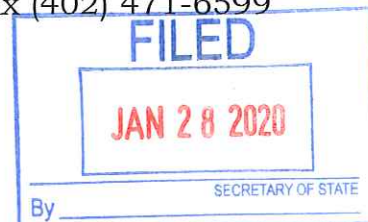


# State of Nebraska Accountability and Disclosure Commission

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## NOTICE OF PUBLIC HEARING

### NEBRASKA ACCOUNTABILITY AND DISCLOSURE COMMISSION

Notice of hearing is hereby given on the matter of the amendment of Title 4, Chapter 2, to make certain additions, deletions and changes to the designation of public officials and employees who must file Statements of Financial Interests. Title 4, Chapter 2 is to be amended for the purpose of including within it all positions specified or described by section 49-1493 of the Nebraska Statutes. The proposed amendments are expected to have no fiscal impact on any state agency, political subdivision or person being regulated.

A public hearing to amend and revise Title 4, Chapter 2 will be held by the Nebraska Accountability and Disclosure Commission at 9:00 a.m., March 6, 2020, in Conference Room D, 4<sup>th</sup> Floor, 1526 K Street in Lincoln, Nebraska, at which time and place interested persons shall be given an opportunity to submit data or views orally or in writing. Persons intending to propose amendments or submit written data are urged to do so prior to the hearing.

Copies of the rule with proposed amendments are available to the public at the office of the Nebraska Accountability and Disclosure Commission at 1225 L Street, #400 in Lincoln, Nebraska or by calling 402-471-2522. The proposed amendments are also available on the Commission's website at [www.nadc.nebraska.gov](http://www.nadc.nebraska.gov).

Statutory Authority: the rule with proposed amendments is to be adopted pursuant to the provisions of section 49-1493 and section 49-14,123(1) of the Revised Nebraska Statutes.

Scope and Application: The proposed amendments to Title 4, Chapter 2 make certain additions, deletions and changes in the designation of public officials and employees of the state required to file Statements of Financial Interests.

Dated this 28th day of January 2020

Frank J. Daley, Jr.  
Executive Director  
Nebraska Accountability & Disclosure Commission  
P.O. Box 95086  
Lincoln, NE 68509

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## TITLE 4- NEBRASKA ACCOUNTABILITY AND DISCLOSURE COMMISSION

### CHAPTER 2 - DESIGNATION OF INDIVIDUALS REQUIRED TO FILE STATEMENTS OF FINANCIAL INTERESTS (Adopted October 29, 1999; Amended October 12, 2007; amended , 2020)

#### STATUTORY AUTHORITY

This rule is adopted pursuant to the provisions of sections 49-14,123(1) and 49-1493(13), Revised Statutes of Nebraska.

001 **SCOPE AND APPLICATION:** ~~This rule designates the public officials and employees required to file Statements of Financial Interests with the Commission pursuant to subdivision (13) of section 49-1493 and includes, but is not limited to, public officials and employees required to file such statements by reason of statutory designation pursuant to the provisions of subdivisions (1) to (12) of said section. See sections 49-1493 to 49-1495, Revised Statutes of Nebraska, for additional requirements as to with whom such Statements of Financial Interests must be filed and when such filings are required. See sections 49-1496 to 49-1497 and NADC Form C-1 for the form and contents of such Statements of Financial Interests. Section 49-1493(1) through (6) and (9) through (12) designates the public officials and employees required to file Statements of Financial Interests with the Commission. This rule designates the public officials and public employees required to file pursuant to subdivisions (7), (8) and (13) of section 49-1493. See sections 49-1493 to 49-1495, Revised Statutes of Nebraska, as to when Statements of Financial Interests must be filed. See sections 49-1496 to 49-1497 and NADC Form C-1 for the form and contents of such Statements of Financial Interests.~~

002 **DESIGNATION:** Under the following subdivisions (1) to subdivisions (7), (8) and (13) of section 49-1493, Statements of Financial Interests shall are required to be filed by individuals holding or appointed to the office of, filing for election to, or appointed to the following offices or positions:

