provisions, 15-725, 15-807.01, 15-821 to 15-824 Offstreet parking, 19-3316 Personal property tax, 15-819 Property tax, unpaid, first lien, 77-203, 77-208 Reassessment, 15-822 Sidewalk assessment, 15-735 Special assessment, General provisions, 77-1917.01 Priority, 77-209 Street railway assessment, 15-733 Unsafe building, repair assessment, 18-1722 Water tax, 15-223 City of the second class, Agricultural land, deferred assessment, 19-2431 Business improvement district assessment, 19-4030 Drainage district assessment, 31-514 Offstreet parking, 19-3316 Property tax, unpaid, first lien, 77-203.77-208 Sewer tax, 17-925.01 Sidewalk assessment, 19-2418 Special assessments, General provisions, 77-1917.01 Priority, 77-209 Street assessment, 17-514 Unsafe building, repair assessment, 18-1722 Water service assessment, 17-973 Water tax, 17-538

Corporate and company, liability, 77-1783.01 Corporate occupation tax, Domestic, 21-323 Foreign, 21-325 County, County road improvement assessment, 39-1614, 39-1622 39-1647 Property tax, unpaid, first lien, 77-203, 77-208 Special assessment, priority, 77-209 Delinguent taxpayers, list of, 77-378 Drainage district assessment, 31-343, 31-351, 31-424, 31-424.01, 31-447, 31-514, 31-601 Drainage improvement assessment, 31-123, 31-916 **Drug tax**, 77-4310 Estate and generation-skipping transfer tax lien, 77-2039, 77-2102 Federal lien registration, See FEDERAL LIEN REGISTRATION ACT, UNIFORM: 52-1001 Foreclosure, See FORECLOSURE Hedge and tree trimming along county roads, 39-1813 Income tax, 77-27,103, 77-27,107 Inheritance tax lien, 77-2003, 77-2037, 77-2039 Irrigation toll, 46-1,138 Levee or dike assessment, 23-317 Natural resources district, improvement project assessment, 2-3254, 2-3254.06 Occupation tax. Domestic corporation, 21-323 Foreign corporation, 21-325 Oil and gas severance tax, 57-702, 57-710 Property tax, Late exemption application, 77-202.01 Public service entities, property taxes unpaid, first lien, 77-802.01 Railroad operating property, taxes unpaid, first lien, 77-623

AX LIENS –Cont'd Property tax -Cont'd Real estate taxes unpaid, first lien, 77-203, 77-208 Public land, Drainage assessment, 31-601, 31-916 Property tax, leased public property, 77-202.11 **Reclamation district assessment**, 46-550 to 46-555 **Registration.** Federal liens, See FEDERAL LIEN **REGISTRATION ACT, UNIFORM; 52-**1001 Generally, See TAX LIEN **REGISTRATION AND** ENFORCEMENT ACT, UNIFORM STATE: 77-3901 Relevy of invalid special assessment, 77-1322 Sale of property, Authorized, when, 77-1901 to 77-1941, See also FORECLOSURE Delinguent special assessments, 77-1917.01 Exception, 77-1901 Procedures, 77-2801 to 77-2809 Real property, tax sales, 77-1801 to 77-1863, See also TAX SALES Sanitary and improvement districts, Lien authorized, 31-740 Special assessment lien, 77-1917.01 Survives tax foreclosure sale, 77-1901, 77-1902, 77-1909, 77-1914 to 77-1916 Service of process, 77-366 Severance tax, 57-702, 57-710, 57-1202 Special assessment lien, priority, 77-209 Tax sales, 77-1801 to 77-1863, See also TAX SALES Taxation, See TAXATION Termination, Improvements to leased land, 77-1738 Personal property taxes, 77-1738 Real property taxes and special assessments, 77-1861, 77-1862

Tobacco products tax, 77-4021 Uranium severance tax, 57-1202 Village, Agricultural land, deferred assessment, 19-2431 Drainage district assessment, 31-514 Property tax, unpaid, first lien, 77-203, 77-208 Sewer tax, 17-925.01 Sidewalk assessment, 19-2418 Special assessment. General provisions, 77-1917.01 Priority, 77-209 Street assessment, 17-514 Unsafe building, repair assessment, 18-1722 Water service assessment, 17-973 Water tax. 17-538 Weed control assessment, 2-955, 39-1813 TAX REFUND SETOFF ACT See generally TAXATION Act, how cited, 77-27,174 Agency, defined, 77-27,175 Appeal, 77-27,182 Delinguent federal tax liability, identify, 77-27,178 Hearing, 77-27, 181, 77-27, 182 Improper setoff, how treated, 77-27,183 Intent, 77-27,176 Notice, 77-27,180 Procedure, 77-27,177, 77-27,179

TAX SALES

See generally TAXATION **Assessment, defects, effect,** 77-1851, 77-1853, 77-1854 **Authorized, when,** 77-1801, 77-1858 **Cancellation, when,** 77-1856 **Certificate of purchase,** Assignment, 77-1822 Form, 77-1819 Issuance, 77-1818 Loss, replacement, 77-1841 Validity, 77-1856

Rules and regulations, 77-27,184

TAX SALES –Cont'd Cities of the metropolitan class, Land bank acquisition, See MUNICIPAL LAND BANK ACT, NEBRASKA; 19-5201 Land reutilization authorities, See LAND REUTILIZATION ACT; 77-3201 County, Land bank acquisition, See MUNICIPAL LAND BANK ACT, **NEBRASKA**; 19-5201 Land reutilization authorities, See LAND REUTILIZATION ACT; LAND **REUTILIZATION ACT; 77-3201** Purchase authorized, 77-1809 Notice to land bank, when, 77-1809 County treasurer, Acts prohibited, penalty, 77-1815 to 77-1817 Delinquent tax list, Prepare and publish, 77-1802 to 77-1804 Proof of publication, 77-1805 Records required, 77-1812 Fees, 77-1822, 77-1823 Foreclosure of tax liens, 77-1901 to 77-1941, See also FORECLOSURE Fraud, effect, 77-1846 Land bank, bid by, effect, 19-5217, 77-1807, See also MUNICIPAL LAND BANK ACT, NEBRASKA Land reutilization authorities, See LAND REUTILIZATION ACT; 77-3201 Mistakes, effect, 77-1845, 77-1849 Name, wrong, 77-1851 Notice, 77-1802 to 77-1804 Proof, 77-1805 Officers, validity of acts, 77-1850 Political subdivisions, Land bank, automatically accepted bid, 19-5217, 77-1810 Purchase authorized, 77-1809 to 77-1811 Purchaser, Lien of purchaser, 77-1818 Notice, requirements, 77-1831 to 77-1835 Payment of delinguent tax required, 77-1808

Receipt. issuance, 77-1821 Records required, 77-1812 Evidence, use as, 77-1852 Redemption, Owner-occupied real property, 77-1824.01 Procedure, 77-1824 to 77-1831, 77-1836 Right, Article VIII, section 3, Constitution of Nebraska Sale. For unpaid taxes, 77-2801 to 77-2809 How conducted, 77-1806, 77-1807 Private sale, authorized when, 77-1814 Return of sale, 77-1813 Void sale, effect, 77-1859 Wrongful sale, 77-1847, 77-1849 School real property, 77-1848 Seal, 77-1857 Statute of limitation, 77-1855 Tax deeds. Evidence, use as, 77-1842 Failure to demand, effect, 77-1856 Form, 77-1839 Issuance, 77-1837 to 77-1841 Loss of certificate, effect, 77-1841 Notice, 77-1831 to 77-1835 Recording, 77-1840 Redemption, payment of fee required, 77-1836 Tax deed proceedings, laws governing, 77-1837.01 Title, defeat of tax deed, 77-1843, 77-1844 Tax sale property list on web site, 77-1804 Validation of prior acts, 77-1860 to 77-1863 Violations, penalty, 77-1816 TAX STAMPS See generally TAXATION Cigarette tax, 77-2601 to 77-2622, See also CIGARETTES

Documentary stamp tax, 76-901 to 76-908, *See also* DOCUMENTARY STAMP TAX

TAX STAMPS –Cont'd

Drug tax, See MARIJUANA AND CONTROLLED SUBSTANCES TAX; 77-4301

Master Settlement Agreement, tobacco manufacturers and stamping agents, duties, 69-2701 to 69-2711, See also TOBACCO

Tax amnesty program, 77-5601 Use by retailer prohibited, 77-2703

AXATION

See generally GOVERNMENT Alcoholic liquor, See LIQUOR CONTROL ACT, NEBRASKA; 53-101 Aliens, illegal, employment of, tax benefits, none granted and recoup any given, 77-3,112 Amnesty, If federal program is adopted, 77-362.01 State tax amnesty program, 77-5601 Assessments, See ASSESSMENT AND EQUALIZATION Special assessments, See SPECIAL ASSESSMENTS **Assessors**, See COUNTY ASSESSORS Authorized, Article VIII, section 1, Constitution of Nebraska Carnivals, amusement devices. occupation tax, See MECHANICAL AMUSEMENT DEVICE TAX ACT; 77-3001 Cigarette tax, 77-2601 to 77-2622, See also CIGARETTES Cities of the first class, See CITIES OF THE FIRST CLASS Cities of the metropolitan class, See CITIES OF THE METROPOLITAN CLASS Cities of the primary class, See

CITIES OF THE PRIMARY CLASS Cities of the second class, See

CITIES OF THE SECOND CLASS **Collection of taxes,** Collection agencies, contracts

authorized, 77-377.01 to 77-377.04

Electronic payment authorized, 13-609, 77-1702, 81-118.01 Electronic postmark, 86-644 Property tax, 77-1701 to 77-1784, See also REAL PROPERTY TAX Confidentiality, Income tax, 77-27,119 Sales and use tax, 77-2705, 77-2706, 77-2711 Taxpayer list, 77-27,126 Controlled substances, See MARIJUANA AND CONTROLLED SUBSTANCES TAX: 77-4301 **Counties**, See COUNTIES County agricultural society, See COUNTY AGRICULTURAL SOCIETY ACT; 2-257 County boards of equalization, See COUNTY BOARD OF EQUALIZATION Crimes and offenses, See CRIMES AND OFFENSES Death taxes. Estate and generation-skipping transfer tax, terminates 1/1/2007, 77-2101.01 to 77-2101.03, See also ESTATE AND GENERATION-SKIPPING TRANSFER TAX Inheritance tax, See INHERITANCE TAX; 77-2001 Interstate dispute, See DEATH TAXES, UNIFORM ACT ON INTERSTATE ARBITRATION AND COMPROMISE OF; 77-3301 **Definitions**, 77-101 to 77-132 Delinguent taxes, Collection agency, contracts authorized, 77-377.01 to 77-377.04 Collection by agreement of financial institution and Tax Commissioner, 77-3910 Interest, 45-104.01, 45-104.02 List of delinquent taxpayers, 77-378 Department, See REVENUE, DEPARTMENT OF **Distress warrants**, See DISTRESS WARRANTS

AXATION –Cont'd Documentary stamp tax, 76-901 to 76-908, See also DOCUMENTARY STAMP TAX Drugs, illegal, See MARIJUANA AND CONTROLLED SUBSTANCES TAX; 77-4301 Economic forecasting, See ECONOMIC FORECASTING Equalization, Article IV, section 28, Constitution of Nebraska, See also ASSESSMENT AND EQUALIZATION Estate taxes. *Death taxes*, this heading Ethanol, excise tax for, See ETHANOL DEVELOPMENT ACT; 66-1330 Financial institutions. 77-3801 to 77-3807, See also FINANCIAL INSTITUTIONS Foreclosure of tax liens, 77-1901 to 77-1941, See also FORECLOSURE Franchises, See FRANCHISE TAX Fuel taxes. International agreement, See INTERNATIONAL FUEL TAX AGREEMENT ACT; 66-1401 Motor fuels, See MOTOR FUEL TAXES Oil and gas, See OIL AND GAS Homesteads, See also HOMESTEADS Homestead exemptions, real property tax, 77-3501 to 77-3529 In lieu of tax payments, See IN LIEU OF TAX PAYMENTS Incentives for businesses. See ECONOMIC DEVELOPMENT Income tax, 77-2714 to 77-27,123, See also INCOME TAX Rate, 77-2701.01 State aid to schools, See TAX EQUITY AND EDUCATIONAL **OPPORTUNITIES SUPPORT ACT; 79-**1001 Inheritance tax, Death taxes, this heading Insurance companies, 77-907 to 77-918, See also INSURANCE

Interest. delinguent taxes. 45-104.01, 45-104.02 Internal Revenue Code, reference to, how construed, 49-801.01 Jeopardy determinations. Drug tax, 77-3906, 77-4311, 77-4312 Income tax, 77-2759, 77-27,111, 77-3906 Sales and use tax, 77-2710, 77-3906 Levy by county, 77-1601 to 77-1610 Liens, See TAX LIENS Registration, See TAX LIEN REGISTRATION AND ENFORCEMENT ACT, UNIFORM STATE; 77-3901 Lodging tax, See VISITORS DEVELOPMENT ACT, NEBRASKA; 81-3701 Mailing, Electronic postmark, 86-644 Return or payment, effect, 49-1201 to 49-1203 Marijuana, See MARIJUANA AND CONTROLLED SUBSTANCES TAX; 77-4301 Mobile homes, See MOBILE HOMES AND MOBILE HOME PARKS; 77-3701 Motor fuel taxes. See MOTOR FUEL TAXES Motor vehicles, See MOTOR VEHICLES Nameplate capacity tax, 77-6201 to 77-6204 Natural gas, See OIL AND GAS Nonresidents, delinguent tax collection, 77-377.01 to 77-377.04 Occupation tax, See OCCUPATION TAX Oil, See OIL AND GAS Payment by electronic payment authorized, 13-609 Payment methods, 13-609, 77-1702, 81-118.01 Personal property, See PERSONAL PROPERTY TAX Exemption, See PERSONAL PROPERTY TAX RELIEF ACT; 77-1237 Premium tax, insurance companies, 77-907 to 77-918, See also INSURANCE

AXATION –Cont'd Property tax, Personal property, See PERSONAL PROPERTY TAX Real property, See REAL PROPERTY TAX Public power districts, payments in lieu of taxes, 70-651.01 to 70-651.05 Public service entities. 77-801 to 77-804, See also UTILITIES Railroads. See also RAILROADS Excise tax, 74-1320 to 74-1322 Property tax, 77-601 to 77-621 Real property, See REAL PROPERTY TAX Refunds. Income tax, See INCOME TAX Sales and use tax, See SALES AND USE TAX Setoff, See TAX REFUND SETOFF ACT; 77-27.174 Revenue Act, See REVENUE ACT OF 1967, NEBRASKA; 77-2701 **Revenue projections**, See ECONOMIC FORECASTING Safety services, county sales tax for county and joint political subdivision services, 13-318 to 13-326, See also PUBLIC SAFETY Sales and use tax. See SALES AND USE TAX **School finance**, See SCHOOL FINANCE Severance tax, Oil and gas, 57-701 to 57-719, See also OIL AND GAS Uranium, 57-1201 to 57-1214, See also URANIUM Solar energy, nameplate capacity tax, 77-6201 to 77-6204 Special assessments, See SPECIAL ASSESSMENTS State aid. See STATE AID Studies and reports, Tax breaks, See TAX EXPENDITURE **REPORTING ACT; 77-379** Tax policy changes, 77-3,115, 77-3.116 Tax amnesty program, 77-5601

Tax Commissioner. Article IV. section 28, Constitution of Nebraska, 77-360 to 77-369 Tax increment financing, 18-2147 to 18-2153, See also COMMUNITY DEVELOPMENT Tax liens, See TAX LIENS Tax sales, 77-1801 to 77-1863, See also TAX SALES Tax stamps, See TAX STAMPS TERC, See TAX EQUALIZATION AND **REVIEW COMMISSION ACT; 77-5001** Tobacco. Cigarettes, 77-2601 to 77-2622, See also CIGARETTES Tobacco products, See TOBACCO PRODUCTS TAX ACT; 77-4001 Transfer taxes. Death taxes, this heading Sales and use tax, 77-2701.02 to 77-2713, See also SALES AND USE TAX Tax stamps, See TAX STAMPS Uranium severance tax, 57-1201 to 57-1214, See also URANIUM **Utilities**, See UTILITIES Villages, See VILLAGES Web site of state tax receipts, expenditures, and contracts, See TAXPAYER TRANSPARENCY ACT: 84-602.01 Wind energy, nameplate capacity tax, 77-6201 to 77-6204 **TAXIDERMISTS** See generally PROFESSIONS AND **OCCUPATIONS** Authorized activities, 37-462, 37-506 Permit, required, 37-462 Records required, 37-462 Violations, penalty, 37-462 TAXPAYER TRANSPARENCY ACT See generally TAXATION

Act, how cited, 84-602.01 Department of Administrative Services, duties, 84-602.02 State Treasurer, duties, 84-602

AXPAYER TRANSPARENCY ACT -Cont'd Web site of state tax receipts, expenditures, and contracts, 84-602 Contents, 84-602.02

TEACHERS

See generally ELEMENTARY AND SECONDARY EDUCATION Activities pass, issuance to, when, 79-517, 79-518 Advisory committee, teacher certification, members, expenses, 79-808 American Indian language teacher, requirements, 79-802.01 AmeriCorps, Teacher Corps AmeriCorps Education Award **Program**, 79-8,141 Audiologists, See AUDIOLOGISTS Benefit plans, Authorized, 44-1615 Funding, See POLITICAL SUBDIVISIONS SELF-FUNDING BENEFITS ACT; 13-1601 Joint procurement, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Certificates or permits, College credits, 79-811 Conditional permit, 79-814.02 Conversion of prior certificate, 79-815 Criminal history record information check, 79-808, 79-814.01 Definitions, 79-807 Endorsements, 79-810 Exemption, teacher aides, 79-802 Extension, when, 79-803 Failure to have, effect, 79-804, 79-805 Fees. 79-810 Funds. Certification Fund, 79-810 Professional Practices Commission Fund, 79-810 Intent, 79-806 Issuance, 79-810

Commissioner of Education. duties, 79-305, 79-810 Military service, treatment, 79-803 Private schools, 79-810 Probation, conviction set aside, effect, 29-2264 Reciprocity, 79-813 Substitute teacher, 79-802 Registration, 79-804 Required, when, 79-801, 79-802 Requirements, 79-808, 79-809 Revocation, when, 79-866 to 79-868 Rules and regulations, 79-808 Substitute teaching, 79-802 Suspension, when, 79-821, 79-866 to 79-868 Teacher aides, exempt, 79-802 Temporary certificate, 79-808 Use, limitations, 79-814 Child abuse, duty to report, 28-711, See also CHILD PROTECTION AND FAMILY SAFETY ACT Class I school district, report required, 79-8,110 Community colleges, See COMMUNITY COLLEGES; 85-1501 Compulsory attendance of students, duties, 79-201 to 79-210 Continuing education, Graduate education loans, See EXCELLENCE IN TEACHING ACT; 79-8,132 Requirements, 79-830 Curriculum, See SCHOOL CURRICULUM Dating violence policy and curriculum education. See LINDSAY ANN BURKE ACT; 79-2,138 Definitions, 79-101 **Disciplinary actions against**, 79-821, 79-826, 79-866 to 79-868 Diseases, exposure procedures, 71-506 to 71-513 Early childhood education training, 79-1101, 79-1102, See also EARLY CHILDHOOD EDUCATION Education. Financial aid, See FINANCIAL AID FOR POSTSECONDARY EDUCATION STUDENTS

FEACHERS –Cont'd **Education** –Cont'd Student loans, See EXCELLENCE IN TEACHING ACT; 79-8,132 Teacher, postsecondary programs, approval, 79-318 Employment contracts. Authorized, 79-515 Benefit plans, this heading Bonus for teaching achievement, See MASTER TEACHER PROGRAM ACT: 79-8.124 Collective bargaining, Agreements authorized, 79-515 Industrial Relations, Commission of. See INDUSTRIAL RELATIONS ACT; 48-801 State employees, See STATE EMPLOYEES COLLECTIVE BARGAINING ACT; 81-1369 Epidemic, payment, 79-8,106 Graduate degree incentives, 79-8.141 Incentives for new teachers, 79-8.141 Other educational institutions, 79-843 School districts, requirements, 79-817 to 79-821 Eye protective devices, required, when, 79-715, 85-901 Fire drills, 79-706, 81-527 Funds. Certification Fund, 79-810 Education Innovation Fund, 9-812 Master Teacher Program Fund, 79-8.129 **Professional Practices Commission** Fund, 79-810 Hiring, 79-501, 79-566, 79-567 Housing, 79-10, 117, 79-10, 118, 79-10,121 to 79-10,125 Indemnification by district, authority, 79-516 Industrial Relations, Commission of. See INDUSTRIAL RELATIONS ACT; 48-801 Intern, 79-875 to 79-878

Leave of absence. Authorized for adoptive parent, 48-234 Military service, 55-160 to 55-166 Procedure, 79-838 Legislative intent, standards, 79-702 Liability insurance, district, authority to provide, 79-516 Lunch period, 79-8,107 Mentor teacher program, 79-761 Merger of cities, effect, 79-853 Military service, leave of absence, 55-160 to 55-166 Nurses, 79-843 Oath, 11-101.01 to 11-101.03 Violation, penalty, 11-101.02 Patriotic instruction, duties, 79-724 to 79-727 Personnel file, access, 79-8,109 Pledge, form, 79-8,108 Probationary period, 79-828, 79-845 Professional organization, withholding of wages, 79-872 to 79-874 **Professional Practices Commission**, 79-859 to 79-871, See also EDUCATION, STATE DEPARTMENT OF Professional standards, 79-866 to 79-868 Legislative intent, 79-702 Reduction in force, 79-825, 79-846 to 79-849 Religion, constitutional restrictions, Article VII, section 11, Constitution of Nebraska Religious affiliation. Inquiries prohibited, 79-896 Violation, penalty, 79-897 Religious clothing in public schools, Prohibited, 79-898 Violation, penalties, 79-899 Reorganization of school district, Effect on teachers, 79-850 to 79-858 Reduction in force. Retirement Incentive Plan, 79-854, 79-855, 79-857 Staff Development Assistance, 79-854, 79-856, 79-857

EACHERS –Cont'd Requirements, 79-817 to 79-821 American Indian language teacher, 79-802.01 Certificate, teacher's, required, 79-802.79-804 Restrictions, 79-544, 79-814 to 79-814.02, 79-820 Violation, liability for damages, 79-820 Retirement system, Class I, II, III, IV, and VI school districts. See SCHOOL **EMPLOYEES RETIREMENT ACT; 79-**901 Class V school districts, See CLASS **V SCHOOL EMPLOYEES RETIREMENT ACT; 79-978** Retirement Incentive Plan for unified system or reorganized school district, 79-854, 79-855 Rights, 79-843, 79-844 Safety devices, eye protection, required, when, 79-715, 85-901 Safety education, 85-1001 to 85-1008, See also SAFETY CENTER, NEBRASKA Salaries. Employment contracts, this heading School board. Americanism committee, duties, 79-724 Board member cannot teach in district, 79-544 Separation payments, treatment, 79-514 Skills, salary bonus for teaching achievement, See MASTER TEACHER PROGRAM ACT; 79-8,124 Solicitations during school hours prohibited, 79-8,100, 79-8,101 Exceptions, 79-8,100 Violations, penalty, 79-8,101 Speech-language pathologists, See SPEECH-LANGUAGE PATHOLOGISTS Standards, professional, legislative intent, 79-702

State Board of Education membership, ineligible for, 79-313 Student loans for teachers or to become a teacher, See EXCELLENCE IN TEACHING ACT; 79-8 132 Student teachers, 79-875 to 79-878 Students, See also STUDENTS Student discipline, See STUDENT DISCIPLINE ACT; 79-254 Student files and records, access, 79-2,104, 79-2,105 Suicide awareness and prevention training, 79-2,146 Summer school, duties, 79-536 Teach, defined, 79-101 Teacher aides. Exemption from certification, 79-802 Intern, 79-875 to 79-878 Tenure, 79-824 to 79-845 Unified system, effect on teachers, 79-4,108, 79-850 to 79-858 Unions. Employment contracts, this heading Visually impaired, rehabilitative services for, employment of teachers, 71-8605 **TECHNICAL COMMUNITY** COLLEGES See COMMUNITY COLLEGES **TELECOMMUNICATIONS** See generally BUSINESS AND COMMERCE Appeals, 75-132.01 Cities and villages, advanced telecommunications capability. Financial assistance, 86-579, 86-580 Funding, See LOCAL OPTION MUNICIPAL ECONOMIC **DEVELOPMENT ACT: 18-2701** Retail and wholesale services, restrictions, 86-593 to 86-598 Communications providers, registration, 86-125 **Computers**, See COMPUTERS Web sites, See WEB SITES

ELECOMMUNICATIONS –Cont'd Criminal court appearances, audiovisual and written, requirements, 29-4201 to 29-4207 **Deaf persons**, See TELEPHONES Easements, authority of fiduciaries, 30-3219. 30-3220 Educational, See EDUCATIONAL **TELECOMMUNICATIONS** Electronic and digital transactions, See ELECTRONIC TRANSACTIONS **Emergency communications**, See TELEPHONES Wireless communications devices, use for location information, See KELSEY SMITH ACT: 86-801 Excavation, required marking of underground utilities, See ONE-CALL NOTIFICATION SYSTEM ACT; 76-2301 Facsimile filing, See ELECTRONIC TRANSACTIONS Fax machines, See ELECTRONIC TRANSACTIONS Fiber optic cable, dark fiber, Agency or political subdivision, Disposition powers, 86-575 Lease, 86-577 Sale, 86-576 Appeal, 86-578 Defined. 86-574 Violation procedure, 86-578 Government, Courts, electronic research authorized, 24-226 Criminal court appearances, audiovisual and written. requirements, 29-4201 to 29-4207 Electronic postmark, use by state agencies, 86-644 Geographic Information Systems, 86-569 to 86-573, See also STATE GOVERNMENT Infrastructure, See INFORMATION TECHNOLOGY INFRASTRUCTURE ACT; 86-501

Intergovernmental data services program, See INTERGOVERNMENTAL DATA SERVICES PROGRAM ACT; 86-550 Legislature, reports to, electronic, requirements, 50-114.03 Open Meetings Act, applicability, 84-1410, 84-1411 Political subdivisions, sale of bonds by Internet auction, 10-145 Public records, electronic access to, 84-1204 to 84-1205.05 Retail or wholesale services, restrictions, 86-593 to 86-598 Tax Equalization and Review Commission orders published on web site, 77-5018 Web sites. See WEB SITES Health care services, provision of, Telehealth consultations, See TELEHEALTH ACT, NEBRASKA; 71-8501 Telehealth system for the deaf, 71-4728.04 Telepharmacy, practice of, authorized, 38-2866 Identity theft, 28-639, See also THEFT Interception of communications, Acts prohibited, 86-290, 86-295 to 86-297, 86-2, 102, 86-2, 104 Authorization, procedure, 86-291 to 86-295 Civil actions authorized, 86-297, 86-2.110 Computer services, unlawful access, 86-2,104 to 86-2,110 Definitions, 86-271 to 86-289 Discovery powers, 86-2,112 Evidence, use as, 86-293, 86-2,115 Grand jury proceedings, 86-2,111 Mobile tracking device, authorization, 86-2,103 Pen register, use, requirements, 86-298 to 86-2,101 Privileged use, 86-292 Reports, 86-294 Satellites, unlawful interference, 86-2.102 Service of process, 86-2,113

TELECOMMUNICATIONS –Cont'd Interception of communications –Cont'd Subpoena, 86-2,106, 86-2,107, 86-2,113, 86-2,114 Trap-and-trace device, use, requirements, 86-298 to 86-2,101 Wiretaps, authorization, procedure, 86-291 to 86-295 Internet, See COMPUTERS Web sites. See WEB SITES Money, fund transfers, See ELECTRONIC FUND TRANSFERS Network Nebraska, See **EDUCATIONAL TELECOMMUNICATIONS** News media, See NEWS MEDIA 911 service, See EMERGENCY TELEPHONE COMMUNICATIONS SYSTEMS ACT; 86-420; ENHANCED WIRELESS 911 SERVICES ACT; 86-442 Plane coordinate system, See PLANE COORDINATE SYSTEM ACT, NEBRASKA; 76-2501 Postmark, electronic, use by state agencies, 86-644 Press, See NEWS MEDIA Public meetings, electronic communications, when, 84-1410.84-1411 Public safety communications, See also PUBLIC SAFETY COMMUNICATION SYSTEM ACT. NEBRASKA; 86-401 911 service, this heading **Public Service Commission**, jurisdiction, 75-109, 75-109.01, 75-132.01, See also PUBLIC SERVICE COMMISSION Radio, See RADIO Rates, regulation, Article X, sections 4 and 7, Constitution of Nebraska Regulation, See PUBLIC SERVICE COMMISSION; **TELECOMMUNICATIONS REGULATION ACT, NEBRASKA; 86-101 Report**, 86-163

Right-of-way provisions, Telecommunications companies right-of-way, this heading Sales and use tax exemptions, Prepaid calling service, 77-2704.52 Satellite programming and service, 77-2704.53 Services between companies, 77-2704.51 Satellites, unlawful interference, 86-2,102 Services, retail or wholesale restrictions on political subdivisions, 86-593 to 86-598 Signatures, digital and electronic, See SIGNATURES **Telecommunications companies** right-of-way. Definitions, 86-701 to 86-703 Interference with prohibited, 28-519, 28-1311, 76-2325.01 Municipalities. Occupation tax on sale of telecommunications services, procedure, 86-704 Powers and duties, 86-704 Public highways, regulation, 86-707 to 86-710 Requirements, 86-704 Right-of-way, condemnation procedure, 86-705, 86-706 Telegraph companies, See **TELEGRAPH COMPANIES Telephones**, See TELEPHONES **Television**, See TELEVISION Teleworkers, job training reimbursement. See TELEWORKER JOB CREATION ACT; 48-3001 Theft of service, 28-515, 28-515.01, 86-2,116, See also UTILITIES Web sites. See WEB SITES Wireless communications devices. Texting while operating motor vehicle, prohibited, 60-6,179.01, 60-6,179.02 Use for location information, See KELSEY SMITH ACT; 86-801

TELECOMMUNICATIONS –Cont'd Wiretapping, Interception of communications, this heading

TELECOMMUNICATIONS **REGULATION ACT, NEBRASKA** See generally TELECOMMUNICATIONS Act, how cited, 86-101 Advanced telecommunications capability service, unavailable to applicant. Application denied, effect, 86-138 Application for service, 86-135, 86-136 Notice to telecommunications companies, 86-135 Application granted, Certificate of necessity issued, 86-137 Local exchange area revision, 86-136.86-137 Appeal, 86-123, 86-158 Certificate of convenience and necessity, 86-128, 86-137 Communications providers, registration, 86-125 Competition, regulation, 86-126, 86-127 Definitions, 86-103 to 86-121, 86-164.86-165 Exchange, Abandonment, 86-133 Sale of, requirements, 86-165 Federal law, implementation by Public Service Commission, 86-122 Fund, Nebraska Competitive Telephone Marketplace, 86-127 Intent. 86-102 Interconnection agreements, approval required, 86-122 Inter-LATA interexchange service, 86-129 Nonregulated activities, 86-124 Permit for contract carriers, 86-128 Quality and rate regulation, 86-123 Rates and charges, Access charge, 86-140 Change, when effective, 86-155

Computation, 86-149 to 86-154 Incentives, 86-142 Joint service agreements, 86-153 Local competition, requirements, 86-143 to 86-148 Rate list filing, exemptions, 86-143, 86-144 Regulatory authority, 86-139 to 86-141 Taxes, 86-156, 86-157 Records retention, 86-159 Report. 86-163 Service discontinued. 86-134 Special incentives authorized, 86-142 Taxes and fees, pro rata billing, 86-810 Telecommunications carrier, wirecrossing agreement with railroad carrier, requirements, 86-164 Territorial maps, 86-130, 86-161 Trunk and toll line requirements, 86-131, 86-132 Violations. Civil penalty, 75-156 Penalties, 86-160 to 86-162 **TELECOMMUNICATIONS RELAY** SYSTEM ACT See generally TELEPHONES Act, how cited, 86-301 Audit of company collecting surcharge, 86-313 Definitions, 86-303 to 86-311 Fund, Nebraska **Telecommunications Relay** System, 86-312 Intent, 86-302 Rules and regulations, 86-314 Special committee, membership, 86-315 Specialized telecommunications equipment program, 86-314 Vouchers, 86-312 Surcharge on telephone subscribers to fund relay system, 86-313 Violations. Administrative fine, 86-314

FELECOMMUNICATIONS RELAY SYSTEM ACT –*Cont'd* **Violations** –*Cont'd* Civil penalty, 75-156

TELECOMMUNICATIONS UNIVERSAL SERVICE FUND ACT, NEBRASKA See generally TELEPHONES **Act, how cited,** 86-316 Board, advisory, 86-327 Public hearings, See OPEN MEETINGS ACT: 84-1407 Definitions, 86-318 to 86-322 Fund, Nebraska **Telecommunications Universal** Service, Administrator, duties, 86-326 Created, 86-324 Level, 86-328 Telecommunication companies, obligations, 86-326 Transfer to General Fund authorized, 86-324 Use, 86-324, 86-325 Hearing, 86-328 Intent, 86-317, 86-323 Program, Nebraska Telephone Assistance, 86-329 **Public Service Commission**, powers and duties, 86-324, 86-325 Violations. Administrative fine, 86-324 Civil penalty, 75-156

FELEGRAPH COMPANIES

See generally TELECOMMUNICATIONS Applicability of law, 86-601 Certificate of authority, 86-603 Dispatches, 86-605 to 86-610 Facilities, 86-608 Rates, Article X, section 7, Constitution of Nebraska, 86-607 Statement, Failure to file, 86-604 Required, 86-602 Transmission lines, Regulation, 75-701 to 75-724, See also PUBLIC SERVICE COMMISSION Right-of-way, 86-701 to 86-710 Railroad carrier wire-crossing agreement, requirements, 86-164

TELEHEALTH ACT, NEBRASKA See generally HEALTH CARE Act. How cited, 71-8501 How construed, 71-8504 Definitions, 71-8503 Emergency exception to information requirements, 71-8505 Health care facility, duties, 71-8507 Intent, 71-8502 Medicaid reimbursement, requirements, 71-8506 Patient's rights, 71-8505 Rules and regulations, 71-8508 Telehealth, Informed consent of patient, 71-8505 Services qualify for medicaid reimbursement, when, 71-8506

TELEMARKETING AND PRIZE PROMOTIONS ACT

See generally TELEPHONES Act. How cited, 86-212 How construed, 86-232 Consumer, Remedies, 86-233 Rights, Authorization required for payment, 86-224 Revocation and additional rights, 86-225 Definitions, 86-213 to 86-223 Payment, Consumer's authorization required, 86-224 Restrictions on seller in obtaining, 86-226, 86-227 Prize promotions, Acts prohibited, 86-229 Information required, 86-228 Sellers, records required, 86-230 Violations. Burden of proof, 86-231

ELEMARKETING AND PRIZE PROMOTIONS ACT –*Cont'd* **Violations** –*Cont'd* Civil penalty, 86-235 Penalty, 86-234

TELEPHONE CONSUMER SLAMMING PREVENTION ACT See generally TELEPHONES

Act, Applicability, 86-204 How cited, 86-201 Additional services, unauthorized, provider, duties, 86-211 Appeal, 86-209 Change in service, Confirmation, 86-206 Cramming or loading, prohibited, 86-211 Requirements, 86-205 Unauthorized, Claim procedures, 86-207 Corrective action authorized, 86-208

Definitions, 86-203 Intent, 86-202 Rules and regulations, 86-210 Violations, penalties, 86-209

ELEPHONE SOLICITATION See TELEPHONES

ELEPHONES

See generally TELECOMMUNICATIONS Common carrier or contract carrier, certificate or permit required, 86-128

Consumer protection, Telemarketing requirements, See AUTOMATIC DIALING-ANNOUNCING DEVICES ACT; 86-236; TELEMARKETING AND PRIZE

PROMOTIONS ACT; 86-212 Unauthorized change in service, See TELEPHONE CONSUMER SLAMMING PREVENTION ACT; 86-201

