

AMENDMENTS TO LB644

Introduced by Government, Military and Veterans Affairs.

1           1. Strike the original sections and insert the following new  
2 sections:

3           **Section 1.** Sections 1 to 13 of this act shall be known and may be  
4 cited as the Foreign Adversary and Terrorist Agent Registration Act.

5           **Sec. 2.** The purpose of the Foreign Adversary and Terrorist Agent  
6 Registration Act is to provide public transparency for the political and  
7 propaganda activities and influence operations of agents of adversary  
8 nations and foreign terror organizations in Nebraska.

9           **Sec. 3.** For purposes of the Foreign Adversary and Terrorist Agent  
10 Registration Act:

11           (1) Adversary nation means those countries listed in 15 C.F.R.  
12 791.4, as such regulation existed on April 1, 2025;

13           (2)(a) Agent of a foreign principal means:

14           (i) Any person who directly, or through any other person, within the  
15 State of Nebraska, engages in covered activities and who acts:

16           (A) As an agent, representative, employee, or servant, of a foreign  
17 principal; or

18           (B) In any other capacity at the order or request or under the  
19 direction or control, of a foreign principal or of a person, any of whose  
20 activities are directly or indirectly supervised, directed, controlled,  
21 financed, or subsidized in whole or in part by, a foreign principal; or

22           (ii) Any person who agrees, consents, assumes, or purports to act  
23 as, or who is or purports to be, whether or not pursuant to a contractual  
24 relationship, an agent of a foreign principal as defined in subdivision  
25 (2)(a)(i) of this section.

26           (b) Agent of a foreign principal does not include any media entity,  
27 solely by virtue of any bona fide news or journalistic activities,

1 including the solicitation or acceptance of advertisements,  
2 subscriptions, or other compensation therefor, so long as:

3 (i) The media entity is at least eighty percent beneficially owned  
4 by citizens of the United States;

5 (ii) Any officers and directors of the media entity are citizens of  
6 the United States; and

7 (iii) The media entity is not owned, directed, supervised,  
8 controlled, subsidized, or financed, and none of its policies are  
9 determined by, any foreign principal or by any agent of a foreign  
10 principal required to register under the Foreign Adversary and Terrorist  
11 Agent Registration Act;

12 (3) Covered activities means:

13 (a) Engaging in political activities for, or in the interests of, a  
14 foreign principal;

15 (b) Acting as a public relations counsel, publicity agent,  
16 information-service employee or political consultant for, or in the  
17 interests of, a foreign principal;

18 (c) Soliciting, collecting, disbursing, or dispensing contributions,  
19 loans, money, or other things of value for, or in the interests of, a  
20 foreign principal; or

21 (d) Representing the interests of such foreign principal before any  
22 agency or official of this state or a political subdivision of this  
23 state;

24 (4) False statement of material fact includes any of the following  
25 with respect to a registration statement, a supplement to such statement,  
26 or any document filed with or furnished to the Attorney General under the  
27 Foreign Adversary and Terrorist Agent Registration Act:

28 (a) A false statement of material fact;

29 (b) An omission of a material fact required to be reported; and

30 (c) An omission of a material fact or copy of a material document  
31 necessary to make the statements made in such statement, supplement, or

1 document not misleading;

2 (5) Foreign political party means any organization or any other  
3 combination of individuals in a country other than the United States, or  
4 any unit or branch thereof, having for an aim or purpose, or which is  
5 engaged in any activity devoted in whole or in part to, the  
6 establishment, administration, control, or acquisition of administration  
7 or control, of a government of a foreign country or a subdivision  
8 thereof, or the furtherance or influencing of the political or public  
9 interests, policies, or relations of a government of a foreign country or  
10 a subdivision thereof;

11 (6) Foreign principal means:

12 (a) A government of a foreign country, any agency or instrumentality  
13 of such government, or a foreign political party;

14 (b) A person outside of the United States, unless it is established  
15 that such person is an individual and a citizen or permanent resident of  
16 and domiciled within the United States, or that such person is not an  
17 individual and is organized under or created by the laws of the United  
18 States or of any state or other place subject to the jurisdiction of the  
19 United States and has its principal place of business within the United  
20 States;

21 (c) A partnership, association, corporation, organization, or other  
22 combination of persons organized under the laws of, or having its  
23 principal place of business in, a foreign country;

24 (d) A partnership, association, corporation, organization, or other  
25 combination of persons that is at least twenty percent beneficially owned  
26 by a partnership, association, corporation, organization, or other  
27 combination of persons organized under the laws of, or having its  
28 principal place of business in, a foreign country;

29 (e) Any person that owns or operates in whole or in part an entity  
30 described in subdivision (6)(d) of this section;

31 (f) Any person that is owned or operated in whole or in part by a

1 person or entity described in subdivision (6)(a), (b), (c), or (e) of  
2 this section; or

3 (g) A foreign terrorist organization;

4 (7) Foreign terrorist organization means an organization included on  
5 the United States Department of State's list of designated foreign  
6 terrorist organizations pursuant to 8 U.S.C. 1189, as such section  
7 existed on April 1, 2025;

8 (8) Government of a foreign country means any person or group of  
9 persons exercising sovereign de facto or de jure political jurisdiction  
10 over any country, other than the United States, or over any part of such  
11 country, and includes any subdivision of any such group and any group or  
12 agency to which such sovereign de facto or de jure authority or functions  
13 are directly or indirectly delegated. Such term shall include any faction  
14 or body of insurgents within a country assuming to exercise governmental  
15 authority whether such faction or body of insurgents has or has not been  
16 recognized by the United States;

17 (9) Information service employee means any person who is engaged in  
18 furnishing, disseminating, or publishing accounts, descriptions,  
19 information, or data with respect to the political, industrial,  
20 employment, economic, social, cultural, or other benefits, advantages,  
21 facts, or conditions of any country other than the United States, any  
22 government of a foreign country, any foreign political party, or a  
23 partnership, association, corporation, organization, or other combination  
24 of individuals organized under the laws of, or having its principal place  
25 of business in, a foreign country;

26 (10) Media entity means any:

27 (a) News or press service or association organized under the laws of  
28 the United States, any state, or any other place subject to the  
29 jurisdiction of the United States;

30 (b) Newspaper, magazine, periodical, or other publication; or

31 (c) Website or application that enables users to create and share

1 content or to participate in social networking;

2 (11) Owned or operated in whole or in part means that a person has  
3 the power, directly or indirectly, whether or not exercised, to  
4 determine, direct, or decide important matters affecting an entity  
5 including through:

6 (a) The ownership of at least twenty percent of the total  
7 outstanding voting interest in an entity;

8 (b) Board representation;

9 (c) The ability to appoint or discharge any board members, officers,  
10 or directors;

11 (d) Proxy voting, a special share, contractual arrangements, legal  
12 obligations, or formal or informal arrangements to act in concert; or

13 (e) Any other means;

14 (12) Person means an individual, a partnership, an association, a  
15 corporation, an organization, or any other entity or combination of  
16 individuals;

17 (13) Political activities means any activity that the person  
18 engaging in believes will, or that the person intends to, in any way  
19 influence any agency or official of this state or a political subdivision  
20 of this state with reference to formulating, adopting, or changing the  
21 domestic or foreign policies of the United States or of the State of  
22 Nebraska with reference to the political or public interests, policies,  
23 or relations of a government of a foreign country or a foreign political  
24 party;

25 (14) Political consultant means any person who engages in informing  
26 or advising any other person with reference to the policies of the State  
27 of Nebraska or the political or public interest, policies, or relations  
28 of a foreign country or of a foreign political party;

