

LEGISLATIVE BILL 429

Approved by the Governor May 31, 1995

Introduced by Cudaback, 36; Schellpeper, 18

AN ACT relating to environmental quality; to amend section 81-1505.01, Reissue Revised Statutes of Nebraska; to create a fund; to change the distribution and use of certain fees and funds; to repeal the original section; and to declare an emergency.

Be it enacted by the people of the State of Nebraska,

Section 1. The Clean Air Title V Cash Fund is created. The department shall remit all fees collected pursuant to section 81-1505.04 to the State Treasurer for credit to the fund. Any fee collected pursuant to section 81-1505.04 shall be used solely to pay the reasonable direct and indirect costs required to develop and administer the air quality permit program, including expenses of the Small Business Compliance Advisory Panel. Any money in the fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act.

Sec. 2. Section 81-1505.01, Reissue Revised Statutes of Nebraska, is amended to read:

81-1505.01. There is hereby created the Department of Environmental Quality Cash Fund which shall be used to pay the expenses of the department, ~~and of the Small Business Compliance Advisory Panel.~~ The department shall remit all fees collected pursuant to subsection (9) of section 81-1505 and ~~sections 81-1505.04 and section 81-1521.09~~ to the State Treasurer for credit to the fund. Any fee collected pursuant to section 81-1521.09 shall be used to pay the expenses related to the notice of intent for which the fee was paid. ~~Any fee collected pursuant to section 81-1505.04 shall be used solely to pay the reasonable direct and indirect costs required to develop and administer the air quality permit program.~~ Any money in the fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act.

Sec. 3. Original section 81-1505.01, Reissue Revised Statutes of Nebraska, is repealed.

Sec. 4. Since an emergency exists, this act takes effect when passed and approved according to law.