Wiretapping, 86-271 to 86-2,115, See also TELECOMMUNICATIONS

900 service. See INTRASTATE PAY-PER-CALL REGULATION ACT; 86-258 Deaf persons, Telehealth system, 71-4728.04 Telephone service, See TELECOMMUNICATIONS RELAY SYSTEM ACT: 86-301 **Deregulation**, See **TELECOMMUNICATIONS** REGULATION ACT, NEBRASKA; 86-101 Emergency telephone services, Enhanced 911 service. See **ENHANCED WIRELESS 911** SERVICES ACT; 86-442 Location information from wireless communications devices, See KELSEY SMITH ACT; 86-801 Prepaid wireless telecommunications service. surcharge, See PREPAID WIRELESS SURCHARGE ACT; 86-901 911 service, See EMERGENCY **TELEPHONE COMMUNICATIONS** SYSTEMS ACT; 86-420 Excavation, required marking of underground utilities, See ONE-CALL NOTIFICATION SYSTEM ACT; 76-2301 911 service. Emergency telephone services, this heading Political messages, recorded telecommunications, requirements, 49-1474.02 Prepaid wireless telecommunications service, surcharge, See PREPAID WIRELESS SURCHARGE ACT; 86-901 Public corporations, security agreements, requirements, 76-1101 to 76-1104 Public Service Commission. jurisdiction, 75-109, 75-109.01, 75-132.01, See also PUBLIC SERVICE COMMISSION Rates and charges, Discrimination prohibited, Article X,

Section 7, Constitution of Nebraska

TELEPHONES –Cont'd Rates and charges -Cont'd Emergency rate orders, when, 75-121 Regulation, See **TELECOMMUNICATIONS REGULATION ACT, NEBRASKA; 86-**101 **Regulation**, See also **TELECOMMUNICATIONS REGULATION ACT, NEBRASKA; 86-101** Cities of the primary class, 15-266 Sales and use tax exemptions, prepaid calling service, 77-2704.52 Solicitation by, restrictions, See AUTOMATIC DIALING-ANNOUNCING DEVICES ACT: 86-236 Speech-impaired persons, telephone service, See TELECOMMUNICATIONS RELAY SYSTEM ACT: 86-301 State telecommunications system, use by officials and employees, 81-1120.27 Legislature, members, audit records, 81-1120.27 Taxation of public service entities, 77-801 to 77-804 Telemarketing requirements, Consumer protection, this heading Theft of service, 28-515, 28-515.01, 86-2,116, See also UTILITIES Transmission lines, See **TELECOMMUNICATIONS** Universal service. Access, See TELECOMMUNICATIONS RELAY SYSTEM ACT; 86-301 Funding, See TELECOMMUNICATIONS UNIVERSAL SERVICE FUND ACT, NEBRASKA; 86-316 Wiretapping, 86-271 to 86-2,115, See also TELECOMMUNICATIONS 900 service, See INTRASTATE PAY-PER-CALL REGULATION ACT; 86-258 TELEVISION

See generally TELECOMMUNICATIONS

Business incentives for production of programs and commercials, 18-2739 Cable television. Counties. Municipal franchise, applicability, 23-388 Occupation tax, 23-386 Permit required, 23-384 Violations, penalties, 23-387 Power to regulate, 23-383 Rates, 23-383 Tax. occupation. 23-386 Underground cable, location, 23-385 Municipalities, Franchise required, 18-2202 Violations, penalties, 18-2205 Intent. 18-2201 Occupation tax, 18-2204 Power to regulate, 18-2201 Rates, 18-2206 Tax, occupation, 18-2204 Underground cable, location, 18-2203 Occupation tax, 18-2204, 23-386 Regulation by Public Service Commission, prohibited, 86-124 Sales and use tax, Exemption for copyrighted material, 77-2704.39 State tax, 77-2703 Theft of service, 28-515, 28-515.01, 86-2,116, See also UTILITIES Civil rights, See FREEDOM OF **EXPRESSION** Sources, nondisclosure of, See FREE FLOW OF INFORMATION ACT 20-144 Copyrighted material, sales and use tax exemption, 77-2704.39 Defamation, liability, 25-840.02 Excavation, required marking of underground utilities, See ONE-CALL NOTIFICATION SYSTEM ACT; 76-2301

TELEWORKER JOB CREATION ACT See generally ECONOMIC DEVELOPMENT

ELEWORKER JOB CREATION ACT –Cont'd Act, how cited, 48-3001 **Definitions.** 48-3003 **Department of Economic** Development, audit employer, 48-3008 Funding, 81-1201.21 Intent, 48-3002 Job training reimbursements, Agreement, 48-3004 Amount. 48-3006 Application, 48-3004 Employer, Audit, 48-3008 Requirements, 48-3006 Right to reimbursement, not transferable, exception, 48-3009 Submit training program description, 48-3005 Interest not allowed, 48-3010 Other incentive programs not precluded, 48-3011 Request form, 48-3007

FENANTS

See LEASES AND RENTAL AGREEMENTS

FENURE

See generally GOVERNMENT OFFICERS AND EMPLOYEES Board of Regents of the University of Nebraska, powers, 85-106

Community college employees, 85-606, 85-1530

County employees, 23-2528 Educational service unit

employees, 79-1234 to 79-1239 School administrators, elementary

and secondary, 79-824 to 79-845 State college employees, 85-606

Teachers, elementary and secondary, 79-824 to 79-845 University of Nebraska employees, 85-106, 85-606

FERM LIMITS

See generally POLITICAL PROCESS

Governor. Article IV. section 1. Constitution of Nebraska Legislature, members of, Article III, section 12, Constitution of Nebraska, 32-122 State Treasurer, Article IV, section 3, Constitution of Nebraska Statement of Nebraska intent for congressional term limits, Article XVIII, section 1, Constitution of Nebraska **TERMINATION OF PARENTAL** RIGHTS See generally CHILDREN AND MINORS Adoption, See also ADOPTION Child born out of wedlock, 43-104.08 to 43-104.25 Decree, effect as to natural parents, 43-111 Department, consent, when, 43-906 Effect of termination on required consent, 43-293 Foreign-born child, requirements, 43-104.07 Appeal, 43-2, 106, 43-2, 106.01 Child abuse, See CHILD ABUSE Child custody, See CHILD CUSTODY Child support, See CHILD SUPPORT **Compact, Interstate Compact for** the Placement of Children, 43-1103 Counsel, appointed, when, 43-279.01 County costs, grant program, 23-1204.06 Court of Appeals, appellate jurisdiction, 43-2,106, 43-2,106.01 Custodian of juvenile, rights and obligations, 43-294 Domestic violence, See ABUSE Foster care replacement, termination of parental rights, when, 43-292.02, 43-292.03 Grounds for termination of parental rights, 43-291, 43-292 Guardian or guardian ad litem, appointment, 30-2608, 43-292.01

TERMINATION OF PARENTAL **RIGHTS** – Cont'd Indian children, See also INDIAN CHILD WELFARE ACT, NEBRASKA; 43-1501 Applicability of act on certain termination proceedings, 43-1515 Emergency removal or placement of child, 43-1514 Involuntary proceeding, notice to parents and tribe, 43-1505, 43-1505.01 Jurisdiction of tribe, 43-1504 Petition to invalidate actions in violation of law, 43-1507 Return of custody, 43-1509 Termination of parental rights, defined, 43-1503 Voluntary proceeding, notice of, validity or withdrawal of consent, 43-1506 Inheritance rights of child, effect of relinguishment by parent, 43-106.01 Interstate Compact for the Placement of Children, 43-1103 Jurisdiction. Determination, 42-364 Indian tribe, 43-1504 Juvenile court, 43-246.01, 43-247 Review by Court of Appeals, 43-2,106, 43-2,106.01 Parties to termination proceedings, rights, 43-279.01 Petition alleging grounds for termination, filing, proceedings, 43-291 Placement of children, Effect on parental powers, 43-708 Family unification, reasonable efforts, requirements, 43-283.01 Interstate compact for, 43-1103 Termination of parental rights, when, 43-292.02, 43-292.03 State, duty to file petition, when, 43-292.02

TERRORISTIC THREATS See generally CRIMES AND OFFENSES By inmate, 28-933 Civil action authorized, 25-21,248 Stalking, See STALKING Violations, penalty, 28-311.01

TESTAMENTARY ADDITIONS TO

TRUSTS ACT (1991), UNIFORM See generally DECEDENTS' ESTATES Act, Applicability, 30-3603 How cited, 30-3601

How construed, 30-3604 Testamentary additions to trusts, 30-3602

THEATER

See generally ENTERTAINMENT Child labor, 48-301 to 48-313 Film contracts, 36-211, 36-212 Municipal regulations, violation, 14-102, 15-215, 16-233, 17-130, 17-207

THEFT

See generally CRIMES AND OFFENSES Aggregation of amounts, 28-518 Classification of offenses, 28-518 Criminal impersonation, Definitions, 28-636 Local law enforcement agency, contact, 28-637 Penalty, 28-638 Restitution, 28-638 Venue, 28-637 Deception, theft by, 28-512, 28-518 Definitions. 28-509 Elements of crime. 28-511 Extortion, theft by, 28-513, 28-518 Grades of offenses, 28-518 Identity fraud, Definitions, 28-636 Local law enforcement agency, contact, 28-637 Penalty, 28-640 Restitution, 28-640 Venue, 28-637 Identity theft. Definitions, 28-636 Local law enforcement agency, contact, 28-637

THEFT –Cont'd Identity theft -Cont'd Penalty, 28-639 Restitution, 28-639 Venue, 28-637 Indictment, joinder of offenses, 29-1508 Joyriding, 28-516 Leased or rented motor vehicle, venue, 28-511.02 Offenses included, 28-510 Possession of security device countermeasure. 28-511.03 Propelled vehicle, unauthorized use, 28-516 Property lost, mislaid, or delivered under mistake, theft of, 28-514. 28-518 School funds, embezzlement, penalty, 79-1042 Services, theft of, 28-515 to 28-515.02, 28-518 Shoplifting, theft by, 28-511.01, 28-518 State funds, embezzlement by state employee or officer, 84-711 Statute of limitation, conversion, 25-207 Stolen property, theft by receiving, 28-517, 28-518 **Telecommunications service.** 28-515.01 Unlawful taking or disposition, theft by, 28-511, 28-518 Utilities, 28-515 to 28-515.02 Water, 28-515, 28-515.02, 46-254 THIRD-PARTY ADMINISTRATOR ACT See generally INSURANCE Act, how cited, 44-5801 Administrative penalty, 44-5815 Advertising, approval required, 44-5806

Agreement required, 44-5803 Certificate of authority, Required, 44-5812, 44-5813

Suspension or revocation, 44-5814, 44-5815 Contingent agreements prohibited,

44-5809

Definitions, 44-5802 Delivery of documents, 44-5811 Disclosure requirements, 44-5810 Fees and charges, 44-5809, 44-5810, 44-5812, 44-5814 Fiduciary duties, 44-5808 Filing fees, 44-5814 Failure to pay, effect, 44-5814 Insurer duties, 44-5807 Payments to third-party administrator, treatment, 44-5804.44-5805 Records, confidentiality, 44-5805 **Report, annual**, 44-5814 Rules and regulations, 44-5816 Transaction records, 44-5805 Underwriting authority, suspension, 44-5803

THIRD-PARTY PROCEEDINGS

See generally CIVIL PROCEDURE Actions, procedures applicable, 25-331 County court, demand for jury trial, filing timeframe, 25-2705 Insolvent insurer, claim procedures, 44-4838 Jurisdictional defense, effect of third-party claim, 25-516.01 Multiple claims or parties, effect, 25-1315 Rights of third-party, 25-331 Seller-assisted marketing plan, separate notes prohibited, 59-1745 Stakeholder, interplead, 25-325 Vehicular pursuant by law enforcement officers, 13-911, 29-417.01, 81-8,215.01 Workers' compensation, third-party claims, 48-118 to 48-118.05 TIME Civil actions and proceedings, computation of time, 25-2221, 48-191

Community service, length, 29-2279 Daylight time, 49-1302 Established, 49-1302 Electronic postmark, 86-644

TIME –Cont'd Good time, sentence reduction for inmates, 83-1,107 to 83-1,109 Mailing, presumptions, 49-1201 to 49-1203 Parole eligibility, 83-1,110 Speedy trial, computation of time, 29-1207 Standard time, 49-1301 Statutes of limitation, See STATUTES OF LIMITATION Worker's compensation actions. computation of time, 48-191 TIME-SHARE ACT, NEBRASKA See generally REAL ESTATE Act, how cited, 76-1701 Agents, Acquisition, 76-1728 Exchange, 76-1732 Managing, 76-1730 Sales, 76-1729 Assessments, failure to pay, effect, 76-1708, 76-1711 Authorization. 76-1706 Bonds, surety, 76-1715, 76-1731 Buildings authorized, 76-1706 Cancellation, rights, 76-1716 Commission, State Real Estate, powers and duties, 76-1725, 76-1726, 76-1735, 76-1736 Definitions, 76-1702 Deposits, treatment, 76-1715 Developer. Developer-control period, 76-1709 Foreclosure rights, 76-1740 Registration changes, duties, 76-1737 Time-share interval, duties, 76-1737.01 Disciplinary actions, 76-1726 Escrow of deposits, 76-1715 Foreclosure, developer rights, 76-1740 Investigations, 76-1734 Liens, 76-1721, 76-1739 to 76-1741 Mailing list of owners, requirements, 76-1708 Offer. restrictions. 76-1727 Partition, when allowed, 76-1712

Public offering statements, Changes, 76-1720 Exceptions, 76-1718, 76-1719 Requirements, 76-1713 to 76-1717 Restrictions, 76-1735, 76-1736 Records, 76-1724, 76-1733, 76-1739 Registration of program, 76-1732 Application, 76-1734, 76-1736 Duties, 76-1728 to 76-1732 Changes, developer duties, 76-1737 Exceptions, 76-1738 Offer or sale restrictions, 76-1727 Other filings not required, when, 76-1717 Renewal, annual report, requirements, 76-1734 Validity, 76-1736 Sale, restrictions, 76-1727 Statute of limitation, 76-1723 Surety bond, 76-1715, 76-1731 Time-share programs, Discriminatory regulation against, prohibited, 76-1705 Partition, 76-1712 Time-share estate, Developer-control period, 76-1709 Instruments, contents, 76-1707, 76-1708 Real property interest status, 76-1703, 76-1704 Time-share intervals in units, 76-1706 Time-share use, instruments, contents, 76-1710, 76-1711 Title, 76-1704 Violations, penalty, 76-1722

TIRES

See generally MOTOR VEHICLES Bicycle, requirements, 60-6,319 Disposal restrictions, 13-2039 Permitted uses, 13-2033, 13-2039 Fee, collection, disbursement, 81-15,162 Recycling grants, 81-15,160, 81-15,161 Scrap tire business, permit required, 13-2033 Vehicles, See also MOTOR VEHICLES

FIRES –*Cont'd* **Vehicles** –*Cont'd* Condition, 60-6,252 Regrooving, 60-6,251 Requirements, 60-6,249 to 60-6,252 Studded tires, 60-6,250

FITLE INSURANCE

Title insurance agents, See TITLE INSURANCE AGENT ACT; 44-19,106 Title insurers, See TITLE INSURERS ACT; 44-1978

FITLE INSURANCE AGENT ACT

See generally PROFESSIONS AND **OCCUPATIONS** Act. Applicability, 44-19,123 How cited, 44-19,106 Purpose, 44-19,107 Acts, prohibited, 44-19,111 Affiliated business provisions, 44-19,112 Closing services, conditions, 44-19.116 Contract, requirements, 44-19,114 **Definitions**, 44-19,108 Escrow, conditions, 44-19,116 Favored agent, prohibited, 44-19.113 Injunction, 44-19,122 Law, insurance, application, 44-19,118 Licensing, requirements, 44-19,109 Like-kind exchange funds, written disclosure requirements, 44-19.116 Records, Examination, 44-19,110 Retention requirements, 44-19,117 Rules and regulations, 44-19,119 Security deposit accounts, 44-19.116 Settlement services, conditions, 44-19,116 Title insurance commitment, **notice**, 44-19,115 Trade practices, unfair, 44-19,121 Underwriting contract. **requirements**, 44-19,114

Violations, Penalties, 44-19,120 Summary cease and desist order, 44-19,120.01

TITLE INSURERS ACT

See generally INSURANCE Act. Applicability, 44-1980, 44-19,105 How cited, 44-1978 Purpose, 44-1979 Activities, authorized, 44-1983 Acts. prohibited. 44-1995 Admitted assets, standards, 44-1987 **Business transaction**, requirements, 44-1982 Capital requirements, 44-1985 Closing or settlement protection, requirements, 44-1984 **Definitions**, 44-1981 Dissolution, 44-1989 Diversification, required, 44-1991 Dividends, restrictions, 44-1990 Duties. 44-1993 Escrow. conditions. 44-1994 Favored agent, prohibited, 44-1996 Filings required, 44-1997 to 44-1999 Forms. 44-1998 Injunction, 44-19,104 Insolvency, 44-1989 Liability, 44-1993 Liquidation, 44-1989 Powers, limitations, 44-1984 **Premium rates**, 44-1997 Presumption of control, 44-1981 Rate service organization, filings **by**, 44-1999 Records, retention requirements, 44-19,100 **Reserves.** 44-1988 Rules and regulations, 44-19,101 Security deposit accounts, 44-1994 Single risk limit, 44-1986 Surplus requirements, 44-1985 Title insurance commitment, notice. 44-1992 Trade practices, unfair, 44-19,103 Violation, penalties, 44-19,102

FITLE TO REAL ESTATE See real estate

ГОВАССО

See generally SALE OF GOODS Cancer research grants, 81-637 to 81-640.01, See also CANCER Cigarettes, See CIGARETTES Fees, 28-1423, 28-1426 Licenses, Sales license, county or city, Application procedure, 28-1421, 28-1422 Disciplinary actions, 59-1523 False swearing, perjury penalty, 28-1423 Required, 28-1420 Revocation, 28-1429 Transfer. 28-1428 Tax licenses, Cigarette sales, 77-2601 to 77-2622, See also CIGARETTES Other tobacco products, first owner license, 77-4009, See also TOBACCO PRODUCTS TAX ACT Litter fee, 81-1559 to 81-1560.04 Minors, tobacco and vapor or alternative nicotine products, Misrepresentation of age to obtain, penalty, 28-1427 Restrictions on use and sale, 28-1418, 28-1419, 28-1425 Use of driver's license encoded information for enforcement, 60-4,111.01 Smoking or using prohibited, 28-1418 Programs to reduce use of, Students, tobacco, alcohol, and drug education, 79-712 to 79-714 Tobacco Prevention and Control Cash Fund, 71-5714 Recreation area, unauthorized use, 2-3293 Sales. Cigarettes, See CIGARETTES Licenses, this heading

Materials containing perfumes or drugs, prohibited, 28-1421 Requirements for sale in this state, Tobacco, Master Settlement Agreement, this heading Self-service display, restrictions on use, 28-1429.03 Taxation of, this heading Vending machines, use restricted, 28-1429.01, 28-1429.02 Smokeless tobacco, 69-1901 to 69-1904 Definitions, 69-1902 Distribution for promotional purposes, prohibited, 69-1903 Injunction, 69-1904 Intent, 69-1901 Penalty, 69-1904 Smoking restrictions, See CLEAN INDOOR AIR ACT, NEBRASKA; 71-5716 Taxation of, Cigarettes, 77-2601 to 77-2622, See also CIGARETTES Other tobacco products, See TOBACCO PRODUCTS TAX ACT; 77-4001 **Tobacco, Master Settlement** Agreement, Conflict of laws, how treated, 69-2711 Definitions, 69-2702, 69-2705 Directory of certified manufacturers or brand families, 69-2706 Nondirectory cigarettes, report required, contents, 69-2710.01 Removal from, 69-2710, 69-2710.02 Enforcement. Contraband, 69-2709 Legislative findings, 69-2704 Powers, 69-2708 Injunctions, 69-2709, 69-2710, 69-2710.02 Remedies cumulative, 69-2709 Tobacco Enforcement Fund, 69-2701 Nebraska Health Care Funding Act, Nebraska Tobacco Settlement Trust. 71-7608 Use of funds, 71-7606

OBACCO – Cont'd **Tobacco, Master Settlement Agreement** –*Cont'd* Stamping agents, Duties, 69-2708, 69-2708.01 Special privilege tax, 77-2602 Escrow shortfall, liability, when, 69-2708.01 License. Reinstatement or cure, 69-2709, 69-2710.02 Revoke, suspend, or terminate, when, 69-2709, 69-2710.02 Violations, penalties, 69-2709 Tax Commissioner, Duties, 69-2706, 69-2710 Rules and regulations, 69-2710.03 Tobacco product manufacturers, Certification requirements, 69-2706 Directory of certified manufacturers, 69-2706 Nonparticipating manufacturer, Agent for service of process, requirements. 69-2707 Bond, requirements, use, 69-2707.01 Escrow requirements, 69-2703, 69-2703.01, 69-2708 Participating manufacturer, 69-2703, 69-2703.01 Prohibited acts, 69-2706 Requirements to sell within the state, 69-2703, 69-2703.01 Violations, penalties, 69-2706, 69-2709

FOBACCO PRODUCTS TAX ACT

See generally TAXATION Act, how cited, 77-4001 Appeal, 77-4020 Credit or refund, 77-4018 Definitions, 77-4002 to 77-4007 Disciplinary actions, 77-4012, 77-4019, 77-4020 Fund, Tobacco Products Administration Cash, 77-4025 Hearing, decision, notification, 77-4019, 77-4020 Inspections, 77-4017 License. Application, 77-4009, 77-4010 Fee, 77-4010 Issuance, 77-4011 Required, when, 77-4009 Mail. Electronic postmark, 86-644 File or pay by, effect, 49-1201 to 49-1203 **Records**, 77-4017 Refund or credit, 77-4018 Return. Deficiency, notice required, 77-4015 Filing, required, 77-4014 Failure, notice required, 77-4016 Snuff, additional requirements, 77-4014 Mail, this heading Penalty, 77-4022 Review, 77-4015 Rules and regulations, 77-4023 Tax. Collection, 77-4021 Fee allowed for. 77-4014 Imposed, 77-4008 Interest, 77-4022 Violations, penalty, 77-4024

TOD SECURITY REGISTRATION See SECURITIES

TORT CLAIMS ACTS Political subdivisions, See POLITICAL SUBDIVISIONS TORT CLAIMS ACT; 13-901 State, See STATE TORT CLAIMS ACT; 81-8.209

TOURISM

See generally ECONOMIC DEVELOPMENT

Agritourism, promotion of, See AGRITOURISM PROMOTION ACT, NEBRASKA; 82-601

Business and commerce, See BUSINESS AND COMMERCE

Commission, Nebraska Tourism, 81-3710, See also VISITORS DEVELOPMENT ACT, NEBRASKA; 81-3701

TOURISM –Cont'd Convention centers, financing, See CONVENTION CENTER FACILITY FINANCING ASSISTANCE ACT; 13-2601 Municipal civic centers, grants, See CIVIC AND COMMUNITY CENTER FINANCING ACT: 13-2701 Development districts, See **DEVELOPMENT DISTRICTS; 13-1901 Entertainment**, See ENTERTAINMENT Highways and roads, Informational signs, 39-204 to 39-206 Tourist-oriented directional sign panels, 39-207 to 39-211 Historical buildings, municipal grants, See CIVIC AND COMMUNITY CENTER FINANCING ACT: 13-2701 Hotels, See HOTELS Monuments and memorials, See MONUMENTS AND MEMORIALS Municipal incentives, See LOCAL OPTION MUNICIPAL ECONOMIC **DEVELOPMENT ACT: 18-2701** Parks and recreation areas, See PARKS **Promotion of, See VISITORS** DEVELOPMENT ACT, NEBRASKA; 81-3701 **Recreation.** See RECREATION **Restaurants**, See RESTAURANTS Sports arena facilities, financing, See CONVENTION CENTER FACILITY FINANCING ASSISTANCE ACT; 13-2601; SPORTS ARENA FACILITY FINANCING ASSISTANCE ACT; 13-3101 State attractions, See HISTORICAL SOCIETY, NEBRASKA STATE Tourism attraction or redevelopment project, incentives, See NEBRASKA ADVANTAGE TRANSFORMATIONAL TOURISM AND REDEVELOPMENT ACT; 77-1001 TOWNS Cities of the first class, See CITIES OF THE FIRST CLASS

Cities of the metropolitan class, See CITIES OF THE METROPOLITAN CLASS Cities of the primary class, See CITIES OF THE PRIMARY CLASS Cities of the second class. See CITIES OF THE SECOND CLASS Municipal government forms, See MUNICIPAL GOVERNMENT FORMS Political subdivisions. See POLITICAL SUBDIVISIONS Villages, See VILLAGES **TOWNSHIPS** See generally POLITICAL SUBDIVISIONS Actions and proceedings, 23-262, 23-263 Applicability of law, 23-266 Audit. Annual, 23-252 to 23-254 By Auditor of Public Accounts, when. 84-301 Board of supervisors, Chairperson, 23-274 Duties, 23-270 Election, 23-268, 32-529, 32-606 Certificate, 23-275 Meetings, 23-265, 23-272, 23-273 Procedure, 23-277 Oaths, 23-279 Powers. 23-276 Boundaries, 23-209 Budget, Requirements, See BUDGET ACT, NEBRASKA; 13-501 Town clerk, duties, 23-250 Bylaws, publication, 23-229 Chairperson, Appointment, 23-214 Compensation, 23-260 Election, 23-222, 32-530 Oaths, 23-242, 23-243, 23-261 Cities of the second class, 23-111, 23-210 Claims, 23-252, 23-257 Clerk. Appointment, 23-215 Compensation, 23-260 Duties. 23-247. 23-249 Election, 23-222, 32-530

OWNSHIPS -Cont'd Clerk -Cont'd Oaths, 23-242, 23-243, 23-261 Contract for construction or delivery service, contractor duties, 48-2911, 48-2912, See also EMPLOYEE CLASSIFICATION ACT Contractor rights to payment, See CONSTRUCTION PROMPT PAY ACT. **NEBRASKA**; 45-1201 Discontinuance. Commissioner system, establishment, 23-296 to 23-298 Election, 23-294, 23-295 Of all township organization in county, when, 23-2,100 Petition, 23-293 Procedure, 23-292 Records and finances, treatment, 23-299 Settle business and dispose of property, 23-2,100 Township board, termination, hearing, 23-2,100 Employees, reimbursement of expenses, See LOCAL GOVERNMENT MISCELLANEOUS EXPENDITURE ACT; 13-2201 Funds. Deposit, 23-246.01 Disbursement, 23-255 Expenditures, 23-258 Supervision of road expenditures, 23-265 Judgments, collection, 23-264 Meetings, 23-224, 23-227, 23-228 Minutes, 23-234 Filing, 23-241 Special, 23-230, 23-231 Voting, 23-236 to 23-239 Name, 23-212, 23-213, 23-219, 23-281 Officers, election, Article IX, section 4, Constitution of Nebraska, 23-222 **Organization**, Article IX, section 5, Constitution of Nebraska Adoption of system, 23-201 to 23-203

Board of supervisors, county, Appointment, 23-207 Organization, 23-208 Supervise expenditures, 23-265 Failure, 23-225, 23-226 Pending business, 23-271 Power. 23-223 Public records, Access, 84-712 to 84-712.09, See also PUBLIC RECORDS Settled claims, requirements, 84-713 Purchases by, sales tax exemption, 77-2704.15 Records. Delivery of, 23-245 Public records, this heading Road funds, 23-265 Rules and regulations, 23-229 Supervisor districts, 23-204 to 23-206 Boundaries, 23-269 Population, use for division, 23-267 Tax, amount authorized, 23-259 Termination, 23-292 to 23-299 Treasurer. Appointment, 23-215 Bonding requirements, 23-246 Compensation, 23-260 Election, 23-222, 32-530 Oaths, 23-242, 23-243, 23-261 Warrants, issuance, 23-255 TRADE NAMES See generally TRADE PRACTICES Appeal, 87-219.01 Applicability of law, 87-218 Application, 87-210 Assignment, 87-212 Attorney's fees, 87-217 Definitions, 87-208 Engineering and architectural organizations, 81-3436 False representation, 87-215 Fees, 87-211 Filings, Electronic transmission and filing, 84-511 Required, failure, effect, 87-219 Franchises, See FRANCHISE PRACTICES ACT; 87-401

TRADE NAMES –Cont'd Injunction, 87-217 Liability for misuse, 87-216 Negotiable instruments, signatures, UCC 3-401, See also COMMERCIAL CODE, UNIFORM Protest registration, procedure, 87-219.01 Records, required, 87-213 Registration, Cancellation, 87-214 Change of name or addresses. registrant duties, 87-211 Prohibited, when, 87-209 Term, 87-211 TRADE PRACTICES See generally BUSINESS AND COMMERCE Advertising, See ADVERTISING Agriculture equipment businesses, See AGRICULTURAL MACHINERY AND EQUIPMENT; EQUIPMENT **BUSINESS REGULATION ACT; 87-701** Commercial code, See COMMERCIAL CODE, UNIFORM Commodity contracts, See COMMODITY CODE; 8-1701 **Consumer information**, See CONSUMER INFORMATION Deceptive trade practices, Dialing-announcing devices, See AUTOMATIC DIALING-ANNOUNCING DEVICES ACT; 86-236 Prohibited acts, See DECEPTIVE TRADE PRACTICES ACT, UNIFORM; 87-301 **Electronic transactions**, authorized, See ELECTRONIC TRANSACTIONS ACT, UNIFORM; 86-612 Financial data protection, See FINANCIAL DATA PROTECTION AND CONSUMER NOTIFICATION OF DATA SECURITY BREACH ACT OF 2006; 87-801 Foreign trade zones, 21-2701 to 21-2703, See also FOREIGN TRADE **ZONES** Franchises, See FRANCHISES

Insurance scoring models or processes, considered trade secret, 44-7709 Monopolies, See MONOPOLIES AND UNFAIR TRADE Patents, See PATENTS Sale of goods, See SALE OF GOODS Seller-assisted marketing plan, See SELLER-ASSISTED MARKETING PLAN ACT; 59-1701 Signatures, digital and electronic, See SIGNATURES Trade names. See TRADE NAMES Trade secrets, protection, See TRADE SECRETS ACT; 87-501 **Trademarks**, See TRADEMARKS Unfair trade practices, See MONOPOLIES AND UNFAIR TRADE Warehouses. See WAREHOUSES Weights and measures, See WEIGHTS AND MEASURES TRADE SECRETS ACT See generally TRADE PRACTICES Act. Applicability, 87-507 How cited, 87-501 Court order, preserve secrecy, 87-505 Damages, 87-504 Definitions. 87-502 **Injunction**, 87-503 Statute of limitation, 87-506 TRADEMARK REGISTRATION ACT See generally TRADE PRACTICES Act. How cited, 87-126 How construed, 87-143 Actions. Attorney's fees, 87-141 Cancellation of mark. 87-142 Fraudulent representation, 87-138 Mandamus to compel registration, 87-142 Unlawful use, 87-139, 87-141 Application for registration, 87-130. 87-131 Assignment of registration, 87-134 Cancellation from register, 87-136

RADEMARK REGISTRATION ACT -Cont'd Certificate of registration, 87-132 Change of name or addresses in, registrant duties, 87-134 Common law rights continue, 87-143 Damages, Fraudulent representation, 87-138 Unlawful use, 87-139, 87-141 Definitions, 87-128 Disclaimer, required when, 87-131 Famous mark, factors, remedies, 87-140 Fees, 87-131, 87-133, 87-137 Not refundable, 87-144 Filings, electronic transmission and filing, 84-511 Fraudulent representation, liability, 87-138 Goods and services, classification of. 87-137 Injunction, 87-140, 87-141 Intent. 87-127 Mark, not registered, when, 87-129 Prior registration, how treated, 87-133 Prohibited acts, 87-138, 87-139, 87-141 Reapplication, 87-131 Recording of other instruments, 87-134 Records, public, 87-135 Registration, term and renewal, 87-133 Secretary of State, Duties, 84-511, 87-130 to 87-137 Rules and regulations, 87-137 Unauthorized use, liability, 87-139 RADEMARKS See generally TRADE PRACTICES

Engineering and architectural organizations, 81-3436 Franchises, See FRANCHISE PRACTICES ACT; 87-401 **Registration,** See TRADEMARK **REGISTRATION ACT; 87-126**

Secured transactions, financing statements, UCC 9-503, See also COMMERCIAL CODE, UNIFORM TRAFFIC REGULATIONS

See RULES OF THE ROAD, NEBRASKA; 60-601

TRAIL DEVELOPMENT ASSISTANCE ACT See generally RECREATION Act, how cited, 37-1001 Boundary fences, 37-1007 Costs, administrative, 37-1005 Eminent domain power, 37-1006 Fund, Trail Development **Assistance**, 37-1003 Funding, grants, 37-1004 Intent, 37-1002 Rules and regulations, 37-1005 Warning signs, 37-1008

TRAILERS

See generally MOTOR VEHICLES Abandoned in recreation area, 2-3298 Brake requirements, 60-6,246 Building code requirements, power to enact. Counties, 23-172 First or second class city or village, 19-922 Cabin trailers, See CABIN TRAILERS Certificate of title, required, when, See MOTOR VEHICLE CERTIFICATE OF TITLE ACT: 60-101 Dealer, motor vehicle industry licensing required, 60-1403.01 Defined, generally, 60-673 Farm trailers, See AGRICULTURAL MACHINERY AND EQUIPMENT Fifth-wheel connection device. repositioning, 60-6,302 Financing of, waiver of payments upon loss or destruction of vehicle, See GUARANTEED ASSET PROTECTION WAIVER ACT; 45-1101 Following vehicles while towing, 60-6.140

RAILERS –Cont'd Leased trailers, sales and use tax, treatment, 77-2703 Length, limit, 60-6,290 Extra-long vehicle, 60-6,292 Violation, penalty, 60-6,291 Warning decal, long vehicle, 60-6,293 Liability of owner, joint and several with lessee and operator, 25-21,239 Lights, requirements, 60-6, 162, 60-6,219, 60-6,226 Manufactured homes, See MANUFACTURED HOMES Mirrors. 60-6.254 Mobile homes, See MOBILE HOMES AND MOBILE HOME PARKS Motor vehicles, See MOTOR VEHICLES Records, personal information, disclosure of, See MOTOR VEHICLE RECORDS DISCLOSURE ACT, UNIFORM; 60-2901 **Recreational vehicles**, See RECREATION Standards, See MANUFACTURED HOMES AND RECREATIONAL VEHICLES, UNIFORM STANDARD CODE FOR; 71-4601 Registration requirements, See MOTOR VEHICLE REGISTRATION ACT; 60-301 Safety chains or cable, requirements, 60-6,246 Sales of, dealer's license required, See MOTOR VEHICLE INDUSTRY **REGULATION ACT: 60-1401** Semitrailer, defined, 60-660 Signal lights, 60-6, 162, 60-6, 219, 60-6.226 Speed limitations, 60-6, 185 to 60-6,190 Splash aprons. 60-6.283 Taxation, See MOTOR VEHICLES Tires, 60-6,249 to 60-6,252, See also TIRES Towing of, restrictions, 60-3,221 **Trucks**, See TRUCKS Weighing stations, See WEIGHING STATIONS

Weight. Excess load prohibited, 60-6,300 Fines, allocation, Article VII, section 5, Constitution of Nebraska Overloading, penalty, 60-6,296 Per axle, 60-6,294 Width limit. 60-6.288 Zoning, county board, 23-114 TRAILS See generally RECREATION **Development of.** Funding and requirements, See TRAIL DEVELOPMENT ASSISTANCE ACT; 37-1001 Natural resources districts, use of eminent domain, procedure, 2-3234.02 to 2-3234.09 Fees, state agency or political subdivision, establish, 37-1009 Fences, responsibility for, 37-1007, 37-1012 Oregon Trail, defacing prohibited, penalty, 82-111 Parks. See PARKS State recreational trails, Cowboy Trail, lease or transfer of portions authorized, 37-1016 Federal grants-in-aid, 37-910, 37-911 National Trails System Act, requirements, 37-912, 37-914 Fences, 37-1012 Funds. Cowboy Trail Fund, 37-913 Recreational Trails Fund, 37-911 Gifts, acceptance authorized, 37-912 Nebraska Comprehensive Trails Plan, 37-1015 Public policy, 37-1010 Railroad right-of-way, abandoned, Acquisition authorized, 37-912, 37-914 Leases of undeveloped land, when, 37-1011 Rules and regulations, 37-1014 Uses, conditions, 37-914, 37-1013 State Recreational Trails Coordinator, duties, 37-1015

NEBRASKA UNIFORM See generally CHILDREN AND MINORS Accounting, 43-2720 Act. Applicability, 43-2703, 43-2712, 43-2722, 43-2724 How cited, 43-2701 How construed, 43-2724 Custodial property, Care of, 43-2713 Creation, 43-2710 Use. 43-2715 Custodian, Bond, 43-2716 Compensation, 43-2716 Designation by fiduciary, 43-2704 Designation of initial, 43-2710 Expenses, 43-2716 Liability, 43-2718 Nomination, 43-2704 Powers and duties, 43-2713 to 43-2715 Single custodian, 43-2711 Standard of care, 43-2713 Successor, custodian, 43-2719 Termination, 43-2721 Definitions, 43-2702 Fiduciary, transfer authorized, 43-2707 Form. 43-2710 Jurisdiction, 43-2703, 43-2722 Liability, 43-2718 Exemption of third person, 43-2717 Minor, exemption, 43-2718 Petition to determine, 43-2720 **Obligor, transfer by**, 43-2708 Powers and duties, 43-2713 to 43-2715 **Receipt for property**, 43-2709 Single custodianship, 43-2711 Successor custodian, 43-2719 Termination of custodianship, 43-2721 Transfers, How made, 43-2705, 43-2710 Incorporation of act, 43-2712 Irrevocable, 43-2712 Multiple-party accounts, payment to minor, 30-2731

FRANSFERS TO MINORS ACT.