29 (15) Political propaganda means information, especially of a biased  
30 or misleading nature, used to promote the political cause or point of  
31 view of an adversary nation, a foreign terrorist organization, or a

1 political party from an adversary nation or a foreign terrorist  
2 organization;

3 (16) Postsecondary educational institution has the same meaning as  
4 postsecondary institution in section 85-2403;

5 (17) Prints means newspapers, periodicals, books, pamphlets, sheet  
6 music, visiting cards, address cards, printing proofs, engravings,  
7 photographs, pictures, drawings, plans, maps, patterns to be cut out,  
8 catalogs, prospectuses, and advertisements; printed, engraved,  
9 lithographed, or autographed notices of various kinds; and, in general,  
10 all impressions or reproductions obtained on paper or other material  
11 assimilable to paper, on parchment or on cardboard, by means of printing,  
12 engraving, lithography, autography, or any other easily recognizable  
13 mechanical process, with the exception of the copying press, stamps with  
14 movable or immovable type, and the typewriter;

15 (18) Public relations counsel means any person who engages directly  
16 or indirectly in informing, advising, or in any way representing a  
17 principal in any public relations matter pertaining to political or  
18 public interests, policies, or relations of such principal;

19 (19) Publicity agent means any person who engages directly or  
20 indirectly in the publication or dissemination of oral, visual, graphic,  
21 written, or pictorial information or matter of any kind, including  
22 publication by means of advertising, books, periodicals, newspapers,  
23 lectures, broadcasts, motion pictures, or otherwise;

24 (20) Registration statement means the registration statement  
25 required to be filed with the Attorney General under section 4 of this  
26 act, and any supplements to such statement required to be filed under  
27 such section, and includes all documents and papers required to be filed  
28 with, or in amendment to, such statement or supplements, whether attached  
29 or incorporated by reference; and

30 (21) United States, when used in a geographical sense, means the  
31 several states, the District of Columbia, the territories, the insular

1 possessions, and all other places now or hereafter subject to the civil  
2 or military jurisdiction of the United States.

3 **Sec. 4.** (1) No person shall act as an agent of a foreign principal  
4 from an adversary nation or a foreign terrorist organization unless such  
5 person has filed with the Attorney General a true and complete  
6 registration statement and supplements to such statement as required by  
7 this section or unless such person is exempt from registration under the  
8 Foreign Adversary and Terrorist Agent Registration Act. Except as  
9 otherwise provided under the act, every person who becomes an agent of a  
10 foreign principal from an adversary nation or a foreign terrorist  
11 organization shall, within ten days thereafter, file with the Attorney  
12 General, in duplicate, a registration statement, under oath on a form  
13 prescribed by the Attorney General. The obligation of such an agent to  
14 file a registration statement shall, after the tenth day of such person  
15 becoming such an agent, continue from day to day, and termination of such  
16 status shall not relieve such agent from the obligation to file a  
17 registration statement for the period during which such agent was an  
18 agent of a foreign principal from an adversary nation or a foreign  
19 terrorist organization. The registration statement shall include the  
20 following, which shall be regarded as material for the purposes of this  
21 subsection:

22 (a) The registrant's name, principal business address, and all other  
23 business addresses in the United States or elsewhere, and all residence  
24 addresses, if any;

25 (b) The status of the registrant, including:

26 (i) If an individual, such individual's citizenship;

27 (ii) If a partnership, the name, residence addresses, and  
28 citizenship of each partner and a true and complete copy of its  
29 partnership agreement;

30 (iii) If an association, corporation, organization, or any other  
31 combination of individuals, the name, residence addresses, and

1 citizenship of each director and officer and of each person performing  
2 the functions of a director or officer and a true and complete copy of  
3 its charter, articles of incorporation, association, constitution,  
4 operating agreement, certificate of organization, articles of  
5 organization, and bylaws and any amendments thereto; and

6 (iv) A copy of every other instrument or document and a statement of  
7 the terms and conditions of every oral agreement relating to the  
8 registrant's organization, powers, and purposes, and a statement of  
9 ownership and control;

10 (c)(i) A comprehensive statement of the nature of the registrant's  
11 business;

12 (ii) A complete list of the registrant's employees and a statement  
13 of the nature of the work of each;

14 (iii) The name and address of every foreign principal from an  
15 adversary nation or a foreign terrorist organization for whom the  
16 registrant is acting, assuming or purporting to act, or has agreed to  
17 act;

18 (iv) The character of the business or other activities of every such  
19 foreign principal from an adversary nation or a foreign terrorist  
20 organization, and, if any such principal is not an individual, a  
21 statement of the ownership and control of each; and

22 (v) The extent, if any, to which each such foreign principal from an  
23 adversary nation or a foreign terrorist organization is supervised,  
24 directed, owned, controlled, financed, or subsidized, in whole or in  
25 part, by any government of a foreign country or foreign political party,  
26 or by any other foreign principal from an adversary nation or a foreign  
27 terrorist organization;

28 (d)(i) Copies of each written agreement and the terms and conditions  
29 of each oral agreement, including all modifications of such agreements,  
30 or, if no agreement exists, a full statement of all the circumstances, by  
31 reason of which the registrant is an agent of a foreign principal from an

1 adversary nation or a foreign terrorist organization; and

2 (ii) A comprehensive statement of the nature and method of  
3 performance of each such agreement, and of the existing and proposed  
4 activity or activities engaged in or to be engaged in by the registrant  
5 as agent of a foreign principal from an adversary nation or a foreign  
6 terrorist organization for each such principal, including a detailed  
7 statement of any such activity that is a political activity;

8 (e) The nature and amount of any contributions, income, money, or  
9 thing of value that the registrant has received within the preceding one  
10 hundred eighty days from each such foreign principal from an adversary  
11 nation or a foreign terrorist organization, either as compensation or for  
12 disbursement or otherwise, and the form and time of each such payment and  
13 from whom received;

14 (f)(i) A detailed statement of every activity that the registrant is  
15 performing, assuming or purporting to perform, directing others to  
16 perform, or has agreed to perform for the registrant or for any person  
17 other than a foreign principal from an adversary nation or a foreign  
18 terrorist organization and that requires registration under this section,  
19 including a detailed statement of any such activity that is a political  
20 activity;

21 (ii) The name, business, and residence addresses, and if an  
22 individual, such individual's citizenship, of any such other person;

23 (iii) The extent to which each such other person is supervised,  
24 directed, owned, controlled, financed, or subsidized, in whole or in  
25 part, by any government of a foreign country or foreign political party  
26 or by any other foreign principal from an adversary nation or a foreign  
27 terrorist organization; and

28 (iv) The nature and amount of contributions, income, money, or thing  
29 of value, if any, that the registrant has received during the preceding  
30 one hundred eighty days from each such other person in connection with  
31 any of the activities referred to in subdivision (1)(f)(i) of this

1 section, either as compensation or for disbursement or otherwise, and the  
2 form and time of each such payment and from whom received;

3 (g)(i) A detailed statement of the money and other things of value  
4 spent or disposed of by the registrant during the preceding one hundred  
5 eighty days in furtherance of or in connection with activities that  
6 require registration under this section and that have been undertaken by  
7 the registrant either as an agent of a foreign principal from an  
8 adversary nation or a foreign terrorist organization, for the registrant,  
9 or for any other person or in connection with any activities relating to  
10 the registrant becoming an agent of such principal; and

11 (ii) A detailed statement of any contributions of money or other  
12 things of value made by the registrant during the preceding one hundred  
13 eighty days, other than contributions prohibited under 52 U.S.C. 30121,  
14 as such section existed on April 1, 2025, in connection with an election  
15 to any political office or in connection with any primary election,  
16 convention, or caucus held to select candidates for any political office;

17 (h) Copies of each written agreement and the terms and conditions of  
18 each oral agreement, including all modifications of such agreements, or,  
19 if no agreement exists, a full statement of all the circumstances, by  
20 reason of which the registrant is performing, assuming or purporting to  
21 perform, directing others to perform, or has agreed to perform for the  
22 registrant, for a foreign principal from an adversary nation or a foreign  
23 terrorist organization, or for any other person, any activities that  
24 require registration under this section;

25 (i) Such other statements, information, or documents pertinent to  
26 the purposes of this subsection as the Attorney General, having due  
27 regard for the national security and the public interest, may from time  
28 to time require; and

29 (j) Such further statements and such further copies of documents as  
30 are necessary to make the statements made in the registration statement  
31 and supplements to such statement, and the copies of documents furnished

1 therewith, not misleading.

