



# STATE *of* NEBRASKA

OFFICE OF THE GOVERNOR

LINCOLN

## EXECUTIVE ORDER No. 17-04

### Regulatory Reform

**WHEREAS**, the effective, efficient operation of state government requires the least restrictive regulatory environment; and

**WHEREAS**, the Nebraska Administrative Code has more than 7,500,000 words and more than 100,000 restrictive words; and

**WHEREAS**, Nebraska's existing regulatory framework hinders economic growth and creates undue barriers to upward mobility for hardworking Nebraskans; and

**WHEREAS**, removing burdensome regulations will help Grow Nebraska.

**NOW, THEREFORE**, I, Pete Ricketts, Governor of the State of Nebraska, do hereby issue the following Executive Order:

1. This order applies to all Cabinet agencies and boards and commissions with rulemaking authority located within Cabinet agencies. All non-Cabinet agencies, boards, and commissions are strongly urged to participate in this order.
2. All state agencies shall immediately suspend all rulemaking.
  - a. This suspension shall remain in effect until December 31, 2017.
  - b. Any proposed regulation that affects public health, safety, welfare, or is time sensitive or subject to statutory deadlines shall be promulgated pursuant to the Nebraska Administrative Procedure Act.
3. Every state agency shall conduct a review of all existing and pending agency regulations.
  - a. Each state agency director shall designate an individual responsible for oversight of the review.
  - b. Every state agency shall submit a report to the Office of the Governor by November 15, 2017 for each existing or proposed regulation. The report shall answer the following questions:
    - i. Is the regulation essential to the health, safety, or welfare of Nebraskans?

- ii. Do the costs of the regulation outweigh the benefits? Provide specific data and reasoning.
  - iii. Does a process exist to measure the effectiveness of the regulation? If so, explain.
  - iv. Has a less restrictive alternative been considered?
  - v. Was the regulation solely promulgated due to a state statutory requirement? If so, provide citations.
  - vi. Was the regulation promulgated as the result of a federal mandate? If so, include copies of the applicable federal statutes and regulations.
- c. Any regulation deemed to be more restrictive than required under state or federal law or creates an undue burden on Nebraskans, shall be revised or repealed pursuant to the Nebraska Administrative Procedure Act.

This Executive Order shall take effect immediately.

**IN WITNESS THEREOF**, I have hereunto set my hand and caused the Great Seal of the State of Nebraska to be affixed on this 6th day of July, 2017.



  
\_\_\_\_\_  
Pete Ricketts, Governor  
State of Nebraska

Attest:

  
\_\_\_\_\_  
John A. Gale, Secretary of State  
State of Nebraska