Validity, 43-2712 Transfers made prior to July 15, **1992**, 43-2723 Trust, transfer authorized, 43-2706 Validity of transfer, 43-2712, 43-2723 Will, transfer authorized, 43-2706 TRANSIT AUTHORITY LAW See generally TRANSPORTATION Act, how cited, 14-1826 Authority. Board. Meetings, 14-1814 Membership, 14-1813 Name, 14-1812 Records, authority, 14-1814 Resolutions, 14-1814 Compensation, 14-1803 Creation, 14-1803 Governmental entity, 14-1804 Membership, 14-1813 Powers, 14-1805, 14-1805.01 Bonds, See also BONDS Investment, authorized, 14-1809 Issuance, 14-1806 Liability, 14-1807 Sale, 14-1808 Taxation, exemption, 14-1810 Budget, 14-1819 Requirements, See BUDGET ACT, NEBRASKA; 13-501 Conflict of interest, 14-1816 Definitions, 14-1802 Depreciation, 14-1823 Equipment, purchase, 14-1811 Financial statement, 14-1820 Funds, how treated, 14-1818 Improvements, 14-1823 Intent, 14-1801 Labor relations, 14-1825 Rates, 14-1822 **Records**, 14-1818 **Report**, 14-1820 Retirement plan, Authorized, 14-1805 Reports required, 14-1805.01 Rules and regulations, 14-1822 Service to cities of the metropolitan class and surrounding area, 14-1801

TRANSIT AUTHORITY LAW –Cont'd Taxation,

Exemption, 14-1810 Limitations, 77-3442 to 77-3446 Tax request, 14-1805, 14-1821

TRANSPARENCY IN GOVERNMENT **PROCUREMENT ACT**

See generally STATE GOVERNMENT Act, Applicability, 73-605 How cited. 73-601 **Department of Administrative** Services. Contracts awarded, Contractors, provide information, 73-604 Report, contents, 73-603 Duties, 73-602, 73-603 Legislative findings and declaration, 73-602 TRANSPORTATION See generally BUSINESS AND

COMMERCE Airplanes, See AIRPLANES Airports, See AIRPORTS Alcoholic liquor, 53-123.15, 53-162, 53-192 Bicycles, See BICYCLES **Boats**, See BOATS Bridges, See BRIDGES **Buses**, See BUSES School transportation, See SCHOOL TRANSPORTATION Cities of the first class, 16-6,110, See also PUBLIC TRANSPORTATION ACT, NEBRASKA; 13-1201 Cities of the metropolitan class and surrounding area, See TRANSIT AUTHORITY LAW; 14-1801 Cities of the primary class, See PUBLIC TRANSPORTATION ACT, NEBRASKA; 13-1201 Cities of the second class, 17-174, See also PUBLIC TRANSPORTATION

ACT, NEBRASKA; 13-1201 **Common carriers**, See COMMON CARRIERS

Counties. See PUBLIC TRANSPORTATION ACT, NEBRASKA; 13-1201 Crimes and offenses, See CRIMES AND OFFENSES Drunk driving, See DRUNK DRIVING Explosives, requirements, 28-1235 to 28-1236, See also EXPLOSIVES Firearms, penalty, 28-1203 Highways and roads, See HIGHWAYS AND ROADS Inmates, 83-423, 83-424 Liquor, 53-123.15, 53-162, 53-192 Livestock shipment requirements, 54-7,104 Mopeds, See MOPEDS Motor carriers, See MOTOR CARRIERS Motor fuels, 66-501 to 66-531, See also MOTOR FUELS Motor vehicle operators' licenses and permits, See DRIVERS' LICENSES Motor vehicles, See MOTOR VEHICLES Motorcycles, See MOTORCYCLES Natural gas, 81-545 Public Service Commission, See PUBLIC SERVICE COMMISSION Railroads, See RAILROADS **Roads,** See HIGHWAYS AND ROADS State government, Department of Administrative Services transportation services bureau, 81-1008 to 81-1009 **Streets**, See STREETS Subways, See MUNICIPAL VIADUCTS AND SUBWAYS **Tires.** See TIRES Traffic regulations, See RULES OF THE ROAD, NEBRASKA; 60-601 Trailers, See TRAILERS **Trucks**, See TRUCKS Villages, See PUBLIC TRANSPORTATION ACT, NEBRASKA; 13-1201 Weapons, 28-1203

TRAPPING

See GAME LAW

FREASON

See generally CRIMES AND OFFENSES Bail, when not available, Article I, section 9, Constitution of Nebraska Constitutional basis, Article I,

section 14, Constitution of Nebraska

REATMENT AND CORRECTIONS ACT, NEBRASKA

See generally CORRECTIONAL FACILITIES AND INMATES Act.

Applicability, 83-1,126.01 Changes, legislative intent, 83-1,135.02 How cited, 83-1,135

Board of Pardons, See PARDONS Board of Parole, See PAROLE AND PROBATION

Definitions. 83-170

Department of Correctional Services, See CORRECTIONAL SERVICES, DEPARTMENT OF; 83-171

Discipline, See CORRECTIONAL FACILITIES AND INMATES

Office of Parole Administration, See PAROLE AND PROBATION

Pardons, See PARDONS Parole, See PAROLE AND PROBATION Probation, See PAROLE AND PROBATION

Sex offenders, See SEX OFFENDERS

TREES

See generally NATURAL RESOURCES Dead or diseased, nuisance, 16-207, 17-555 Fires, See FIRE SAFETY Forest Service, Nebraska, 85-161, 85-162 Landowner, failure to trim trees, 39-1812, 39-1813 Posting land for hunting, 37-724 Production qualifies as microbusiness for incentive program, 77-5903, See also NEBRASKA ADVANTAGE MICROENTERPRISE TAX CREDIT ACT

Public roads, trees bordering, 39-308, 39-309 Shade trees. Planting by municipalities, 14-102, 15-201, 15-210, 16-248, 17-207 Tax exempt, when, Article VIII, section 2, Constitution of Nebraska, 77-202 State tree, designation, 90-113 Timber. Production of defined as farming, 76-1223, 76-1509 School lands, sale of, 72-248 Waste or trespass action, 25-2130 to 25-2136 Traffic hazards. 39-308. 39-1812. 39-1813 Tree Recovery Program, Nebraska, 72-1901 to 72-1904 TRESPASS See generally CRIMES AND OFFENSES Actions, trespass to real estate, timber, 25-2130 to 25-2136 Criminal trespass, 28-520 to 28-522 Deadly force, use against perpetrator, 28-1411 Defense, 28-522 Dog, dangerous, factor in determination, 54-617 Educational lands, commit trespass, 72-245, 72-247 Feral swine, destruction permitted, 54-416 Hunting, private property, Permission required, 37-722, 37-727 Posting, 37-723 to 37-727 Safety of Dams and Reservoirs Act, immunity from trespass for department employees, 46-1648 Trails, warning signs, 37-1008, See also TRAIL DEVELOPMENT ASSISTANCE ACT

TRIAL

See generally LEGAL PROCEDURE Abortion, court authorization, trial procedure, 71-6903, 71-6905 Arrest of judgment in criminal cases, 29-2104 to 29-2106

TRIAL –Cont'd Attorney General, duties, 84-205 Attorney's fees, recoverable when, See ATTORNEY'S FEES, STATUTORY AUTHORIZATION Bill of exceptions. Fees, 25-1140.09 General procedures, 25-1140.08 Praecipe, 25-1140 Preparation, 25-1140.09 Clerk magistrates, powers and duties, 24-519 **Continuance**, See CONTINUANCE Court-martial, 55-417 to 55-419, See also MILITARY JUSTICE, NEBRASKA CODE OF Criminal cases, Arrest of judgment, 29-2104 to 29-2106 County court, transfer to district court, when, 29-615 Double jeopardy, prohibited, Article I, section 12, Constitution of Nebraska Due process. Article I. section 3. Constitution of Nebraska Extradition, See CRIMINAL EXTRADITION ACT, UNIFORM; 29-729 Grand jury indictments, Article I, section 10, Constitution of Nebraska, 29-1418, 29-1419 Infractions, trial by court without jury, 29-437 Joinder, separate trials authorized, 29-2002 Mental incompetence, 29-1823 New trial, Grounds, 29-2101 to 29-2103 Motions, 29-2101 to 29-2103 Postconviction relief proceedings, 29-3001 Sentence, setting aside, when, 29-2103, 29-3001 Obscenity prosecutions, 28-814 Order of trial, 29-2016 Presence of accused, required when. 29-2001 Procedure. See CRIMINAL PROCEDURE

Procedures applicable, 29-2001 to 29-2003 Reduction in sentence, 29-2308 Rights of accused, Article I, section 11, Constitution of Nebraska Self-incrimination, prohibited, Article I, section 12, Constitution of Nebraska, See also SELF-INCRIMINATION Speedy trial, Article I, sections 11 and 13, Constitution of Nebraska, 29-1205 Computation of time, 29-1207 Waiver of right, 29-1209 Trial date, designation, 29-1821 Verdict, 29-2024 to 29-2027, 29-2201, 29-2202 When trial held, 29-1205, 29-1207 to 29-1209. 29-1821 Damages, recovery, 25-1146 Declaratory judgments, trial of issues of fact, 25-21,157 **Defined**, 25-1103 Deliberations of jury, 25-1109, 25-1110 Instructions to jury, 25-1116 Directed verdict, See MOTIONS Discharge of jury, retrial authorized, 25-1118 Dismissal of action. Want of prosecution, 25-1149 Without prejudice, when, 25-601 to 25-603 Docket, 25-2211, 25-2211.01 Educational institution, action for discrimination, trial by jury, 79-2.120.85-9.172 Evidence, See EVIDENCE Evidence Rules, See EVIDENCE RULES. NEBRASKA **Exceptions**, See also OBJECTIONS AND EXCEPTIONS Bill of exceptions, 25-1140, 25-1140.08, 25-1140.09 Defined, 25-1138 Instructions, 25-1114 Trial by referee, 25-1134, 25-1139 When not necessary to take or note. 25-1139

RIAL –Cont'd Extradition and detainer, See EXTRADITION AND DETAINER Forcible entry and detainer action, trial, 25-21,223 to 25-21,229 Garnishment trials, 25-1030.01 to 25-1030.03, See also GARNISHMENT Grand jury indictments, 29-1418, 29-1419 Impeachment trials, Article III, section 17, and Article IV, section 5. Constitution of Nebraska. 24-101 to 24-109, See also IMPEACHMENT In forma pauperis, 25-2301 to 25-2310, See also IN FORMA PAUPERIS Infractions, trial without jury, 29-437 Instructions, See also EVIDENCE RULES, NEBRASKA Allocation of negligence, 25-21,185.09 During deliberation, 25-1116 Exceptions, how made, 25-1114 Failure to comply with writing requirement, 25-1115 Modification, 25-1112 Obscenity, 28-814 Order of trial, 25-1107 Criminal cases, 29-2016 Reading to jury, 25-1113 Request by party, 25-1111, 25-1112 Writing required, 25-1111, 25-1114, 25-1115 Interest on judgments, 45-103 to 45-103.04 Interpreters, Qualifications, See INTERPRETERS Required, when, 20-150 to 20-159, 25-2401 to 25-2407 Issues of law and fact, 25-1101, 25-1102 Declaratory judgments, 25-21,157 How tried, 25-1104, 25-1105 Judgments, See JUDGMENTS Judicial notice, See JUDICIAL NOTICE Judicial powers, 24-734 Juries, See JURIES

Jury trials, County court, Demand for trial by jury, 25-2705 Filing timeframe, 25-2705 Discrimination action against educational institution, 79-2.120.85-9.172 Infractions, trial by jury not required, 29-437 Juries, See JURIES Obscenity prosecutions, 28-814 Polling of jury, 25-1124 Criminal cases, 29-2024 Procedures, 25-1106 Rendition, 25-1124 Right to, Article I, section 6, Constitution of Nebraska Small Claims Court, no jury unless transferred, 25-2805 Jury demand, timeframe, 25-2805 Waiver, 25-1126 When, 25-1104, 25-1105 Landlords and tenants, action for possession, 76-1442, 76-1442.01.76-1446 Mandamus, 25-2164 Mental incompetence, Commitment proceeding, 29-1823 Effect on criminal case, 29-1823 Military trials, 55-417 to 55-419, See also MILITARY JUSTICE, NEBRASKA CODE OF New trial, Appeal of order for, 25-1315.03 When motion is prerequisite, 25-1912.01 Court-martial, 55-447 Criminal cases, 29-2101 to 29-2103, 29-2308, 29-3001 Defined. 25-1142 Directed verdict, motion for, 25-1315.02 Grounds, 25-1142 Motion for, 25-1144, 25-1144.01, 25-1315.03 **Objections, See OBJECTIONS AND** EXCEPTIONS **Obscenity prosecutions**, 28-814

TRIAL –Cont'd Offenses committed at trial, investigation and prosecution, 24-318 Offer of judgment, See OFFER OF JUDGMENT Order of trial, 25-1107 Criminal cases, 29-2016 Partition action, trial, 25-2176, 25-2177 Paternity action, 43-1412 Postjudgment interest, 45-103, 45-103.01, 45-103.03 Postponement, application and condition, 25-1714 Prejudgment interest, 45-103, 45-103.02 to 45-103.04 Priorities and preferences, 29-1205 **Procedure**, See LEGAL PROCEDURE Quiet title actions, trial, 25-21,120 Records, preservation of evidence, 24-1003 to 24-1005 **Referee, trial by,** 25-1129 to 25-1137 Retrial on discharge of jury, 25-1118 Revived actions, 25-1417 Right to jury trial, Article I, section 6, Constitution of Nebraska Rights of accused, constitutional, Article I, section 11, Constitution of Nebraska Running of time in criminal cases, calculations, 29-1207 to 29-1209 Separate trials of joined offenses or defendants in criminal cases, 29-2002 Sequestration of jury, 25-1109, 25-1110 Simulating legal process, 28-923 Small Claims Court, procedures applicable, 25-2805 Speedy trial. Action to enforce statute or administrative order, 25-21,167 Computation of time, 29-1207 Military cases, 55-412 Priorities, 29-1205 Right to, Article I, sections 11 and 13, Constitution of Nebraska Waiver of right, 29-1209

Statutes of limitation, See also STATUTES OF LIMITATION Separate trial authorized, 25-221 Summary jury trials, 25-1154 to 25-1157 Tampering and other offenses, 28-204. 28-916 to 28-922 Investigation, 24-318 Third-party action, treatment, 25-331 Trial, defined, 25-1103 Trial by court, Procedures, 25-1126 to 25-1128 When, 25-1104, 25-1105 Trial by jury, Jury trials, this heading Trial by referee, Compensation of referee, 25-1137 Exceptions, how made, 25-1134 Oath or affirmation required, 25-1136 Procedures, 25-1131 Reference by consent of parties, 25-1129. 25-1135 Reference by court order, 25-1130 Selection of referee, 25-1132 Trial docket, 25-2211, 25-2211.01 Trial manuals, publication by Nebraska Commission on Law Enforcement and Criminal Justice, 23-1218 Venue, See VENUE Verdict, Concurrence, number required, 25-1125 Criminal cases, 29-2024 to 29-2027 29-2201, 29-2202 Damages, amount, 25-1119 Directed verdict, See MOTIONS Five-sixths verdicts, Article I, section 6, Constitution of Nebraska, 25-1125 Forcible entry and detainer actions, 25-21,227, 25-21,228 Form, 25-1123 General verdict, 25-1122 Replevied property, damages, 25-10.103 Special verdict, 25-1120 to 25-1122

RIAL -Cont'd
Verdict -Cont'd Summary jury trial, 25-1155 to 25-1157
Viewing of property or place by jury, 25-1108
When trial held, 25-1147, 25-1149 County court, 25-2704
Criminal cases, 29-1205, 29-1207 to 29-1209, 29-1821
Revived actions, 25-1417
Witnesses, See WITNESSES

FRIBAL GOVERNMENTS

See INDIANS

FRUCKS

See generally TRANSPORTATION Brakes, Engine brakes or jake brakes, local

prohibition authorized, 60-680 Requirements, 60-6,246, 60-6,247

Certificate of title, required, when, 60-137, See also MOTOR VEHICLE CERTIFICATE OF TITLE ACT

Children,

Child seats and seat belts, requirements, 60-6,265 to 60-6,273

Riding in pickup bed or other nonpassenger areas prohibited, 60-6,267, 60-6,268

Commercial motor vehicle, defined, 60-465

Connection device, repositioning penalty, 60-6,302

Farm or ranch, See AGRICULTURAL MACHINERY AND EQUIPMENT

Financing of, waiver of payments upon loss or destruction of vehicle, See GUARANTEED ASSET PROTECTION WAIVER ACT: 45-1101

Following another vehicle, 60-6,140 Fuels, See MOTOR FUELS

Taxes, See MOTOR FUEL TAXES Leased trucks,

Liability of owner, joint and several with lessee and operator, 25-21,239

Sales and use tax, treatment, 77-2703 Length, limit, 60-6,290 Exceptions, 60-6,290 Extra-long vehicle, 60-6,292 Violation, penalty, 60-6,291 Warning decal, long vehicle, 60-6,293 Liability of owner, joint and several with lessee and operator, 25-21,239 Livestock forage vehicle, liability, 60-6.305 Mirror, rearview, required, penalty, 60-6,253, 60-6,254 Motor carriers, See MOTOR CARRIERS Motor vehicles, See MOTOR VEHICLES Public Service Commission. regulation by, See PUBLIC SERVICE COMMISSION Recreational vehicle, defined, 71-4603 **Registration requirements**, See MOTOR CARRIERS; MOTOR VEHICLE **REGISTRATION ACT: 60-301** Safety chains or cable, requirements, 60-6,246 Speed limitations, 60-6,185 to 60-6,190 Splash aprons, 60-6,283 Taxation, See MOTOR VEHICLES Tires, See also TIRES Condition, 60-6,252 Fees. 81-15.162 Requirements, 60-6,249 to 60-6.252.60-6.294 Studded tires, 60-6,250 Trailers, See TRAILERS Truck, defined, 60-674 Truck camper, defined, 71-4603 Truck companies, liquid fuel carriers license, 66-502, 66-503 Truck-tractor, defined, 60-675 Weighing stations, See WEIGHING STATIONS Weight limit, Bridges, 60-6,294 Excess load prohibited, 60-6,300 Overloading, 60-6,296

RUCKS –Cont'd Weight limit -Cont'd, Overloading -Cont'd Exception permits, 60-6,297, 60-6,298, 60-6,300, 60-6,301 Exceptions, 60-6.301 Penalty, 60-6,296, 60-6,300 Per axle, 60-6,294 RUST CODE, NEBRASKA UNIFORM See generally FIDUCIARIES General provisions and definitions, Code. Applicability, 30-38,110 How cited, 30-3801 Scope, 30-3802 Common law of trusts, 30-3806 Default and mandatory rules, 30-3805 Definitions, 30-3803 Governing law, 30-3807 Knowledge, 30-3804 Notice, methods and waiver, 30-3809 Principal place of administration, 30-3808 Principles of equity, 30-3806 Qualified beneficiaries, 30-3810 Settlement agreements, nonjudicial, 30-3811 Spendthrift provision, how construed, 30-3811 Courts, judicial proceedings and registration, Appellate review, 30-1601, 30-3821 Jury trial, unavailable, 25-2705 Trust administration. Court's role, 30-3812 Jurisdiction over trustee and beneficiary, 30-3813 Subject-matter jurisdiction, 30-3814 Venue, 30-3815 Trust registration, Clerk of court, records, 30-3818 Effect, 30-3819 Foreign trustee, gualifications, 30-3820 Procedures, 30-3817 Trustee, duty, 30-3816

Creation, validity, modification, and termination of trust, Creation. Fraud, duress, or undue influence. 30-3832 In another jurisdiction, 30-3829 Methods. 30-3827 Noncharitable trust without ascertainable beneficiary, 30-3835 Oral trust, evidence of, 30-3833 Purposes, 30-3830 Charitable purposes, enforcement, 30-3831 Requirements, 30-3828 Trust for care of animal, 30-3834 Modification or termination, Combination and division, 30-3843 Cy pres doctrine, 30-3839 Mistakes, reformation to correct, 30-3841 Of noncharitable irrevocable trust. 30-3837 Proceedings for approval or disapproval, 30-3836 Reference to written statement or list, 30-3844 Renunciation, 30-3845 To achieve settlor's tax objectives, 30-3842 Unanticipated circumstances or inability to administer, 30-3838 Uneconomic trust, 30-3840 Creditor's claims, spendthrift and discretionary trusts, Creditor's claim against settlor, 30-3850 Discretionary trusts, effect of standard, 30-3849 Mandatory distribution, 30-3851 Personal obligations of trustee, 30-3852 Rights of beneficiary's creditor or assignee, 30-3846 Spendthrift provision, 30-3847 Exceptions, 30-3848 Duties and powers of trustee, Collecting trust property, 30-3877 Control and protect trust property, 30-3874

FRUST CODE, NEBRASKA UNIFORM –Cont'd Duties and powers of trustee -Cont'd Costs of administration, 30-3870 Delegation by trustee, 30-3872 Discretionary powers, tax savings, 30-3879 Distribution upon termination, 30-3882 Duty of loyalty, 30-3867 Presumption of loyalty, when, 30-3867 Duty to administer trust, 30-3866 Duty to inform and report, 30-3878 Enforcement and defense of claims, 30-3876 General powers, 30-3880 Impartiality, 30-3868 Powers to direct, 30-3873 Prudent administration, 30-3869 Recordkeeping and identification of trust property, 30-3875 Specific powers, 30-3881 To whom duty is owed, 30-3855 Trustee's skills, 30-3871 Liability of trustees and rights of persons dealing with trustee, Attorney's fees and costs, 30-3893 Beneficiary's consent, release, or ratification, 30-3898 Certification of trust, use and effect, 30-38,102 to 30-38,107 Damages for breach of trust, 30-3891 Damages in absence of breach, 30-3892 Event affecting administration or distribution, 30-3896 Exculpation of trustee, 30-3897 Interest as general partner, 30-38.100 Limitation on personal liability of trustee, 30-3899 Protection of person dealing with trustee, 30-38,101 Reliance on trust instrument, 30-3895 Remedies for breach of trust, 30-3890

Statute of limitation, 30-3894 Miscellaneous provisions, Application to existing relationships, 30-38.110 Electronic records and signatures, 30-38.109 Uniformity of application and construction, 30-38,108 Office of trustee, Accepting or declining trusteeship, 30-3857 Bond. 30-3858 Compensation, 30-3864 Expenses, reimbursement, 30-3865 For investment services, 30-3867 Cotrustees, 30-3859 Delivery of property by former trustee, 30-3863 Removal, 30-3862 Resignation, 30-3861 Vacancy, appointment of successor, 30-3860 Prudent investor rule, 30-3883 to 30-3889 Delegation of authority, 30-3888 Diversification, 30-3885 Language invoking rule, 30-3889 Standard of care, 30-3884 Representation, Appointment of representative, 30-3826 Basic effect of, 30-3822 By fiduciaries, 30-3824 By parents, 30-3824 By person with power of appointment, 30-3823 By person with power to terminate an interest, 30-3823 By person with substantially identical interest, 30-3825 Revocable trusts. Capacity of settlor, 30-3853 Distribution of trust property, 30-3856 Limitation on action contesting validity, 30-3856 Revocation or amendment, 30-3854 Rights and duties to settlor, 30-3855

RUST COMPANIES See generally FINANCIAL INSTITUTIONS Abandoned property, See UNCLAIMED PROPERTY ACT, UNIFORM DISPOSITION OF; 69-1301 Acquisitions. Cross-industry merger or acquisition, when, 8-1516 Definitions, 8-1501 Denial, grounds, 8-1505 Director of Banking and Finance, duties. 8-1502 Failing institutions, 8-1506 to 8-1510 Hearing, 8-1503 Notice, 8-1502, 8-1504 Assessments and fees, state, Cost of examination included, 8-606 Department, levy assessments, 8-601.8-605 Failure to pay, consequences, 8-607 Schedule of fees, 8-602 Bank trust departments, 8-159 to 8-162.01 Charitable gift annuity, treatment, 59-1803 **Compliance review documents**, 8-2001 to 8-2005 Confidential records or information, disclosure, costs, immunity, 8-1401 to 8-1404 Data processing centers, electronic, regulation, 8-108 Department of Banking and Finance. Director and employees, prohibited acts. 8-103 General powers, 8-102, 8-103, 81-119 Failing institutions, acquisition or merger, 8-1506 to 8-1510, See also BANKS AND BANKING False statements and book entries, 8-225 Penalty, 28-612 Federal Deposit Insurance Corporation, Banking institution, defined, 8-701 Examinations, use by state, 8-705 Insolvent banks. Borrowing, authorized, 8-707

Liquidator, 8-703 Receiver, 8-703 Stockholders' liability, 8-709 Subrogation of rights, 8-704 Title to property, 8-708 Insurance, required, 8-702 References, how construed, 77-2302 Reports, exchange, 8-705, 8-706 Federal reserve system, membership authorized, 8-130 **Financial data protection**, See FINANCIAL DATA PROTECTION AND CONSUMER NOTIFICATION OF DATA SECURITY BREACH ACT OF 2006; 87-801 Formation, See TRUST COMPANY ACT, NEBRASKA; 8-201 Insolvency, Federal Deposit Insurance Corporation, powers and duties, 8-703 to 8-709 Insurance, sale of, when authorized, 44-392 Interstate offices, See INTERSTATE TRUST COMPANY OFFICE ACT; 8-230 Investments, National Housing Act securities, 8-712 Loans. Federal Housing Administration, 8-711 Installment loans, ineligible to make under act, 45-1003, See also INSTALLMENT LOAN ACT, NEBRASKA Personal loans, 8-815 to 8-829, See also BANKS AND BANKING Minors, transfers to, See TRANSFERS TO MINORS ACT, NEBRASKA UNIFORM; 43-2701 Mortgage bankers, requirements, See RESIDENTIAL MORTGAGE LICENSING ACT; 45-701 Mortgage loan originators, requirements, 8-702, See also RESIDENTIAL MORTGAGE LICENSING ACT; 45-701 Name, similar names, use prohibited, 8-1901 to 8-1903 Receiver in liquidation, Designation of department, 8-198, 8-199

RUST COMPANIES –Cont'd **Receiver in liquidation** –Cont'd **Designation of Federal Deposit** Insurance Corporation, 8-703 Records, destruction or secretion, penalty, 28-612 Regulation of, See TRUST COMPANY ACT, NEBRASKA; 8-201 Support order enforcement, bank match system, 43-3328 to 43-3339 Taxation, 77-3801 to 77-3807, See also FINANCIAL INSTITUTIONS Refunds, 77-1777 to 77-1782, 77-3806 RUST COMPANY ACT, NEBRASKA See generally FINANCIAL INSTITUTIONS Act. how cited. 8-201.01 Articles of incorporation, filing, 8-202 Board of directors, 8-204 Bond, fidelity, 8-205.01 Branch trust offices, 8-234 Capital stock, amount required, 8-205 Charter required, 8-201 Pledge of securities, 8-209, 8-210 Certificate of compliance, 8-211 Revocation. 8-218.01 Confidential records or information, disclosure, costs, immunity, 8-1401 to 8-1404 Consolidation with national bank, Authorized, 8-227 Effect. 8-228 Shareholders' rights, 8-229 Consolidation with state bank, Authorized, 8-229.01 Effect, 8-229.02 Shareholders' rights, 8-229.03 Definitions, 8-223, 8-230 **Department of Banking and** Finance, Director and employees, prohibited acts. 8-103 General powers, 8-102, 8-103 **Disclosure statement**, 8-224 Examination. Board, duties, 8-204

Power of department, 8-108, 8-119, 8-218 False statements and book entries, 8-225 Penalty, 28-612 Fiduciaries, Accounting, 8-233 Appointment, 8-207 Definitions, 8-230 Designation, how treated, 8-232 Investments in investment companies or trusts. 30-3205 Merger of trust company, effect, 8-228 Powers, 8-206, 30-3208 Substitution of trust company, when, 8-231 to 8-233 Financial institutions, See FINANCIAL INSTITUTIONS Inactive company, treatment, 8-218.01 Insolvency, Declaration of, 8-219 Effect on pledge of securities, 8-213 Federal Deposit Insurance Corporation, powers and duties, 8-703 to 8-709 Liquidation procedures, 8-220, 8-221 Interstate offices, See INTERSTATE TRUST COMPANY OFFICE ACT; 8-2301 Liability, maximum amount, 8-222 Liquidation, Involuntary, District court, powers, 8-220 Injunction, 8-221 Voluntary, 8-215 Loans, Federal Housing Administration, 8-711 Mergers, procedures, 8-227 to 8-229.03 Name, unauthorized use of, 8-226 Pledge of securities, Amount required, 8-209 Certificate of compliance, 8-211 Insolvency, effect, 8-213 Interest, 8-216 Liability, 8-212 Release, 8-214, 8-215 Inactive company, 8-218.01 Securities authorized, 8-210

FRUST COMPANY ACT, NEBRASKA -Cont'd Pledge of securities -Cont'd Substitution, required when, 8-217 Powers, 8-203, 8-206 Prohibited acts, 8-224.01 to 8-226 Real estate, conveyance, 8-208 Records, Articles of incorporation, 8-202 Destruction or secretion, penalty, 28-612 Falsification, penalty, 8-225 **Report**, 8-223, 8-224 Representative trust offices, 8-235 Rules and regulations, 8-201 Statement of condition, 8-223, 8-224 Violations, penalties, 8-223, 8-224.01 to 8-226 RUST DEEDS ACT, NEBRASKA See generally REAL ESTATE Act, how cited, 76-1018 **Auction**, 76-1009 Costs and expenses, 76-1012 Debt. transfer. effect. 76-1016 Deficiency judgment, when, 76-1013 Definitions, 76-1001 Reconveyance required, when, 76-1014.01 Recording of instruments, 76-1017 Master form instrument, use, 76-2,125 Procedure, See DEEDS Reinstatement, 76-1012 Sale of trust property, 76-1005 Deed, delivery, 76-1010 Notice, requirements, 76-1006 to 76-1008 Postponement, notice, 76-1009 Proceeds, disposition, 76-1011 Rights of trustor, terminated, when, 76-1010 Satisfaction. 76-1014.01 Statute of limitation, 76-1015 Contract action, 25-205 Foreclosure, 25-202 Transfers in trust of real property, limitations and priorities, 76-1002

Trustees,

Power of sale, 76-1005 to 76-1015 Qualifications, 76-1003 Successor, 76-1004

TRUSTS AND TRUSTEES

See generally FIDUCIARIES Agricultural lands, Interest in, reports required, 76-1520 to 76-1524 Restrictions on ownership, 76-1507 to 76-1516 Banks, powers as fiduciary, 30-3208 Bribe, solicit or accept, 28-613 **Burial Pre-Need Sale Act, entities** authorized as trustees under. 12-1107 Certification of trust, 30-38,102 to 30-38,107, See also TRUST CODE, NEBRASKA UNIFORM Common trust funds, authorized, 30-3207 Court proceedings, Court jurisdiction, 24-517, 30-3814 Jury trial, unavailable, when, 25-2705 Custodial trusts, See CUSTODIAL TRUST ACT, NEBRASKA UNIFORM; 30-3501 Deeds of trust, See DEEDS OF TRUST Requirements, See TRUST DEEDS ACT, NEBRASKA; 76-1001 Employee benefit plan, 48-2001, 48-2002 Federal tax gap period, construction of will or trust terms. 30-2342.02 Fees, county court, 33-126.06 Foundations, private, Acts prohibited, 30-3215 Applicability of sections, 30-3217, 30-3218 Articles of trust, amendment, 30-3216 Funds, investments, 30-3201 to 30-3203 Federal corporations, 30-3210 Investment companies, 30-3205

FRUSTS AND TRUSTEES –Cont'd Funds, investments -Cont'd Investment securities, Article 8, UCC, See also COMMERCIAL CODE, UNIFORM Retirement and pensions, 30-3209 Standard of care, 30-3201 Guardians, See GUARDIANS Life insurance, designation, 44-503.01 Minors, transfers to, See TRANSFERS TO MINORS ACT, NEBRASKA UNIFORM; 43-2701 Pour-over trusts, See **TESTAMENTARY ADDITIONS TO** TRUSTS ACT (1991), UNIFORM; 30-3601 Property. Real property conveyance rules, See PROPERTY ACT, UNIFORM; 76-101 Receipts and disbursements, treatment, See PRINCIPAL AND INCOME ACT, UNIFORM; 30-3116 Real estate investment trust. Articles of trust, 30-3214 Defined, 30-3213 Receipts and disbursements, treatment, See PRINCIPAL AND INCOME ACT, UNIFORM; 30-3116 Registration of trust, 30-3816 to 30-3820, See also TRUST CODE, NEBRASKA UNIFORM Rule against perpetuities, See RULE AGAINST PERPETUITIES ACT. UNIFORM STATUTORY: 76-2001 Secured transactions, Article 9, UCC, See also COMMERCIAL CODE, UNIFORM Securities. Investment permitted, 30-3204 Registration, 30-3211, 30-3212 Statute of frauds, Effect, 36-104 Grants or assignments of trusts, requirements, 36-404 Taxation. Estate and generation-skipping transfer tax, terminate

1/1/2007, 77-2101.01 to 77-2101.03 Income tax, 77-2715, 77-2717, 77-2724, 77-2725, 77-2730 Nonresident grantor trust, 77-2717, 77-2727, 77-2734.01 Inheritance tax, See INHERITANCE TAX; 77-2001 Interstate dispute, See DEATH TAXES, UNIFORM ACT ON INTERSTATE ARBITRATION AND COMPROMISE OF; 77-3301 Testamentary additions to trusts, See TESTAMENTARY ADDITIONS TO TRUSTS ACT (1991), UNIFORM; 30-3601 Trust administration, See TRUST CODE, NEBRASKA UNIFORM; 30-3801 Trust companies, See also TRUST COMPANIES; TRUST COMPANY ACT, NEBRASKA; 8-201 Interstate offices, See INTERSTATE TRUST COMPANY OFFICE ACT; 8-2301 Powers, 30-3208 Trust deeds, See DEEDS OF TRUST Requirements, See TRUST DEEDS ACT, NEBRASKA; 76-1001 Trustees, duties, See TRUST CODE, NEBRASKA UNIFORM; 30-3801 TRUTH AND DECEPTION EXAMINERS ACT, LICENSING OF See generally PROFESSIONS AND OCCUPATIONS Act. How cited. 81-1901 How construed, 81-1902 Address, change of, notice, 81-1927 Appeals, 81-1931 **Definitions**, 81-1903 to 81-1913 Disciplinary action, 81-1928, 81-1929 Employee examination, when permitted, penalty, 81-1932, 81-1933 Fees, licensure, 81-1921, 81-1922, 81-1925 License. Application, 81-1915, 81-1916