2 (2) Every agent of a foreign principal from an adversary nation or a  
3 foreign terrorist organization who has filed a registration statement  
4 required by subsection (1) of this section shall, within thirty days  
5 after the expiration of each period of six months succeeding such filing,  
6 file with the Attorney General a supplement to such statement under oath,  
7 on a form prescribed by the Attorney General. Such statement shall set  
8 forth, with respect to such preceding six-month period, such facts as the  
9 Attorney General, having due regard for the national security and the  
10 public interest, deems necessary to make the information required under  
11 this section accurate, complete, and current with respect to such six-  
12 month period. In connection with the information furnished under  
13 subdivisions (1)(c), (d), (f)(i), and (h) of this section, the registrant  
14 shall give notice to the Attorney General of any change therein within  
15 ten days after such change occurs. If the Attorney General, having due  
16 regard for the national security and the public interest, determines that  
17 it is necessary to carry out the purposes of the Foreign Adversary and  
18 Terrorist Agent Registration Act, the Attorney General may, in any  
19 particular case, require supplements to the registration statement to be  
20 filed at more frequent intervals with respect to all or particular items  
21 of information to be furnished.

22 (3) The registration statement and supplements to such statement  
23 shall be executed under oath as follows:

24 (a) If the registrant is an individual, by such individual;

25 (b) If the registrant is a partnership, by the majority of the  
26 partners thereof; and

27 (c) If the registrant is a person other than an individual or a  
28 partnership, by a majority of the officers thereof or persons performing  
29 the functions of officers or by a majority of the board of directors  
30 thereof or persons performing the functions of directors, if any.

31 (4) The fact that a registration statement or supplement has been

1 filed shall not:

2 (a) Necessarily be deemed full compliance with the Foreign Adversary  
3 and Terrorist Agent Registration Act and the rules and regulations  
4 adopted and promulgated under the act on the part of the registrant;

5 (b) Indicate that the Attorney General has in any way passed upon  
6 the merits of such statement or supplement; or

7 (c) Preclude liability for willfully:

8 (i) Failing to file a registration statement or supplement when due;  
9 or

10 (ii) Making a false statement of a material fact in such statement,  
11 supplement, or any other document filed with or furnished to the Attorney  
12 General under the Foreign Adversary and Terrorist Agent Registration Act.

13 (5) If any agent of a foreign principal required to register under  
14 the Foreign Adversary and Terrorist Agent Registration Act has previously  
15 registered with the Attorney General under the act, the Attorney General,  
16 in order to eliminate inappropriate duplication, may permit the  
17 incorporation by reference in the registration statement or supplements  
18 of any information or documents previously filed by such agent.

19 **Sec. 5.** (1) Section 4 of this act shall not apply to the following  
20 agents of foreign principals:

21 (a) A duly accredited diplomatic or consular officer of a foreign  
22 government who is so recognized by the United States Department of State,  
23 while such officer is engaged exclusively in activities that are  
24 recognized by the United States Department of State as being within the  
25 scope of the functions of such officer;

26 (b) Any official of a foreign government, if such government is  
27 recognized by the United States, who is not a public relations counsel,  
28 publicity agent, information service employee, or a citizen of the United  
29 States, whose name and status and the character of whose duties as such  
30 official are of public record in the United States Department of State,  
31 while such official is engaged exclusively in activities that are

1 recognized by the United States Department of State as being within the  
2 scope of the functions of such official;

3 (c) Any member of the staff of, or any person employed by, a duly  
4 accredited diplomatic or consular officer of a foreign government who is  
5 so recognized by the United States Department of State, other than a  
6 public relations counsel, publicity agent, or information service  
7 employee, whose name and status and the character of whose duties as such  
8 member or employee are of public record in the United States Department  
9 of State, while such member or employee is engaged exclusively in the  
10 performance of activities that are recognized by the United States  
11 Department of State as being within the scope of the functions of such  
12 member or employee;

13 (d) Any person qualified to practice law in the State of Nebraska,  
14 insofar as such person engages or agrees to engage in the legal  
15 representation of a foreign principal from an adversary nation or a  
16 foreign terrorist organization before any state or federal court or  
17 agency or any agency of a political subdivision of this state, except  
18 that for the purposes of the Foreign Adversary and Terrorist Agent  
19 Registration Act, legal representation does not include attempts to  
20 influence or persuade agency personnel or officials other than in the  
21 course of judicial proceedings, criminal or civil law enforcement  
22 inquiries, investigations, or proceedings, or agency proceedings required  
23 by statute or regulation to be conducted on the record; or

24 (e) Any person who advocates on behalf of an individual for  
25 individualized immigration relief.

26 (2) No person acting as an agent of a foreign principal from an  
27 adversary nation or a foreign terrorist organization shall subcontract  
28 for services for activities regulated under the Foreign Adversary and  
29 Terrorist Agent Registration Act requiring registration as an agent of a  
30 foreign principal, or otherwise induce another person to carry out  
31 activities that are so regulated under the act unless such person fully

1 informs all parties of their status as such an agent. The requirements of  
2 this subsection apply to any person carrying out services or activities  
3 regulated under the act requiring registration as an agent of a foreign  
4 principal.

5 **Sec. 6.** (1) Every person within the State of Nebraska who is an  
6 agent of a foreign principal from an adversary nation or a foreign  
7 terrorist organization and who is required to register under the Foreign  
8 Adversary and Terrorist Agent Registration Act and who transmits or  
9 causes to be transmitted in the United States mail, through digital  
10 communication, or by any means or instrumentality of interstate or  
11 foreign commerce any informational materials for, or in the interests of,  
12 such foreign principal in the form of prints or in any other form that is  
13 reasonably adapted to being, that such person believes will be, or that  
14 such person intends to be, disseminated or circulated among two or more  
15 persons shall, not later than forty-eight hours after the beginning of  
16 the transmittal thereof, file with the Attorney General two copies  
17 thereof.

18 (2) It shall be unlawful for any person within the State of Nebraska  
19 who is an agent of a foreign principal from an adversary nation or a  
20 foreign terrorist organization and required to register under the Foreign  
21 Adversary and Terrorist Agent Registration Act to transmit or cause to be  
22 transmitted in the United States mail, through digital communication, or  
23 by any means or instrumentality of interstate or foreign commerce any  
24 informational materials for, or in the interests of, such foreign  
25 principal without placing in such informational materials a conspicuous  
26 statement that the materials are distributed by the agent on behalf of  
27 such foreign principal, and that additional information is on file with  
28 the Attorney General. The Attorney General may by rule and regulation  
29 define what constitutes a conspicuous statement for the purposes of this  
30 section.

31 (3) The copies of informational materials required by this section

1 to be filed with the Attorney General shall be available for public  
2 inspection under such rules and regulations as the Attorney General may  
3 adopt and promulgate.