002.01 ~~State Executive Officers and executive department heads, including: Governor, Lieutenant Governor, Secretary of State, Auditor of Public Accounts, State Treasurer, Attorney General, Tax Commissioner, Director of Agriculture, Commissioner of Labor, Members of the State Board of Health, Director State Engineer for the Department of Roads, Director of Department of Natural Resources, Director of Banking and Finance, Director of Insurance, Director of Motor Vehicles, Director of Administrative Services, Director of Correctional Services, Director of Economic Development, Superintendent of the Nebraska State Patrol, Chief Executive Officer of Health and Human Services.~~

002.02 ~~Commissioner of Education, State Board of Education: Members, Board of~~

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~~Regents of the University of Nebraska except student members,  
Coordinating Commission for Postsecondary Education: Members.~~

~~002.03 Board of Parole: Members.~~

~~002.04 Public Service Commission: Commissioners.~~

~~002.05 Members of the Legislature~~

~~002.06 Members of the board of directors and officers of districts organized under Chapter 70, including: Public Power Districts, Public Irrigation Districts, Public Power and Irrigation Districts, Rural Power Districts.~~

~~002.071 Pursuant to section 49-1493(7), a A member of any board or commission of the state or any county which examines or licenses a business or which determines rates for or otherwise regulates a business, including: Nebraska Brand Committee, Motor Vehicle Licensing board, Oil and Gas Conservation Commission, Nebraska State Racing Commission.~~

~~002.082 Pursuant to section 49-1493(8), a A member of a land-use planning commission, zoning commission, or authority of the state or any county with a population of more than one hundred thousand inhabitants, including: county planning commissions and city-county (joint) planning commissions with a population of more than one hundred thousand inhabitants, Natural Resources Commission, Environmental Quality Council, county boards of adjustment in counties with a population of more than one hundred thousand inhabitants.~~

~~002.09 Elected county officials, including: commissioners, supervisors, attorney, sheriff, register of deeds, clerk, clerk of the district court, superintendent of schools, engineer, assessor, public defender, treasurer, surveyor, and members of weed control authority boards.~~

~~002.10 A member of the Environmental Trust Board.~~

~~002.11 An individual employed at the University of Nebraska-Lincoln in the position of Head Football Coach, Men's Basketball Coach, or Women's Basketball Coach.~~

~~002.12 Elected officials of a city of the primary or metropolitan class.~~

~~002.03 Pursuant to section 49-1493(13), the The officials or employees of the state holding the positions hereafter designated: (includes state officials listed in 002.01 through 002.12 above):~~

1. Abstracters Board of Examiners: Executive Director.
- 4.2. Accountability and Disclosure Commission: Commission members, executive director, deputy director, general counsel, auditors.
- 2.3. Administrative Services: ~~director~~, deputy director, controller, NIS E1 administrator, division administrators and directors, personnel administrator director. Materiel Division: print shop manager, central mail/supply services manager, state recycling coordinator, procurement manager, buyers, state surplus property manager. Personnel Division: personnel deputy director, personnel administrator benefits, personnel administrator classification and compensation, personnel administrator recruitment, ~~affirmative action administrator~~, personnel administrator organizational development. chief negotiator division of employee relations, personnel administrator employee benefits, personnel administrator, NIS Capitol Administrator, Risk Manager/Risk Management Division, Task Force for Building Renewal Architects and Consultants. chief information officer, CIO IT administrators, Building Division: Architects & Engineers.
- ~~3. Aeronautics: director, deputy director, division manager operations, division manager project management, division manager planning and programming, division manager navigational aids.~~
4. Agriculture: ~~director~~, assistant director, state veterinarian, deputy state veterinarian, administrative manager, division heads, legal counsel, budget and fiscal officer, agricultural trade representative.
5. Nebraska Arts Council: members, executive director, ~~associate directors~~ deputy director.
6. Athletic Commission: commissioner.
7. Attorney General: ~~attorney general, deputy attorneys general.~~
8. 7. Auditor of Public Accounts: ~~auditor of public accounts~~, deputy auditor, assistant deputy auditors, audit managers, Finance Manager, Legal Counsel.
8. Banking and Finance: ~~director~~, deputy director financial

institutions, assistant director-securities, general counsel, chief information technology Manager officer, business manager.

40 9. Board of Barber Examiners: director.

41 10. Nebraska Brand Committee: ~~committee members~~, executive director/chief inspector.

