

Dave Heineman
Governor

STATE OF NEBRASKA

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MEMORANDUM

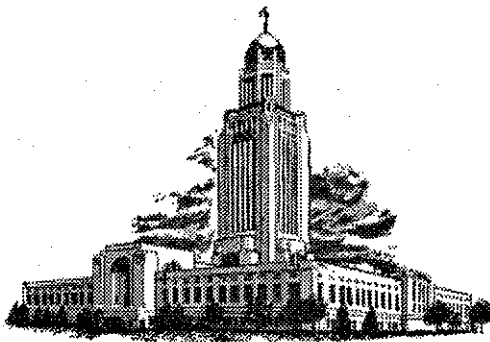
TO: All State Agencies, Boards, and Commissions

FROM: Governor Dave Heineman *Dave Heineman*

DATE: September 1, 2005

RE: State Agency Regulation Promulgation Procedures

Please find enclosed with this memorandum a copy of the executive order that I issued today. The order entirely rescinds Executive Order #95-6 which had set forth certain procedures for agencies to follow when promulgating proposed rules and regulations. On September 4, 2005, the provisions of LB 373 (Neb. Laws 2005) become effective and all state agencies will be required to comply with the procedures of the new law when promulgating proposed regulations.



STATE *of* NEBRASKA

OFFICE OF THE GOVERNOR

LINCOLN

EXECUTIVE ORDER

No. 05-04

State Agency Regulation Promulgation Procedures

Whereas, Executive Order # 95-6, which became effective on May 10, 1995, required state agencies, boards, and commissions to adopt procedures notifying the public and state officials of the content of proposed agency rules and regulations; standardized the rule-making process; and provided for open and collaborative development of proposed state agency regulations; and

Whereas, LB 373 (Neb. Laws 2005) was enacted earlier this year to codify a standardized process for the development of state agency rules and regulations; and

Whereas, LB 373 will become effective on September 4, 2005;

I hereby order and direct that Executive Order # 95-6 be rescinded, effective as of 12:01 a.m. on September 4, 2005. I also order and direct all code agencies to utilize procedures that have been set forth by my office to implement provisions of LB 373.

IN WITNESS WHEREOF, I have hereto set my hand and caused the Great Seal of the State of Nebraska to be affixed this 1st day of September, in the year of our Lord Two Thousand and Five.



Dave Heineman, Governor
State of Nebraska

Attest:

John A. Gale, Secretary of State
State of Nebraska