4 (4) It shall be unlawful for any person within the State of Nebraska  
5 who is an agent of a foreign principal from an adversary nation or a  
6 foreign terrorist organization required to register under the Foreign  
7 Adversary and Terrorist Agent Registration Act to transmit, convey, or  
8 otherwise furnish to any agency or official of the state, including any  
9 agency or official of a political subdivision of the state, for or in the  
10 interests of such foreign principal, any political propaganda, or to  
11 request from any such agency or official for, or in the interests of,  
12 such foreign principal, any information or advice with respect to any  
13 matter pertaining to the political or public interests, policies, or  
14 relations of an adversary nation, a foreign terrorist organization, or a  
15 political party from an adversary nation or a foreign terrorist  
16 organization, or pertaining to the foreign or domestic policies of the  
17 United States or the State of Nebraska, unless the propaganda or the  
18 request is prefaced or accompanied by a true and accurate statement to  
19 the effect that such person is registered as an agent of such foreign  
20 principal under the Foreign Adversary and Terrorist Agent Registration  
21 Act.

22 (5) Whenever any agent of a foreign principal from an adversary  
23 nation or a foreign terrorist organization required to register under the  
24 Foreign Adversary and Terrorist Agent Registration Act appears before any  
25 committee of the Legislature or a local government to testify for, or in  
26 the interests of, such foreign principal, such agent shall, at the time  
27 of such appearance, furnish the committee with a copy of such agent's  
28 most recent registration statement filed with the Attorney General for  
29 inclusion in the records of the committee as part of such agent's  
30 testimony.

31 **Sec. 7.** (1) Every person who is an agent of a foreign principal

1 from an adversary nation or a foreign terrorist organization registered  
2 under the Foreign Adversary and Terrorist Agent Registration Act shall  
3 keep and preserve, while such person is such an agent, such books of  
4 account and other records with respect to all activities, the disclosure  
5 of which is required under the act, in accordance with such business and  
6 accounting practices, as the Attorney General, having due regard for the  
7 national security and the public interest, may by rule and regulation  
8 require as necessary or appropriate for the enforcement of the act and  
9 shall preserve such records for a period of three years following the  
10 termination of such status. Until rules and regulations are in effect  
11 under this section, every agent of a foreign principal from an adversary  
12 nation or a foreign terrorist organization shall keep books of account  
13 and shall preserve all written records with respect to such agent's  
14 activities. Such books and records shall be open at all reasonable times  
15 to the inspection of any official charged with the enforcement of the  
16 act.

17 (2) No person shall willfully (a) conceal, destroy, obliterate,  
18 mutilate, or falsify, any book or record that is required to be kept  
19 under the act, (b) attempt such conduct, or (c) cause such conduct to be  
20 done.

21 **Sec. 8.** (1) The Attorney General shall retain in permanent form one  
22 copy of each registration statement furnished under the Foreign Adversary  
23 and Terrorist Agent Registration Act, and such statement shall be a  
24 public record and open to public examination and inspection at such  
25 reasonable hours, under such rules and regulations as the Attorney  
26 General may adopt and promulgate.

27 (2) The Attorney General shall, upon receipt, promptly transmit one  
28 copy of any registration statement filed, and one copy of every amendment  
29 or supplement to such statement filed, to the United States Secretary of  
30 State for such comment and use as the secretary may determine to be  
31 appropriate from the point of view of the foreign relations of the United

1 States. Failure of the Attorney General to transmit such copy shall not  
2 be a bar to prosecution under the Foreign Adversary and Terrorist Agent  
3 Registration Act.

4 (3) The Attorney General may furnish information obtained by the  
5 Attorney General in the administration of the act to state and federal  
6 agencies and to committees of the Legislature. The Attorney General may  
7 furnish such information as may be appropriate in light of the purposes  
8 of the act. This includes, but is not limited to, the names of  
9 registrants under the act, copies of registration statements, or parts  
10 thereof, and other documents or information filed under the act.

11 (4) The Attorney General shall report to the Legislature every six  
12 months concerning administration of the Foreign Adversary and Terrorist  
13 Agent Registration Act, including registrations filed pursuant to the  
14 act, and the nature, sources, and content of political propaganda  
15 disseminated and distributed.

16 (5) The Attorney General shall post a monthly report on the portal  
17 described in section 12 of this act concerning administration of the  
18 Foreign Adversary and Terrorist Agent Registration Act, including  
19 registrations filed pursuant to the act, and the nature, sources, and  
20 content of political propaganda disseminated and distributed.

21 **Sec. 9.** For an agent of a foreign principal from an adversary  
22 nation or a foreign terrorist organization that is not an individual,  
23 each officer or director of such agent or person performing the functions  
24 of an officer or a director shall cause such agent to execute and file a  
25 registration statement and supplements to such statement as and when such  
26 filing is required under section 4 of this act and shall also cause such  
27 agent to comply with sections 6 and 7 of this act and all other  
28 requirements of the Foreign Adversary and Terrorist Agent Registration  
29 Act. Dissolution of any organization acting as an agent of a foreign  
30 principal from an adversary nation or a foreign terrorist organization  
31 shall not relieve any such agent from complying with this section. In

1 case of the failure of any such agent to comply with any of the  
2 requirements of the act, each of such agent's officers, directors, or  
3 persons performing the functions of officers or directors shall be  
4 subject to prosecution under the act.

5 **Sec. 10.** (1)(a) A person shall not:

6 (i) Willfully violate any provision of the Foreign Adversary and  
7 Terrorist Agent Registration Act or any rule or regulation under the act;  
8 or

9 (ii) In any registration statement, supplement to such statement, or  
10 any other document filed with or furnished to the Attorney General under  
11 the act, willfully make a false statement of a material fact.

12 (b) A person who violates this subsection shall be subject to a  
13 civil penalty of up to fifty thousand dollars. The total civil penalties  
14 a person may be required to pay under this subsection shall not exceed  
15 fifty thousand dollars for any violations occurring in the same calendar  
16 year.

17 (2) If a person found to be in violation of subsection (1) of this  
18 section is a student, a faculty member, a researcher, or an adjunct or is  
19 otherwise employed by or associated with a postsecondary educational  
20 institution, such person shall be expelled or dismissed from any role  
21 with any postsecondary educational institution in Nebraska and shall be  
22 prohibited from entering any campus of such an institution in this state.

23 (3) Each postsecondary educational institution in Nebraska shall  
24 adopt a policy for permanent expulsion and dismissal of individuals found  
25 to be in violation of subsection (1) of this section.

26 (4)(a) This subsection applies to any proceeding under the act in  
27 which it is alleged that a person is an agent of a foreign principal from  
28 an adversary nation or a foreign terrorist organization.

29 (b) In pretrial proceedings relating to an ongoing investigation,  
30 the Attorney General shall provide evidence of the suspected identity of  
31 the principal, but such evidence and suspected identity shall not be

1 publicly disclosed.

2 (c) In any civil action filed under the act, the specific identity  
3 of the principal shall be alleged and it shall be the burden of the  
4 Attorney General to prove such identity.

5 (5) Failure to file any registration statement or supplements to  
6 such statement as required by section 4 of this act shall be considered a  
7 continuing violation for as long as such failure exists, notwithstanding  
8 any statute of limitation or other statute to the contrary.

9 (6) Whenever, in the judgment of the Attorney General, any person  
10 has engaged in any act or practice that constitutes a violation of the  
11 Foreign Adversary and Terrorist Agent Registration Act or any rule or  
12 regulation under the act, the Attorney General may apply to the district  
13 court for an order enjoining such acts or practices or for an order  
14 directing compliance. Upon a showing by the Attorney General that such  
15 person has engaged in any such acts or practices, the court may issue a  
16 temporary or permanent injunction, restraining order, or such other order  
17 that it may deem proper.