TRUTH AND DECEPTION **EXAMINERS ACT, LICENSING OF** –Cont'd License –Cont'd Assignment or transfer, prohibited, 81-1923 Denial. 81-1928 Display, 81-1924 Duplicate, 81-1924 Interns, 81-1919 Investigation of application, 81-1920 Required, 81-1914 Personal jurisdiction, 81-1930 Polygraph examiner, qualifications, 81-1916, 81-1918 Public examiner, requirements, penalty, 81-1926 **Reciprocity**, 81-1936 Rules and regulations, 81-1934 Service of process, 81-1930 Violations, penalty, 81-1935 Voice stress analysis examiner, gualifications, 81-1917, 81-1918

TUBERCULOSIS DETECTION AND PREVENTION ACT

See generally DISEASES AND INJURIES Act, how cited, 71-3601.01 Appeal, 71-3605 Commitment. Leaving without discharge, 71-3611 Length of time, 71-3606 Release, 71-3607 Treatment, consent required, 71-3609 Voluntary hospitalization, 71-3608 Commitment proceedings, Appeal, 71-3605 Costs, 71-3603, 71-3604 Notice and hearing, 71-3603, 71-3604 Order, 71-3604 Petition, 71-3602, 71-3603 Costs, Drugs, 71-3614 Patient care, 71-3610, 71-3614 Transportation, 71-3611, 71-3612, 71-3614 Definitions, 71-3601

Department, powers and duties, 71-3613 Examinations, 71-3612 Refusal to submit, effect, 71-3602 Health officer, state or local, powers and duties, 71-3602 Orders authorized by state or local health officers, refusal, effect, 71-3602

TURKEYS See LIVESTOCK

U

UNAUTHORIZED INSURERS ACT

See generally INSURANCE Act, how cited, 44-2008 Attorney General, powers, 44-2006 Cease and desist order, 44-2003 Certificate of authority, 44-2002 Failure to procure, effect, 44-2003 Civil or administrative proceedings, requirements, 44-2005 Definitions, 44-2006 Injunction, 44-2003 Intent, 44-2001 Personal jurisdiction, 44-2004 Violations, penalty, 44-2007

UNAUTHORIZED INSURERS FALSE ADVERTISING PROCESS ACT

See generally INSURANCE Act, how cited, 44-1806 Definitions, 44-1802 Intent, 44-1801 Personal jurisdiction, 44-1805 Restrictions, 44-1803, 44-1804

UNAUTHORIZED INSURERS

PROCESS ACT See generally INSURANCE Act, how cited, 44-2009 Applicability of law, 44-2013 Attorney's fees, 44-2012 Intent, 44-2010 Personal jurisdiction, 44-2011

UNCLAIMED PROPERTY ACT. UNIFORM DISPOSITION OF See generally PROPERTY Act, How cited, 69-1329 How construed, 69-1327, 69-1328 Banking or financial institutions, presumption of abandonment, 69-1302 Claim procedure, 69-1318 to 69-1320 County court funds, 25-2717 Credit memo, presumed abandoned, when, 69-1305.02 Definitions, 69-1301 **Delivery to State Treasurer,** Refusal, 69-1321 Release from liability, 69-1313, 69-1314 District court funds, 24-345 Enforcement, 69-1323 Exempt property, 69-1326 Exemption from act, 2-1223 Finders' fee. 69-1317 Foreign owner, treatment, 69-1309 Funds, Life insurance corporation demutualization trust fund, 69-1317 Unclaimed Property Cash Fund, 69-1317 General-use prepaid card, presumed abandoned, when, 69-1308 Gift certificate or card, presumed abandoned, when, 69-1305.03 Insurance companies, Intangible personal property held by life insurance corporation, 69-1307.05 Presumption of abandonment, 69-1303 Intangible property, presumption of abandonment, 69-1305 to 69-1308 Military medal in unpaid safekeeping repository, duties, 69-1307.06, 69-1307.07

Mineral rights and proceeds, presumption of abandonment, 69-1307.04 Records, 69-1317, 69-1322 Confidentiality, 69-1317 Examination of, 69-1322 Withholding, 69-1317 Report of abandoned property, 69-1310 to 69-1312, 69-1322 Retirement funds, presumption of abandonment, 69-1507.03 Rules and regulations, 69-1325 Sale, 69-1316, 69-1317 State Treasurer, enforcement powers, 69-1322 Statute of limitation, 69-1315 Stocks, shareholding, or other ownership interest. presumption of abandonment, 69-1305 to 69-1308 Support order obligor, payment with respect to authorized, 69-1318.01 Time limits, 69-1302 to 69-1308 Utility companies, presumption of abandonment, 69-1304 Violations, penalty, 69-1324 Wages, unpaid, presumption of abandonment, 69-1307.02 UNDERCOVER AGENTS See INFORMANTS UNDERGROUND STORAGE TANKS See STORAGE TANKS UNDERTAKERS See FUNERAL DIRECTORS AND EMBALMERS UNEMPLOYMENT COMPENSATION See EMPLOYMENT SECURITY LAW; 48-601 UNFAIR DISCRIMINATION AGAINST

SUBJECTS OF ABUSE IN INSURANCE ACT See generally INSURANCE Act, Applicability, 44-7404, 44-7410

SUBJECTS OF ABUSE IN **INSURANCE ACT** –Cont'd Act –Cont'd How cited, 44-7401 Purpose, 44-7403 Definitions, 44-7402 Insurer, Certain premium adjustments cannot violate this act, 44-7509 Duties, 44-7407 Immunity, 44-7406 Prohibited acts and practices, 44-7406 Rules and regulations, 44-7409 Subject of abuse, Adverse effect, explanation required, 44-7407 Treatment, 44-7405 Unfair trade practice, 44-7408 Violation of act, 44-7408 UNFAIR INSURANCE CLAIMS SETTLEMENT PRACTICES ACT See generally INSURANCE Act, how cited, 44-1536 Acts prohibited, 44-1539, 44-1540 Cease and desist orders, 44-1542, 44-1543 Definitions, 44-1538 Hearing, notice, 44-1541 Intent, 44-1537 **Revocation or suspension**, 44-1542.44-1543 Rules and regulations, 44-1544 Service of process, 44-1541 Unfair practices, 44-1540 Violations, penalty, 44-1542, 44-1543

UNFAIR DISCRIMINATION AGAINST

UNFAIR INSURANCE TRADE PRACTICES ACT

See generally INSURANCE Act, how cited, 44-1521 Acts prohibited, 44-1524, 44-1525 Appeal, 44-1530, 44-1531 Cease and desist orders, 44-1529, 44-1532 Definitions, 44-1523 Depository institution, examine and investigate, when, 44-1527 Director, powers, 44-1526, 44-1527, 44-1529, 44-1532, 44-1534, 44-1534.01 Discrimination, abuse victims, See UNFAIR DISCRIMINATION AGAINST SUBJECTS OF ABUSE IN INSURANCE ACT: 44-7401 Examinations, 44-1527 Fraternal benefit societies, violations, 44-10,105 Health Maintenance Organization Act, violations, 44-32,179 Hearings. 44-1528 Insurance companies, directors and officers, violations, 44-320 Intent. 44-1522 Investigations by director, 44-1527 Lenders or creditors, acts prohibited, 44-1526 Revocation or suspension of certificate, 44-1529, 44-1532 Rules and regulations, 44-1533 Protection of members of the military, 44-1534.01 Service of process, 44-1528 Unfair trade practices, Comprehensive Health Insurance Pool Act violations, 44-4222.01 **Discount Medical Plan Organization** Act violations. 44-8314 Enumerated, 44-1525 Financial conglomerate, consolidated supervision violation, 44-165 Insurance Holding Company System Act, violations, 44-2143 Insurance Producers Licensing Act, violations, 44-4059, 44-4062 Medicare Supplement Insurance Minimum Standards Act. violations, 44-3610 Motor vehicle insurance data base. noncompliance, 44-1545 Nebraska Protection in Annuity Transactions Act, violations, 44-8107 Premium report violations, 44-355, 44-356

UNFAIR INSURANCE TRADE **PRACTICES ACT** –Cont'd **Unfair trade practices** –*Cont'd* Privacy of Insurance Consumer Information Act, violations, 44-923 Risk Retention Act, violations, 44-4407 Small Employer Health Insurance Availability Act, violations, 44-5266 Special fees prohibited, 44-354, 44-356 Title Insurance Agent Act, violations, 44-19,121 Title Insurers Act, violations, 44-19.103 Unauthorized Insurers False Advertising Process Act, violations, 44-1803 to 44-1805 Viatical Settlements Act, violations, 44-1115 Violations, penalty, 44-1529, 44-1532 Witness, immunity, when, 44-1535 UNFAIR TRADE See MONOPOLIES AND UNFAIR TRADE UNICAMERAL See LEGISLATURE UNIFORM ACTS See generally STATUTES Adult Guardianship and Protective Proceedings Jurisdiction Act, Nebraska Uniform, 30-3901 Anatomical Gift Act. Revised Uniform, 71-4824 Arbitration Act, Uniform, 25-2601 Athlete Agents Act, Nebraska **Uniform**, 48-2601 **Child Abduction Prevention Act, Uniform**, 43-3901 Child Custody Jurisdiction and Enforcement Act, Uniform, 43-1226 Choice of Forum Act, Model **Uniform**. 25-413 Commercial Code, Uniform, UCC 1-101

Commission on Uniform State Laws, 49-901 to 49-905 **Composite Reports as Evidence** Act, Uniform, 25-12,115 Conflict of Laws Limitations Act, **Uniform**, 25-3201 **Controlled Substances Act. Uniform**, 28-401 Credentialing Act, Uniform, 38-101 Criminal Extradition Act, Uniform, 29-729 Custodial Trust Act. Nebraska **Uniform.** 30-3501 Death Taxes, Uniform Act on Interstate Arbitration and Compromise of, 77-3301 **Deceptive Trade Practices Act. Uniform**, 87-301 **Declaratory Judgments Act,** Uniform, 25-21,149 **Deployed Parents Custody and** Visitation Act, Uniform, 43-4601 Determination of Death Act, **Uniform.** 71-7201 **Divorce Recognition Act, Uniform,** 42-341 **Electronic Transactions Act**, **Uniform.** 86-612 **Enforcement of Domestic Violence** Protection Orders Act, Uniform **Interstate**, 42-932 Enforcement of Foreign Judgments Act, Nebraska Uniform, 25-1587.01 Environmental Covenants Act, **Uniform**. 76-2601 Family Support Act, Uniform Interstate, 42-701 Federal Lien Registration Act, **Uniform.** 52-1001 Fraudulent Transfer Act, Uniform, 36-701 Fresh Pursuit, Uniform Act on, 29-416 Judicial Notice of Foreign Law Act, **Uniform**, 25-12,101 Landlord and Tenant Act, Uniform Residential, 76-1401 Limited Liability Company Act, Nebraska Uniform, 21-101

UNIFORM ACTS –Cont'd Limited Partnership Act, Nebraska Uniform, 67-233 Manufactured Homes and **Recreational Vehicles, Uniform** Standard Code for, 71-4601 Mediation Act. Uniform. 25-2930 **Mobile Home Parks, Uniform** Standard Code for, 71-4621 Modular Housing Units Act, Nebraska Uniform Standards for. 71-1555 Motor Vehicle Records Disclosure Act, Uniform, 60-2901 Partnership Act of 1998, Uniform, 67-401 Photographic Copies of Business and Public Records as Evidence Act, Uniform, 25-12,112 Power of Attorney Act, Nebraska **Uniform**, 30-4001 Premarital Agreement Act, Uniform, 42-1001 Principal and Income Act, Uniform, 30-3116 Property Act, Uniform, 76-101 **Prudent Management of** Institutional Funds Act, Nebraska Uniform, 58-610 **Real Property Transfer on Death** Act, Nebraska Uniform, 76-3401 **Reciprocal Transfer Tax Act, Uniform**, 77-2007.01 **Recognition of Acknowledgments** Act. Uniform. 64-201 **Rendition of Accused Persons Act, Uniform**, 29-3101 **Rendition of Prisoners as** Witnesses in Criminal Proceedings Act, Uniform, 29-3201 **Rule Against Perpetuities Act,** Uniform Statutory, 76-2001 Simultaneous Death Act, Uniform, 30-121 Tax Lien Registration and **Enforcement Act, Uniform** State, 77-3901

Testamentary Additions To Trusts Act (1991), Uniform, 30-3601

Transfers to Minors Act, Nebraska Uniform, 43-2701

- Trust Code, Nebraska Uniform, 30-3801
- Unclaimed Property Act, Uniform Disposition of, 69-1301

Witnesses from Without a State in Criminal Proceedings, Uniform Act to Secure the Attendance of, 29-1906

UNIFORM COMMERCIAL CODE See COMMERCIAL CODE, UNIFORM

UNINSURED AND UNDERINSURED MOTORIST INSURANCE COVERAGE ACT

See generally INSURANCE Act, how cited, 44-6401 Definitions, 44-6402 to 44-6407 **Exceptions**, 44-6413 **Excess.** 44-6409 Insurer, rights, 44-6412 Liability limits, reduction prohibited, 44-6409 Liability requirements, 44-6408 Maximum liability, 44-6409 Motor vehicles excluded, 44-6407 Payments, priority, 44-6411 **Policies**, 44-6408 Multiple policies, how treated, priority, 44-6411 Requirements, 44-6408 Recovery, maximum amount, 44-6411 Rules and regulations, 44-6413, 44-6414 Stacking of coverage, prohibited, 44-6410 Subrogation rights, 44-6412 Tentative settlement, notice, 44-6412

UNIONS See LABOR AND EMPLOYMENT

UNIVERSITIES

See POSTSECONDARY EDUCATION

See generally POSTSECONDARY EDUCATION Administration. chief executive officer and chief administrative officers, 85-106.06 Admission. Denial, prohibited when, 85-607 Requirements, 85-112 Agriculture, College, agriculture and mechanic arts, 85-147 to 85-149 Experiment stations, 85-145, 85-146 Extension service, cooperative, 85-150, 85-151 Institute of Agriculture and Natural Resources, 85-1,104, 85-1,105 Nebraska College of Technical Agriculture at Curtis, 85-121 to 85-121.04 Research and extension centers, 85-213 to 85-215 Land, sale and acquisition, 85-1.106 Location, 85-201 to 85-208 Testing centers, 85-216 to 85-220 Artworks, 85-106.01 to 85-106.03 Associate degree, diploma, certificate, 85-943, 85-948 Athletics. Association, procedures, See COLLEGIATE ATHLETIC ASSOCIATION PROCEDURES ACT, NEBRASKA; 85-1201 Coaches, financial interests reporting required, when, 49-1493 Financial aid, withholding prohibited, 85-9,133 to 85-9,139 Student athletes. Insurance, 85-106.05 Stipend or restricted athletic hours, authorized, when, 85-1,131 to 85-1,137 University of Nebraska-Lincoln, Coaches, financial interests reporting required, when, 49-1493 Student athletes. Insurance, 85-106.05

UNIVERSITY OF NEBRASKA

Stipend or restricted athletic hours, authorized, when, 85-1,131 to 85-1,137 Attendance requirements, 85-114 Authorization to operate required, See POSTSECONDARY INSTITUTION ACT: 85-2401 Board of Regents, Compensation, 85-104 Contract, contingent fee, void, when, 73-201 to 73-204 Created, Article VII, section 10. Constitution of Nebraska Districts, 85-103.01, 85-103.02 Elections, 32-510, 85-103 Electronic postmark, use authorized, 86-644 Meetings, open, 85-104, See also **OPEN MEETINGS ACT: 84-1407** Officers, 85-105 Powers and duties, 85-105, 85-106, 85-106.06 Resignation, 32-562 Technology access clause, requirements, 73-205 Vacancy in office, Article IV, section 11, Constitution of Nebraska, 32-560, 32-561, 32-573, 85-103 Bonds, Enforcement of security interest, See GOVERNMENTAL UNIT SECURITY INTEREST ACT, NEBRASKA; 10-1101 Issuance, general provisions, 10-126, 10-127, 10-142, See also BONDS Issuance authorized. Article XIII. section 1, Constitution of Nebraska, 85-403 to 85-410 Buildings and facilities, Artwork, purchase for public display, See ART COLLECTION ACT. NEBRASKA: 82-401 Boards, powers, 85-411 Bonds to fund, Article XIII, section 1 Constitution of Nebraska, 85-403 to 85-410 Building Renewal Assessment, University, 81-188.03

UNIVERSITY OF NEBRASKA – Cont'd **Buildings and facilities** –Cont'd Campus buildings and facilities, 85-401 to 85-411 Approval by Legislature, 85-404, 85-408 Construction, approval required, 85-118 Construction costs, pledge of income, 85-402 Funding of projects, 85-1,113 to 85-1.117 Intent. 85-419 Lease-purchase agreements, 85-401 Maintenance. Deferred maintenance, 85-412 to 85-415 University of Nebraska Facilities Program, 85-413 to 85-415 University of Nebraska Facilities Program of 2006, 85-420 to 85-422 Maintenance and renewal projects, See DEFERRED BUILDING RENEWAL ACT; 81-173 Nebraska State Fairgrounds, Lancaster County, transfer to Board of Regents, 2-101, 2-113 Nonprofit corporation created by board, capital construction projects, approval by Legislature, 85-426 Revenue bonds, Article XIII, section 1, Constitution of Nebraska Utilities. 85-409 Colleges. Defunct, 85-173 to 85-175 Designated, 85-107 **Commission, Coordinating Commission for** Postsecondary Education, Article VII. section 14. Constitution of the Nebraska, See also COORDINATING COMMISSION FOR POSTSECONDARY EDUCATION ACT; 85-1401 Committee, joint advisory committee (master's degree programs), 85-954

Conservation and Survey Division, 85-163 to 85-165 Continuing education, 85-939 Data System, Nebraska Educational, 85-1421 to 85-1427 Degrees, honorary, 85-117 Discipline of students or faculty, 85-601 to 85-605 Discrimination prohibited, 85-116, See also EQUAL OPPORTUNITY IN POSTSECONDARY EDUCATION ACT, NEBRASKA; 85-9,166 Division, Conservation and Survey, 85-163 to 85-165 Dormitories, smoke detectors, requirements, 81-5,142 to 81-5,144 Educational Data System, Nebraska, 85-1421 to 85-1427 Elections, provide students with information on early voting, 85-903 Electronic postmark, use authorized. 86-644 Eminent domain, 85-133 Employees, Employment contracts, requirements, 79-843, 79-844 State fleet card program, 60-3101, 60-3102 Established. 85-101 Extension service, 85-150, 85-151 Eye protective devices, required when, 85-901 Faculty, 85-108 to 85-111 Discipline, 85-601 to 85-605 Farm, model, alienation prohibited, 85-120 Fees, waived, when, 85-504 Financial aid for students, See FINANCIAL AID FOR POSTSECONDARY EDUCATION STUDENTS Forest Service, Nebraska, 85-161, 85-162 Funds. Agricultural Field Laboratory Fund, 85-122, 85-1,106

UNIVERSITY OF NEBRASKA – Cont'd Funds –Cont'd Animal Research and Diagnosis Revolving Fund, 85-122, 85-1,107 to 85-1,110 Bessey Memorial Fund, 85-167 to 85-171 Disbursements, 85-130, 85-131 Permanent Endowment Fund, 85-122.85-123 State Treasurer, duties, 85-128, 85-129 Temporary University Fund, 85-122, 85-124 United States Agricultural Extension Fund, 85-122, 85-122.01 United States Experiment Station Fund, 85-122, 85-127 United States Morrill Fund, 85-122, 85-126 University Building Renewal Assessment Fund, 81-188.03 University Cash Fund, 85-122, 85-125 University Facilities Fund, 85-122, 85-1,113 University Facility Improvement Fund, 85-122, 85-1,116 University of Nebraska at Kearney Cash Fund, 85-122, 85-1,123 University of Nebraska at Kearney Trust Fund, 85-122, 85-1,123 University of Nebraska at Omaha Cash Fund, 85-122, 85-192 University of Nebraska at Omaha Trust Fund, 85-122, 85-192 University of Nebraska Eppley Science Hall Construction Fund, 85-122, 85-1,128, 85-1.129 University Trust Fund, 85-122, 85-123.01 Veterinary School Fund, 85-122 Gifts and bequests, acceptance, 85-132 Gifts to public officials, reporting requirements, 49-1492.01 Graduation requirements, 85-117 Hazing, acts prohibited, 28-311.06, 28-311.07

Health insurance programs and trust fund, plan required, 50-503 Housing, oncampus, duty to provide information on meningococcal disease, 85-902 Information system, 85-1421 to 85-1427 Information technology purchases, requirements, 86-520.01 Institute of Agriculture and Natural **Resources**, 85-1,104, 85-1,105 Insurance. Risk-loss trusts, 44-2827.01, 85-1,126,85-1,127 Student athletes, 85-106.05 Land, sale authorized, 85-1,106 Law College, receipt of state publications, 85-176, 85-177 Lied Center for Performing Arts, 85-1,115 Liquor sales on or near campus, restrictions, waiver, 53-177.01 Loans. See FINANCIAL AID FOR POSTSECONDARY EDUCATION STUDENTS Medical Center, University of Nebraska, 85-102.01 Behavioral Health Education Center. administration of, 71-830 Cancer research, Eugene C. Eppley Institute for Research in Cancer and Allied Diseases, 85-801 to 85-804 Children with disabilities, cooperation with agencies, 85-179 Dental program, 71-5208, 71-5209 Fund, University of Nebraska Medical Center Medical Education Revolving, 85-134 Increase primary care providers, See PRIMARY CARE PROVIDER ACT; 71-5210 Inspection and examination of graduates by Department of Health and Human Services, 81-602 Medical Cannabidiol Pilot Study, 28-463 to 28-469

UNIVERSITY OF NEBRASKA - Cont'd Medical Center, University of Nebraska –Cont'd Physicians' assistants, education, 85-179.01 to 85-179.03 Psychiatric services, 83-305.01, 83-305.02 Radiation Health Center, Regional, 85-805 to 85-807 Residency programs, established, 71-5201 to 71-5209 Risk-loss trusts, 44-2827.01, 85-1,126, 85-1,127 Role and mission, 85-947 Travel expenses, students, residents, interns, 85-1,103 Minors. Power to consent to medical treatment, when, 30-2604 Power to contract or lease, when, 43-2101 Morrill Hall, renovation, 85-1,117 Nebraska Forest Service, 81-828, 85-161, 85-162 Power plant, 81-1108.26 to 81-1108.30 Professional programs, 85-937 **Program of instruction, faculty** duties, 85-108 Program responsibilities, 85-102.02 Purchase of goods and services, Payment for, See PROMPT PAYMENT ACT; 81-2401 Sales tax exempt, 77-2704.15 Residency, tuition, 85-501, 85-502 Retirement benefits, 85-106 Age, 85-606 Annuity contracts, 85-606.01 Cost-of-living adjustments, 85-106.04 Risk-loss trusts, 44-2827.01, 85-1,126,85-1,127 Role and mission, 85-102, 85-917 Associate degree, diploma, certificate, 85-943, 85-948 Board, duties, 85-935 Community services, 85-936 Continuing education, 85-939 Graduate college, 85-938

Health professions programs, 85-944, 85-948 Medical Center, University of Nebraska, 85-947 Priorities, 85-942 Professional programs, 85-937 Programs authorized, 85-941 University of Nebraska at Kearney, 85-947.01 University of Nebraska at Omaha, 85-945 University of Nebraska-Lincoln, 85-946.85-946.01 Safety Center, Nebraska, 85-1001 to 85-1008, See also SAFETY CENTER. NEBRASKA Scholarships, See FINANCIAL AID FOR POSTSECONDARY EDUCATION STUDENTS State Forester, powers and duties, 35-201, 85-162.01 to 85-162.05 Student information, Joint system with state colleges, 85-415 Share data with State Board of Education, 79-776, 85-110 Technical school, Nebraska **College of Technical** Agriculture at Curtis, 85-121 to 85-121.04 Textbooks, price, 85-115 Tuition, 85-501, 85-502, 85-502.01 Tuition and fees, See POSTSECONDARY EDUCATION University of Nebraska at Kearney, 85-102.01 Applicability of law, 85-1,122 Conveyance of property to, 90-201 Safety center, 85-1001 to 85-1008, See also SAFETY CENTER. **NEBRASKA** Transfer to university system, 85-1.119 University of Nebraska at Omaha, 85-102.01 Applicability of law, 85-194 University of Nebraska-Lincoln, 85-102.01 Veterinary school, cooperative program, 85-180.13, 85-180.14

UNMARKED HUMAN BURIAL SITES AND SKELETAL REMAINS **PROTECTION ACT** See generally INDIANS Act. How cited, 12-1201 Purpose, 12-1203 Civil action, authorized, 12-1212 Definitions, 12-1204 Discovery of remains or goods, duties, 12-1205 to 12-1208 **Dispute, resolution procedure, 12-**1211 Intent, 12-1202 Notification of parties, 12-1205 to 12-1208 Possession on August 25, 1989, duties, 12-1209 Records, withheld from public, 84-712.05 Return of remains, request procedure, 12-1210 Statute of limitation, 12-1212 Violation, penalties, 12-1205

URANIUM

See RADIOACTIVE MATERIALS

USURY

See INTEREST

UTILITIES

See generally POLITICAL SUBDIVISIONS Abandoned property, See UNCLAIMED PROPERTY ACT, UNIFORM DISPOSITION OF: 69-1301 Arbitration of disputes, 70-1301 to 70-1329 Child support, duty to supply information, 43-512.06, 70-101 Cities of the first class, See CITIES OF THE FIRST CLASS Cities of the metropolitan class. See CITIES OF THE METROPOLITAN CLASS Cities of the primary class, See CITIES OF THE PRIMARY CLASS Cities of the second class. See

CITIES OF THE SECOND CLASS

Conference, billing dispute, 70-1609 to 70-1611 Appeal, hearing, 70-1612 to 70-1614 Consolidation of property, procedures, Article X, section 3, Constitution of Nebraska County purchases, See COUNTY PURCHASING ACT; 23-3101 Denial or discontinuance of service, 70-1601 to 70-1615 Districts, See PUBLIC POWER DISTRICTS Diversion of service. Theft of service, this heading Easements, state-owned land, 37-330, 72-818 Electric cooperatives, See ELECTRIC COOPERATIVE CORPORATION ACT; 70-701 Electric lines, right-of-way damages, 70-305 Electricity, See ELECTRICITY Cities and villages, See ELECTRICITY, MUNICIPAL Energy, See ENERGY **Energy conservation improvement** program, See LOW-INCOME HOME **ENERGY CONSERVATION ACT; 66-**1012 Energy conservation loans, 66-1001 to 66-1011, See also ENERGY CONSERVATION Excavation, required marking of underground utilities. See ONE-CALL NOTIFICATION SYSTEM ACT; 76-2301 False reports. 28-909 to 28-911 Financing of municipal, Cooperative, See MUNICIPAL COOPERATIVE FINANCING ACT; 18-2401 Infrastructure redevelopment, cities of the primary class, See MUNICIPAL INFRASTRUCTURE **REDEVELOPMENT FUND ACT; 18-**2601 Franchise tax, 77-801 to 77-804 Industrial sewer construction by

county, See COUNTY INDUSTRIAL SEWER CONSTRUCTION ACT; 23-360⁴

UTILITIES – Cont'd Interference, acts prohibited, 28-519, 28-1311, 76-2325.01 Loans, energy conservation, 66-1001 to 66-1011, See also ENERGY CONSERVATION Medical support, duty to supply information, 43-512.06, 70-101 Meters, interference with prohibited, 28-515.02 Metropolitan utilities district, See METROPOLITAN UTILITIES DISTRICT Municipalities, budget requirements, See MUNICIPAL **PROPRIETARY FUNCTION ACT: 18-**2801 Natural gas, See NATURAL GAS Natural resources, See NATURAL RESOURCES Oil and gas, See OIL AND GAS Public power districts, See PUBLIC POWER DISTRICTS Public utilities, Donation of motor vehicle by public utility to charitable organization, conditions, 13-329 Natural gas jurisdictional utilities, See STATE NATURAL GAS REGULATION ACT; 66-1801 Public power, See PUBLIC POWER DISTRICTS Public utility districts, See PUBLIC UTILITY DISTRICTS Sewers and sewer districts, See SEWERS AND SEWER DISTRICTS Stock, consolidation or increase. restrictions, Article X, section 3, Constitution of Nebraska Public water system, See PUBLIC WATER SYSTEM **Reports,** Article X, section 1, Constitution of Nebraska Rural power districts, See RURAL POWER DISTRICTS Sanitary and improvement districts, See SANITARY AND IMPROVEMENT DISTRICTS

School districts, payment to by electric generating facility, 79-1066 to 79-1069, See also SCHOOL FINANCE Sewers and sewer districts, See SEWERS AND SEWER DISTRICTS Spousal support, duty to supply information, 43-512.06, 70-101 Stock and dividend restrictions, Article X, section 5, Constitution of Nebraska Storm Water Management Plan Program, grants, 46-2,139 Taxation of public service entities, Appeals, 77-802.02 Apportionment, 77-802 County assessor, duties, 77-802.01 Definitions, 77-801.01 Lien, unpaid personal property tax, 77-802.01 Payment-in-lieu of taxation, Article VIII, section 11, Constitution of Nebraska Sale of entity. Penalty and waiver, 77-803 Report required, 77-804 Statement, annual, 77-801 Confidentiality, 77-801 Penalty and waiver, 77-803 Subpoena power, 77-801.02 Tax Commissioner, 77-801.02, 77-802 Valuation, 77-802 Telephone, See TELEPHONES Theft of service, Civil action, 25-21,275 to 25-21,278 Criminal penalty, 28-515.01, 28-515.02 Villages, See VILLAGES Water, See WATER Public water system, See PUBLIC WATER SYSTEM Service regulation, See WATER SERVICE REGULATION ACT; 75-1001 **UTILITY-TYPE VEHICLES**

See ALL-TERRAIN AND UTILITY-TYPE VEHICLES AND MINIBIKES

UTILIZATION REVIEW ACT See generally HEALTH CARE PLANS Act, how cited, 44-5416 Agent, Certificate required, 44-5419 Disciplinary action, 44-5428, 44-5429 Duties, 44-5422, 44-5423 Procedures applicable, 44-5422 Referrals, prohibited, 44-5422 Appeal, denial of claim, 44-5422 Cease and desist order, 44-5429, 44-5430 **Certificate**, 44-5419 Application, 44-5420 Denial, procedure, 44-5421 Fees, 44-5420, 44-5424 Notice of changes, 44-5423 Renewal, 44-5424 Definitions, 44-5418 Denial of claim, appeal procedure, 44-5422 Health carrier, duties, 44-5425, 44-5427 Hearing, Denial of certificate, 44-5421 Disciplinary action, 44-5428, 44-5429 Intent, 44-5417 Procedures, description, 44-5427 Program, review criteria, 44-5426 Referrals, prohibited, 44-5422 Rules and regulations, 44-5431 Violation, penalty, 44-5429, 44-5430

VACCINATION See IMMUNIZATIONS

VAGRANCY

See INDIGENT PERSONS VAPOR OR ALTERNATIVE NICOTINE PRODUCTS See TOBACCO

VEHICLES

See MOTOR VEHICLES

VENDING MACHINES See generally SALE OF GOODS Blind persons, operation by, 71-8611, 71-8612, See also BLIND PERSONS Cigarettes, restrictions, See CIGARETTE SALES ACT, UNFAIR; 59-1501 Cigarettes, sale from machine, restricted, 28-1429.01, 28-1429.02 Food requirements, See PURE FOOD ACT, NEBRASKA; 81-2,239 Lottery, pickle card, 9-340.02, 9-345.03 Recreation area, unauthorized vending, penalty, 2-3299 State park entry permits, 37-440 Tobacco products, sale from machine, restricted, 28-1429.01, 28-1429.02 VENEREAL DISEASES See DISEASES AND INJURIES VENTURE CAPITAL See ECONOMIC DEVELOPMENT VENUE See generally LEGAL PROCEDURE Arbitration, 25-2606, 25-2619, See also ARBITRATION ACT, UNIFORM Bingo Act, Nebraska, violations, 9-262 Brand inspection area, illegal

transport of cattle from, 54-1,110 Change of venue, Civil actions, 25-403.01, 25-410 County attorney, duties and expenses, 23-1201, 23-1223 Criminal cases, 29-1301 to 29-1307 Military, action against member of, 55-170 Probate Code, Nebraska, action under, 30-2212 Special legislation prohibited, Article III, section 18, Constitution of Nebraska State, action against, 25-21,215

VENUE –Cont'd Choice of forum, See CHOICE OF FORUM ACT, MODEL UNIFORM; 25-413 **Conservator, appointment**, 30-2632 **Consumer Protection Act, action** under, 59-1608.01 Corporate occupation tax, action to collect, 21-315 Corporations, Mergers by public benefit or religious corporations, 21-19.119 County and City Lottery Act, Nebraska, violations, 9-652 County attorney, Duties when venue changed, 23-1201 Expenses when venue changed, 23-1223 County having population of 4,000 or less, procedures applicable, 25-412.01 to 25-412.04 Criminal cases, 29-1301 Conviction or acquittal in one county, effect on other jurisdictions, 29-1301.03 County having population of 4,000 or less, procedures applicable, 25-412.01 to 25-412.04 County line, crime committed on, 29-1305 Criminal impersonation, identity theft, identity fraud, 28-637 Death occurring in another county or state, 29-1306 Offense against the person of another. 29-1301.01. 29-1305 Offense committed on vessel, train, vehicle, or plane, 29-1301.02 Prisoner, transfer upon change of venue, 29-1303 Receipt of stolen property, 29-1307 Transfer, 29-1301 Witness, recognized to appear, 29-1304 **Definitions**, 25-403.02 Dismissal of action, when, 25-538 Environmental audits. 25-21.264 Expenses, 25-403.01, 25-411

Financial transaction devices. unlawful acts, 28-620 Foreclosure consulting contract, provisions prohibited, 76-2715 Grandparent visitation, action for, 43-1803 Guardian for a minor, 30-2609, 30-2615 Guardian for an incapacitated person, 30-2618, 30-2629, See also ADULT GUARDIANSHIP AND PROTECTIVE PROCEEDINGS JURISDICTION ACT. NEBRASKA UNIFORM; 30-3901 Housing, Discriminatory practices, 20-339 Foreclosure protection, 76-2715, 76-2724, See also FORECLOSURE PROTECTION ACT. NEBRASKA Insurance association, life and health, action against, 44-2707 Insurance company, supervision, rehabilitation, or liquidation, 44-4804 Land contract, action for specific performance, 25-403 Lottery Act, State, violations, 9-839 Lottery and Raffle Act, Nebraska, violations, 9-434 Military, action against member of, 55-170 Motor vehicle, theft, 28-511.02 Nonprofit corporations, action to dissolve, 21-19,142 Paternity actions, 43-1411 Pesticide Act, violations, 2-2626 Pickle Card Lottery Act. Nebraska. violations, 9-352 **Political Subdivisions Tort Claims** Act, action under, 13-907 Private postsecondary career school, fixed venue prohibited, 85-1645 Probate Code, Nebraska, Conservator, appointment, 30-2632, See also ADULT GUARDIANSHIP AND PROTECTIVE PROCEEDINGS JURISDICTION ACT. NEBRASKA UNIFORM; 30-3901

