

NOTICE OF PUBLIC HEARING

The Nebraska Department of Veterans' Affairs (NDVA) will hold a public hearing for rulemaking on Tuesday May 16, 2023 beginning at 8:30 a.m. Central Time in the NDVA Office on the 4th Floor of the Nebraska State Office Building at 301 Centennial Mall South, Lincoln, Nebraska.

Draft copies of the proposed regulations to be adopted, amended, or repealed are available for examination at the NDVA office, Monday through Friday between 8:00 a.m. and 5:00 p.m. and on the Nebraska Secretary of State's website at www.sos.ne.gov. The description of the fiscal impact on state agencies, political subdivisions, and persons regulated by the proposals is available at each of these locations. The proposed changes will have no fiscal impact on state agencies, political subdivisions, or persons regulated by the proposals.

All interested persons may attend and testify orally or by written submission at the hearing. Interested persons may also submit written comments to NDVA prior to the hearing, at ndva@nebraska.gov which will be entered into the hearing record if received at NDVA offices by 5:00 p.m. May 15, 2023.

Hearings will be held on the following:

1. Amendment to Title 400, Rules and Regulations of the Nebraska Department of Veterans' Affairs. Changes to Chapter 1 add, delete, modify definitions. Chapter 2 adopts the Attorney General's Model Rules for practice and procedure. Chapter 3 adopts existing Title 443, Chapter 1, Nebraska Veterans' Aid Fund, into Title 400, as revised to include statutory changes including adding transportation as an allowable reimbursable expenditure, and to clarify the appeal procedure to the Veterans' Advisory Commission. Chapter 4 to adopt existing Title 443, Chapter 4, guidance for waiver of tuition into Title 400, as revised to reflect statutory changes allowing the application to be submitted directly to NDVA and allowing simultaneous waivers. Chapter 5 provides guidance for the State Veteran Cemeteries, adopting federal provisions relating to memorialization and interment. Changes to Chapter 6, State Veterans' Homes regulations, amend and update references from DHHS to NDVA throughout, update terminology, update the lookback period for transfers or assignments of property, and reflect how NDVA and the State Veterans' Homes Board operate including appeals from Board decisions.
2. Repeal of Title 443. Relevant portions of this Title, Chapters 1 and 4, are proposed to be amended into Title 400, as explained above. The remaining portions of this Title are obsolete or only apply to the internal workings of NDVA and are proposed to be repealed.

If auxiliary aids or reasonable accommodations are needed to participate in the hearing, or if hearing impaired, please contact NDVA at 402-471-2458 no later than May 9, 2023.