18 (7) If the Attorney General determines that a registration statement  
19 does not comply with the requirements of the Foreign Adversary and  
20 Terrorist Agent Registration Act or the rules and regulations adopted and  
21 promulgated under the act, the Attorney General shall notify the  
22 registrant in writing, specifying in what respects the statement is  
23 deficient. No person shall act as an agent of a foreign principal from an  
24 adversary nation or a foreign terrorist organization at any time ten days  
25 or more after receipt of such notification without filing an amended  
26 registration statement in full compliance with the requirements of the  
27 act and the rules and regulations adopted and promulgated under the act.

28 (8) It shall be unlawful for any agent of a foreign principal from  
29 an adversary nation or a foreign terrorist organization required to  
30 register under the Foreign Adversary and Terrorist Agent Registration Act  
31 to be a party to any contract, agreement, or understanding, either

1 express or implied, with such foreign principal pursuant to which the  
2 amount or payment of the compensation, fee, or other remuneration of such  
3 agent is contingent, in whole or in part, upon the success of any  
4 political activities carried on by such agent.

5 **Sec. 11.** (1) For purposes of this section, covered employee means a  
6 state employee who is required to file a statement of financial interest  
7 under the Nebraska Political Accountability and Disclosure Act.

8 (2)(a) Each covered employee of the State of Nebraska or any state  
9 agency shall submit a signed affidavit to his or her employer attesting  
10 that the covered employee is not an agent of a foreign principal from an  
11 adversary nation or a foreign terrorist organization.

12 (b) The affidavit shall be in a form developed by the Department of  
13 Administrative Services in consultation with the Attorney General.

14 (c) A covered employee of a postsecondary educational institution  
15 shall submit such affidavit at the beginning of each academic year. Any  
16 other covered employee shall submit such affidavit on or before January 1  
17 of every even-numbered year.

18 (3)(a) All businesses and nonprofit organizations operating within  
19 the State of Nebraska shall attest, on a report to be filed with the  
20 Secretary of State, that they are cognizant of and in compliance with the  
21 Foreign Adversary and Terrorist Agent Registration Act.

22 (b) The attestation required by this subsection shall be filed as  
23 follows:

24 (i) For a domestic or foreign limited liability company, the  
25 attestation shall be included in the biennial report in each odd-numbered  
26 year under section 21-125;

27 (ii) For a domestic or foreign corporation subject to the Nebraska  
28 Model Business Corporation Act, the attestation shall be included in the  
29 biennial report in each even-numbered year under section 21-301 or  
30 21-304;

31 (iii) For a domestic or foreign nonprofit corporation, the

1 attestation shall be included in the biennial report in each odd-numbered  
2 year under section 21-19,172;

3 (iv) For a domestic or foreign limited liability partnership, the  
4 attestation shall be included in the annual report under section 67-456;  
5 and

6 (v) For any other business or nonprofit organization not described  
7 in this subdivisions (2)(b)(i) through (iv), the attestation shall be  
8 filed between March 31 and June 1 of each odd-numbered year in a manner  
9 prescribed by the Secretary of State.

10 (c) The Attorney General shall develop the attestation required by  
11 this subsection.

12 (d) The Secretary of State may adopt and promulgate rules and  
13 regulations to carry out this subsection.

14 **Sec. 12.** (1) In order to increase public transparency, the Attorney  
15 General shall provide information about agents of foreign principals  
16 registered in Nebraska on a portal of the Attorney General's website. The  
17 portal shall contain the information about each registrant and each  
18 registrant's activities within the State of Nebraska.

19 (2) The Attorney General may exchange data with government officials  
20 in other states and the federal government in order to increase the  
21 transparency and registration compliance of foreign principals from  
22 adversary nations or foreign terrorist organizations that operate in  
23 multiple states.

24 **Sec. 13.** (1) In order to ensure compliance with the Foreign  
25 Adversary and Terrorist Agent Registration Act, if the Attorney General  
26 has reasonable cause to believe that any person has engaged in or is  
27 engaging in any act or practice in violation of the Foreign Adversary and  
28 Terrorist Agent Registration Act, the Attorney General shall have the  
29 power to issue civil investigative demands to persons suspected of being  
30 agents of foreign principals from adversary nations or foreign terrorist  
31 organizations.

1       (2) The Attorney General may adopt and promulgate rules and  
2 regulations to carry out the act.

3       **Sec. 14.** Sections 14 to 21 of this act shall be known and may be  
4 cited as the Crush Transnational Repression in Nebraska Act.

5       **Sec. 15.** The purpose of the Crush Transnational Repression in  
6 Nebraska Act is to counter the threat and practice of transnational  
7 repression committed by foreign governments or foreign terrorist  
8 organizations against the citizens and residents of this state, and to  
9 counter the threat and practice of foreign government interstate  
10 harassment through extranational enforcement of foreign government laws  
11 and directives.

12       **Sec. 16.** For purposes of the Crush Transnational Repression in  
13 Nebraska Act:

14       (1) Agent of a foreign principal means an agent directed or  
15 controlled by a foreign principal, or the proxies of such agent;

16       (2) Foreign adversary means a foreign adversary as determined  
17 pursuant to 15 C.F.R. 791.4 as such regulation existed on April 1, 2025;

18       (3) Foreign political party means any organization or any other  
19 combination of individuals in a country other than the United States, or  
20 any unit or branch thereof, having for an aim or purpose, or that is  
21 engaged in any activity devoted in whole or in part to:

22       (a) The establishment, administration, control, or acquisition of  
23 administration or control, of a government of a foreign country or a  
24 subdivision thereof; or

25       (b) The furtherance or influencing of the political or public  
26 interests, policies, or relations of a government of a foreign country or  
27 a subdivision thereof;

28       (4) Foreign principal means:

29       (a) The government of a foreign country or any official or  
30 subdivision of such government;

31       (b) A foreign political party or any member or subdivision of such

1 party;

2 (c) A foreign terrorist organization or any member or subdivision of  
3 such organization;

4 (d) A partnership, association, corporation, organization, or other  
5 combination of persons that is:

6 (i) Organized under the laws of, or has its principal place of  
7 business in, a foreign adversary, or a subsidiary of such entity; or

8 (ii) Owned or controlled wholly or in part by any person or  
9 combination of persons of a foreign adversary or foreign terrorist  
10 organization; or

11 (e) Any entity that is owned or controlled in whole or in part by a  
12 person or entity described in subdivision (4)(a), (b), (c), or (d) of  
13 this section;

14 (5) Foreign terrorist organization means an organization included on  
15 the United States Department of State's list of designated foreign  
16 terrorist organizations pursuant to 8 U.S.C. 1189, as such section  
17 existed on April 1, 2025;

18 (6)(a) Government of a foreign country means any person or group of  
19 persons exercising sovereign de facto or de jure political jurisdiction  
20 over any country, other than the United States, or over any part of such  
21 country, and includes any subdivision of any such group and any group or  
22 agency to which such sovereign de facto or de jure authority or functions  
23 are directly or indirectly delegated.

24 (b) Government of a foreign country also includes any faction or  
25 body of insurgents within a country, other than the United States,  
26 assuming to exercise governmental authority whether such faction or body  
27 of insurgents has or has not been recognized by the United States; and

28 (7) Transnational repression includes actions and behaviors  
29 emanating from or attributable to a foreign principal committed by an  
30 agent of such foreign principal, acting outside or within the foreign  
31 principal's territory, with the intention of harassing, intimidating,

1 censoring, or otherwise extending such principal's ability to influence,  
2 control, or impose such principal's preferences on the behavior of  
3 individuals outside of the principal's territory or jurisdiction. Such  
4 actions and behaviors include direct and indirect methods, including  
5 physical contact, threats, electronic targeting, actual or credible  
6 threats of collective punishment or harassment of individuals under the  
7 principal's effective control, financial coercion, abuse of  
8 administrative processes, selective prosecution of laws of general  
9 application, or the use or direction of social media and  
10 telecommunications entities.