42 11. Collection Agency Licensing Board: members

43 12. Colleges--Board of Trustees: members of the board of trustees, chancellor, vice chancellor for finance and administration, general counsel and vice chancellor for employee relations, state college presidents, vice-presidents for administration and finance, vice-presidents for academic affairs, vice chancellor for academic planning and student affairs partnerships, ~~purchasing agents, directors of administrative services, business manager—Peru State College, business office manager—Chadron State College, business services director—Wayne State College, Associate Vice President of Administration and Finance-Wayne State College, Executive Director of Budget and Planning-Peru State College, Comptrollers, Budget director-Chadron State College and Wayne State College, Accountant-Chadron State College, Director of Accounting- Peru State College and Wayne State College, Director of Business Services-Peru State College, Director of Student Accounts-Wayne State College, Vice Chancellor for Student Affairs and Risk Management, Vice Chancellor for Facilities & Information Technology.~~

44 13. Corn Development, Utilization, and Marketing Board: administrator, board members.

45 14. Correctional Services: director, deputy directors, wardens, ~~deputy and associate wardens of Nebraska State Penitentiary, Nebraska Center for Women and Lincoln Correctional Center, Omaha Correctional Center, warden and corrections assistant superintendent of the Community Corrections Center-Lincoln, facility engineering manager, agency legal counsel, corrections materiel administrator, agency controller, corrections accreditation and planning manager, agency medical director, administrator adult parole, superintendent Cornhusker State Industries, manager federal surplus property, warden and corrections assistant superintendent of the Community Correction Center Omaha, warden of Nebraska Correctional Youth Facility, corrections superintendent/adult of the Work Ethic Camp, health program manager, agency grants~~

~~administrator, hospital administrator, accounting and finance manager, federal aid administrator II, assistant materiel administrator, assistant administrator cornhusker state industries, personnel administrator II, pharmacy manager, chief of operations, chief of staff.~~

46 15. Commission on Law Enforcement and Criminal Justice: commission members, executive director, federal aid administrator, division directors, and center directors, division chiefs, members, Jail Standards Board.

47 16. Dry Bean Commission: commission members, executive director.

48 17. Economic Development: director, deputy director.

49 18. Education: ~~commissioner of education, members of the State Board of Education, deputy commissioners, members of the department's leadership council appointed by the commissioner, agency legal counsel.~~

20 19. Educational Lands and Funds: board members, executive secretary, ~~General Counsel/Minerals Director~~, members of the Board of Appraisers.

24 20. Educational Television Telecommunications Commission: ~~commission members, secretary/general manager.~~

22 21. Electrical Board: members, executive director.

23. Engineers and Architects--Board of: executive director.

24. Nebraska Department of Environment and Energy Environmental Quality: Environmental Quality Council members, director, deputy director, assistant director, associate program director, division administrators, section supervisors, budget officer III, agency legal counsel, federal aid administrator II, ~~low level radioactive waste program manager~~ government relations manager, ~~integrated waste financial assurance coordinator, environmental engineer section supervisor, IT manager I, personnel manager II.~~

25. Nebraska Environmental Trust Board: members, executive director.

25. Nebraska Ethanol Board: administrator.

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26. Equal Opportunity Commission: commission members, executive director.
27. Fire Marshal: ~~state fire marshal~~, chief deputy state fire marshals, assistant state fire marshal, UST manager, business manager, legal counsel, plans examiner, state elevator inspector, chief boiler inspector.
28. Game and Parks Commission: commission members, director, assistant directors, division chiefs, manager facilities engineering, administrative assistant III-budget and fiscal division, federal aid administrator III.
29. Geologist Board: board members
- 29-30. Governor's Office: ~~Governor~~, chief of staff.
- 30-31. Grain Sorghum Development Utilization, and Marketing Board: board members, executive director.
- 31-32. Health and Human Services: ~~Chief Executive Officer, Director Division of Behavioral Health, Director Division of Children & Family Services, Director Division of Developmental Disabilities, Director Division of Medicaid & Long Term Care, Director Division of Public Health, Director Division of Veterans' Homes, Chief Medical Officer, Deputy Chief Medical Officer, Community Health Chief Administrator, State Board of Health Members, Rural Health Advisory Members, Licensure Administrator, Environmental Health Administrator, Chief Operating Officer, Administrator Communications & Legislative Services, Administrator Financial Services, Administrator Human Resources, Administrator Information Systems & Technology, Administrator Legal Services, Administrator Support Services, Service Area Administrators, Administrator of Each Veterans' Homes, Administrator Economic & Family Support, Administrator Food Programs, Administrator Protection & Safety, Administrator of Each Regional Center, Administrator Community Based Behavioral Health Services, Administrator of Each Youth Rehabilitation & Treatment Centers, Administrator office of Juvenile Services, Administrator Beatrice State Developmental Center, Administrator Unit of Aging, Administrator Long Term Care Programs, Administrator Acute Care Programs, Deputy Director Behavioral Health Services, Deputy Director System integration, DHHS Facilities Director, Deputy Director~~