VERDICTS

Directed verdicts, See MOTIONS

VENUE –Cont'd Probate Code, Nebraska –Cont'd Guardian for a minor, 30-2609, 30-2615 Guardian for an incapacitated person, 30-2618, 30-2629, See also ADULT GUARDIANSHIP AND PROTECTIVE PROCEEDINGS JURISDICTION ACT, NEBRASKA UNIFORM; 30-3901 Transfer of proceedings, 30-2212 Wills. 30-2410 Real estate, action involving, 25-401 to 25-403.02, 25-412 Secondary boycott, action involving, 48-908 Special legislation prohibited, Article III, section 18, Constitution of Nebraska State, action against, 25-21,215 Stay of action, when, 25-538 Structured settlements, transfer of payment rights, requirements, 25-3104 Time-share escrow agent in another state, 76-1715 Tort claim against political subdivision. 13-907 Transfer of action, Civil actions, 25-403.01, 25-410 County attorney, duties and expenses, 23-1201, 23-1223 Criminal cases, 29-1301 to 29-1307 Military, action against member of, 55-170 Probate Code, Nebraska, action under. 30-2212 Special legislation prohibited, Article III, section 18, Constitution of Nebraska State, action against, 25-21,215 Transfer of judgment, civil actions, 25-410 Trust administration, 30-3815 Visitation, action by grandparent, 43-1803 Wills, probate and administration, 30-2410

Juries, See JURIES Trial, See TRIAL VETERANS See generally MILITARY Appeal, denial of assistance, 80-401.09 Assistance. Conscientious objectors, assistance denied. 80-402 Definitions. 80-401.01 Disbursements, 80-403 Eligibility, 80-403 Fraud, penalty, 80-405 Funds, Nebraska Veterans' Aid Fund, 80-401 Veterans' Aid Income Fund, 80-401 Gifts, acceptance, 80-404 Rules and regulations, 80-401.03 Bingo authorized for veterans organizations, 9-211, See also **BINGO ACT, NEBRASKA** Board, Nebraska Veterans' Homes, 80-318 Burial and cemeteries, Access roads, status as state recreation roads, 39-1390 Burial by county veterans service committee, 80-104 to 80-108 Graves, registry, 80-412 State veteran cemetery system, 12-1301 Commission, Veterans' Advisory, 80-401.06 to 80-401.09, 80-410 **Comprehensive Health Insurance** Pool. coordination of benefits. 80-401.05 County veterans service committee. Committee members. Appointment, 80-101, 80-406 Powers and duties, 80-102 to 80-108.80-407 Qualifications, 80-410 Removal, 80-103 Tax, levy, 80-409

VETERANS –Cont'd County veterans service committee -Cont'd County veterans service officer, Appointment, 80-407 Oath and bond, 80-408 Qualifications. 80-410 Office provided by county, 80-409 Day, when, 84-104.01 **Definitions**, 80-401.01 Department of Veterans' Affairs, 80-401.02 Division of Veterans' Homes, 80-314, 80-316 Education benefits, Dependents, waiver of tuition or fees for higher education, when. 80-411 Tuition credits for military reserves, 80-901 to 80-903 Veteran, spouse, or dependent, considered resident student, when, 85-502.01 Federal programs, administration, 80-401.04 Fishing permits and stamps, veterans, treatment, 37-420 to 37-421.01 Funds. Federal funds, disbursement by Commissioner of Education, 80-404.04 Nebraska Veteran Cemetery System Endowment Fund, 12-1301 Nebraska Veteran Cemeterv System Operation Fund, 12-1301 Veteran Cemetery Construction Fund, 12-1301 Graves, registry, 80-412 Homes for veterans, Administration. Board, Veterans' Homes, 80-317 to 80-319 Director of Veterans' Homes, Appointed, 81-3115 Duties, 80-314, 80-320

Division of Veterans' Homes of the Department of Health and Human Services, Created, 81-3113 Duties, 80-314, 80-316, 80-319, 81-3116 Complaints, Public Counsel has jurisdiction, 81-8,240 to 81-8,254 Deputy public counsel for institutions, 81-8,244 Facilities. Abuses, investigations, 83-113 Administrator, qualifications, 80-325 Admissions, 80-316 Application for membership, 80-317 Appropriations, estimate and report required, 83-111 Chief executive officer, appointment, 83-126 Claims, statute of limitation, 83-153 to 83-156 County board, lease or sell property for, 80-329 Establishment, 80-315 Funds, Emergency Revolving Fund, 83-130 Veterans' Home Building Fund, 80-326 Guardianships, 80-327 Lease with Douglas County, 80-328, 80-330 Liquor sales near, restriction, 53-177 Names, official, 83-107.01 Norfolk Veterans' Home, 80-331 Payment for care, 80-321, 80-322 Records, access, transfer, 83-109 Reimbursement for costs, 80-322 Residents' funds, Claims, statute of limitation, 83-153 to 83-156 Investment, 83-133 Statutes of limitation, 83-153 to 83-156 Stewards, duties, 83-139 Supplies, 83-139, 83-140

Homes for veterans –Cont'd. Facilities -Cont'd Thomas Fitzgerald Veterans Home, 80-328, 80-330 Homestead exemption, real property tax, Article VIII, section 2, Constitution of Nebraska, 77-3501 to 77-3529, See also HOMESTEADS Hunting permits and stamps, veterans, treatment, 37-420 to 37-421.01 Jurisdiction of state, retrocession, 80-413 License plates, Disabled veterans, 60-3,124 Gold Star Family, 60-3,122.01, 60-3.122.02 Military Honor Plates, 60-3,122.03, 60-3,122.04 Pearl Harbor, 60-3,122 Prisoner of war, 60-3,123 Purple Heart, 60-3,125 Loans. disability of minority. 80-701 Mentally ill veterans, commitment, 80-601 to 80-606, See also MENTAL HEALTH COMMITMENT ACT, NEBRASKA; 71-901 Monuments, 80-201 to 80-205 Taxation, limitations, 77-3442 to 77-3446 Motor vehicle operator's license, notation as veteran. procedure, 60-4,189 POW/MIA flag, display, 80-206 Preference for employment, 48-225 to 48-231, 48-238 Registry of veterans, 80-414 Retirement benefits, income tax election, treatment, 77-2716 Sex offenders, dangerous. commitment, 80-601, See also SEX OFFENDER COMMITMENT ACT; 71-1201 State contract letting, preference for resident disabled veteran, 73-107 State identification card, notation as veteran, procedure, 60-4,189

VETERANS –Cont'd

Tax exemptions. Homestead exemption, real property, Article VIII, section 2, Constitution of Nebraska, 77-3508, 77-3526 to 77-3528, See also HOMESTEADS Motor vehicle registration, 60-3,189 Personal property, 77-202.23 to 77-202.25 Veteran grave registry, 80-412 Veterans Day, 84-104.01 Wyuka Cemetery, 12-102 to 12-105 VETERANS' AFFAIRS, DEPARTMENT OF See generally STATE GOVERNMENT Actions between agencies, costs, 25-1808, 25-1809 Business hours. 81-113 **Collection agency, contracts** authorized, 45-623 Commission, Veterans' Advisory, 80-401.06 to 80-401.09, 80-410 Compensation, 81-117 to 81-117.02 Contested cases, 84-917 to 84-919, See also ADMINISTRATIVE PROCEDURE ACT Contracts, See STATE GOVERNMENT Created, 80-401.02

- Deputies, appointment, 81-107 Director, 80-401.02, 80-410 Bond or insurance, 81-111 Term, 81-109 Eminent domain, See EMINENT
- DOMAIN Displaced persons, See RELOCATION
- ASSISTANCE ACT; 76-1214 Employees, See also STATE OFFICERS AND EMPLOYEES

Appointment, 80-401.11

Funds, Expenditure, procedure, 81-104

- Petty cash fund, 81-104.01 **Gifts, acceptance,** 80-404
- Legal actions and proceedings, interagency, costs, 25-1808, 25-1809

Mailing requirements,

Central mailing room, 81-164 to 81-171

VETERANS' AFFAIRS, DEPARTMENT OF -Cont'd Mailing requirements -Cont'd Electronic postmark, 86-644 Meetings, open, See OPEN MEETINGS ACT: 84-1407 Mileage, reimbursement, 81-1176 Nepotism, prohibited, 49-1499.07 Oath, 81-110 Offices, 80-401.11 Payments by electronic payment authorized, 81-118.01 Powers, administrative, 81-1311 Public records, Access, 84-712 to 84-712.09, See also PUBLIC RECORDS Settled claims, requirements, 84-713 Purchase of goods and services, payment for, See PROMPT PAYMENT ACT; 81-2401 Receipts, treatment, 81-118 Records. Public records, this heading **Recycling program**, See STATE GOVERNMENT RECYCLING MANAGEMENT ACT; 81-1183 Registry of veterans, create and maintain, 80-414 Reports to the Legislature, electronic, requirements, 50-114.03 Requisitions, procedure, 81-159 Rulemaking, See ADMINISTRATIVE PROCEDURE ACT; 84-901; NEGOTIATED RULEMAKING ACT; 84-921 Rules and regulations, 80-401.10, 81-112 Seal, official, adoption of, 80-401.10, 81-114 Securities, requirements for safekeeping, 81-120 Surplus property sale, procedure, 81-161.04 **Veterans**, See VETERANS Volunteers, payments authorized, 81-1182.01

VETERINARIANS

- See generally PROFESSIONS AND OCCUPATIONS
- Animal or livestock cruelty report required, when, 28-1020, 54-910
- Business forms, See BUSINESS ENTITIES
- Consultation with veterinarian by another credentialed person authorized, 38-1,140

Controlled substances, See CONTROLLED SUBSTANCES ACT, UNIFORM; 28-401

- Euthanizing drugs, collaborating agreement with animal welfare organization, See CONTROLLED SUBSTANCES ANIMAL WELFARE ACT; 54-2501
- Licensure, See VETERINARY MEDICINE AND SURGERY PRACTICE ACT; 38-3301
- Lien for services performed, Financing statement, continuation statement required, when, 52-2201

Procedure, 52-701, 52-702 Livestock auctions, designated

- veterinarian service agreements, 54-1181, 54-1708
- Livestock practice, incentive, See FOOD SUPPLY ANIMAL VETERINARY INCENTIVE PROGRAM ACT; 54-501
- Malpractice, See MALPRACTICE Peer review authorized, See PEER REVIEW
- Practice regulations, See VETERINARY MEDICINE AND SURGERY PRACTICE ACT; 38-3301
- **Requirements,** *See* VETERINARY MEDICINE AND SURGERY PRACTICE ACT; 38-3301
- School, cooperative program, 85-180.13, 85-180.14
- State Veterinarian, 81-202 to 81-202.02
- Veterinary medicines, Sales and use tax exemption, 77-2704.41

VETERINARIANS –Cont'd Veterinary medicines -Cont'd Veterinary drug distributors, See VETERINARY DRUG DISTRIBUTION LICENSING ACT; 71-8901 Veterinary technicians, See VETERINARY MEDICINE AND SURGERY PRACTICE ACT; 38-3301 Weeds, See WEEDS Weights and measures, See WEIGHTS AND MEASURES VETERINARY DRUG DISTRIBUTION LICENSING ACT See generally DRUGS AND MEDICINE Act. Exception, 71-8912 How cited, 71-8901 Purpose, 71-8902 Cease and desist order, 71-8927 Definitions, 71-8903 to 71-8911 Disciplinary actions, 71-8917, 71-8926 Distributor. Authority to acquire and distribute veterinary legend drugs, 71-8913, 71-8922 Inspections, fees, 71-8920 Limitations, 71-8923 Records, requirements, 71-8921 Written policies and procedures required, 71-8914 Enforcement, 71-8924 Injunction, 71-8924 Licensure. Denial, 71-8917 Disciplinary actions, 71-8917, 71-8926 Expiration, 71-8919 Fees, 71-8915, 71-8918 Provisional license, conditions, 71-8915 Renewal, 71-8919 Required, when, 71-8912, 71-8916 Prohibited acts, 71-8925 Rules and regulations, 71-8928 Veterinarian, exempt from act, 71-8912 Violations.

Civil penalty, 71-8926

Criminal penalty, 71-8929 Waiver of requirements, when, 71-8916

VETERINARY MEDICINE AND SURGERY PRACTICE ACT See generally PROFESSIONS AND OCCUPATIONS Act, See also VETERINARIANS Act, how cited, 38-3301 Animal therapist, Application, gualifications, 38-3332 Disciplinary grounds, 38-3334 Health care therapy, letter of referral, 38-3333 Licensure required, 38-3321 **Board of Veterinary Medicine and** Surgery, 38-167, See also CREDENTIALING ACT, UNIFORM Members, 38-3319 Purpose, 38-3320 Definitions, 38-3302 to 38-3318 Disciplinary actions, additional arounds, 38-3324 Disclosure of information. restrictions, 38-3330 Fees, 38-3328 Licensure requirements and procedure, See CREDENTIALING ACT, UNIFORM; 38-101 Unauthorized practice, civil penalty, 38-3331 Veterinarian, licensure, Exceptions, 38-3321 Reciprocity, 38-3327 Required, when, 38-3321, 38-3323 Requirements, 38-3322 Title, use, 38-3329 Veterinarian locum tenens, issuance, term, 38-3335 Veterinarian-client privilege, 38-3330 Veterinary technician, licensure, License, requirements, 38-3325 Reciprocity, 38-3327 Rules and regulations, 38-3326 Supervision standards, 38-3326 Title, use, 38-3329

VETO

See generally LAW Governor, Bill passed by the Legislature, Article IV, section 15, Constitution of Nebraska Line-item appropriation veto, Article IV, sections 7 and 15, Constitution of Nebraska Initiative and referendum measures, not subject to veto, Article III, section 4, Constitution of Nebraska Mayors, Cities of the first class, 16-313 Cities of the metropolitan class, 14-216 Cities of the second class, 17-111 VIATICAL SETTLEMENTS ACT See generally INSURANCE Act. Compliance required, when, 44-1116 How cited, 44-1101 Advertising for viatical settlements, guidelines and standards, 44-1111 Cease and desist order, 44-1113 Civil action. Attorney's fee award, when, 44-1107 Authorized, 44-1113 Civil penalty, 44-1113 Compliance deadline, 44-1116 Confidentiality, 44-1106, 44-1107, 44-1112 Definitions, 44-1102 Director, powers, 44-1114 Disclosures required, 44-1108, 44-1108.01 Enforcement, 44-1113 Fraud. Prevention and control, 44-1112 Prohibited fraudulent acts, 44-1117 Injunctions authorized, 44-1113 Insurer, disclosures to, requirements, 44-1108.01 Licensure of settlement provider or broker. Disciplinary actions, 44-1104, 44-1107

Examination, 44-1107 Fee, 44-1103 Investigation, 44-1107 Reporting requirements, 44-1106 Requirements for licensure, 44-1103 Prohibited acts, 44-1110, 44-1112, 44-1117 Fraudulent viatical settlement act, 44-1117 Rules and regulations, 44-1114 Subpoena power, director, 44-1107 Unfair trade practices, 44-1115 Viatical settlement contracts. Application requirements, 44-1108 Exempt from registration under the Securities Act of Nebraska, 8-1111 Form, 44-1105 Requirements, 44-1109 Viator, Contacts by licensee, limitations, 44-1109 Disclosures, Requirements, 44-1108 Statement form, 44-1105 Rights, 44-1108 Violations, penalties, 44-1113, 44-1115 VICTIMS See generally JUSTICE SYSTEM Abuse victim, insurance discrimination prohibited, See UNFAIR DISCRIMINATION AGAINST SUBJECTS OF ABUSE IN INSURANCE ACT; 44-7401 Address confidentiality, See ADDRESS CONFIDENTIALITY ACT; 42-1201 AIDS testing of convicted person, 29-2290 Assistance center. Authorized, 81-1845 Intent, 81-1843 Purposes, 81-1846 Services provided, 81-1847 Character evidence, when permitted, 27-404 Children, depositions authorized, 29-1925, 29-1926

Community Trust for victims of violence or natural disaster, distribute contributions, 81-1801.02 Confidential communications with advocate, 29-4301 to 29-4304 Domestic abuse, protection orders, See PROTECTION FROM DOMESTIC ABUSE ACT: 42-901 Domestic abuse crimes, house arrest prohibited, 29-4402 False claim, 81-1830, See also CRIME VICTIM'S REPARATIONS ACT, NEBRASKA Fund. Crime Victim and Witness **Assistance**, 81-1844 Human trafficking issues, training of justice system, 81-1431 Injunction action by victim authorized, 25-21,279 Notice to victim, when, 81-1850 Plea agreements, consultation, 23-1201, 29-120 Political subdivision. failure to act. effect, 81-1840.01 Protection orders, See PROTECTION ORDERS **Reparation,** See CRIME VICTIM'S **REPARATIONS ACT, NEBRASKA; 81-**1801 Restitution, 29-2280 to 29-2289, See also RESTITUTION Rights of victim, Address, current required, when, 81-1849 Confidential communications with advocate, 29-4301 to 29-4304 Constitutional provision, Article I, section 28, Constitution of Nebraska Enumerated, 81-1848 Intent. 81-1851 Notification to victim of criminal's status, 81-1848.01, 81-1848.02, 81-1850 Pamphlet, 81-1844.01 Waiver, 81-1848.03

VICTIMS –Cont'd

Sexual assault victim. Eighteen-year-old patient, parental consent or notification not required, 29-4306, 71-9001 Past sexual behavior, evidence admissible when, 27-412 Records confidential, 81-1842 Testimony of, corroboration not required, 29-2028 Truth-telling examination cannot be prerequisite for investigation of offense, 29-216 State, failure to act, effect, 81-1840.01 Terroristic threats, civil action authorized, 25-21,248 Trafficking victim, 28-707, 28-801, 28-801.01, 28-830, 28-831, See also HUMAN TRAFFICKING VICTIMS CIVIL REMEDY ACT; 25-21,297 VILLAGES (Population of more than 100 and less than 800), See generally POLITICAL SUBDIVISIONS Adverse possession, public lands, prohibited, 39-1404, See also ADVERSE POSSESSION Air and heating, See MUNICIPAL AIR CONDITIONING AIR DISTRIBUTION BOARDS: 18-2301 Airports, See AIRPORTS Airport authority, See CITIES AIRPORT AUTHORITIES ACT; 3-501 Ambulance service, 13-303, See also AMBULANCES Animals. Dogs, See ANIMALS Legal status as personal property, political subdivision cannot change, 13-405 Licensing, 17-526 Running at large, 17-547 Shelters, 17-548 Annexation, Board, powers, 17-407 Chairperson, powers, 17-407 County boundaries, effect, 17-405.05.17-406 Defined, 17-405.02

VILLAGES –Cont'd **Annexation** –Cont'd Hearing, 17-407 Legal effect, inhabitants, 17-405.04 Limitations, 17-405.01 Notice, 17-407 Contents, 17-407, 19-5001 Liability, 17-407, 19-5001 Limitation on action, 17-407, 19-5001 Manner, 19-5001 Of by city of the first class, 16-122 to 16-128 Population increase, Certified by Tax Commissioner, 18-1754 Report required, 18-1753 Powers, 17-407 Procedure, 17-405 Regulations, 17-405.03 Roads, county, 18-1716.01 State land, effect, 17-412 Statute of limitation, 18-1718 Appeals of village action, See APPEALS AND REVIEWS Appropriations, 17-706 Authorized, 13-604 Requirements, 17-708, 17-709 Armory, 17-503, 18-1001 to 18-1006 Attorney, city, 17-610 Auditorium, 17-953 to 17-955 Audits, By Auditor of Public Accounts, when. 84-304 Requirements, See MUNICIPAL AUDITING LAW, NEBRASKA; 19-2901 Bids and bidding, See BIDS AND BIDDING Blighted areas, development, Article VIII, section 12, Constitution of Nebraska, See also COMMUNITY DEVELOPMENT LAW; 18-2101; REDEVELOPMENT ACT, NEBRASKA; 58-501 Board of health, 17-208 Board of park commissioners, 17-952 Board of plumbers, 18-1901 to 18-1914, See also PLUMBERS AND PLUMBING

Codes, 18-132, 18-1915, 19-922 Board of public docks, 13-1401 to 13-1417 Board of public trust, 17-501 Board of public works, 17-568.01 Board of trustees, Compensation, 17-209 Established, 17-202 Meetings, 17-204 Membership, election, 17-202, 32-532 Officers, 17-204 Powers. 17-207 Qualifications, 17-203 Quorum, 17-205 Record of proceedings, 17-206 Temporary trustees, 17-201 Terms, 32-532 Vacancy, How filled, 32-568, 32-569 When, 19-3101, 32-560 **Bonds.** See BONDS Official, See OFFICIAL BONDS OR **INSURANCE** Borrowing, 17-560, 18-201, 18-1750 Boundaries, intercounty, Jails, 17-222 Notices, publication, 17-224 Organization, 17-220 Tax, certification, 17-223 Bridges, See BRIDGES Budget, Biennial budget authorized, 13-503 Expenditures, additional authorized, See LOCAL GOVERNMENT MISCELLANEOUS EXPENDITURE ACT: 13-2201 Limit on property tax, 13-518 to 13-522, 77-3446 Limitation by local election, See LOCAL OPTION TAX CONTROL ACT: 77-3401 Proprietary functions, requirements, See MUNICIPAL PROPRIETARY FUNCTION ACT; 18-2801 Requirements, See BUDGET ACT, NEBRASKA; 13-501 Taxation, this heading Buildings. Building codes, See BUILDING CODES

VILLAGES –Cont'd Buildings -Cont'd Building permit, 18-1743, 18-1916 Highway corridors, 39-1311 to 39-1311.05 Fire regulations, 17-549 Joint agreements and facilities, this heading Public, Bonds, 17-954 Construction, 17-953 Construction alternatives, See POLITICAL SUBDIVISIONS CONSTRUCTION ALTERNATIVES ACT; 13-2901 Elections, 17-953 Maintenance, 17-955 Tax. 17-955 Supervision by engineer or architect, when, 81-3445 Unsafe determination, Notice, 18-1722.01 Village powers, 18-1722 Buses, See PUBLIC TRANSPORTATION ACT. NEBRASKA: 13-1201 Cable television, 18-2201 to 18-2206, See also TELEVISION **Cemeteries.** See CEMETERIES City of the second class, reorganization as, 17-306 to 17-309 Civil service, See CIVIL SERVICE ACT; 19-1825 Claims against village, 17-714, 17-715 Appeals, See APPEALS AND REVIEWS Tort claims, See POLITICAL SUBDIVISIONS TORT CLAIMS ACT; 13-901 Classification, 17-101, 17-201 Clerk, village, Duties, 17-605 Publication required, 19-1102 to 19-1104 Cold storage plants, 17-957 to 17-960 Collection agency, contracts authorized, 45-623 Community development, See COMMUNITY DEVELOPMENT

Consolidation. Authorized, 17-401 Election procedures, 15-111, 15-112 Legal effect, 15-113, 17-403, 17-404 Merger with city of primary class, effect on school district. 79-468, 79-469, 79-853 Procedure, 17-402 Property, how treated, 17-404 Construction regulations, 17-550, 18-1743 Contractors, right to payment, See CONSTRUCTION PROMPT PAY ACT. NEBRASKA; 45-1201 Contracts, Appropriation required, 17-709 Contract for construction or delivery service, contractor duties, 48-2911, 48-2912 Partially performed, effect, 19-1501, 19-1502 Corporate limits. Contiguous lands, how treated, 17-405.01 Correction of errors, 19-2201 to 19-2204 Detachment of territory, 17-414 Crimes and offenses, See CRIMES AND OFFENSES Deferred compensation plan, 48-1401, See also DEFERRED COMPENSATION Definitions, 17-101, 17-201 Development districts, See **DEVELOPMENT DISTRICTS; 13-1901** Disabled persons, designation of parking spaces, 18-1736, 18-1737, See also PARKING AND PARKING LOTS Discrimination, power to prohibit, 18-1724 Disorderly conduct, 17-556 **Dissolution**. Authorized, 17-215 County, defined, 17-215.01 County board, duties, 17-219.03 Effective, when, 17-218 Election, 17-216 Ballot, 17-217

VILLAGES –Cont'd **Dissolution** –Cont'd Foreclosure proceedings, 17-219.01 to 17-219.03 Funds, disposition, 17-219 Liabilities, how treated, 17-219.03 Petition or resolution, 17-216 Property, Disposition, 17-219 Sale. Authorized, 17-219.01 Notice. 17-219.02 Docks, public, 13-1401 to 13-1417 Drainage, Sewerage and drainage, this heading Driveways, maintenance, 18-1748 Economic development, See ECONOMIC DEVELOPMENT Elderly, Delivery of meals, 13-308, 13-309 Transportation, See PUBLIC TRANSPORTATION ACT, **NEBRASKA**; 13-1201 Elections, See also ELECTION ACT; 32-101 At large or ward elections, procedure, 32-554 Ballots, 32-556 to 32-558 Board of trustees, election, 17-202, 32-532, 32-606 Caucus, 17-601.01 to 17-601.03 Certificate of election, 17-603, 32-558 Date of election, 32-404, 32-556 Special election, 32-405 Districts, 32-552 to 32-555 Annexation, effect, 19-3052 Electors, gualifications, 17-602 Issue submitted, 32-559 Nonpartisan, ballot, 32-557 Notice, 17-211 Regulation, 17-527 Vacancy, Board, how filled, 32-568, 32-569 Officers of election, 17-212 Elective office, dual office holding, prohibited, 32-604 Electricity, See also ELECTRICITY, MUNICIPAL

Electrical code, 18-132, 19-922 **Emergencies**, See EMERGENCY MANAGEMENT Eminent domain, See EMINENT DOMAIN Displaced persons, See RELOCATION ASSISTANCE ACT; 76-1214 Employees, Officers and employees, this heading Engineer, village, Duties, 17-568.01 Special engineer, 17-568 Enterprise zones, See ENTERPRISE ZONE ACT; 13-2101 Explosives, regulations, 17-556 Fines. Collection, 17-564, 17-565 Payment, 17-505 Fire departments, See FIRE SAFETY Firearms, regulation authorized, 17-556 Concealed handgun exception, 18-1703 Fireworks, regulation of, 17-556, See also FIREWORKS Fiscal year, 17-701 Flood control, See FLOODS Franchises. Cable television, 18-2202 Electricity, 17-528, 17-528.03 Natural gas, 17-528.02 Sewage disposal plant, 18-505 Waterworks, 17-530 Funds, public, See also PUBLIC FUNDS Appropriations, 17-706, 17-708 Depository requirements, 17-607 Investment, Certificates of deposit, 17-720 Surplus, 17-608 Utility funds, disposal, 17-609 Warrants, 17-711 Gambling, authorized, See COUNTY AND CITY LOTTERY ACT, NEBRASKA; 9-601 Garbage, Disposal plant, Acquisition, 19-2101 Application of law, 19-2111

VILLAGES –Cont'd Garbage – Cont'd, Disposal plant – Cont'd Bonds. Authorized, 19-2103 Tax levy, 19-2104 Contracts, authorized, 19-2105 Operation, 19-2106 Permits required, 81-1516 Rates, 19-2106 Site approval procedure, 13-1701 to 13-1714, See also SOLID WASTE Tax, authorized, 19-2102, 19-2104 Landfill, this heading Litter regulation, 17-563 Removal by village, 18-1752 to 18-1752.02 Solid waste management, See INTEGRATED SOLID WASTE MANAGEMENT ACT; 13-2001 Handicapped persons, designation of parking spaces, 18-1736, 18-1737. See also PARKING AND PARKING LOTS Health. Board of health, 17-208 Health department, 71-1626 to 71-1636, See also LOCAL PUBLIC HEALTH DEPARTMENTS Home care, See HOME HEALTH CARE Heating and air, See MUNICIPAL AIR CONDITIONING AIR DISTRIBUTION BOARDS; 18-2301 Highways and roads, See HIGHWAYS AND ROADS Homeowners associations, dissolved, See MUNICIPAL CUSTODIANSHIP FOR DISSOLVED HOMEOWNERS ASSOCIATIONS ACT; 18-3101 Hospitals, See also HOSPITALS Acquisition, 17-961 to 17-963 Boards, established, 17-966 Bonds, 17-963 Construction, 17-961 Funds, established, 17-965 Maintenance, 17-964 Sinking fund, 19-1301 to 19-1304 Tax, authorized, 17-964

Housing, multiunit, 17-961 to 17-963, See also HOUSING Improvements, public, Blighted areas, development, this heading Combined projects, See COMBINED **IMPROVEMENT ACT: 19-2408** Districts, adjacent land, Agricultural land, deferral, 19-2428 to 19-2431 Assessments, 19-2427 Estimates, 17-568.01 Sidewalks. See SIDEWALKS Sinking funds, 19-1301 to 19-1304 Special districts, authorized, 18-1751 Streets, See STREETS Supervision by engineer or architect, when, 81-3445 Tax levy, 19-1302 Incorporation, when, 17-201, 17-220 Validity, presumption, 17-201.01 Industrial development, See ECONOMIC DEVELOPMENT Initiative and referendum, 18-2501 to 18-2536. See also INITIATIVE AND REFERENDUM Inspections, fuel and feed regulation, 17-554 Insurance, joint procurement, See INTERGOVERNMENTAL RISK MANAGEMENT ACT: 44-4301 Insurance companies, occupation taxes, 35-106 Intergovernmental cooperation, Article XV, section 18, Constitution of Nebraska Joint agreements and facilities, this heading Jails, See JAILS Joint agreements and facilities, Article XV, section 18, Constitution of Nebraska. See also INTERLOCAL COOPERATION ACT; 13-801; JOINT PUBLIC AGENCY ACT; 13-2501 Airports, See JOINT AIRPORT AUTHORITIES ACT; 3-701 Electricity, See ELECTRICITY, MUNICIPAL

VILLAGES –Cont'd Joint agreements and facilities -Cont'd Insurance and employee benefits, See INTERGOVERNMENTAL RISK MANAGEMENT ACT: 44-4301 Recreational facilities, 13-304 to 13-307 Judgments, how paid, 17-714, 77-1619 to 77-1623 Jurisdiction, Eminent domain, dikes, 17-529.01 Police, 18-1715, 18-1716 Suburban zoning, 17-1001 to 17-1004 Water regulation, 17-536, 19-2402 Juvenile emergency shelter care, 13-317 Keno, authorized, See COUNTY AND CITY LOTTERY ACT, NEBRASKA; 9-601 Landfill, Plan for licensure or closure, 81-1528 Site approval procedure, 13-1701 to 13-1714, See also SOLID WASTE Solid waste management, See INTEGRATED SOLID WASTE MANAGEMENT ACT; 13-2001 Land-use changes, notify affected school district or military installation, 19-923 Lead abatement project, bid restrictions, 71-6328 Leases, 17-501, 17-953, 19-2421 Liability limitations, Dissolution, liabilities, how treated, 17-219.03 Railroads, grade crossing projects, liability for costs, 18-602 Tort claims, See POLITICAL SUBDIVISIONS TORT CLAIMS ACT: 13-901 Treasurer, liability, 17-607 Viaducts and subways, liability for costs, 18-601 Libraries, 17-967 to 17-969, 51-201 to 51-219, See also LIBRARIES Liens. Property tax, 17-702 Sewer charges, 17-925.01, 18-509

Special assessments, 17-514 Street railways, cost of lighting, 17-561 Water, use of, 17-538, 17-973 Liquor sales, regulation by local governing body, See LIQUOR CONTROL ACT, NEBRASKA; 53-101 Litter, removal, 17-123.01, 17-563 Lotteries, authorized, See COUNTY AND CITY LOTTERY ACT, NEBRASKA; 9-601 Malls, 17-509 Markets, 17-207 Marshal, powers and duties, 17-213 Meals, home delivery, 13-308, 13-309 Meetings. Board of trustees, 17-204 Minutes, publication required, 19-1102 Open, See OPEN MEETINGS ACT; 84-1407 Merger with county, See MUNICIPAL COUNTIES Motor vehicles, donation by village to charitable organization, conditions, 13-329 Museums, 51-501, 51-502, See also MUSEUMS Music organizations, 18-1203 to 18-1207 Name, 17-504 Change of, procedure, 23-281, 25-21,270 to 25-21,273 Natural resource development loans, See CONSERVATION CORPORATION ACT; 2-4201 **911 service**, See EMERGENCY TELEPHONE COMMUNICATIONS SYSTEMS ACT; 86-420; ENHANCED WIRELESS 911 SERVICES ACT; 86-442 Nonprofit enterprise development, Article XIII, section 4, Constitution of Nebraska, 13-1101 to 13-1110 Notices, publication, 17-224 Nuisances, Buildings, 18-1722 Drainage, 17-563 Garbage, 18-1752 to 18-1752.02 Litter, 17-123.01

VILLAGES –Cont'd Nuisances –Cont'd Regulation, 17-207, 17-556, 18-1720 Streets, 17-567 Trees, dead or diseased, 17-555 Nursing homes, See also NURSING HOMES Acquisition, 17-961 to 17-963 Boards, establish, 17-966 Bonds, 17-963 Construction, 17-961 Funds, established, 17-965 Maintenance, 17-964 Tax, authorized, 17-964 Occupation tax, See also OCCUPATION TAX Authorized, conditions, 17-525 New tax or increased rate, procedure, 18-1208 Cable services, 18-2204 Fire insurance provider, 35-106 Liquor, catering licensee, 53-124.12 Sale of telecommunications services, procedure, 86-704 Officers and employees, Appointment, 17-208 Bonds, 17-541, 17-604 Compensation, 17-209, 17-604 Contingent contracts, prohibited, 18-310 to 18-312 Prohibition, 17-611 Restrictions, Article III, section 19, Constitution of Nebraska, 17-612 Conflict of interest, duties, 49-1498 to 49-14,103.07, See also POLITICAL ACCOUNTABILITY AND DISCLOSURE ACT, NEBRASKA Criminal misconduct, See also CRIMES AND OFFENSES Misuse of official information, 28-925 Official misconduct, 28-924 Oppression under color of office, 28-926 Election, 32-532 Electric service, restrictions, 18-306, 18-307

Employee benefits, See POLITICAL SUBDIVISIONS SELF-FUNDING BENEFITS ACT; 13-1601 Joint procurement, See INTERGOVERNMENTAL RISK MANAGEMENT ACT; 44-4301 Expenses, payment, See LOCAL **GOVERNMENT MISCELLANEOUS** EXPENDITURE ACT; 13-2201 Merger of offices, 17-209.02, 17-612 Powers and duties, 17-604 Qualifications, positions of trust. Article XV, section 2, Constitution of Nebraska Religious test to qualify, prohibited, Article I, section 4, Constitution of Nebraska Telephone service, restrictions, 18-305 Terms, Article XVII, section 5, Constitution of Nebraska, 17-208 Vacancies, how filled, 32-568, 32-569 Water service, restrictions, 18-308, 18-309 Offstreet parking, 17-207.01, 17-207.02, See also PARKING AND PARKING LOTS Ordinances. Codes, adoption, 18-132 DWI authorized, 60-6, 197.07 Effective date, 19-3701 Emergency, 17-613 Enactment, 17-505, 17-614 Form. 17-613 Golf car vehicles, street use, regulation, 60-6,381 Proof, 17-615 Prosecution in county courts, 25-2703 Publication, 17-210, 17-613, 18-131 Record, 17-616 Reorganization, effect, 17-309 Rules and regulations, 17-615 Parking and parking lots, See PARKING AND PARKING LOTS Parks. See also PARKS Board of park commissioners, duties, 17-952

VILLAGES –Cont'd Parks -Cont'd Bonds, 17-950 Conveyance to school, 79-10,108, 79-10,109 Maintenance, 17-951 Real estate. Acquisition, 17-948, 17-950 Regulation, 17-949 Tax, authorized, 17-951 Payment to, electronic payment authorized, 13-609 Pension plan, Retirement, this heading Personal property, Leases, 19-2421 Other conveyance, when, 17-503.02 Sale, procedure, 17-503.02 Planning commission, 19-925 to 19-933 Platting, See ZONING AND PLANNING Plumbers and plumbing, See also PLUMBERS AND PLUMBING Plumbing code, 18-132, 18-1915, 19-922 Police, See POLICE Police powers, Acts prohibited, 17-207 Code violations, citation procedure, 18-1757 Disorderly conduct, 17-556 Explosives, 17-556 Firearms, 17-556 Jurisdiction, 18-1715, 18-1716 Liquor sales, 53-134.03, See also LIQUOR CONTROL ACT, NEBRASKA Vagrancy, 17-556 Political subdivisions, See POLITICAL SUBDIVISIONS Population, Classification, 17-201 Increase, effect, 17-311, 17-312 Report, 18-1753, 18-1754 Powers, general, 17-501, 17-502 Limitation, powers retained by people, Article I, section 26, Constitution of Nebraska **Property damage actions** involving, See PROPERTY DAMAGE Public buildings, 17-953 to 17-955