11 **Sec. 17.** (1) For purposes of this section:

12 (a) Covered offense means:

13 (i) Assault in the first degree, section 28-308;

14 (ii) Assault in the second degree, section 28-309;

15 (iii) Assault in the third degree, section 28-310;

16 (iv) Terroristic threats, section 28-311.01;

17 (v) Stalking, section 28-311.03;

18 (vi) Violation of a harassment protection order, section 28-311.09;

19 (vii) False imprisonment in the first degree, section 28-314;

20 (viii) False imprisonment in the second degree, section 28-315; and

21 (ix) Attempt, conspiracy, solicitation, being an accessory to,  
22 aiding and abetting, aiding the consummation of, or compounding a felony  
23 with any of the other offenses in subdivision (1)(a) of this section as  
24 the underlying offense; and

25 (b) Protected conduct means conduct that is lawful under local,  
26 state, and federal law and consists of:

27 (i) The free exercise of religion;

28 (ii) Speech, orally or in writing in print or digital form, on a  
29 matter of public interest or concern;

30 (iii) Petitioning any local, state, or federal government entity for  
31 redress of grievances; or

1           (iv) Peaceably assembling.

2           (2) Any person who commits a covered offense shall be punished by  
3 the imposition of the next higher penalty classification than the penalty  
4 classification prescribed for the covered offense if:

5           (a) The person committing the offense is an agent of a foreign  
6 principal who acts knowingly at the direction of, on behalf of, or under  
7 the influence of such foreign principal; and

8           (b) The person committed the offense with the intent to:

9           (i) Coerce another person to act on behalf of a foreign principal;

10           (ii) Coerce another person to leave the United States or cause  
11 another person to leave the United States;

12           (iii) Cause another person to forebear from engaging in protected  
13 conduct; or

14           (iv) Retaliate against another person for engaging in protected  
15 conduct.

16           (3) If an offense is punishable as a Class I misdemeanor, the  
17 enhanced penalty under this section is a Class IV felony.

18           (4) The allegations supporting an enhancement under this section  
19 shall be set forth in the indictment or information, and it shall be the  
20 burden of the prosecuting attorney to prove such allegations beyond a  
21 reasonable doubt to the judge or jury in the state's case in chief.

22           **Sec. 18.** (1) A person commits an offense if, while acting as the  
23 agent of a foreign principal, such person:

24           (a) Intentionally engages in the prevention, detection,  
25 investigation, monitoring, surveilling, or prosecution of an offense  
26 under the law or rule of a government of a foreign country or a foreign  
27 terrorist organization at the direction of such foreign principal,  
28 government, or organization; and

29           (b) Such person acts without the knowledge and approval of the  
30 appropriate state or federal law enforcement agency of the United States.

31           (2) A violation of this section is a Class IIA felony.

1           **Sec. 19.** The Nebraska State Patrol may prepare or commission an  
2 empirical and qualitative report on the threat of transnational  
3 repression in Nebraska and electronically submit such report to the  
4 Legislature.

5           **Sec. 20.** (1) The Nebraska State Patrol may develop a transnational  
6 repression recognition and response training. The training may be  
7 regularly updated to address emerging threats and specific information on  
8 tactics used by specific foreign principals.

9           (2) Such training may include:

10           (a) How to identify different tactics of transnational repression in  
11 physical and nonphysical forms;

12           (b) Those foreign principals that are known to employ transnational  
13 repression, including not only those who use it most frequently, but also  
14 those who use it most egregiously, including, but not limited to, tools  
15 of digital surveillance and other Internet-based tools frequently used to  
16 carry out transnational repression activities;

17           (c) Best practices for appropriate local and state law enforcement  
18 prevention, reporting, and response tactics; and

19           (d) Information about communities targeted by transnational  
20 repression and propaganda that may be perpetuated by foreign principals.

21           **Sec. 21.** (1) The Nebraska State Patrol may develop a centralized  
22 and convenient website that allows members of the public to report  
23 instances of transnational repression. The website may include options  
24 for reporting in languages commonly spoken in Nebraska, including  
25 particularly languages of communities affected more frequently by  
26 transnational repression.

27           (2) The patrol may conduct a public awareness campaign to inform the  
28 public:

29           (a) How to identify and report instances of transnational  
30 repression;

31           (b) How to use the website created under this section; and

1        (c) What tools and remedies are available for victims of  
2 transnational repression.

3        (3) The patrol may electronically submit reports to the Legislature  
4 concerning complaints received on the website, outcomes of such  
5 complaints, and any instances of interference by foreign principals in  
6 the reporting process.

7        **Sec. 22.** Section 49-1480, Reissue Revised Statutes of Nebraska, is  
8 amended to read:

9        49-1480 (1) Every person employed, retained, or authorized as a  
10 lobbyist shall, before commencing any lobbying activity:

11        (a) File ~~file~~ an application with the Clerk of the Legislature for  
12 registration as a lobbyist, and if the clerk is satisfied that the  
13 application has been properly prepared the registration shall be deemed  
14 to be complete. The application shall be on a form prescribed by the  
15 clerk and approved by the Executive Board of the Legislative Council, and  
16 shall include as a minimum the following:

17        (i) (1) The name, permanent residence address, and office address of  
18 the lobbyist;

19        (ii) (2) The name and address of the principal of such lobbyist;

20        (iii) (3) The nature of the business of such principal and the  
21 amounts or sums given or to be given the lobbyist as compensation or  
22 reimbursement for lobbying. A lobbyist who is salaried or retained by a  
23 principal need only report that portion of compensation or reimbursement  
24 reasonably attributable to lobbying;

25        (iv) (4) A description of the business activity of the lobbyist;

26        (v) (5) An identification of the matters on which the principal or  
27 lobbyist expects to lobby;

28        (vi) If the principal is a Chinese military company, an affirmative  
29 acknowledgment by the lobbyist that such lobbyist is lobbying on behalf  
30 of, and thereby acting as an agent of, a foreign adversary of the United  
31 States;

1       (vii) ~~(6)~~ If the principal is an industry, trade, or professional  
2 association, a specific description of the industry, trade, or profession  
3 represented by the principal and the names and addresses of its officers;

4       (viii) ~~(7)~~ If the principal is not an industry, trade, or  
5 professional association, a specific description of the interests and  
6 groups represented by the principal and the names and addresses of its  
7 officers; and

8       (ix) ~~(8)~~ The name and address of any official in the legislative or  
9 executive branch, and of any members of any such official's staff or  
10 immediate family, who are employed by the lobbyist or any person acting  
11 on behalf of such lobbyist if such information is known or reasonably  
12 should have been known to the lobbyist.

