

RULE 5

NEBRASKA ACCOUNTABILITY AND DISCLOSURE COMMISSION

RULES AND REGULATIONS FOR THE CONDUCT OF MEETINGS SUBJECT TO THE PROVISIONS OF THE PUBLIC MEETINGS ACT

STATUTORY AUTHORITY

This rule is adopted pursuant to the provisions of sections 49-14,123(1), R.S. Supp., 1976, and section 84-1412(2), R.R.S., 1943.

5-(1) **MINUTES AND VOTING:** Except with respect to closed sessions requiring confidentiality pursuant to the provisions of the Nebraska Political Accountability and Disclosure Act and hearings in contested cases, minutes of all meetings shall be kept showing the time, place, members present and absent, and the substance of all matters discussed, any action taken on any question shall be upon motion, second and roll call vote in open session and the minutes shall show how each member voted, or if the member was absent or not voting.

5-(2) **CONFIDENTIALITY AND CLOSED SESSIONS:** In connection with matters subject to the provisions of sections 49-14,124 and 49-14,125, the Commission shall go into closed session upon resolution designating the time and the purpose of considering complaints pursuant to the confidentiality and closed session provisions of the Nebraska Political Accountability and Disclosure Act. Any action taken in closed session in connection with complaints shall be treated as proceedings and records relating to preliminary investigations or hearings on complaints and shall be confidential pursuant to the provisions of section 49-14,124 and 49-14,125, and no action shall be taken upon such matters when the meeting reconvenes in open session.

The vote to hold such a closed session shall be taken in open session and the vote of each member on the question of holding a closed session for the purpose of considering complaints or holding a closed hearing pursuant to the provisions of the Nebraska Political Accountability and Disclosure Act and the time when the closed session commenced and concluded shall be recorded in the minutes.

Except as provided for herein, closed sessions shall be held as otherwise provided in section 84-1410 of the Public Meetings Act.

5-(3) **RIGHT OF THE PUBLIC TO BE HEARD:** Except during closed sessions and hearings in contested cases, the public shall have a right to attend and be heard at public meetings of the Commission, and all or any part of the meetings of the Commission may be recorded by any person in attendance by means of a tape recorder or any other means of sonic reproduction or in writing. Unless otherwise provided by resolution of the Commission at any regular or special meeting, such rights to attend and be heard and the use of recording equipment shall be subject to the direction of the chairperson.

Adopted
4/19/78