Buildings, this heading Public records. Access, 84-712 to 84-712.09, See also PUBLIC RECORDS Settled claims, requirements, 84-713 Public safety, See PUBLIC SAFETY Public works. Board, duties, 17-568.01 Commissioner, 17-541, 17-543 Publicity expenditures, 13-315, 13-316 Purchasing card programs, 13-610, 81-118.02 Railroads, Crossings, 17-225, 17-552 Light-density, use of local tax funds authorized, procedure, 74-1427 Lighting, 17-561 Regulations, 17-551 Subways, this heading Real estate. Acquisition by village, Appraisal required, when, 13-403 Procedure, 18-1755, See also **EMINENT DOMAIN** Leases, 19-2421 Maintenance, landowner, 17-563 Sale by village, 17-503, 17-503.01 Taxation, this heading Zoning, See ZONING AND PLANNING Records. Destruction, 18-1701 Public records, this heading **Recreational facilities**, See PARKS Redevelopment, Blighted areas, development, this heading Improvements, public, this heading Referendum, 18-2501 to 18-2536, See also INITIATIVE AND REFERENDUM Refrigeration plants, 17-957 to 17-960 Remonstrance, Improvements, restriction, 17-509 Public buildings, purchase or construction, 17-953.01 Real property sale, 17-503

VILLAGES –Cont'd Reorganization, City of the second class to village, 17-306 to 17-309 Retention of village government, 17-312 Village to city of second class, Petition, election, 17-313 Population change, 17-311 Retirement, See also RETIREMENT AND PENSIONS Defined benefit plan, valuation report required, 13-2402 Employee, transfer between political subdivisions, effect, 13-2401 Employee contribution, 18-1749 Pension plan, authorized, 19-3501 Reports required, 19-3501 Retirement system, membership restriction, 4-108 Tax, authorized, 18-1221 Village employees, plan authorized, 19-3501 Road tax. 17-713 Rules and regulations, 17-505 School, Early childhood, See EARLY CHILDHOOD EDUCATION Elementary and secondary, See ELEMENTARY AND SECONDARY EDUCATION Merger of cities, effect, 79-468, 79-469, 79-853 Seal, 17-502 Service of process, 17-504 Sewerage and drainage, Assessments, See also SPECIAL ASSESSMENTS Land adjacent to village, 19-2427 to 19-2431 Bonds. Joint project bonds, See PUBLIC FACILITIES CONSTRUCTION AND FINANCE ACT; 72-2301 Public utilities, 19-1305 to 19-1308 Connection, 18-1748 Districts. Extension districts, 19-2402 to 19-2407

Public utilities districts. See PUBLIC UTILITY DISTRICTS; 18-401 Sanitary drainage districts, 31-501 to 31-533, See also DRAINAGE DISTRICTS Special improvement districts, 18-1751 Ditches, drainage, 19-2426 Facilities, municipal, 18-501 to 18-512 Acquisition from federal government, 19-2420 Assessments, 17-919, 17-925 Collection, 17-921 Delinquent, when, 17-923 Hearing, 17-920 Public property, treatment, 17-922 Sinking fund, 17-924 Bidding requirements, 17-918, 18-507 Bonds. Authorized, 17-925 General obligation, 18-506, 18-506.01 Revenue, 18-502 Payment, 18-504 Procedure, 18-506.01 Construction, 17-917, 18-508 Contracts, 17-918, 18-507 Resolution, 17-913 to 17-917 Cost, approval, 17-919 Definitions, 18-510 Franchises, 18-505 Intent, 18-510 Rates, 17-925 to 17-925.04, 18-503 Rental charges, 17-925.02 to 17-925.04, 18-509 Rules and regulations, 18-503 Sections, how construed, 18-511 Service area, 18-508 Taxation, 17-925 to 17-925.03, 18-501 Improvement projects, combined, See COMBINED IMPROVEMENT ACT; 19-2408 Landowners' duties, 17-563, 18-1748 Rules and regulations, 18-503

VILLAGES –Cont'd Sewerage and drainage –Cont'd Sanitary and improvement district, annexation of by village, 31-763, 31-764 Storm sewers, 18-501 to 18-512 Storm Water Management Plan Program, grants, 46-2,139 Tax levy, 17-508.02 Wastewater treatment facilities, Loans for financing, See WASTEWATER TREATMENT FACILITIES CONSTRUCTION ASSISTANCE ACT; 81-15,147 Operator certification, See WASTEWATER TREATMENT **OPERATOR CERTIFICATION ACT:** 81-15.128 Water service districts. Assessments, 17-973, 17-974 Land adjacent to village, 19-2427 to 19-2431 Bonds, 17-976 Costs. 17-975 Establishment, 17-970 Landowner, duties, 17-972 Protest, 17-971 Taxation, 17-975, 17-976 Warrants, 17-975, 17-976 Waterworks, Acquisition from federal government, 19-2420 Bidding requirements, 17-533 Bonds, authorized, 17-534, 19-1305 to 19-1308 Construction, 17-531 Eminent domain. 17-535 Franchises, 17-530 Funds, use, 17-540 Mains, compulsory connections, 17-532 Rules and regulations, 17-537 Special assessments, 17-539 Taxation, 17-545, 17-546 Sidewalks, See SIDEWALKS Signs, regulation, 69-1701 Solid waste, Collection by village, 18-1752 to 18-1752.02

Management of, See INTEGRATED SOLID WASTE MANAGEMENT ACT; 13-2001 Site approval procedure, 13-1701 to 13-1714, See also SOLID WASTE Special assessments, See SPECIAL ASSESSMENTS State aid. Aid to municipalities, 60-3,202, 77-27,139.01 to 77-27,139.04, 77-3523 Annexation, additional population, effect, 18-1753, 18-1754 Grants for civic, community, and recreation centers and historic buildings, See CIVIC AND COMMUNITY CENTER FINANCING ACT: 13-2701 Stock acquisition, prohibited, Article XI, section 1, Constitution of Nebraska Storm sewers. Sewerage and drainage, this heading Streetcar system, acquisition by eminent domain, 19-701 Streets, 17-508 to 17-508.02, See also STREETS Student loan, 17-572 Subways, 18-601 to 18-636, See also MUNICIPAL VIADUCTS AND SUBWAYS Swimming pools, See also SWIMMING POOLS Authorized, 17-948 to 17-952 Joint facilities. 13-304 to 13-307 Regulation, 71-4301 to 71-4307 Tax increment financing, 18-2147 to 18-2153, See also COMMUNITY DEVELOPMENT Taxation, All-purpose levy, 19-1309 to 19-1312 Amusement tax, 18-1203 to 18-1205 Authorized, 17-507 Corporate purpose limitation, Article VIII, section 7, Constitution of Nebraska Electronic payment authorized, 13-609 Fire department, 18-1201, 18-1202

VILLAGES –Cont'd Taxation -Cont'd. Fire department –*Cont'd* Voluntary, 17-718 Liens, See TAX LIENS Motor vehicle fee, 18-1214 Municipal improvements, Article VIII, section 6, Constitution of Nebraska Nonprofit enterprises, treatment, Article XIII, section 4, Constitution of Nebraska, 13-1101 to 13-1110 Occupation tax, this heading Police department, 18-1201, 18-1202 Powers, 17-507 Property tax levy, 17-506, 17-702 Certification, 17-223 Limitations, 77-3442 to 77-3446 Remittance by county treasurer, 77-1759 Failure, effect, 77-1760 to 77-1762, 77-1775 Retirement and pensions, 18-1221 Road tax, 17-713 Safety services, joint financing and operation by political subdivisions, 13-318 to 13-326, See also PUBLIC SAFETY Sales and use tax, See LOCAL OPTION REVENUE ACT; 77-27,142 Social security, 68-620 Special assessments, See SPECIAL ASSESSMENTS **Telecommunications.** Advanced telecommunications capability. Financial assistance, 86-579, 86-580 Funding, See LOCAL OPTION MUNICIPAL ECONOMIC DEVELOPMENT ACT; 18-2701 Fiber optic cable, dark fiber, disposition, 18-419, 86-574 to 86-578, See also **TELECOMMUNICATIONS** Occupation tax on sale of telecommunications services. procedure, 86-704

Telephones, See TELEPHONES Television, cable, 18-2201 to 18-2206, See also TELEVISION Traffic, nonmoving violations, 18-1729 Treasurer, village, Annual report, duties, 19-1101, 19-1103, 19-1104 Bonds, record of, 17-606 Duties, 17-606, 17-607 Liability, 17-607 Penalty, 17-606 Publication, duties, 19-1101 to 19-1104 Trees, See TREES Utilities. Board of public works, 17-568.01 Bonds, authorized, 17-903, 18-1801, 18-1802 Revenue bonds, 17-905, 19-1305 to 19-1308 Budget requirements, See MUNICIPAL PROPRIETARY FUNCTION ACT; 18-2801 Commissioner, public works, 17-541, 17-543 Districts. Extension district, 19-2402 to 19-2407 Public utilities districts, See PUBLIC UTILITY DISTRICTS; 18-401 Electricity, See ELECTRICITY, MUNICIPAL Eminent domain, 17-906, 19-701 to 19-709, See also MUNICIPAL NATURAL GAS SYSTEM CONDEMNATION ACT: 19-4624 Financing, See MUNICIPAL COOPERATIVE FINANCING ACT; 18-2401 Franchises, 17-528, 17-528.02, 17-528.03, 17-530 Funds, 17-609 Garbage, this heading Gas, See NATURAL GAS General powers, 17-901 to 17-903 Heating systems, 19-1401 to 19-1404 Hydrants, 17-539, 17-545, 17-546 Ice plants, 19-1401 to 19-1404

VILLAGES –Cont'd Utilities -Cont'd Lighting systems, 19-1401 to 19-1404 Natural gas, See STATE NATURAL GAS REGULATION ACT; 66-1801 Rates, regulation, 18-418, 70-407 to 70-409 Right-of-way, 70-301 to 70-304 Right-of-way, pole lines, 17-907 Services. Denial prohibited, 70-1601 Discontinuance, 70-1602 to 70-1615 Restrictions, village officers, 18-305 to 18-309 Sewerage and drainage, this heading Tax. authorized. 17-903 Transmission lines, 17-902, 17-904 Water, this heading Wholesale service, 19-708, 70-626.01 Vagrancy, 17-556 Viaducts, 18-601 to 18-636, See also MUNICIPAL VIADUCTS AND SUBWAYS Violations bureau, 18-1729 Warehouses, 17-551 Warrants, issuance, 17-711, See also WARRANTS, GOVERNMENT PAYMENT; 77-2201 Water, Board of public works, 17-568.01 Budget requirements, See MUNICIPAL PROPRIETARY FUNCTION ACT; 18-2801 Commissioner, 17-541, 17-543 Dikes, eminent domain power, 17-529.01 Districts. Extension districts, 19-2402 to 19-2407 Public utility districts, See PUBLIC UTILITY DISTRICTS; 18-401 Special improvement districts, 18-1751 Drainage. Sewerage and drainage, this heading

Drinking water, See PUBLIC WATER SYSTEM Fire protection, 17-531 Fluoridation, 71-3305, 71-3306 Franchises, 17-530 Hydrants, 17-539, 17-545, 17-546 Improvement projects, combined, See COMBINED IMPROVEMENT ACT; 19-2408 Mains, connections, 17-532 Meters, 17-542 Permit, ground water withdrawal, See MUNICIPAL AND RURAL DOMESTIC GROUND WATER TRANSFERS PERMIT ACT; 46-638 Pollution. Regulation, 17-536 Tax levy, 18-512 Rates, regulation, 17-542 Regulations, 17-529, 17-529.01, 17-537 Rental charges, 17-538 Service. Denial prohibited, 70-1601 Discontinuance, 70-1602 to 70-1615 Wastewater treatment, Sewerage and drainage, this heading Weeds, Landowner duties, 17-563 Municipality, duties, 2-946.02, See also NOXIOUS WEED CONTROL ACT Railroad right-of-way, 18-1719 Zoning, See ZONING AND PLANNING VISITORS DEVELOPMENT ACT, **NEBRASKA** See generally TOURISM Act. How cited, 81-3701 Purposes, 81-3702 Bonds, how treated, 81-3720 Commission, Nebraska Tourism, Consultation with, legislative intent, 81-3727 Cooperation, 81-3721

Created, 81-3710

VISITORS DEVELOPMENT ACT. NEBRASKA – Cont'd Commission, Nebraska Tourism -Cont'd Duties, 81-3711, 81-3711.01, 81-3713, 81-3725 Members, terms, 81-3710 Transition provisions, 81-3712 Contracts, Advertising contracts, competitive bids, 81-3713 Authorized, 81-3719 to 81-3721 County powers, 81-3716 to 81-3720 Definitions, 81-3703 to 81-3709 Funds. County funds, County Visitors Improvement Fund, 81-3717, 81-3720 County Visitors Promotion Fund, 81-3717, 81-3723 Use, 81-3717 State Visitors Promotion Cash Fund, 81-3714 Tourism Conference Cash Fund, 81-3726 Grants, use, 81-3720, 81-3725 Highway tourism markers, 81-3711.01 Hotels, Tax Commissioner provide list, 77-2711 Marketing assistance, grants, 81-3725 Rules and regulations, 81-3724 Significant tourism attractions, marking of, 81-3711.01 Tax. Collection and enforcement, 81-3722, 81-3723 Lodging tax, 81-3715, 81-3716 Sales tax, use, 81-3720 Visitor attraction, grants, 81-3720 Visitors committee, 81-3717, 81-3718 VISUALLY HANDICAPPED PERSONS See BLIND PERSONS VITAL STATISTICS

See generally PUBLIC RECORDS

602, 71-602.01, 71-604.05, 71-612 Injury data, reporting requirements, 71-2078 to 71-2082 Social security numbers, See SOCIAL SECURITY NUMBERS State records, See VITAL STATISTICS ACT; 71-601 VITAL STATISTICS ACT See generally PUBLIC RECORDS Act, how cited, 71-601 Adoption, Birth certificate, issuance, 71-626, 71-626.01 Fees, 71-612, 71-627 Foreign states, procedure, 71-627.01, 71-627.02 Report, 71-626 Annulments, reports, 71-615 Birth certificates, Adoption, issuance, 71-626, 71-626.01 Amendments and corrections, After one year of birth, 71-638 Application, by whom made, 71-635 Authorized, 71-630 Evidence required, 71-637 to 71-639, 71-642 Fee, 71-612, 71-634 How made, 71-644 Medical certification, changes to, 71-642 Multiple amendments, restriction, 71-643 Name changes, 71-640 to 71-641 Obvious errors, 71-636 Record of, 71-644 Rejection of change by department, 71-639 Within one year of birth, 71-638 Certified copies, 71-612 Children born out of wedlock, 71-628, 71-629, 71-640.02 Delayed registration, See DELAYED **BIRTH REGISTRATION ACT; 71-**617.01

Access to information. 43-3327. 71-

VITAL STATISTICS ACT –Cont'd Birth certificates –Cont'd Father, identification, 71-640.01 to 71-640.04 Filing, 71-604, 71-604.05, 71-616.02, 71-616.03 Local registration, procedure, 71-608.01 Match to death certificate, 71-616.01 Name, 71-640 to 71-641 Preparation, 71-604 Release of information, 71-604.05 Reports, filed by whom, 71-610 Sex reassignment surgery, 71-604.01 Social security number, Release of information, when, 71-604.05 Required for certain assistance eligibility, 71-604.05 Standard form, 71-602, 71-611 Surname of child, 71-640.03, 71-640.04 Birth defects, registry, 71-645 to 71-648 Caskets, sale of, 71-609 **Confidentiality**, 71-602 Copies of vital records, 71-612, 71-616.03 Dead bodies, permits required, 71-605 Death certificates, Amendments and corrections, After one year of death, 71-638 Application, by whom made, 71-635 Authorized, 71-630 Evidence required, 71-637 to 71-639, 71-642 Fee, 71-612, 71-634 How made, 71-644 Medical certification, changes to, 71-642 Multiple amendments, restriction, 71-643 Record of, 71-644 Rejection of change by department, 71-639 Local registration, procedure, 71-608.01

Match to birth certificate. 71-616.01 Military service, foreign, 71-605.01, 71-605.02 Real estate transfer, filing with register of deeds, when, 76-214, 76-2, 126 Requirements, 71-605 Stillborn child, procedure, 71-606 **Definitions**, 71-601.01 Dissolution of marriage, reports, 71-615 Divorces or annulments, reports, 71-615 Electronic signatures, 71-603.01 Fees, 71-612 Filing, 71-604, 71-604.05, 71-616.02, 71-616.03 Forms. Standard forms, 71-602 Supply birth and death forms, 71-611 Fund, petty cash, 71-612 Index, 71-612, 71-616 Marriage licenses, reports, 71-614 Preservation of vital records, 71-616.04 Registration, duties, 71-603 Release of information, written agreements, 71-602.01 Rules and regulations, 71-603 Signatures, electronic, 71-603.01 Statistics, tabulate, 71-616 Sudden infant death syndrome, 71-605 Autopsy, report, 71-605.04 Violations, penalty, 71-613, 71-649 **VOCATIONAL EDUCATION** See generally EDUCATION **Board of Vocational Education**, State, 79-740 Powers and duties, 79-738, 79-741, 79-744 Staff, appointment, 79-742 State Board of Education, replace, 79-321 Bridge programs, 79-1189 to 79-1196, See also EDUCATION

Career academy, establishment and operation, requirements, 79-777 Career schools, See PRIVATE POSTSECONDARY CAREER SCHOOL ACT: 85-1601 Classes, authorized, 79-743 Commissioner of Education, duties, 79-740 Community colleges, See COMMUNITY COLLEGES: 85-1501 Eye protective devices, required when, 79-715, 85-901 Federal aid, 79-738, 79-739 Fire safety training program, 81-5,151 to 81-5,153, 81-5,157, See also STATE FIRE MARSHAL Funds. custodian. 79-739 Housing and construction trades by nonprofits, funding, 58-706 Incarceration work camps, 83-4,142 to 83-4,147, See also CORRECTIONAL FACILITIES AND INMATES Joint and cooperative programs authorized. Career academy, 79-777 Vocational education, 79-746 Findings, 79-745 Tax. 79-747 Rehabilitation services, disabled persons, 79-11,121 to 79-11,132, See also VOCATIONAL REHABILITATION Reimbursement, 79-743 Schools. authorized. 79-743 Staff members. State Board of Vocational Education, appointment, 79-742 State Treasurer, duties, 79-739, 79-11,125,79-11,131 Tax levy, interdistrict school agreements, 79-747 Technical community colleges, See COMMUNITY COLLEGES; 85-1501 Vocational rehabilitation, See VOCATIONAL REHABILITATION

VOCATIONAL EDUCATION –Cont'd

VOCATIONAL REHABILITATION See generally DISABLED PERSONS Blind persons, Vocational rehabilitation counselor for the blind, certification, 71-8610.01, 71-8610.02, See also COMMISSION FOR THE BLIND AND VISUALLY IMPAIRED ACT Vocational rehabilitation services, 71-8610 Counselors, Vocational rehabilitation counselor. workers' compensation. 48-162.01, See also WORKERS' COMPENSATION ACT, NEBRASKA Vocational rehabilitation counselor for the blind, certification, 71-8610.01, 71-8610.02, See also COMMISSION FOR THE BLIND AND VISUALLY IMPAIRED ACT **Disabled persons, vocational** education services, 79-11,121 to 79-11,132, See also SPECIAL EDUCATION ACT Employment and rehabilitation, 48-1501 to 48-1506, See also SHELTERED WORKSHOPS Rehabilitation services, disabled persons, Agreements, Federal government, authorized, 79-11,130 Interagency agreement, 79-11,132 Blind persons, 71-8610 Developmental disabilities, persons, with, services agreement, 79-11.132 Division of Rehabilitative Services, 79-11,121 Director, 79-11,122 Duties, 79-11,123, 79-11,124, 79-11,126 Funds. federal. Custodian, 79-11,125 Disbursement, 79-11,131 Services. Acts prohibited, 79-11,129 Appeal, 79-11,128 Application, 79-11,127 Blind persons, 71-8610

VOCATIONAL REHABILITATION -Cont'd Rehabilitation services, disabled persons -Cont'd, Services -Cont'd Defined, 79-11,127 Developmental disabilities. persons, with, 79-11,132 Division of Rehabilitation Services, furnish, 79-11,123 Eligibility, 79-11,123, 79-11,127 State Board of Education, powers and duties, 79-11,124 State Treasurer, duties, 79-11,125, 79-11,131 Workers' compensation rehabilitation, See also WORKERS' COMPENSATION ACT. NEBRASKA Vocational rehabilitation plan, 48-162.01 VOLUNTEER EMERGENCY **RESPONDERS JOB PROTECTION ACT** See generally PUBLIC SAFETY Act, how cited, 35-1401 Definitions, 35-1402 Employee. Duty to notify employer, 35-1405 Notice of volunteer emergency responder status required, 35-1407 Provide written statement, when, 35-1406 Employer, Prohibited acts, 35-1403 Wage adjustment authorized, 35-1404 Wrongful termination or disciplinary action, Action to enforce act, includes attorney's fees, 35-1408 Limitation of action, 35-1408 Reinstatement, 35-1408 VOLUNTEER EMERGENCY **RESPONDERS RECRUITMENT** AND RETENTION ACT

See generally PUBLIC SAFETY Act, how cited, 35-1301

Definitions. 35-1303 Intent, 35-1302 Qualified active service, standard criteria, computation, 35-1309.01 Service award benefit program, Administrative services, agreements authorized, 35-1326, 35-1327 Annual account, 35-1315, 35-1316, 35-1324 Appeal, 35-1310 Appropriations and contributions, 35-1316 Unallocated, use, 35-1330 Authorized, 35-1309 Benefits. Exempt from judicial process, 35-1317 Forfeiture of, when, 35-1314 Form, 35-1317 Military service, disability, or death, effect, 35-1313 Nonforfeitable interest, when, 35-1312 Payment, when, 35-1312, 35-1313 Certification administrator, 35-1310 Certification list, 35-1310 Deposits, grantor trust, 35-1324 Effect of change of district boundaries, 35-1322, 35-1323 Eligibility, 35-1318 Hearing, 35-1310 Summary, 35-1320 Termination, effect, 35-1329 Volunteer status not changed, 35-1319 VOTER REGISTRATION

See REGISTRATION OF VOTERS

VOTING

See ELECTIONS

W

WAGE AND HOUR ACT

See generally WAGES AND WAGE EARNERS Act, How cited, 48-1209

WAGE AND HOUR ACT -Cont'd
Act -Cont'd
How construed, 48-1208
Collective bargaining, applicability, 48-1207
Definitions, 48-1202
Enforcement, 48-1206
Intent, 48-1201
Labor and employment, See LABOR AND EMPLOYMENT
Minimum rate, 48-1203
Posting, 48-1205
Training wage, rate, 48-1203.01
Violations, penalty, 48-1206

WAGE PAYMENT AND COLLECTION ACT, NEBRASKA

See generally WAGES AND WAGE FARNERS Act, how cited, 48-1228 Citations, procedure, hearing, 48-1234 Claim for wages, 48-1231, 48-1232 Costs and attorney's fees, 48-1231 Commissioner of Labor. Citation power, 48-1234 Subpoena power, 48-1233 **Definitions**, 48-1229 Employer, penalties, Citation, administrative penalty, 48-1234 Failure to furnish wage statement, 48-1231 Successful employee claim for wages, 48-1232 Employment, See LABOR AND EMPLOYMENT Regular paydays, 48-1230 Wages, Wage statement, 48-1230, 48-1231 Wages, By payroll debit card, conditions, 48-1230 Unpaid, when due, 48-1230 Commissions, employer duties, 48-1230.01

WAGES AND WAGE EARNERS

See generally LABOR AND EMPLOYMENT Assignment, See also STATUTE OF FRAUDS General requirements, 36-213, 36-213.01 Installment loans, 45-1028, 45-1030 Attachment, exemptions, 25-1560 to 25-1563 Collective bargaining, See COLLECTIVE BARGAINING Compensation, deferred, See DEFERRED COMPENSATION **Discrimination prohibited**, See DISCRIMINATION Drug and alcohol testing, See DRUG AND ALCOHOL TESTING Firefighters and police officers, minimum salary, 48-1209.01 Garnishment. Exemptions, 25-1560 to 25-1563 Procedure, 25-1009 to 25-1031.02, 25-1056 Unlawful, when, 25-1560 Injury or death, compensation for, See WORKERS' COMPENSATION ACT. NEBRASKA: 48-101 Liquor, payment in, prohibited, 53-183 Minimum wage, See also WAGE AND HOUR ACT; 48-1201 Women and children, Article XV, section 8, Constitution of Nebraska Payment and collection, See WAGE PAYMENT AND COLLECTION ACT. **NEBRASKA**; 48-1228 Payroll deduction, Child support obligation, See INCOME WITHHOLDING FOR CHILD SUPPORT ACT; 43-1701 Income tax, 77-2753 to 77-2758 Public employees, voluntary amounts, 48-224 When allowed, 48-1230, See also WAGE PAYMENT AND COLLECTION ACT, NEBRASKA Professions and occupations, See PROFESSIONS AND OCCUPATIONS Public employees, County, See COUNTY OFFICERS AND **EMPLOYEES**

WAGES AND WAGE EARNERS –Cont'd

Public employees –*Cont'd* Industrial relations, *See* INDUSTRIAL RELATIONS ACT; 48-801; STATE EMPLOYEES COLLECTIVE BARGAINING ACT; 81-1369 State, *See* STATE OFFICERS AND EMPLOYEES

Sex discrimination, 48-1219 to 48-1227.01, See also DISCRIMINATION

Training wage, rate, 48-1203.01 Unemployment compensation, See

EMPLOYMENT SECURITY LAW; 48-601 Wages, claim for, See WAGE

PAYMENT AND COLLECTION ACT, NEBRASKA; 48-1228

Withholding,

Payroll deduction, this heading Workers' compensation, See WORKERS' COMPENSATION ACT.

NEBRASKA; 48-101

WARDS

Elections,

Cities of the first class, See CITIES OF THE FIRST CLASS

Cities of the metropolitan class, See CITIES OF THE METROPOLITAN CLASS

Cities of the primary class, See CITIES OF THE PRIMARY CLASS

Cities of the second class, See CITIES OF THE SECOND CLASS

School district boundaries, relationship to, 32-903, 79-423, 79-468, 79-469

Guardians, See GUARDIANS State wards,

Adoption of ward of state, assistance payment, 43-118.01, See also ADOPTION

Case manager, duties, 68-1212

Confidential information regarding, sharing of under court order, 43-3001

Department of Health and Human Services, in care and custody of, 43-284, 43-285 Foreign national minors and minors holding dual citizenship, 43-3804, 43-3806 Foster care, See FOSTER CARE Guardian of state ward, payments to, when, 43-284.02 Guardians, See GUARDIANS Juvenile Code, See JUVENILE CODE, NEBRASKA; 43-245 Post-adoption and postquardianship case management services, 71-824 Schools. Payment of tuition for ward, when, 79-215 Surrogate parent, assignment to ward, when, 79-1161 Special fishing permits to state wards, 37-425 Special needs, wards with, powers and duties of department, 43-117 to 43-118 Transition of former state wards to self-sufficiency. Eligibility for continued assistance, See YOUNG ADULT BRIDGE TO INDEPENDENCE ACT; 43-4501 Independent living transition proposal, when, contents, 43-1311.03

WAREHOUSES

See generally TRADE PRACTICES Chain pharmacy warehouse, 71-7432, See also WHOLESALE DRUG DISTRIBUTOR LICENSING ACT

Cities of the first class, 16-211, 16-240

Cities of the primary class, 15-209, 15-237

Grain, See GRAIN WAREHOUSE ACT; 88-525

Grain dealer, See GRAIN DEALER ACT; 75-901

Grain moisture measuring devices, 89-1,104 to 89-1,108

In-transit goods, tax exemption authorized, Article VIII, section 2A, Constitution of Nebraska

WAREHOUSES –*Cont'd* Public grain warehouse, not a

nuisance, when, 2-4403 Railroad land, lease of, See AGRICULTURAL SUPPLIERS LEASE PROTECTION ACT; 2-5501

Warehouse receipts, Article 7, UCC, 8-141, 8-1719, 12-1102, See also COMMERCIAL CODE, UNIFORM

Weights and measures, See WEIGHTS AND MEASURES

WARRANTIES

See generally SALE OF GOODS Motor vehicles, Defective vehicle, Lemon Law, 60-

2701 to 60-2709, *See also* LEMON LAW Franchise, 60-1423, 60-1434

Manufacturer or distributor, 60-1438 Out-of-state sale, 60-1417

Professional services, action authorized, 25-222

Real estate, Condominiums, 76-887 to 76-890 Improvements on, action authorized, 25-223

Uniform Commercial Code, See COMMERCIAL CODE, UNIFORM

WARRANTS

See generally LEGAL PROCEDURE Arrest warrants, 29-403 to 29-412, See also ARREST Rendition of accused persons, See RENDITION OF ACCUSED PERSONS ACT, UNIFORM; 29-3101

Child custody, 43-1258, See also CHILD CUSTODY JURISDICTION AND ENFORCEMENT ACT, UNIFORM

Distress warrants, See DISTRESS WARRANTS

Government entity, issuance, procedure, See WARRANTS, GOVERNMENT PAYMENT; 77-2201 Mental health commitment, 71-923,

71-933, 71-934, 71-939 to 71-941 Search warrants, See SEARCH AND SEIZURE

Service, neglect or delay, 28-927

WARRANTS. GOVERNMENT PAYMENT See generally PUBLIC FUNDS Accounts, treatment, 77-2210 **Bonds**, See BONDS Constitutional requirements, Article III, section 25, Constitution of Nebraska Insufficient funds, procedure, 77-2203 Investments, 77-2204 Issuance, Director of Administrative Services, duties, 81-1107 Lost or destroyed, replacement issued, 77-2215 Notice, 77-2206 Violations, penalty, 77-2213 Payment. Authorized, Article VIII, sections 8 and 9, Constitution of Nebraska City of the first class, 16-718 City of the metropolitan class, 14-510 City of the second class, 17-711 County, Insufficient funds, 23-1602 Warrant issuance, 23-131 to 23-134, 23-1303 State and political subdivisions, requirements, 77-2201, 77-2206 State boards and agencies fees, withdrawal, 33-152 Village, 17-711 Violations, penalty, 77-2214 Receipts, 77-2208, 77-2209 Records, 77-2210 to 77-2212 Violations, penalty, 77-2211 Register, 77-2202, 77-2203 Replacement, issued when, 77-2215 Stop payment, when, 77-2215 Time limitations, 77-2205 Violations. Penalty, 77-2211, 77-2213 to 77-2215 State Treasurer, failure to pay warrant, 84-607

WASTE REDUCTION AND RECYCLING INCENTIVE ACT

See generally SOLID WASTE Act, how cited, 81-15,158.01 Definitions, 81-15,159.02 Fees, Annual waste reduction and recycling, 81-15,163 Collection, 81-15,163 to 81-15,165 Tires, 81-15,162

Funds,

Waste Reduction and Recycling Incentive Fees Collection Fund, 81-15,165 Waste Reduction and Recycling

Incentive Fund, 81-15,160 Grant recipients, restriction, 4-108

to 4-112 Grants for programs or projects, 81-

15,160, 81-15,161, 81-15,162.07 Intent, 81-15,159

nitent, 01-15, 159

State purchases, preference given to biodegradable products, 81-15,159

Tires,

Fees, 81-15,162 Grants, 81-15,160, 81-15,161, 81-15,162.07

WASTEWATER TREATMENT FACILITIES CONSTRUCTION ASSISTANCE ACT

See generally UTILITIES Accounts, 81-15,151 Act, how cited, 81-15,147 Council, powers and duties, 81-15.152 Definitions, 81-15,149 Department, powers and duties, 81-15.153 Funds. Construction Administration Fund, 81-15.151 Use, 81-15,151 Wastewater Treatment Facilities Construction Loan Fund, 81-15.151 Transfers from, authorized, 66-

1519.01, 81-15,151

Grants. Emergency, 81-15,152 Emergency and hardship, 81-15,153 Federal, 81-15,150 Industrial sewer construction by county, See COUNTY INDUSTRIAL SEWER CONSTRUCTION ACT: 23-3601 Intent, 81-15,148 Loans, Conditions, 81-15,155 Linked deposit program loans, 81-15.151.03 Procedure, 81-15,157 Repayment required, 81-15,151.01 Terms, 81-15,156 Uses, authorized, 81-15,154 Nonpoint source control systems, Grants, 81-15,150 Linked deposit program loans, 81-15,151.03 **Operator, certification**, See WASTEWATER TREATMENT **OPERATOR CERTIFICATION ACT; 81-**15 128 Pledge of fund or assets, effect, 81-15,151.02 Rules and regulations, 81-15,152 Wastewater treatment works, grants, 81-15,150

WASTEWATER TREATMENT **OPERATOR CERTIFICATION ACT** See generally PROFESSIONS AND **OCCUPATIONS** Act, how cited, 81-15,128 Appeals, 81-15,142 Certificates. Issuance without examination, 81-15,132, 81-15,133 Renewal, 81-15,138 Required, 81-15,139 Revoked, suspended, or refusal to grant, 81-15,136 Temporary, 81-15,135 Definitions, 81-15,129 Director of Environmental Quality, powers and duties, 81-15,131 Fines, 81-15,141

WASTEWATER TREATMENT OPERATOR CERTIFICATION

ACT –Cont'd

Fund, Wastewater Treatment Operator Certification Cash, 81-15,143

Hearings, procedures applicable, 81-15,137 Reciprocity, 81-15,140 Rules and regulations, 81-15,130 Supervision, 81-15,134 Violations, penalty, 81-15,141

WATER

See generally NATURAL RESOURCES Adjudication of water rights, 46-226 Amounts, 46-231 Appeal, 46-229.05 Applications, 46-226.01, 46-226.02 Beneficial or useful purpose required, 46-229 Canals or ditches, examination, 46-229.01 Consolidation of proceedings, 46-229.04 Definitions, 46-226.03 Forfeiture, 46-229 Hearing, 46-229.04 Measurement, required, 46-228 Nonuse determination, 46-229.02 to 46-229.04 Notice, 46-229.02, 46-229.03 Order of cancellation, procedure, 46-229.02 Partial cancellation, rate of diversion. 46-229.06 Record, 46-230 Riparian water rights, 46-226 Termination, procedure, 46-229 Appropriations of surface water, Additional appropriation, storage, 46-240 to 46-242 Adjudication of water rights, this heading Definitions, 46-226.03 Diversion, right of, Article XV, section 6, Constitution of Nebraska Diversions. Change, procedure, 46-250

Landowner's rights and liabilities, 46-252 Permit, 46-252 Foreign appropriators, 46-233.02 Information required by department, 46-230, 46-261 Instream appropriations, Administration, 46-2,119 Defined, 46-2,108 Flow studies, 46-2,109 Intent, 46-2,107 Limitation, stream segment, 46-2.118 Mediation or nonbinding arbitration, required when, 46-2.117 Modification, 46-2,113 Permit, 46-2,110 to 46-2,116.01 Restrictions, 46-2,111 Review, procedure, 46-2,112 Stored water, funding, 46-2,116.02 Studies, 46-2,109, 46-2,114, 46-2,116.01 Irrigation, See IRRIGATION Owner, duties, 46-230 Permit. Application, 46-233, 46-233.01 Approval, 46-235 Construction projects, time limitation, 46-238 Emergency fire use without permit, when, 46-233 Map or plat, requirements, 46-237 Refusal, 46-234 Temporary, 46-233 Power, lease required, 46-236 Preference among uses, 46-204 Priority of use, 46-203 to 46-205 Public rights, Article XV, sections 5 and 6. Constitution of Nebraska, 46-201, 46-202 Return, 46-206 Riparian water rights, 46-226 Rivers and streams, 46-259 Scarcity, effect, 46-240 Stay on additional appropriations, 46-712, 46-714 Immediate temporary stay, 2-32.115