13       **(b) If any such lobbying activity is on behalf of a Chinese military**  
14 **company, disclose that such Chinese military company is a foreign**  
15 **adversary of the United States. For purposes of this subdivision (b),**  
16 **lobbying activity includes, but is not limited to, lobbying by means of**  
17 **telephone, electronic mail, United States mail or other mail delivery**  
18 **service, in-person meetings, or testimony at legislative hearings.**

19       **(2)(a) Every person employed, retained, or authorized as a**  
20 **consultant for a Chinese military company shall, before commencing any**  
21 **influencing activity in Nebraska for such Chinese military company:**

22       **(i) File with the commission, on a form prescribed by the**  
23 **commission, information that shall include as a minimum, the following:**

24       **(A) The name, permanent residence address, and office address of the**  
25 **consultant;**

26       **(B) The name and address of the Chinese military company represented**  
27 **by such consultant;**

28       **(C) A description of the business activity of the consultant;**

29       **(D) An identification of the matters on which the consultant expects**  
30 **to conduct influencing activity on behalf of such Chinese military**  
31 **company;**

1       (E) An affirmative acknowledgment by the consultant that such  
2 consultant is influencing on behalf of, and thereby acting as an agent  
3 of, a foreign adversary of the United States; and

4       (F) The name and address of any official in the legislative or  
5 executive branch, and of any members of any such official's staff or  
6 immediate family, who are employed by the consultant or any person acting  
7 on behalf of such consultant if such information is known or reasonably  
8 should have been known to the consultant; and

9       (ii) Disclose that such Chinese military company is a foreign  
10 adversary of the United States.

11       (b) For purposes of this subsection, influencing activity includes,  
12 but is not limited to, influencing by means of telephone, electronic  
13 mail, United States mail or other mail delivery service, or in-person  
14 meetings.

15       (3) Any person who violates subdivision (1)(a)(vi) or (1)(b) or  
16 subsection (2) of this section shall be subject to a civil penalty of one  
17 hundred thousand dollars for each violation. For any subsequent  
18 violation, the civil penalty shall be increased by one hundred thousand  
19 dollars more than the previously assessed penalty, not to exceed one  
20 million dollars per violation.

21       (4) For purposes of this section, Chinese military company has the  
22 same meaning as in section 1260H of Public Law 116-283, as such section  
23 existed on April 1, 2025, and includes any subsidiary of a Chinese  
24 military company or any company owned or controlled, in whole or in part,  
25 by a Chinese military company.

26       **Sec. 23.** Section 49-14,126, Reissue Revised Statutes of Nebraska, is  
27 amended to read:

28       49-14,126 (1) The commission, upon finding that there has been a  
29 violation of the Nebraska Political Accountability and Disclosure Act or  
30 any rule or regulation promulgated thereunder, may issue an order  
31 requiring the violator to do one or more of the following:

- 1           (a) ~~(1)~~ Cease and desist from the violation;
- 2           (b) ~~(2)~~ File any report, statement, or other information as  
3 required;
- 4           (c) ~~(3)~~ Pay a civil penalty of not more than five thousand dollars  
5 for each violation of the act, rule, or regulation; or
- 6           (d) ~~(4)~~ Pay the costs of the hearing in a contested case if the  
7 violator did not appear at the hearing personally or by counsel.

8           (2) Upon finding that there has been a violation of subdivision (1)  
9 (a)(vi) or (1)(b) or subsection (2) of section 49-1480, the commission  
10 shall issue an order paying any person who provided the commission  
11 information that resulted in the finding of such violation a sum of fifty  
12 thousand dollars. Such payment shall be contingent upon the commission  
13 recovering any civil penalty sought under subsection (3) of section  
14 49-1480.

15           **Sec. 24.** Section 49-14,140, Reissue Revised Statutes of Nebraska, is  
16 amended to read:

17           49-14,140 The Nebraska Accountability and Disclosure Commission Cash  
18 Fund is hereby created. The fund shall consist of funds received by the  
19 commission pursuant to sections 49-1449.01, 49-1470, 49-1480.01, 49-1482,  
20 49-14,123, and 49-14,123.01 and subdivision (1)(d) ~~(4)~~ of section  
21 49-14,126. The fund shall be used by the commission in administering the  
22 Nebraska Political Accountability and Disclosure Act. Any money in the  
23 Nebraska Accountability and Disclosure Commission Cash Fund available for  
24 investment shall be invested by the state investment officer pursuant to  
25 the Nebraska Capital Expansion Act and the Nebraska State Funds  
26 Investment Act. Transfers may be made from the fund to the General Fund  
27 at the direction of the Legislature.

28           On April 25, 2013, the State Treasurer shall transfer \$630,870 from  
29 the Campaign Finance Limitation Cash Fund to the Nebraska Accountability  
30 and Disclosure Commission Cash Fund to be used for development,  
31 implementation, and maintenance of an electronic filing system for

1 campaign statements and other reports under the Nebraska Political  
2 Accountability and Disclosure Act and for making such statements and  
3 reports available to the public on the website of the commission. The  
4 State Treasurer shall transfer the balance of the Campaign Finance  
5 Limitation Cash Fund to the Election Administration Fund on or before  
6 July 5, 2013, or as soon thereafter as administratively possible.

7 **Sec. 25.** Section 73-901, Revised Statutes Cumulative Supplement,  
8 2024, is amended to read:

9 73-901 Sections 73-901 to 73-907 and section 29 of this act shall be  
10 known and may be cited as the Foreign Adversary Contracting Prohibition  
11 Act.

12 **Sec. 26.** Section 73-903, Revised Statutes Cumulative Supplement,  
13 2024, is amended to read:

14 73-903 For purposes of the Foreign Adversary Contracting Prohibition  
15 Act:

16 (1) Company means any sole proprietorship, organization,  
17 association, corporation, partnership, joint venture, limited  
18 partnership, limited liability partnership, limited liability company, or  
19 other entity or business association that exists for the purpose of  
20 making a profit, including all wholly owned subsidiaries, majority owned  
21 subsidiaries, parent companies, or affiliates of any such entity or  
22 business association;

23 (2) Foreign adversary means a foreign adversary as determined  
24 pursuant to 15 C.F.R. 791.4, as such regulation existed on April 1, 2025  
25 7.4;

26 (3) Owned in whole or in part means:

27 (a) For a publicly traded company, any share of ownership that  
28 entails the ability to direct or influence the operations of the company,  
29 the ability to appoint or discharge any board members, officers, or  
30 directors, or any other rights beyond those available to a retail  
31 investor holding an equivalent share of ownership; and

1 (b) For a privately held company, any share of ownership;

2 (4) Public entity means the state or any department, agency,  
3 commission, or other body of state government, including publicly funded  
4 institutions of higher education, any political subdivision of the state,  
5 and any other public or private agency, person, partnership, corporation,  
6 or business entity acting on behalf of any such public entity;

7 (5) Scrutinized company means:

8 (a) Any company organized under the laws of a foreign adversary or  
9 having its principal place of business within a foreign adversary, and  
10 any subsidiary of any such company;

11 (b) Any company owned in whole or in part or operated by the  
12 government of a foreign adversary, an entity controlled by the government  
13 of a foreign adversary, or any subsidiary or parent of any such company;  
14 or

15 (c) Any company that sells to a public entity a final technology-  
16 related product or service that originates with a company described in  
17 subdivision (5)(a) or (b) of this section without incorporating that  
18 product or service into another final product or service; ~~and~~

19 (6) Technology-related product or service means a product or service  
20 used for information systems, surveillance, light detection and ranging,  
21 or communications. The term includes unmanned aircraft; and

22 (7) Unmanned aircraft means an aircraft, including an aircraft  
23 commonly known as a drone, which is operated without the possibility of  
24 direct human intervention from within or on the aircraft.

25 **Sec. 27.** Section 73-905, Revised Statutes Cumulative Supplement,  
26 2024, is amended to read:

27 73-905 (1) A public entity shall require a company that submits a  
28 bid or proposal or enters into any contract or contract renewal with any  
29 public entity for any technology-related product or service to certify:

30 (a) (1) That the company is not a scrutinized company;

31 (b) (2) That the company will not subcontract with any scrutinized

1 company for any aspect of performance of the contemplated contract; and  
2 ~~(c) (3)~~ That any products or services to be provided do not  
3 originate with a scrutinized company.