Economic Assistance, Deputy Director Protection and Safety, Deputy Director Child and Family Services, Deputy Director Community Based Services, Deputy Director Policy & Quality, Deputy Director Population Health, Deputy Director Experience Management & Provider Relations, Deputy Director Policy & Regulations, Deputy Director Business & Analytics, Deputy Director Finance & Program Integrity, Deputy Director Health Licensure & Environmental Health, Deputy Director Health Data, Deputy Director Community Health Section, Administrator Central Operations & Materiel Services, Administrator Central Procurement Services, Administrator Contract Administration.

- ~~32-33.~~ Commission on the Deaf and Hard of Hearing Impaired: commission members, executive director.
- ~~33-34.~~ Nebraska Historical Society: director, associate directors.
- ~~34-35.~~ Commission on Indian Affairs: executive director.
- ~~35-36.~~ Insurance Department: ~~director,~~ deputy director, chief financial examiner, chief of market regulation, general counsel.
- ~~36-37.~~ Investment Council: council members, state investment officer, deputy investment officer.
- ~~37-38.~~ Labor Department: ~~commissioner of labor,~~ deputy commissioner, division directors.
- ~~38-39.~~ Board of Examiners for Land Surveyors: secretary to the board.
- ~~40.~~ Board of Examiners of Landscape Architects: board members.
- ~~41.~~ Latino American Commission: executive director.
- ~~39-42.~~ Library Commission: commission members, director, deputy directors.
- ~~40-43.~~ Lieutenant Governor's office: ~~Lieutenant Governor.~~
- ~~41-44.~~ Liquor Control Commission: commission members, executive director.
- ~~42.~~ ~~Commission on Mexican-Americans~~: ~~executive director.~~

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- 43-45. Military Department--Office of the Adjutant General: adjutant general/NE Emergency Management director, deputy adjutant general, assistant director/NE Emergency Management, controller.
- 44-46. Motor Vehicles: ~~director, deputy director, account & finance manager~~ Controller, motor carrier services administrator, ~~highway safety administrator~~, driver & vehicle records administrator, legal counsel, driver licensing examining administrator, information systems manager, and auditor-III Audit Supervisor.
- 45-47. Motor Vehicle Licensing board: board members, executive director.
- 46-48. Department of Natural Resources: ~~director, deputy director~~ assistant directors, ~~water~~ natural resources division manager, legal counsel, Natural Resources Commission members, ~~administrative officer~~.
- 47-49. Nebraska Dairy Industry Development Board: members.
- 48-50. Oil and Gas Conservation Commission: commission members, director, deputy director, business manager, staff petroleum engineer/UIC director, oil and gas inspectors, ~~administrative assistant~~, information systems infrastructure support technician.
- 49-51. State Ombudsman: public counsel, deputy public counsel, deputy public counsel for corrections, deputy public counsel for welfare services, deputy public counsel for institutions.
- 50-52. Parole Board/Division of Parole Supervision: ~~board members,~~ director of parole supervision. (See also ~~Correctional Services~~).
- 51-53. Nebraska State Patrol: superintendent, assistant superintendent, administrative services major, material control manager, carrier enforcement commander, liquor enforcement commander, administrative services captain, professional standards captain, carrier enforcement mcsap lieutenant, staff captains, staff lieutenants, attorney III, ~~attorneys II~~, budget and fiscal officer III, federal aid administrator III, hazardous devices coordinator, ~~investigative services major~~, agency legal counsel I.