WATER –Cont'd Appropriations of surface water -Cont'd Transfers or change, By district or company, procedure, 46-2,120 to 46-2,130 Interbasin transfers, 46-288, 46-289 Interstate, 46-613.01, 46-613.02 Intrabasin transfers, 46-290 to 46-294 Temporary, 46-294.01 to 46-294.05 Public suppliers, permit required, See MUNICIPAL AND RURAL DOMESTIC GROUND WATER TRANSFERS PERMIT ACT; 46-638 Use in another state, 46-233.01, 46-233.02 Artesian water, 46-281, 46-282 Attorney General, duties, 84-207, 84-208 **Boats**, See BOATS Bridges, required when, 46-255 Budget requirements, municipalities, See MUNICIPAL **PROPRIETARY FUNCTION ACT; 18-**2801 Cities of the first class, See CITIES OF THE FIRST CLASS Cities of the metropolitan class, See CITIES OF THE METROPOLITAN CLASS Cities of the primary class, See CITIES OF THE PRIMARY CLASS Cities of the second class. See CITIES OF THE SECOND CLASS Compacts. Blue River Basin Compact, Vol. 2A Appendix section 1-115 Funding from Water Resources Cash Fund for compliance with, 61-218 Missouri River Barge Traffic Compacts, Vol. 2A Appendix sections 1-118 and 1-121 Nebraska-Kansas Water Compact Commission, Vol. 2A Appendix section 1-111

Nebraska-South Dakota-Wyoming Water Compact, Vol. 2A Appendix section 1-110 Republican River Compact, Vol. 2A Appendix section 1-106 Fund, Republican River Compact Litigation Contingency Cash, 90-558 South Platte River Compact, Vol. 2A Appendix section 1-105 Wyoming-Nebraska Compact on Upper Niobrara River, Vol. 2A Appendix section 1-112 Conservation, Conservation projects, See SOIL AND WATER CONSERVATION ACT, NEBRASKA; 2-1575 Reclamation districts, See **RECLAMATION ACT; 46-501** Revenue bonds, authorized, Article XIII, section 1, Constitution of Nebraska Conservation and Survey Division, University of Nebraska, 85-163 to 85-165 Contamination, acts prohibited, 28-1304 to 28-1305, See also ENVIRONMENTAL PROTECTION Dams, Irrigation dams, See IRRIGATION Milldams, See MILLDAMS Regulation, See SAFETY OF DAMS AND RESERVOIRS ACT; 46-1601 Definitions, 2-1501, 46-706 Department of Natural Resources, Administer riparian water rights, 46-226 Jurisdiction, 61-206 Divisions, water divisions of the state, 61-212 to 61-216 **Docks, board of public,** 13-1401 to 13-1417 Domestic use. Article XV. section 4. Constitution of Nebraska Drainage, See DRAINAGE Drinking water, See PUBLIC WATER SYSTEM Electricity, generation of, appropriation of water, 46-301 to 46-305

WATER –Cont'd Excavation, required marking of underground utilities, See ONE-CALL NOTIFICATION SYSTEM ACT; 76-2301 Explosives, use prohibited, 37-554 Firefighting, emergency use authorized, when, 46-233 Floods, 31-1001 to 31-1023, See also FLOODS Fluoridation, 71-3305, 71-3306 Ground water. Artesian water, waste, 46-282 Conservation, 46-608 Management areas and special protection areas, See GROUND WATER MANAGEMENT AND PROTECTION ACT. NEBRASKA; 46-701 Projects, See SOIL AND WATER CONSERVATION ACT, NEBRASKA; 2-1575 Reclamation districts, See **RECLAMATION ACT; 46-501** Enforcement, 46-613.02 Induced ground water recharge, this heading Industrial use, permit requirements, See INDUSTRIAL GROUND WATER **REGULATORY ACT; 46-675** Irrigation, pumping for, requirements, 46-635 to 46-637, See also IRRIGATION Management and protection, See GROUND WATER MANAGEMENT AND PROTECTION ACT. NEBRASKA; 46-701 Pollution, See ENVIRONMENTAL PROTECTION Public supplier, permit for withdrawal, See MUNICIPAL AND RURAL DOMESTIC GROUND WATER TRANSFERS PERMIT ACT: 46-638 Public water system, See WELLHEAD PROTECTION AREA ACT; 46-1501 Transfer. Instrument of transfer, recording required, 46-739.02

Transfer off overlving land, when allowed, 46-691 to 46-691.03 Transfer to another state, Permit. 46-613.01 Violation, 46-613.02 Use, preference, 46-613 Water planning and review, this heading Wells, See WELLS Induced ground water recharge, public water supplier, Application, 46-233, 46-234, 46-235, 46-236 Appropriation, administration, 46-235.04 Cancellation, 46-235.04 Compensation, duty, 46-235.02 Director, duties, 46-235 Hearing, 46-235.01 Lease required, 46-236 Map or plat, requirements, 46-237 Natural resources district, powers, 46-235.03 Priority dates, 46-235, 46-235.01 Transfer procedure, 46-235.04 Industrial use, permit requirements, See INDUSTRIAL GROUND WATER REGULATORY ACT: 46-675 Interbasin transfers, 46-288, 46-289 Interstate transfers, 46-613.01, 46-613.02 Irrigation, See IRRIGATION Chemigation, See CHEMIGATION ACT, **NEBRASKA**; 46-1101 Laboratory tests, fees established and agreements authorized by department, 71-2619 to 71-2622 Lakes, See LAKES Management areas, See GROUND WATER MANAGEMENT AND PROTECTION ACT, NEBRASKA; 46-70 Measurement, required, 46-228 Meters, interference with prohibited, 28-515.02 Metropolitan utilities district, See METROPOLITAN UTILITIES DISTRICT Natural resources, See NATURAL RESOURCES

WATER –Cont'd Natural resources -Cont'd Districts, See NATURAL RESOURCES DISTRICTS Navigable waters, access quaranteed, 28-1401 Niobrara River, See NIOBRARA SCENIC RIVER ACT; 72-2004.01 Permits. Appropriations of surface water, this heading Diversion, 46-252 Pumping ground water for irrigation, 46-635 to 46-637 Underground water storage, this heading Water wells, See WELLS Plumbers and plumbing, See PLUMBERS AND PLUMBING Poisons, use prohibited, 37-554 Policy of state, Water planning and review, this heading **Pollution, See ENVIRONMENTAL** PROTECTION Power use, Article XV, section 7, Constitution of Nebraska Private supply, inspection fees, 71-2622 Public lands, taking or draining water from, penalty, 72-313 Public rights, 46-201, 46-202 **Public Service Commission, water** service regulation, jurisdiction, 75-1003 Public water system, See also PUBLIC WATER SYSTEM Protection area, See WELLHEAD PROTECTION AREA ACT; 46-1501 Supplier, induced ground water recharge, 46-233 to 46-237 Quality. Monitoring, 46-1301, 46-1304, 46-1305 Natural resources districts, flood protection and water quality enhancement bonds, 2-3226.10 to 2-3226.14 Protection agreements, 2-1585

Reclamation districts. See **RECLAMATION ACT; 46-501** Recreation area, regulated activities, 2-3296, 37-309 Reservoirs, See also SAFETY OF DAMS AND RESERVOIRS ACT: 46-160 Storage of water, 46-241 to 46-243 Resources, study and funding options. Department of Natural Resources, duties, 50-508 Findings. 50-504 Water Funding Task Force, Created, 50-505 Meetings, duties, 50-506 Report, contents, 50-507 Termination, 50-506 Riparian water rights, department administer, 46-226 **Rivers and streams**, Appropriations of surface water, this heading **Riparian Vegetation Management** Task Force, 2-967, 2-968 Surveys of streams, Department of Natural Resources, 61-208 Rural water districts. See PUBLIC WATER SYSTEM **Sewers,** See SEWERS AND SEWER DISTRICTS Soil, contamination by, See EROSION AND SEDIMENT CONTROL ACT; 2-4601 Stagnant water, acts prohibited, 28-1303 Storm Water Management Plan **Program, grants, 46-2,139** Surface water, Appropriations of surface water, this heading Flow requirements for recreation, fish, and wildlife, 46-2,107 to 46-2.119 Theft, penalty, 46-254 Theft of service, See UTILITIES Transfers. Appropriations of surface water, this heading Underground water storage, Appeal, 46-2,105

WATER –Cont'd Underground water storage -Cont'd Appropriation permit, 46-226.01 to 46-226.03, 46-297 Collateral attack, 46-2,104 Definitions, 46-296 Diversion, 46-240 Fees, 46-299 Approval, 46-2,101 Lien, 46-2,102 Limitation, 46-2,100 Injunction, when allowed, 46-2,103 Intent, 46-295 Storage facility, application, 46-241 Use, when authorized, 46-2,106 United States, use and provision of water, 46-273 Villages, See VILLAGES Waste of artesian water. 46-282 Wastewater treatment facilities and systems, See SEWERS AND SEWER DISTRICTS Water planning and review, Appropriations, 2-15,101 Assistance, 2-15,100 Commission, duties, 2-15,103 Hearings, conduct, 2-15,105 Information, availability, 2-15,105 Purpose, 2-1599 Reports, annual, 2-15,106 Supervision of process, 2-15,100 Water quality programs by natural resources districts, Funding, 2-15, 122, 2-15, 123 Monitoring, 46-1301, 46-1304, 46-1305 Water Sustainability Fund, Created, 61-222 Distribution, 2-1507 Funding, Application, 2-1508, 2-1509 Approval, 2-1510, 2-1511 Review, 2-1510 Successor, contract, 2-1511 Goals, 2-1506 Intent, 61-223 Legislative analysis, 2-1513 Lien on project or program funded, 2 - 1511Transfers to, 90-544, 90-545

Use, 2-1512 Water wells, See WELLS Watercourses, City of the metropolitan class, duties, 31-227 to 31-230 County board, duties, 31-202 to 31-202.03 Obstruction prohibited, penalty, 31-221 Watercraft, See BOATS Wells, See WELLS Wharves, village ordinances, 17-207

WATER SERVICE REGULATION ACT See generally PUBLIC WATER SYSTEM

Act, how cited, 75-1001 Appeal, 75-1008 Definitions. 75-1002 Enforcement, 75-1012 Hearing, 75-1005, 75-1007 **Public Service Commission**, Jurisdiction, 75-109.01, See also PUBLIC SERVICE COMMISSION Orders, 75-1008 Records, access, 75-1004 Rates and charges, Notice of change, 75-1006, 75-1007 Petition for review, 75-1005, 75-1007 Regulation, 75-1003 Yield authorized, 75-1009 Rules and regulations, 75-1010 Violation, civil penalty, 75-1011

WATER WELL STANDARDS AND CONTRACTORS' PRACTICE ACT See generally PROFESSIONS AND OCCUPATIONS Act, how cited, 46-1201 Board, Water Well Standards and Contractors' Licensing, 38-167,

See also CREDENTIALING ACT, UNIFORM Created, 46-1217 Executive secretary, 46-1221 Meetings, 46-1219 Members, qualifications, 46-1217 Quorum, 46-1219 Terms, 46-1218

Definitions, 46-1203 to 46-1216

WATER WELL STANDARDS AND CONTRACTORS' PRACTICE ACT -Cont'd Department, duties, 46-1227 to 46-1228 Exploratory wells, decommissioning required, 46-1234 Fees, 46-1224 Forged documents filed with department, 46-1240.01 Fund, Water Well Standards and Contractors' Licensing, 46-1224 Injunction authorized, 46-1238, 46-1240, 46-1240.06 Insurance, proof of, 46-1230 Intent, 46-1202 Landowner rights, 46-1227.01 Licensees, supervision needs and authority, 46-1227.01 Licenses, See also CREDENTIALING ACT, UNIFORM; 38-101 Application, 46-1229, 46-1231 Continuing competency, 46-1225 Disciplinary actions, 46-1235 Examinations, 46-1223 Insurance, proof of, 46-1230 Qualifications, 46-1229, 46-1231 Renewal, 46-1225 Licensure program for natural resources ground water technicians, 46-1223.01 Rules and regulations, 46-1227 Violations. Civil penalty, assessment and collection, 46-1239, 46-1240 Penalties. 46-1238 to 46-1240.01 Water wells, Construction or repair requirements, 46-1233 Decommissioning requirements, 46-1233 Department, access and inspection powers, 46-1228 Exploratory wells, decommissioning required, 46-1234 Inspections, 46-1228 Variance, conditions, 46-1240.06 Water well construction business, log required, 46-1241

Well and equipment standards, Activities subject to, 46-1227.01 Rules and regulations, 46-1227

WAYNE STATE COLLEGE

See STATE COLLEGES

WAYSIDE AREAS

See HIGHWAYS AND ROADS

WEAPONS

See generally PUBLIC SAFETY Civil disorders, acts prohibited, 28-1480 to 28-1482 Concealed weapon, carrying, 28-1202 Defense, 28-1202 Confiscation of firearm, disposition, 28-1204.02, 29-440 Defacing a firearm, 28-1208 Definitions, 28-1201, 28-1212.01 Discharge. At inhabited dwelling or occupied motor vehicle, 28-1212.02, 28-1212.04 From highway or bridge using compressed gas, 28-1335 Domestic assault, seizure and disposition, 29-440 Felony, use or possession of deadly weapon to commit, 28-1205 Firearms, See FIREARMS Firearms and violence, findings, 28-1204.03 Handguns, See HANDGUNS Identification mark, defacing prohibited, 28-1207, 28-1208 Paramilitary activities, violations, 28-1480 to 28-1482 Possession. prohibited, 28-1203, 28-1204 Defaced firearm, 28-1207 Evidence, 28-1212 Felon or other prohibited persons, 28-1206 Handgun, unlawful possession, 28-1204 Machine gun, short rifle, short shotgun, 28-1203

WEAPONS –Cont'd Possession, prohibited -Cont'd Stolen firearm, 28-1212.03 Recreation area, unauthorized use, 2 - 3295Right to bear arms, Article I, section 1. Constitution of Nebraska Schools. Firearm policy, requirements, 79-263 School grounds or other school property, unlawful possession, 28-1204.04 Unlawful possession of weapon, 28-1204.04 Search and seizure, when authorized, 29-828, 29-829 Serial number, defacing prohibited, 28-1207, 28-1208 Tranquilizer guns, Failure to notify sheriff of sale, 28-1210 Failure to register, 28-1209 Transfer to juvenile, unlawful, when, 28-1204.01 Transportation, prohibited, 28-1203 Evidence, 28-1212 Machine gun, short rifle, short shotgun, 28-1203 WEATHER CONTROL OR MODIFICATION See generally EMERGENCY MANAGEMENT **Climate Assessment Response Committee,** 2-4901, 2-4902 Natural resources districts. programs authorized, 2-3237 Nebraska Emergency Management Agency, See also EMERGENCY MANAGEMENT ACT Storm spotter, 81-829.67 Weather conditions, apprise, 81-829.45 Public safety, See PUBLIC SAFETY

WEB SITES

See generally TELECOMMUNICATIONS Abortion, informational materials, 28-327.01, 28-327.03 Caregiver, information form, 43-1314.02 Child welfare system, statewide automated child welfare information system, 43-4404, 43-4405 **Contractor Registration Act, data** base, 48-2117 Delinquent taxpayers, list, 77-378 **Discount Medical Plan** Organization Act, requirements, 44-8306, 44-8309 44-8311.44-8312 Elections, Provisional ballot status accessibility, 32-202 Use of public web site by public official or public employee for mass communications. 49-14,101.02 **Employee Classification Act,** violation reports, 48-2905, 48-2909 Employer, use of employee social security number. 48-237 **Financial Data Protection and Consumer Notification of Data** Security Breach Act of 2006, notice, 87-802 Foster parent, caregiver information form, 43-1314.02 Game and Parks Commission, sale of state park entry permits, 37-440 Guardian, caregiver information form. 43-1314.02 Juvenile records, sealed. employment application, 43-2,108.05 Medicaid Prescription Drug Act, preferred drug list, availability, 68-954 Missing Persons Information Clearinghouse, 29-214.01 Mortgage loan, display of unique identifier, 45-736 Notice. Appropriation of water, 46-229.02, 46-229.04, 46-291, 46-2,112

WEB SITES –Cont'd Notice -Cont'd County assessor, preliminary valuation of real property, 77-1301 Financial Data Protection and Consumer Notification of Data Security Breach Act of 2006, 87-802 Privacy of Insurance Consumer Information Act, 44-904, 44-909 Sales and use tax. Information practices, 77-2711 Retailer, change or termination of tax, 13-324, 77-27,143 Termination of stamping agent license, 69-2709 Trust company, annual disclosure statement. 8-224 Personal jurisdiction, sufficient minimum contacts, 25-536 **Portable Electronics Insurance Act, location**, 44-8502 Power. C-BED project statement by electric utility, availability, 70-1905 Explanation of mandated project charges by public entity, availability, 70-1816 Net metering report by local distribution utility, availability, 70-2005 Preadoptive parent, caregiver information form, 43-1314.02 **Privacy of Insurance Consumer** Information Act. Notice, 44-904, 44-909 Opt out form, 44-907 Public funds, web site of state tax receipts, expenditures, and contracts. See TAXPAYER TRANSPARENCY ACT; 84-602.01 Redistricting, maps published by Secretary of State, 24-201.02, 32-504, 50-1153, 75-101.01, 79-311 Service of summons, designated delivery services published by Supreme Court, 25-505.01

State agencies, Department of Administrative Services. Competitive bidding process, request for contractual services, 73-504 Procurement contracts, annual report, 73-603, See also TRANSPARENCY IN GOVERNMENT PROCUREMENT ACT Department of Labor, Contractor Registration Act, data base, 48-2117 Department of Natural Resources, appropriation of water, Notice, 46-229.02, 46-229.04, 46-291, 46-2, 112 Orders, 46-229.02 Department of Revenue, Delinquent taxpayers, list, 77-378 Tax sale property list, 77-1804 Nebraska Accountability and Disclosure Commission, use of public web site by public official or public employee for mass communications, 49-14,101.02 State Department of Education. Multicultural education program evaluation report, 79-722 Superintendent pay contracts, See SUPERINTENDENT PAY TRANSPARENCY ACT; 79-2401 Taxation. Cigarette tax, Stamping agents, List. 77-2603 Notice of termination, 69-2709 Tobacco product manufacturers, list. 69-2706 Delinguent taxpayers, list, 77-378 Real property, notice of preliminary valuation published by county assessor, 77-1301 Sales and use tax, Information practices, notice, 77-2711 Retailer, change or termination of tax, notice, 13-324, 77-27,143

WEB SITES -Cont'd **Taxation** –*Cont'd* State tax receipts, expenditures, and contracts, See TAXPAYER TRANSPARENCY ACT; 84-602.01 Tax Equalization and Review Commission, decisions and orders regarding appeals, availability, 77-5018 Tax sale property list, 77-1804 Telecommunications company, rates, terms, and conditions of telecommunications service. availability, 86-143, 86-144 Tobacco. Stamping agents, List, 77-2603 Notice of termination, 69-2709 Tobacco product manufacturers. list, 69-2706 Viatical settlement, advertising requirements, 44-1111 Water, appropriation, Notice, 46-229.02 Orders. 46-229.02 WEEDS See generally REAL ESTATE Drainage, landowners' duties, 31-224 Landowner, duties, 14-102, 15-268, 16-230, 17-563, 39-1811 Mowing of ditches, county roads, 39-1811 Noxious, control of, See also NOXIOUS WEED CONTROL ACT; 2-945.01 School lands, 72-240.08, 72-240.09 Ordinances, violations, 14-102, 15-268, 16-230, 17-563 **Pesticide regulations**, See PESTICIDE ACT: 2-2622 Railroad right-of-way, destruction by city or village, 18-1719 **Rivers and streams, Riparian** Vegetation Management Task Force, 2-967, 2-968

School lands, noxious weed control, 72-240.08, 72-240.09

Weed book, Department of Agriculture, powers, 81-201, 81-201.05 Weed seed. Adulterated commercial fertilizer or soil conditioner, 81-2,162.26 Crop seed sales, labeling requirements, 81-2,147.02, 81-2,147.03, See also SEED LAW, NEBRASKA WEIGHING STATIONS See generally HIGHWAYS AND ROADS Carrier enforcement officers, Division of Nebraska State Patrol, 60-1303. See also STATE PATROL, NEBRASKA Powers, 60-1306 Eminent domain, Department of Roads, powers, 60-1302 Failure to stop at a weighing station or portable scale, 60-1308 Operation of, 60-1301 Overloading, penalty, 60-1307 Arrest, hearing, seizure of motor vehicle, 60-1307 Fines, allocation, Article VII, section 5. Constitution of Nebraska Portable scales, 60-1301, 60-1303 Refusal to stop and submit to weighing, 60-6,303 Resisting arrest, 60-1309 **Reweighing**, 60-1301 Rules and regulations, 60-1301, 60-1303 **Trucks.** See TRUCKS Violations, penalties, 60-1307 to 60-1309 WEIGHTS AND MEASURES

See generally TRADE PRACTICES Certificates and certification, presumption, UCC 1-307, See also COMMERCIAL CODE, UNIFORM Fungible goods, identified bulk, sale of undivided share, UCC 2-105, See also COMMERCIAL CODE, UNIFORM

WEIGHTS AND MEASURES –Cont'd Grain moisture measuring devices, 89-1,104 to 89-1,108 Regulation of fuel and feed. Cities of the first class, 16-224 Cities of the second class, 17-554 Weighing devices, See WEIGHTS AND **MEASURES ACT; 89-182.01** WEIGHTS AND MEASURES ACT See generally TRADE PRACTICES Act. How cited, 89-182.01 How construed, 89-1,103 Acts prohibited, 89-197 Bulk sale, invoice required, 89-193 Cease and desist order, 89-196.01 Certificate of Conformance, 89-186.01 Commercial weighing and measuring devices, Certificate required, 89-186.01 Liens for fees and penalties, 89-1.100 Rebuttable presumption, 89-199 Registration and fee, 89-187 Costs of enforcement, 89-1,101.01 Definitions, 89-183 Director of Agriculture, powers and duties, 89-187, 89-188 **Division of Weights and Measures,** 89-1,102.01 Enforcement, 89-196.01 Fund, Weights and Measures Administrative, 89-1,100 Handbooks, adopted by reference, 89-186 Hearing, 89-187.08 **Injunction**, 89-198 Inspections and investigations, 89-187, 89-188 Invoice, when required, 89-193 Label, requirements, 89-194 to 89-196 Lien for fees and penalties, 89-1,100 Measurement, units, 89-184 Metric system, recognized, 89-184 Package, requirements, 89-194 to 89-196

Permit, establishment, 89-187.01 to 89-187.08 **Records**, 89-1,101.02 Rules and regulations, 89-187 Sale, how measured, 89-192 Sales and repair personnel, registration and fee. 89-187 Service of process, 89-187.08 Standards, Adoption by reference, 89-186 Primary and secondary, 89-185 Testing laboratory, establish, 89-188 Violations, penalty, 89-1,101, 89-1,101.01 Weighing and measuring establishment. Changes, notice required, 89-187.05 Denial of permit, 89-187.03 Disciplinary actions, 89-187.07 Fee, 89-187.02 Government agencies exempt, 89-187.06 Inspection, 89-187.03, 89-187.04 Permit, 89-187.01, 89-187.02 Posting, 89-187.05 Placed-in-service report, 89-187.03, 89-187.04 Probation, 89-187.07 Revocation or suspension, 89-187.07 WELFARE See SOCIAL SERVICES WELFARE REFORM ACT See generally SOCIAL SERVICES Act, how cited, 68-1708 American Indians living on tribal lands or in tribal service areas. aid for operating welfare reform, 68-1738 Application process, development

by state agencies, 68-1734 Assessment tool, 68-1711, 68-1734 Assistance for certain children, asset assessment required, 68-1718

Department, annual report, contents, 68-1735.02

WELFARE REFORM ACT -Cont'd Electronic benefit system, 68-1725 Family resource centers, intent, 68-1727 Health care benefits, transitional, 68-1713 Hearings, 68-1723 Intent, 68-1709, 68-1710 Payments, form, 68-1725 Planning by state agencies, 68-1733 Policies and programs, Integration, 68-1732 Policies, department implement, 68-1713 Rules and regulations, 68-1715 Self-sufficiency contract, Approved activities, Nonexempt family members, 68-1721 Principal wage earner, 68-1721 Work activity requirement, 68-1735, 68-1735.01 Asset assessment required, 68-1718 Case management services, 68-1722 Cash assistance. Duration and conditions, 68-1724 Extension of time limit, when, 68-1722 to 68-1724 Requirements and conditions, 68-1723, 68-1724 Contents, 68-1720 Eligibility factors, 68-1201, 68-1726 Funding intent and restrictions, 68-1735.01, 68-1735.03 Hearing to challenge department's determinations, 68-1723 Purpose, 68-1719 Termination of certain sections, 68-1735.04 Work-related expenses, reimbursement, when, 68-1724 Services for families and children. intent, 68-1728, 68-1731 Supportive services, 68-1722 Tribal lands and service areas, aid for operating welfare reform, 68-1738

WELLHEAD PROTECTION AREA ACT See generally PUBLIC WATER SYSTEM Act, how cited, 46-1501 Boundaries. Changes, 46-1508 Designation, procedure, 46-1506 Definitions, 46-1502 Department, duties, 46-1503, 46-1506 Designation, 46-1503 Controlling entity, duties, 46-1504 Existing areas, effect of act, 46-1507 Proposed area, notice and comment, 46-1505 Rules and regulations, 46-1509 WELLS See generally WATER Ground water. See WATER Irrigation, See IRRIGATION Oil and gas, See OIL AND GAS Water wells. Cities of the primary class, 15-224 Contractors, licensing requirements, See WATER WELL STANDARDS AND CONTRACTORS' PRACTICE ACT; 46-1201 Dead animal or filthy substance, placing in well, 28-1304 Decommissioning, Cost-sharing program, 46-1401 to 46-1405 Required, when, 46-602 Standards, See WATER WELL STANDARDS AND CONTRACTORS' PRACTICE ACT; 46-1201 Defined, 46-601.01 Enforcement, 46-613.02 Illegal, 46-602, 46-706 Irrigation wells, 46-608 to 46-611 Landowner or holder. Safety hazard, duty to prevent, 54-311 Violation, penalty, 54-315 Management areas, requirements, 46-602.01 Ownership transfer, water resources update notice required, when, 76-2,124

WELLS –Cont'd Water wells -Cont'd Permit required, when, 46-602.01 Policy, 46-601, 46-608 Public water system, See WELLHEAD PROTECTION AREA ACT; 46-1501 Registration. Fees, 46-606 Form, director duties, 46-604 Modification, 46-609 Requirements, 46-602 Replacement, 46-602 Spacing, Irrigation wells, 46-608 to 46-611, 46-613.02 Public water supplies, 46-651 to 46-655.01, 46-706 Standards, See WATER WELL STANDARDS AND CONTRACTORS' PRACTICE ACT; 46-1201 Use, preference, 46-613 Violations, penalty, 46-613.02

WESTERN NEBRASKA ORGANIZED AGRICULTURE ASSOCIATION

See AGRICULTURAL ORGANIZATIONS

WHEAT

See GRAIN

WHEAT RESOURCES ACT. **NEBRASKA** See generally GRAIN Act, how cited, 2-2301 Board, Nebraska Wheat **Development, Utilization, and** Marketing, Chairperson, 2-2308 Created, 2-2302 Districts, 2-2304 Expenses, 2-2306 Funds, use restrictions, 2-2321 Meetings, 2-2308 Membership, 2-2304 Office, 2-2310 Powers and duties, 2-2309 Removal, grounds, 2-2307 Research, restrictions, 2-2318 Terms. 2-2305 Vacancy, 2-2305

Definitions, 2-2303 Fund, Nebraska Wheat Development, Utilization, and Marketing, 2-2317 Purchaser, duties, 2-2315 Tax, excise, Adjustments, 2-2311 Amount, 2-2311 Deduction from loan, 2-2312 Exemption, 2-2314 Records, 2-2315 Stored wheat, effect, 2-2313 Violations, penalty, 2-2319

WHISKEY

See LIQUOR

WHISTLE BLOWERS

See generally STATE OFFICERS AND EMPLOYEES

Complaints by state employees, 81-8,254 Employment rights, See FAIR

EMPLOYMENT PRACTICE ACT, NEBRASKA; 48-1101

Public Counsel, violation for obstruction, 81-8,254

State government, See STATE GOVERNMENT EFFECTIVENESS ACT; 81-2701

WHOLESALE DRUG DISTRIBUTOR LICENSING ACT See generally PROFESSIONS AND OCCUPATIONS Act, how cited, 71-7427 Definitions, 71-7428 to 71-7446 Distributor license, Application, 71-7448 Bond, 71-7452 Criminal history record information

check, 71-7448 Designated representative, information required, 71-7449 Disciplinary proceedings, 71-7457 Exemptions, 71-7447 Fees, 71-7450 Renewal, 71-7451

Drugs and medicine, See DRUGS AND MEDICINE

WHOLESALE DRUG DISTRIBUTOR LICENSING ACT –Cont'd **Enforcement**, 71-7458 Fines, 71-7459 Inspections, 71-7453 Fees, 71-7453 Malpractice, See MALPRACTICE Prescription drugs, Pedigree, 71-7455, 71-7456 Records, 71-7455 Restrictions on transfer, 71-7454 Rules and regulations, 71-7463 Unlawful or incompetent acts of licensees. Licensee, comply with reporting and investigation, 71-7460.01 Reporting requirements of, Clerk of court, 71-7460.04 Health care facility, 71-7460.02 Insurer, 71-7460.03 Peer review organization, 71-7460.02, See also PEER REVIEW Professional association, 71-7460.02 Violations, Fines, 71-7459 Order to cease distribution, 71-7460 Penalty, 71-7462 Unlawful acts, 71-7461 WILDFIRE CONTROL ACT OF 2013 See generally PUBLIC SAFETY Act, how cited, 81-825 Intent, 81-826, 81-827 Nebraska Emergency Management Agency, Duties, 81-827 Report, contents, 81-827 Nebraska Forest Service, duties, 81-828 WILDLIFE

See generally ANIMALS Administration of drugs, prohibited acts, 37-528 Animal damage control, 23-358 to 23-361, 37-559 to 37-563, 81-2,236 to 81-2,238, See also

BLACK-TAILED PRAIRIE DOG MANAGEMENT ACT; 23-3801 Captive wildlife permits, 37-477 to 37-479, See also GAME LAW Citizens right to hunt, fish, and harvest wildlife, Article XV. section 25, Constitution of Nebraska Conservation easements, See CONSERVATION AND PRESERVATION EASEMENTS ACT; 76-2,111 Endangered, See NONGAME AND ENDANGERED SPECIES CONSERVATION ACT; 37-801 Exotic animals, auctions or exchange venue, See EXOTIC ANIMAL AUCTION OR EXCHANGE **VENUE ACT; 54-7,105** Feral swine, destruction, when, 37-524.01, 54-416 **Fishing, regulation,** See GAME LAW; 37-201 Fur harvesting, regulation, See GAME LAW; 37-201 Game law, See GAME LAW; 37-201 Grant priority, environmental projects, See ENVIRONMENTAL TRUST ACT, NEBRASKA; 81-15,167 Hunting, regulation, See GAME LAW; 37-201 Management of, preferred means is public hunting, fishing, and harvesting, Article XV, section 25, Constitution of Nebraska Mountain lions, Actions authorized, 37-559 Farmer or rancher, permit to kill, when, 37-472 Natural resources districts, purposes, 2-3229, See also NATURAL RESOURCES DISTRICTS Protection areas, 37-334, 37-335, See also GAME LAW Easements, See CONSERVATION AND PRESERVATION EASEMENTS ACT; 76-2.111 Railroads, right-of-way, cover for wildlife, 74-608 Wildlife projects, federal assistance, 37-901 to 37-909

WILLS See generally DECEDENTS' ESTATES Abatement, 30-24,100 **Accessions.** 30-2345 Ademption, when, 30-2346, 30-2350 Age requirements, 30-2326 Anti-lapse statute, 30-2343 Capacity to make will, 30-2326 Choice of law, 30-2331, 30-2340 Contract requirements, 30-2351 Death, simultaneous, effect on distribution of property, See SIMULTANEOUS DEATH ACT. UNIFORM; 30-121 Debts, treatment, 30-2347, 30-24,101 Definitions, 30-2349 Delivery, failure, penalty, 30-2356 Deposit with court, 30-2355 Devise, failure of, effect, 30-2344 Disinherit children, personal property allowance, power of testator, 30-2323 Divorce, effect, 30-2333, 30-2353, 42-372.01 Elective share, 30-2313 to 30-2319 Execution, requirements, 30-2327 Exoneration, when, 30-2347 Failure to have, 30-2301 to 30-2312 Family allowance, 30-2324, 30-2325 Federal tax gap period, construction of will or trust terms, 30-2342.02 Gift for benevolent purpose, validity, court powers, 30-2342.01 Holographic will, 30-2328 Homestead allowance, 30-2322, 30-2325 Homicide, effect, 30-2354 Incorporation by reference, 30-2335 Independent significance, acts or events of, 30-2337 Intentions of testator. 30-2341 Life insurance, designation, 44-503.01 Minors, transfers to, See TRANSFERS TO MINORS ACT, NEBRASKA UNIFORM; 43-2701 Penalty clause, validity, 30-24,103 Pretermitted children, 30-2321

Probate of will. 30-2401 to 30-2338. See also PROBATE CODE, NEBRASKA; 30-2201 Property, personal, Disposition by separate writing, 30-2338 Personal allowance, 30-2323, 30-2325 Real estate, Conveyance rules, See PROPERTY ACT, UNIFORM; 76-101 Renunciation of succession, 30-2352 Applicable to transfer on death deed, 30-2352, See also REAL PROPERTY TRANSFER ON DEATH ACT. NEBRASKA UNIFORM: 76-3401 Residuary clause, effect, 30-2342. 30-2348 Revival. 30-2334 **Revocation**, 30-2332 Divorce, 30-2333 Rule against perpetuities, See RULE AGAINST PERPETUITIES ACT, UNIFORM STATUTORY; 76-2001 Rules of construction, effect, 30-2341 Safety deposit box access to find, 30-2409.01 **Securities**, 30-2345 Self-made, 30-2328 **Self-proving**, 30-2329 Simultaneous death, See SIMULTANEOUS DEATH ACT, UNIFORM Statute of frauds, effect, 36-104 Survival requirement, 30-2339 Surviving spouse, omitted, share of estate, 30-2320 Testamentary additions to trusts, 30-3602 to 30-3604 **Trusts,** See TRUSTS AND TRUSTEES Witnesses, 30-2330 WIND ENERGY See generally ENERGY

Land right or option, 66-911.01 Recorded and indexed with register of deeds, 66-911.01 School lands, wind agreements, 72-270 to 72-274

WIND ENERGY –Cont'd Taxation, Nameplate capacity tax, 77-6201 to 77-6204 Renewable energy tax credit, 77-27,235 Tax exemption for depreciable tangible personal property used to generate electricity, 77-202 Tax incentives for renewable energy projects, 77-5715, 77-5725, See also NEBRASKA ADVANTAGE ACT Wind agreements, Definitions, 66-902 to 66-909.04, 76-3001 Enforcement, 66-912 Findinas, 66-901 Land right or option. Requirements, 66-911.01, 76-3003 Restriction on severance from surface estate, 66-912.02, 76-3004 Manner granted, 66-910 Term. Initial, 66-912.01, 76-3002 Limitation, 66-912.01, 76-3002 Termination, when, 66-912.01, 76-3002 Zoning, Considerations, 66-913 Variance or exception, when granted, 66-914 WINES See LIQUOR WIRE TRANSFERS, Article 4A, UCC See also COMMERCIAL CODE, UNIFORM WIRETAPPING See TELECOMMUNICATIONS WITNESS FEES