4 (2) This section shall not apply to the contracts described in  
5 section 29 of this act.

6 **Sec. 28.** Section 73-906, Revised Statutes Cumulative Supplement,  
7 2024, is amended to read:

8 73-906 ~~(1)~~—No public entity shall enter into any contract or  
9 contract renewal that would result in any state or local government funds  
10 being transferred:

11 (1) (a) To a scrutinized company in connection with any technology-  
12 related product or service; or

13 (2) (b) To any company in connection with any technology-related  
14 product or service that originates with a scrutinized company.

15 ~~(2) Notwithstanding subsection (1) of this section, a public entity~~  
16 ~~may enter into a contract for goods manufactured by a scrutinized company~~  
17 ~~if:~~

18 ~~(a)(i) There is no other reasonable option for procuring such good;~~

19 ~~(ii) The contract is preapproved by the Department of Administrative~~  
20 ~~Services; and~~

21 ~~(iii) Not procuring such good would pose a greater threat to the~~  
22 ~~state than the threat associated with the good itself; or~~

23 ~~(b) The purchasing entity is an electric supplier that is not out of~~  
24 ~~compliance with the Critical Infrastructure Protection requirements~~  
25 ~~issued by the North American Electric Reliability Corporation.~~

26 **Sec. 29.** Notwithstanding sections 73-904 and 73-906, a public  
27 entity may enter into a contract for goods manufactured by a scrutinized  
28 company if:

29 (1)(a) There is no other reasonable option for procuring such goods;

30 (b) The contract is preapproved by the Department of Administrative  
31 Services; and

1       (c) Not procuring such good would pose a greater threat to the state  
2 than the threat associated with the good itself;

3       (2) The purchasing entity is an electric supplier that is not out of  
4 compliance with the Critical Infrastructure Protection requirements  
5 issued by the North American Electric Reliability Corporation; or

6       (3) The contract involves the procurement of unmanned aircraft and  
7 such contract is entered into prior to July 1, 2026. A public entity  
8 shall not use any unmanned aircraft procured pursuant to this subdivision  
9 on or after July 1, 2028.

10       **Sec. 30.** (1) For purposes of this section:

11       (a) Company means any corporation, partnership, association,  
12 organization, or other combination of persons;

13       (b) Foreign adversary means those countries listed in 15 C.F.R.  
14 791.4, as such regulation existed on April 1, 2025;

15       (c) Foreign adversarial company means a company that:

16       (i) Is organized under the laws of a foreign adversary;

17       (ii) Has its principal place of business within a foreign adversary;

18       (iii) Is owned in whole or in part, operated, or controlled by the  
19 government of a foreign adversary; or

20       (iv) Is a subsidiary or parent of any company otherwise described in  
21 subdivision (1)(c) of this section; and

22       (d) Government of a foreign adversary means any person or group of  
23 persons exercising sovereign de facto or de jure political jurisdiction  
24 over any foreign adversary, or over any part of such country, and  
25 includes any subdivision of any such group and any group or agency to  
26 which such sovereign de facto or de jure authority or functions are  
27 directly or indirectly delegated. Such term shall include any faction or  
28 body of insurgents within a country assuming to exercise governmental  
29 authority whether such faction or body of insurgents has or has not been  
30 recognized by the United States.

31       (2) A foreign adversarial company shall be ineligible to receive any

1 benefits under an incentive program of the State of Nebraska, including  
2 under:

- 3 (a) The Beginning Farmer Tax Credit Act;
- 4 (b) The Imagine Nebraska Act;
- 5 (c) The Nebraska Advantage Microenterprise Tax Credit Act;
- 6 (d) The Nebraska Advantage Research and Development Act;
- 7 (e) The Nebraska Advantage Rural Development Act;
- 8 (f) The Nebraska Job Creation and Mainstreet Revitalization Act;
- 9 (g) The New Markets Job Growth Investment Act;
- 10 (h) The Urban Redevelopment Act; and
- 11 (i) Any other tax or other incentive program created by legislative  
12 or executive action for the purpose of recruitment or retention of  
13 businesses in Nebraska.

14 **Sec. 31.** For purposes of sections 31 to 34 of this act:

15 (1) Business means any:

16 (a) Sole proprietorship, organization, association, corporation,  
17 partnership, joint venture, limited partnership, limited liability  
18 partnership, or limited liability business, including a wholly owned  
19 subsidiary, majority-owned subsidiary, parent business, or affiliate of  
20 those entities or business associations that exists to make a profit; and

21 (b) Nonprofit organization;

22 (2) Domicile means the country where:

23 (a) A business is registered and headquartered;

24 (b) A business primarily completes its affairs; and

25 (c) The majority stake of ownership of a business is located;

26 (3) Foreign adversary means any foreign government specified in  
27 federal code 15 C.F.R. 791.4, as such regulation existed on April 1,  
28 2025;

29 (4) Genetic sequencer means any device or platform used to conduct  
30 genetic sequencing, resequencing, isolation, or other genetic research;

31 (5) Genetic sequencing means any method used to determine the

1 identity and order of nucleotide bases in the human genome;

2 (6) Human genome means deoxyribonucleic acid or ribonucleic acid  
3 found in human cells;

4 (7) Medical facility means a facility that provides any health  
5 service and:

6 (a) Receives any money from the State of Nebraska or the United  
7 States Government;

8 (b) Is registered with the State of Nebraska to provide any health  
9 care service; or

10 (c) Conducts research or testing on, with, or relating to genetic  
11 sequencing or the human genome;

12 (8) Operational and research software means any computer program  
13 used for any operation, control, analysis, or other necessary function of  
14 genetic sequencing or genetic sequencers;

15 (9) Research facility means a facility that conducts research on,  
16 with, or relating to genetic sequencing or the human genome; and

17 (10) Software means any program, routine, or set of one or more  
18 programs or routines that is used or intended for use to cause the  
19 performance of a task or set of tasks relating to genetic sequencing or  
20 genetic sequencers by any computer, computer-related peripheral  
21 equipment, or combination thereof.

22 **Sec. 32.** No medical facility or research facility shall use any  
23 genetic sequencer or operational and research software for genetic  
24 sequencing if such genetic sequencer or operational and research software  
25 is produced in or by any:

26 (1) Foreign adversary;

27 (2) State-owned enterprise of any foreign adversary;

28 (3) Business domiciled in any foreign adversary; or

29 (4) Subsidiary or affiliate of a business domiciled in any foreign  
30 adversary.

31 **Sec. 33.** Any medical facility or research facility that is in

1 possession of any genetic sequencer or operational and research software  
2 that is described in section 32 of this act shall:

3 (1) Permanently disable such genetic sequencer or operational and  
4 research software; or

5 (2) Remove such genetic sequencer or operational and research  
6 software from any facility associated with such medical facility or  
7 research facility.

8 **Sec. 34.** (1) Any genetic sequencing data that is utilized in the  
9 State of Nebraska shall not be stored within any foreign adversary  
10 country.

11 (2) No person shall remotely access genetic sequencing data that is  
12 stored in the State of Nebraska from a foreign adversary country.

13 **Sec. 35.** This act becomes operative on October 1, 2025.

14 **Sec. 36.** If any section in this act or any part of any section is  
15 declared invalid or unconstitutional, the declaration shall not affect  
16 the validity or constitutionality of the remaining portions.

17 **Sec. 37.** Original sections 49-1480, 49-14,126, and 49-14,140,  
18 Reissue Revised Statutes of Nebraska, and sections 73-901, 73-903,  
19 73-905, and 73-906, Revised Statutes Cumulative Supplement, 2024, are  
20 repealed.