- ~~52-54.~~ Policy Research and Energy Office: director, deputy directors.
- ~~53-55.~~ Coordinating Commission for Postsecondary Education: commission members, director.
- ~~54-56.~~ Power Review Board: board members, executive director/general counsel.
- ~~55-57.~~ State Probation: state probation administrator.
- ~~56.~~ State Property Tax Division: property tax administrator.
- ~~57-58.~~ Board of Public Accountancy: executive director.
- ~~58-59.~~ Public Advocacy Commission: chief counsel.
- ~~59-60.~~ Public Service Commission: commissioners, executive director.
- ~~60-61.~~ Nebraska State Racing Commission: commission members, executive secretary, state steward, racing commission investigators, director of investigations and security.
- ~~61-62.~~ Real Property Estate Commission: director, chief deputy director.
- ~~62-63.~~ Real Estate Property Appraisers Board: executive director.
- ~~63-64.~~ Public Employees Retirement Systems: board members, director.
- ~~64-65.~~ Revenue Department: tax commissioner, operations and administrative services division director, lottery and charitable gaming division director, property tax administrator, compliance division director, deputy tax commissioner, audit managers, auditor IV, legal manager, policy manager, revenue special services manager, revenue collections manager, lottery division attorney III.
- ~~65.~~ Roads Department: director-state engineer, members of the State Highway Commission, members of the Highway Bond Commission, deputy directors, district engineers, division heads.
66. Secretary of State: secretary of state, chief deputy secretary of state, deputy secretary of state for elections, deputy secretary

of state for business services, ~~deputy secretary of state for records management~~ records management division manager, controller, executive director of the state records board.

67. State Surveyor: state surveyor, deputy state surveyor.
68. Tax Equalization and Review Commission: members.
69. Nebraska Tourism Commission: executive director, deputy director/grant administrator.
70. Roads Department of Transportation: director-state engineer, members of the State Highway Commission, members of the Highway Bond Commission, deputy directors, district engineers, division heads, district operations maintenance manager, procurement manager, buyers.
- ~~69.71.~~ State Treasurer: ~~state treasurer~~, deputy state treasurer.
- ~~70.72.~~ University of Nebraska: ~~members of the Board of Regents (except student members), president, executive vice president and provost, vice president and general counsel, vice president for business and finance, director of risk management, assistant vice president for business and finance and director of internal audit, associate vice president and director of internal audit, associate vice president for facilities management, corporation secretary.~~ University of Nebraska-Lincoln: chancellor, vice chancellor for business and finance, vice chancellor for research and economic development, executive vice chancellor for academic affairs, senior vice chancellor for Academic Affairs, vice chancellor for research, vice president and vice chancellor for Agriculture and Natural Resources, director of intercollegiate athletics, associate vice chancellor for technology transfer, associate vice chancellor and controller, director procurement services and strategic sourcing, assistant vice chancellor facilities maintenance and operations, assistant vice-chancellor for research and director of technology transfer, assistant vice chancellor for fiscal affairs, material services administrator purchasing department, associate vice chancellor for university services, vice chancellor for student affairs, director of facilities management and planning, director of the food processing center. University of Nebraska Medical Center: chancellor, vice chancellor for business finance and business development, assistant vice chancellor for business and finance and director of finance, senior vice chancellor for academic affairs, director procurement and materials management,

~~associate vice chancellor and director campus facilities, vice chancellor for business and finance, associate vice chancellor for business and finance, vice chancellor for academic affairs, manager of purchasing, vice chancellor for research. University of Nebraska at Omaha: chancellor, vice chancellor for business finance and business development, assistant vice chancellor for business and finance, vice chancellor for athletic leadership and management, vice chancellor for student success, vice chancellor for business and finance, assistant vice chancellor for business and finance and director of finance, director of intercollegiate athletics, manager of purchasing, senior vice chancellor for academic and student affairs, director of facilities management and planning. University of Nebraska-Kearney: chancellor, senior vice chancellor for academic affairs, vice chancellor for business and finance, associate vice chancellor for business and finance, director of business services, director of intercollegiate athletics, director of human resources procurement and payment services, assistant vice chancellor for business and finance and director of human resources.~~

~~71.73. Veterans Affairs: director, deputy director, finance director, operations director, agency legal counsel, facility administrator-Eastern Nebraska Veterans' Home, Facility Administrator-Central Nebraska Veterans' Home, Facility Administrator-Norfolk Veterans' Home, Facility Administrator-Western Nebraska Veterans' Home, Facilities Manager.~~

~~72.74. Nebraska Wheat Development, Utilization, and Marketing Board: executive director, board members.~~

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