See generally LEGAL PROCEDURE Accountability and Disclosure Commission, Nebraska, 49-14,105 Amount, generally, 33-139 Arbitration action. 25-2608 Attorney General, Antitrust matters, 84-213 Investigations, 86-2,112 Award against state, 25-1802 to 25-1807 Banking and Finance, Department of, hearings, 8-1,134 Board of Barber Examiners, investigation, 71-230 Board of Pardons, 83-1,128 Board of Parole, 83-195 Civil cases, 25-1227, 25-1228, 25-1236 Collection agency, action against licensee, 45-614 Corporation, reimburse director or officer for expenses, 21-19,104 County, payment by, when, 25-2304, 29-1903 County attorney investigation, 86-2.112 County board of equalization, 77-1509 County surveyor, witness before, 23-1903 Court of condemnation, expert fees. 19-706 Criminal cases, 29-1901, 29-1903 District court cases, payment by county, 29-2710 Demand for payment, effect, 25-1228, 25-1236 **Department of Health and Human** Services, 83-114 **Developmental disabilities, state** institutions. 83-1223 Divorce and custody actions, 42-726 Employee of state or political subdivision, 33-139.01 **Employment Security Law,** subpoenaed witnesses, 48-643 Environmental Protection Act, 81-1507 Equal Opportunity Commission, 48-1222 Expert witness. Award against state, requirements, 25-1804

WITNESS FEES –Cont'd Expert witness -Cont'd Court of condemnation, 19-706 Grand jury witness, transcript fee, 29-1407.01 **Guardianship**, Adult Guardianship and Protective Proceedings Jurisdiction Act, Nebraska Uniform, unjustifiable conduct of party, 30-3913 Housing practice, discriminatory, 20-334 In forma pauperis action, 25-2304 Inheritance tax, appraisal hearing, 77-2024 Insurance company, Examination by Department of Insurance, 44-5905 Insolvent, priority, 44-4842 **Integrated Solid Waste** Management Act, 81-1507 Jailing of witness, additional fee, 29-508.02 Judicial district public defender, payment of expert witness fee, 29-3911 Juvenile case, 29-1901 Landscape Architects, Board of, 81-8,191 Legislature, 50-408 Livestock auction market hearing, 54-1169 Livestock Waste Management Act, 81-1507 Meat and Poultry Inspection Law, Nebraska, 54-1914 Medical review panel, 44-2845 Mileage, Civil action, 25-1227, 33-139 Criminal case, 29-1901, 33-139 Military code, 55-428 Motor vehicles, license or registration hearing, 60-1414 Orders authorized, 25-1227 Public Counsel, 81-8,245 Public employee, 33-139.01 Public Service Commission, 75-130 Schools, hearing officer, 79-1166

State as party to civil action, Interagency legal actions, costs, 25-1808, 25-1809 Procedures applicable, 25-21,208, 25-21,210 State Fire Marshal, 81-509 State Real Estate Commission, 81-885.27 **Tax Equalization and Review** Commission, 77-5016.06, 77-5016.07 Traffic case, 29-1901 Unclaimed witness fees. Applicability of sections, 24-345, 24-349 Procedures, 33-140 to 33-140.03 Unemployment compensation claim, 48-643 Victims and witnesses rights, 81-1848 Workers' compensation action, 48-172 WITNESSES See generally LEGAL PROCEDURE Adoption of children, consent to, 43-104.07, 43-106 Arbitration action, 25-2606, 25-2608 Assistance centers, Establishment and functions, 81-1843 to 81-1847 Injunction action to enforce, 25-21,279 Attendance of witness from another state, 29-1906 to 29-1911 Attorney, duties owed to witness, 7-105 Bribery of a witness, 28-917 to 28-919 Child victim or witness, Forensic interview, 28-728 Videotape deposition, 28-728, 29-1925, 29-1926 Civil liability, not an excuse, 25-1209 Compel attendance, when, 25-1227 Civil action. 25-1227 Criminal action. Article I. section 11. Constitution of Nebraska

WITNESSES –Cont'd Concealing oneself to avoid service, 25-1238 Confrontation of witness, right of criminal defendant, Article I, section 11, Constitution of Nebraska Contempt, See CONTEMPT Coroner's inquest, 23-1806 to 23-1808, 23-1814, 23-1818 County surveyor, testimony before, 23-1903 Credibility, Civil procedure, facts otherwise excludable, use, 25-1211 Criminal procedure, 29-1917, 29-2264 Evidence rules, 27-607 to 27-610, See also EVIDENCE RULES. NEBRASKA Rules of the road misdemeanor violation, cannot be used to impeach, 60-694 Crime witness. Assistance center, 81-1843 to 81-1848 Injunction action to enforce, 25-21.279 Criminal liability, excuse for witness, 25-1210 Custody, retain or release, conditions, 29-507 to 29-508.02 Debtor examination, 25-1570, 25-1571, 25-1577 to 25-1579 Deed, proof by witness, 76-228 to 76-231 **Depositions,** See DEPOSITIONS **Director of Aeronautics or** employee, not required to testify, 3-118 **Discovery, See DISCOVERY** Distance restriction. Civil action. 25-1227 In forma pauperis action, 25-2304 Election contest, witnesses, 32-1103 Evidence rules, See EVIDENCE RULES, NEBRASKA; 27-101

Expert witness, Coroner's inquest, surgeon as witness, 23-1818 Crimes Against Children Fund, use, 81-1429.01 Evidence rules, See EVIDENCE RULES, NEBRASKA; 27-701 Executive branch of government, employee of, 49-14,104 Obscenity trial, 28-814 Report or finding of fact, admission without witness, 25-12,115 Failure of party to attend, continuance for other party, 25-1239 Fees, See WITNESS FEES Felony prosecution, use of deposition, 29-1917 Grand juries, See GRAND JURIES Housing practice, discriminatory, 20-334 Husband and wife, communications not privileged, 42-729, See also FAMILY SUPPORT ACT. UNIFORM INTERSTATE Immunity from service, when, 25-1235 Impeachment, Credibility, this heading In forma pauperis action, 25-2304 Jailhouse witness, evidence available to defense, 29-1912 Jailing of witness, conditions, 29-507 to 29-508.02 Juvenile court, 29-1901 Legal notice, proof by witness, requirements, 25-1275 Liability of, 25-1209, 25-1210 Magistrate, segregation of witnesses, 29-505 Marriage ceremony, 42-108 to 42-110 Medical review panel, appearance **before**, 44-2846 Mental health commitment, 71-952 to 71-954 Military code, 55-428 Misconduct, ground for new trial, 29-2101

WITNESSES –Cont'd Misdemeanor case, procedures, 29-610.01, 29-610.02 Nonresidents. Criminal proceeding, See WITNESSES FROM WITHOUT A STATE IN CRIMINAL PROCEEDINGS, UNIFORM ACT TO SECURE THE ATTENDANCE OF; 29-1906 Immunity from service, 25-1235 Prisoners, rendition of, See RENDITION OF PRISONERS AS WITNESSES IN CRIMINAL PROCEEDINGS ACT, UNIFORM; 29-3201 Notary public, powers, 64-108 Pandering, competency of witness to testify, 28-803 Peer review committee proceedings, 25-12, 123, 71-7912 Posting of notice, proof by witness, requirements, 25-1275 Power of attorney, health care decisions, 30-3404, 30-3405 Prisoner as witness. Civil action, 25-1233, 25-1234 Criminal case, 25-1233, 25-1234, 29-3201 to 29-3210 Privileges, 25-1210, 27-501 to 27-509. See also EVIDENCE RULES. NEBRASKA Public disgrace, excuse for witness, 25-1210 **Public Service Commission, refusal** to testify before, 75-130 Religious beliefs, effect, Article I, section 4, Constitution of Nebraska Rights of crime witness, 81-1848 Self-incrimination, See SELF-INCRIMINATION State as party to civil action, procedures applicable, 25-21,208, 25-21,210 State lottery, witness of drawing, 9-823 Student, disciplinary action, 79-273, 79-278, 79-279 Subpoena, See SUBPOENA

Support order proceedings, 42-729, See also FAMILY SUPPORT ACT. UNIFORM INTERSTATE Tampering with a witness, 28-917 to 28-919 Accessory to felony, 28-204 Tax Equalization and Review Commission, subpoena of witnesses, 77-5016.02 to 77-5016.08 Testimony, manners of taking authorized, 25-1240 to 25-1245 Testimony by electronic means, 42-729, See also FAMILY SUPPORT ACT, UNIFORM INTERSTATE Treason, two witnesses required, Article I, section 14, Constitution of Nebraska Usury prosecution, 45-113 Venue change in criminal case, recognize witness, 29-1304 Videotape deposition of child victim or witness, 29-1925, 29-1926 Will. Definitions, 30-2209 Witness requirements, 30-2327 to 30-2330 Wiretaps, 86-2,111 Witness fees, See WITNESS FEES Witness from without state. attendance, 29-1906 to 29-1911 Witnesses of crime, Assistance center, 81-1843 to 81-1848 Injunction action to enforce, 25-21,279 WITNESSES FROM WITHOUT A STATE IN CRIMINAL PROCEEDINGS, UNIFORM ACT TO SECURE THE ATTENDANCE

OF See generally WITNESSES Procedures, 29-1906 to 29-1911

WOMEN, COMMISSIONS ON THE STATUS OF See generally CIVIL RIGHTS

WOMEN, COMMISSIONS ON THE STATUS OF -Cont'd
Cities of the primary class, 15-277, 15-278
Civil rights, See CIVIL RIGHTS
Claims against, settlement, public access requirements, 84-713
Counties, 23-104.04, 23-104.05
Electronic postmark, use authorized, 86-644
WOMEN'S HEALTH See generally HEALTH CARE Abortion, See ABORTION
Diseases, See DISEASES AND INJURIES

Breast and cervical cancer, See CANCER Maternal and child health, See MATERNAL AND CHILD HEALTH Pregnancy, See PREGNANCY Women's Health Initiative of Nebraska. Advisory Council, Women's Health Initiative, 71-702 Created, 71-701 Department, Annual report, 71-707 Personnel and administrative support, 71-703 Powers, 71-706 Fund, Women's Health Initiative, Created, 71-705 Donations and grant funds accepted, 71-704

WORKERS' COMPENSATION ACT, NEBRASKA

See generally LABOR AND EMPLOYMENT Accidents, reports, 48-144 Act, Changes, applicability, 48-1,112 Coverage, 48-106 How cited, 48-1,110 Agricultural employees, covered under act, when, 48-106 Alien deaths, reports, 48-144 Ancillary issues, jurisdiction, 48-161 Answer, 48-176 Appeal, Attorney's fees, when, 48-125 Bill of exceptions, 48-182 Notice of appeal, 48-182 Procedure, 48-182, 48-185 Assignment and attachment, limitations and exceptions, 48-149 Attorney's fees, Authorized, 48-125 Lien, 48-108 Third-party claims, 48-118.01 to 48-118.03 Autopsy, costs, 48-135 Benefits, *Compensation*, this heading Burden of proof, negligence, 48-107 **Car pooling**, 60-2501 to 60-2508. See also RIDE SHARING Child support, income withholding, 48-149 Claim. Disputed, submission to court, 48-161 Informal dispute resolution, this heading Injury report required, excused when, 48-120 Processing and payment time requirements, 48-125.02 Third-party, 48-118 to 48-118.05 Compensation, 48-101 Amount, 48-121 to 48-123 Governor, power to suspend, 48-121.01 Assignment and attachment, limitations and exceptions, 48-149 Computation, 48-119 Exclusions, 48-130 Disputes, submission to court, 48-161 Elective, 48-109 to 48-115.01 Maximum and minimum weekly income benefit, 48-121.01 Mental injuries and mental illness for first responders, 48-101.01 Payment, Delay, penalty, 48-125 Method, 48-125, 48-125.01

WORKERS' COMPENSATION ACT. **NEBRASKA** – Cont'd **Compensation** –*Cont'd*. Payment -Cont'd Right to compensation not in issue. 48-178.01 Settlements, this heading Compensation court, 48-152 to 48-191, See also WORKERS' COMPENSATION COURT. NEBRASKA Compensation court proceedings. Answer, 48-176 Appeal, Appeal, this heading Awards, binding when, 48-170 Claims, submission to court, 48-161 Evidence, rules, applicability, 48-168 Expedite, when, 48-163 Hearings. Accidents outside of state, 48-186 Manner of conducting, 48-177 Record of proceedings, 48-178 Judgment, file with district court, 48-188 Modification of orders, 48-180 Motions, 48-162.03, 48-163, 48-177, 48-182 Orders, Binding when, 48-170 Modification, 48-162.01, 48-180 Petition, 48-173 Service of process, 48-174 to 48-175.01, 48-190 Time, how computed, 48-191 Transcripts, 48-169 Corporations. Executive officers, coverage, when, 48-115 Officers and employees, liability, 48-125.01, 48-145.01 Court reporter, appointment, when, 48-178 Death, compensation, 48-122 to 48-123. 48-143 Defenses, 48-102 to 48-105 Definitions, 48-106, 48-114, 48-115, 48-124, 48-151, 48-171 Dependents, 48-124 Elective compensation, 48-109 to 48-115.01 Employee, defined, 48-115

Employer. Defined, 48-106, 48-114 Evasion of law, 48-116, 48-117 Joint liability, 48-129 Reports, 48-145.02 Evasion of law, 48-116, 48-117 Examination, duty to submit, 48-134 Expedite proceedings, when, 48-163 False representation, denial of compensation, 48-148.01 Fees, 48-138, 48-139, 48-162, 48-172.48-187 Fees and costs. Attorney's fees, this heading Depositions, costs, 48-172 Filing fees, when not required, 48-172, 48-187 Independent medical examiners, 48-134.01 Medical services, schedules of fees, 48-120, 48-120.04 Settlements, filing fees, 48-138, 48-139 Specialists, fee schedule, 48-162.01 Vocational rehabilitation counselors, fee schedule, 48-162.01 Witness fees, 48-172 First responders, compensation for mental injuries and mental illness, when, 48-101.01 Funds. Compensation Court Cash Fund, 48-1,116 Accounting, 48-1,117 Contributions, 48-1,113 to 48-1.115 Abatement, 48-1,117 Workers' Compensation Claims Revolving Fund, 48-1,103 Workers' Compensation Trust Fund, 48-162.02 Incompetency, effect, 48-132 Independent medical examiner. Fee schedule, authorized, 48-134.01 Liability, immunity, 48-134.01 Managed care plan, findings authorized, 48-120.02 Medical services, disputes, 48-120 Qualifications and selection, 48-134.01

WORKERS' COMPENSATION ACT. NEBRASKA – Cont'd Informal dispute resolution, Confidentiality, 48-168 Medical services, disputes, 48-120, 48-120.02 Procedure, 48-168 Rules and regulations, 48-168 Injunctions, 48-145.01 Injury, Reports, 48-144.01 Subsequent, compensation, 48-128 Verification, 48-134 Insurance, Additional annual payments, 48-1,113, 48-1,115 Abatement, 48-1,117 Applicability of law, 48-147 Assigned risk system, 44-3,158 Safety committee required, 48-146.01 Cancellation, notice required, 48-144.03 Carriers, revocation of authority, grounds, 48-146.02 Coverage provided by an association, 44-3,151 to 44-3.156 Deductible options, 48-146.03 Master policy obtained by professional employer organization, 48-144.03 Nonrenewal, notice required, 48-144.03 Policy, contents, 48-146 Premiums. How calculated, 44-7524 Study of costs, 48-1,118 Rates, 44-7524 Relationship to health, accident, or other coverage, 48-106 Reports, 48-144.02, 48-144.04 Required, 48-145, 48-145.02 Intoxication, effect, 48-127 Liens, See LIENS Limited liability company member or manager, liability, 48-125.01, 48-145.01 Lump-sum settlements, 48-138 to 48-141, 48-140

Filing fees, 48-138, 48-139 Managed care plan, Certification, Application, 48-120.02 Factors, 48-120.02 Refusal, revocation, or suspension, 48-120.02 Contracts authorized, 48-120 Dispute resolution procedures, 48-120.02 Independent medical examiner, use, when, 48-120.02 Rules and regulations, 48-120.02 Medical examination, court, power to order, 48-120 Medical information, access, 48-120 Medical services, Disputes, informal resolution, 48-120, 48-120.02 Generic drugs, preference, 48-120.03 Independent medical examiner, 48-120, 48-173 Liability for costs, 48-120 Managed care plan, 48-120, 48-120.02 Payments to suppliers, 48-120 Schedule of fees, 48-120 DRG inpatient hospital, 48-120.04 Trauma services inpatient hospital, 48-120.04 Military forces, benefits, 55-159 Minors, Dependent, criteria, 48-122.01, 48-124 Minor employee, treatment, 48-132 Motor carrier, coverage, 48-115, 48-115.02 Negligence, Civil defense workers, 81-829.55 Compensation, when, 48-101 to 48-103 Employer's liability, 48-102, 48-107 Willful negligence of employee, 48-109 to 48-111, 48-127, 48-151 Notice, 48-133 Petition, 48-173 Physician, Notice to employer of treatment, duty, 48-120

WORKERS' COMPENSATION ACT. NEBRASKA -Cont'd **Physician** –Cont'd Selection procedure, 48-120 Preference of claims, 48-150 Premiums, study required, 48-1,118 Records. Compensation court, power to examine, 48-146.02 Electronic access, report required, 84-1205.03 Medical and hospital, access, 48-120 Rehabilitation services, 48-162.01, 48-162.02 Compensation payments during, 48-121 Vocational rehabilitation plan, 48-162.01 Release, actions considered, 48-148 **Reports**, 48-144 to 48-144.04, 48-145.02 **Ride sharing**, 60-2501 to 60-2508, See also RIDE SHARING Risk management pools, Additional annual payments, 48-1,113, 48-1,115 Abatement, 48-1,117 Annual payments, 48-162.02 Requirements, 44-4304, 48-146 Suspension, grounds, 48-146.02 Rules and regulations, 48-146.02, 48-163, 48-164 Safety committee, requirements, 48-443 to 48-445 Safety Consultation Program, **Workplace**, 48-446 Schedules, Compensation, 48-121 to 48-123 Governor, power to suspend, 48-121.01 Medical services, fees, 48-120 DRG inpatient hospital, 48-120.04 Trauma services inpatient hospital, 48-120.04 Second injury, compensation, 48-128 Self-insurers. Additional annual payments, 48-1,114, 48-1,115

Abatement, 48-1,117 Assessments and payments, 48-145, 48-145.04 Authorization revoked or suspended, when, 48-145 Compensation court, powers, 44-4319, 48-146.02 Fee, 44-6606 Insurer status, 28-631, 44-6603 Requirements, 48-145 Suspension, grounds, 48-146.02 Service of process, 48-174 to 48-175.01.48-190 Settlements, 48-136 Assignment and attachment, limitations and exceptions, 48-149 Filing fees, 48-138, 48-139 Final, 48-140 Lump-sum, 48-138 to 48-141 Reports, 48-144 Structured Settlements Transfers Protection Act, not applicable, 25-3104 Third-party claims, 48-118.04 Treatment, 48-149 State, claims against, 48-190 Agencies, handle claims, when, 48-196, 48-1,106 Approval required, 48-194 Attorney General, powers and duties, 48-194, 48-196, 48-1,100, 48-1,101 Claims, procedure, 48-197 Definitions, 48-193 Employees, Claim, Prompt Payment Act, applicable, 48-125.02 Cooperation required, 48-1,109 Insurance, purchase by state, 48-1,107, 48-1,108 Intent. 48-192 Liability of state, 48-199, 48-1,105 Payment, 48-1,102 Report, annual, 48-1,104 Risk Manager, authority, 48-194 Rules and regulations, 48-195 Suits, procedure, 48-198 State average weekly wage, how determined, 48-121.02

WORKERS' COMPENSATION ACT. NEBRASKA – Cont'd Statutes of limitation, 48-137, 48-144.04 Study of effectiveness of legislation, premium costs, 48-1.118 Subrogation, 48-118 to 48-118.05 Third-party claims, 48-118 to 48-118.05 Violations, penalties, 48-125.01, 48-145.01.48-147 Vocational rehabilitation. Rehabilitation, this heading Wages or compensation rate, how computed, 48-126, 48-126.01 Waivers, invalid, 48-131 Worker, defined, 48-115 **Workplace Safety Consultation** Program, 48-446 Wrongful death, 48-105 WORKERS' COMPENSATION COURT. NEBRASKA See generally COURTS Authorized, Article V, section 1, Constitution of Nebraska Clerk, 48-157 to 48-159 Bond or insurance, 48-158 Issuance of writs and orders, 25-2204 Mail notice of judgment, 25-1301.01 Powers and duties, 25-2214, 48-157 Praecipe, filing requirements, 25-2204 Records, duties, 25-2204 to 25-2213 Salary, 48-159 Trial docket, how kept, 25-2211, 25-2211.01 Commissions, judicial, Nominating, 24-801 to 24-812.01, 48-152.01, See also JUDICIAL NOMINATING COMMISSIONS Qualifications, 24-715 to 24-721, See also JUDICIAL QUALIFICATIONS, COMMISSION ON Resources, 24-1201 to 24-1206, See also JUDICIAL RESOURCES COMMISSION Copies, fees, 48-157, 48-162

Court costs, 48-172, 48-178, See also COURT COSTS Court reporter, appointment, when, 48-178 Creation, 48-152 Electronic postmark, use authorized. 86-644 Forms, blank, distribution, 48-165 Funds. Compensation Court Cash Fund, 48-1,116 Accounting, 48-1,117 Contributions, 48-1,113 to 48-1,115 Abatement, 48-1,117 Workers' Compensation Claims Revolving Fund, 48-1,103 Workers' Compensation Trust Fund. 48-162.02 Holiday closings, 25-2221 Judges, 48-152 to 48-159.08 Acting judge, appointment, 48-155.01 Not part of retirement system, 48-155.01 Bond or insurance, 48-158 Disciplinary actions, procedures, Article V, sections 30 and 31, Constitution of Nebraska Eligibility, 48-153.01 Other offices, 24-741 Number, 48-153 Oath, Article XV, section 1, Constitution of Nebraska Powers, 24-734 Presiding judge, 48-155 Quorum, powers, 48-156 Removal, 48-154 Retention in office, procedure, Article V, section 21, Constitution of Nebraska, 24-813 to 24-818 Retired, appointment by Supreme Court, 24-729 to 24-733 Retirement, Effect, 24-714 Retirement system, See JUDGES **RETIREMENT ACT; 24-701** Salary, 48-159, 48-159.08

WORKERS' COMPENSATION COURT, NEBRASKA -Cont'd Judges -Cont'd. Salary -Cont'd Restrictions, Article III, section 19, Constitution of Nebraska Term. 48-153 Commencement, 24-819 End, 24-819 Vacancy in office, Article V, section Constitution of Nebraska Judicial statistics, report, 24-1006 Jurisdiction, 48-152 Ancillary issues, 48-161 Nonjudicial days, 25-2221 Powers and duties, 48-162 to 48-168 Records. Maintain, 48-167 Production required, 48-163 Rehabilitation services, court duties, 48-162.01 Reports, annual, contents, 48-166 Rules and regulations, 48-163, 48-164 Seal, official, 48-160 Toll-free telephone number, 48-162

WORKERS MEMORIAL DAY See HOLIDAYS

WRECKERS

See MOTOR VEHICLES

WRESTLING

See ATHLETICS

WRONGFUL CONVICTION AND IMPRISONMENT ACT, NEBRASKA CLAIMS FOR

See generally CRIMINAL PROCEDURE Act, how cited, 29-4601 Claimant, Filing claim, 29-4607 Rights, 29-4608 Services to, effect, 29-4606 Intent, 29-4602 Lien for defense costs, extinguished when, 29-4605 Recovery, Damages, determination, 29-4604 Effect, 29-4608 Proof required by claimant, 29-4603 Statute of limitations, 81-8,227

WRONGFUL DEATH

See generally ACTIONS Action, Authorized, 30-809, 30-810 Includes unborn child, 30-809 Justification defense available, when, 28-1416 Anhydrous ammonia, tampering with, effect on liability, 25-21,281 Injured persons, statements prior

to death, use as evidence, 25-12,124 to 25-12,126 Workers' Compensation Act, Nebraska, 48-105

Х

X-RAYS See RADIOACTIVE MATERIALS

Υ

YOUNG ADULT BRIDGE TO INDEPENDENCE ACT See generally CHILDREN AND MINORS Act.

How cited, 43-4501 Purpose, 43-4502 Bridge to independence program, Availability, 43-4504 Independence coordinator, 43-4506 Participation. Agreement, voluntary services and support agreement, Contents, 43-4506 Termination, procedure, appeal, 43-4507 Juvenile court. Appoint support team for young adult, 43-4510 Department, report, 43-4508 Filing with, contents, 43-4508 Jurisdiction, 43-4508 Review hearings, 43-4508, 43-4508.01

YOUNG ADULT BRIDGE TO **INDEPENDENCE ACT** –Cont'd Bridge to independence program -Cont'd Periodic case reviews by department, 43-4509 Services and support, enumerated, 43-4505 Choice of programs, 43-4511.01 Committee, Bridge to Independence Advisory, Duties, 43-4513 Members, 43-4513 Report, contents, 43-4513 Confidentiality, 43-4508 Definitions, 43-4503 Department, submit state plan amendment for federal funding, 43-4514 Extended adoption assistance, eligibility, use, 43-4512 Extended guardianship assistance, eligibility, use, 43-4511 Rules and regulations, 43-4514

YOUTH CONSERVATION CORPS

See generally ENVIRONMENTAL PROTECTION **Program**, 37-908, 37-909

YOUTH CONSERVATION PROGRAM, **NEBRASKA** See generally ENVIRONMENTAL PROTECTION Commission, Game and Parks, Duties, 37-917 Report, contents, 37-919 Rules and regulations, 37-918 Definitions, 37-916 Fund, Nebraska Youth Conservation Program, 37-920 Transfer to, 37-921 Intent and findings, 37-915 Program, Coordination with other programs, 37-917 Created, 37-917 Participants, gualifications, 37-917

Purpose, 37-917

YOUTH REHABILITATION AND TREATMENT CENTERS

See HEALTH AND HUMAN SERVICES, OFFICE OF JUVENILE SERVICES ACT; 43-401

Ζ

ZONING AND PLANNING See generally REAL ESTATE Advertising signs, removal, 69-1701, 69-1702 Airport zoning, See AIRPORT ZONING ACT; 3-301 Annexation, See ANNEXATION Cities of the first class. Additions, Filing and recording, 19-916 Subdivision or platting procedure, 19-916 Subdivision requirements, 19-918 to 19-922 Assistance provided, when, 13-302 Board of adjustment, 19-908 to 19-912 Board of zoning appeals, 19-912.01 Building zones, 19-902 to 19-905 Modification, procedure, 19-915 Comprehensive development plan. 19-903, 19-904 New or comprehensive update, energy assessment requirements, 19-903 Comprehensive zoning ordinance, 18-1721 Enforcement, 19-913 Interjurisdictional planning commission, 19-930 to 19-933 Jurisdiction, 16-901, 16-902, 16-905, 18-1716 Ceded from county, when, 13-327. 13-328 Description of territory, 16-905 Land-use changes, notify affected school district or military installation, 19-923 Planned unit development, 18-3001 Planning commission, 19-924 to 19-929

ZONING AND PLANNING -Cont'd Cities of the first class -Cont'd. Planning commission –*Cont'd* Interjurisdictional, 19-930 to 19-933 Platting, procedure, 16-902, 16-903 Errors, procedure, 19-2201 to 19-2204 Regulations, 16-901 Applicability, 19-914 Authorized, when, 19-901 Hearing, 19-904 Modification, procedure, 19-905 Nonconforming use, 19-904.01 Requirements, 19-903 Streets, dedication, 16-904, 18-1721 Subdivision, 16-901 to 16-905 Defined, 19-921 Ten-acre requirement, 19-921 Vacation of plat and addition, 19-917 Cities of the metropolitan class, Adjacent property owners, notice of request for classification change, 14-420 Applicability of law, 14-416 Assistance, provided when, 13-302 Board of appeals, 14-401 to 14-414 Comprehensive plan, new or comprehensive update, energy assessment requirements, 14-403.01 Comprehensive zoning ordinance, 18-1721 Damages, failure to give notice of request for change, 14-420 Districts, established, 14-402, 14-404. 14-405 Enforcement, 14-415 General powers, 14-401 Jurisdiction, 14-418 to 14-420, 18-1716 Liability, failure to give notice of request for change, 14-420 Neighborhood association, register for request for classification change, 14-420 Nonconforming use, 14-406 Planned unit development, 18-3001 Planning board, 14-373 to 14-375, 14-407

Potential zoning or platting change, notice to military installation, when, 14-407 Prior law, effect, 14-417 Purposes, 14-403 Refuse area, 14-818 Rendering plant, 14-818 Sewage plant, 14-818 Streets, dedication of land, 18-1721 Subdivision, platting requirements, 14-115, 14-116 Ten-acre requirement, 14-116 Violation, penalty, 14-415 Cities of the primary class, Additions, 15-106 to 15-106.02 Assistance provided, when, 13-302 Comprehensive plan, Building regulations, 15-902 New or update, energy assessment requirements, 15-1102 Requirements, 15-1102 Comprehensive zoning ordinance, 18-1721 Jurisdiction, 15-201.01, 15-901, 18-1716 Land-use changes, notify affected military installation, 15-1103 Ordinance or resolution, submit to planning department, report, 15-1104 Planned unit development, 18-3001 Planning department, Appeals, 15-106, 15-901, 15-1106, 15-1201, 15-1202 Comprehensive plan, responsible for. 15-1103 Creation, 15-1101 Director, duties, 15-1105 Hearings, 15-1105 Ordinance or resolution, approval by planning department, 15-1104 Streets, 15-1104 Platting, 15-106 to 15-106.02 Regulations, authorized, 15-905 Requirements, 15-1102 Streets, dedication of land, 18-1721 Subdivision, requirements, 15-901 Ten-acre requirement, 15-901

ZONING AND PLANNING -Cont'd Cities of the second class, Additions, Filing and recording, 19-916 Subdivision or platting procedure, 19-916 Subdivision requirements, 19-918 to 19-922 Assistance provided, when, 13-302 Board of adjustment, 19-908 to 19-912.01 Building zones, 19-902 to 19-905 Modification, procedure, 19-915 Comprehensive development plan, 19-903, 19-904 New or comprehensive update, energy assessment requirements, 19-903 Comprehensive zoning ordinance, 18-1721 Dedication of avenues, streets, and alleys, 17-1003 Enforcement, 19-913 Interjurisdictional planning commission, 19-930 to 19-933 Jurisdiction, 18-1716 Ceded from county, when, 13-327, 13-328 Suburban development, 17-1001 to 17-1004 Land-use changes, notify affected school district or military installation, 19-923 Planned unit development, 18-3001 Planning commission, 19-924 to 19-929 Interjurisdictional, 19-930 to 19-933 Platting, Approval, required, 17-1002 County clerk, platting authority, 17-425 Dedication of land, 17-417, 17-1003 Errors, procedure, 19-2201 to 19-2204 Filing, 17-415, 17-416 Lots, sale before platting, penalty, 17-426 Recording, 17-416, 17-417

Failure, effect, 17-424 Required, when, 17-415 Streets, 17-418 Vacation, 19-917 to 19-923 Regulations. Applicability, 19-914 Authorized, when, 19-901 Hearing, 19-904 Modification, procedures, 19-905 Nonconforming use, 19-904.01 Requirements, 19-903 Streets, dedication of land, 18-1721 Subdivision, defined, 19-921 Ten-acre requirement, 19-921 Violations, penalties, 19-913 Compensation, removal of signs, 69-1701 Counties. Adjacent land, regulation, procedures, 23-164, 23-165, 23-170 Administrator, 23-114.04 Assistance, provided when, 13-302 Authorized, 23-114 Board of adjustment, powers and duties, 23-168.01 to 23-168.04 Serve village or city of the second class, when, 19-912.01 Board of zoning appeals, 23-174.09 Serve village or city of the second class, when, 19-912.01 Cities of the primary class, approval required, when, 23-174.03 Codes, adoption, requirements, 23-172 Comprehensive development plan, Authorized, 13-301, 23-377 Contents, 23-114.02, 23-174.05 New or comprehensive update, energy assessment requirements, 23-114.02 Preparation and adoption, 23-174.06 Conditional use, 23-114.01 Districts, 23-114.03 Injunction and other remedies, 23-114.05 Interjurisdictional planning commission, 19-930 to 19-933 Jurisdiction, 23-114

ZONING AND PLANNING –Cont'd Counties -Cont'd. Jurisdiction -Cont'd Cede to city of first or second class or village, when, 13-327, 13-328, 23-114 Land-use change, notice to military installation, 23-114.06 Livestock operation, Assessment matrix for use by counties, 81-2,294 Conditional use or special permit, 23-114.01, 54-2420, 54-2437 Nonconforming uses, 23-173.01 Permits, 23-114.04 Planning commission, 23-114.01 Interjurisdictional, 19-930 to 19-933 Planning department, required, when, 23-174.04 Regulations, 23-114.03 Limitations, 23-174.01, 23-174.02 Purposes, 23-174.10 Resolutions, 23-173 Conform with comprehensive development plan, 23-174.07, 23-174.08 Public hearing, 23-174.08 Special exception, 23-114.01 Subdivisions, requirements, exceptions, 23-372 to 23-377 Urbanizing area planning commission, 23-3631 to 23-3634 Violations, penalty, 23-114.05, 23-174 Covenants, environmental, relationship to, 76-2606, See also ENVIRONMENTAL COVENANTS ACT. UNIFORM Farms, not a nuisance, when, 2-4403 Highway corridors, preliminary subdivision plat reviews, 39-1311 to 39-1311.05 Livestock operation, Assessment matrix for use by counties, 81-2,294

County zoning conditional use or special permit, 23-114.01, 54-2420, 54-2437 Manufactured homes and mobile homes. Cities of the first class, 19-902 Cities of the metropolitan class, 14-402 Cities of the primary class, 15-902 Cities of the second class, 19-902 Counties, 23-114 Villages, 19-902 Military installation, notified by municipality of land use changes, 14-407, 15-1103, 19-923, 23-114.06 Niobrara scenic river corridor, zoning restrictions and jurisdiction, 72-2010, 72-2012, See also NIOBRARA SCENIC RIVER ACT Nonconforming use, advertising signs, 69-1702 Right to Farm Act, Nebraska, 2-4401 to 2-4404 Schools, notice of land-use changes, 19-923 Solar energy, 66-913, 66-914 Villages, Additions. Filing and recording, 19-916 Subdivision or platting procedure, 19-916 Subdivision requirements, 19-918 to 19-922 Assistance provided, when, 13-302 Board of adjustment, 19-907 to 19-912.01 Building zones, 19-902 to 19-905 Modifications, procedure, 19-915 Comprehensive development plan, 19-903, 19-904 New or comprehensive update, energy assessment requirements, 19-903 Comprehensive zoning ordinance, 18-1721 Dedication of avenues, streets, and alleys, 17-1003 Enforcement, 19-913

ZONING AND PLANNING –Cont'd Villages –Cont'd Interjurisdictional planning commission, 19-930 to 19-933 Jurisdiction, 18-1716 Ceded from county, when, 13-327, 13-328 Suburban development, 17-1001 to 17-1004 Land-use changes, notify affected school districts or military installations, 19-923 Planned unit development, 18-3001 Planning commission, 19-924 to 19-929 Interjurisdictional, 19-930 to 19-933 Platting, Approval, required, 17-1002 County clerk, platting authority, 17-425 Dedication of land, 17-417, 17-1003 Errors, procedure, 19-2201 to 19-2204 Filing, 17-415, 17-416 Lots, sale before platting, penalty, 17-426 Recording, 17-416, 17-417 Failure, effect, 17-424 Required, when, 17-415 Streets, 17-418 Vacation, 19-917 to 19-923 Regulations, Applicability, 19-914 Authorized, when, 19-901 Hearing, 19-904 Modification, procedures, 19-905 Nonconforming use, 19-904.01 Requirements, 19-903 Streets, dedication of land, 18-1721 Subdivision, defined, 19-921 Ten-acre requirement, 19-921 Violations, penalty, 19-913 Wind energy, 66-913, 66-914